

Toni Jennings  
President



Roberto Casas  
President Pro Tempore

# Senate Calendar

Friday, February 27, 1998

THE SENATE WILL CONVENE ON  
Tuesday, March 3, 1998  
10:00 a.m.—11:00 a.m.

&

11:00 a.m.—until completion of agenda  
Joint Session

## Schedule for March 2-6, 1998

(This is a schedule of times and places set by the Committee on Rules and Calendar and is subject to change.)

| MONDAY<br>March 2, 1998  | TUESDAY<br>March 3, 1998  | WEDNESDAY<br>March 4, 1998  | THURSDAY<br>March 5, 1998  | FRIDAY<br>March 6, 1998    |
|--|---|---|--|----------------------------|
| <p><b>9:00-12:00</b><br/>Leg. Com. on Everglades<br/>Oversight Rm. 102<br/>(HOB)</p> <p>Legislature<br/>Management<br/>(MC)</p>          | <p><b>10:00-11:00</b></p> <p><b>SESSION</b></p> <p><b>11:00-until completion<br/>of agenda</b></p> <p><b>JOINT SESSION</b></p>  | <p><b>9:00-11:00</b><br/>Children, Families<br/>&amp; Seniors Rm. A<br/>Com. &amp; Econ.<br/>Opp. Rm. EL<br/>Exec. Bus., Ethics<br/>&amp; Elections Rm. 309</p> | <p><b>9:00-11:00</b><br/>Judiciary Rm. 309<br/>Natural<br/>Resources Rm. A<br/>Regulated<br/>Industries Rm. EL</p> <p><b>11:45-1:45</b><br/>Joint Workshop of Ways<br/>&amp; Means Sub. C;<br/>Commerce &amp; Econ.<br/>Opp.; Education; and<br/>Children, Families &amp;<br/>Seniors on WAGES<br/>Implem. Rm.EL</p> |                            |
| LUNCH & DISTRICT<br>OFFICE   | LUNCH & DISTRICT<br>OFFICE  | LUNCH & DISTRICT<br>OFFICE  | LUNCH & DISTRICT<br>OFFICE   | LUNCH & DISTRICT<br>OFFICE |
| <p><b>12:30-3:30</b><br/>Ways &amp; Means (NM)<br/>Sub. A Rm. C<br/>Sub. B (MC)<br/>Sub. C Rm. A<br/>Sub. D Rm. 309<br/>Sub. E Rm. B</p> | <p><b>2:15-until completion<br/>of agenda</b><br/>Rules &amp; Calendar Spec.<br/>Order Sub. Rm. 301</p> <p><b>2:30-4:30</b><br/>Banking<br/>&amp; Ins. Rm. EL<br/>Com. Affairs Rm. 309<br/>Crim. Justice Rm. A<br/>Transportation Rm. 301</p> | <p><b>1:00-3:00</b><br/>Agriculture Rm. 301<br/>Education Rm. A<br/>Gov. Reform<br/>&amp; Oversight Rm. 309<br/>Health Care Rm. EL</p>                          | <p><b>2:15-4:00</b></p> <p><b>SESSION</b></p> <p><b>4:15 or upon recess of<br/>session-until<br/>completion of agenda</b><br/>Rules &amp; Calendar Spec.<br/>Order Sub. Rm. 301</p>  |                            |

(NM)\* = Not Meeting (MC) = Meeting Canceled

# COMMITTEE MEETINGS

(SENATE COMMITTEE MEETING MATERIALS ARE AVAILABLE IN THE DISTRIBUTION CENTER, ROOM 307 CAPITOL)

**MONDAY, MARCH 2, 1998**

## **JOINT LEGISLATIVE COMMITTEE ON EVERGLADES**

**OVERSIGHT:** 9:00 a.m.—12:00 noon, Room 102 (House Office Building):

Presentations on the Everglades Water Budget and Seepage Management

Follow-up discussion on the "Executive Summary of the Available Data for Everglades Cost Allocation"

Update on federal reimbursement for STA 1 East and other proposed federal funding

Financial schedule update for the Everglades Construction Project

Presentations by the South Florida Water Management District, a representative of the agricultural interests, and a representative of the environmental interests on Best Management Practices

Public comment/testimony

## **WAYS AND MEANS SUBCOMMITTEE A (GENERAL**

**GOVERNMENT):** 12:30—3:30 p.m., Room C (32-LL-Senate Office Building):

Budget work session

## **WAYS AND MEANS SUBCOMMITTEE B (EDUCATION):**

12:30—3:30 p.m., Room EL (Senate Office Building):

**Meeting Canceled**

## **WAYS AND MEANS SUBCOMMITTEE C (HUMAN**

**SERVICES):** 12:30—3:30 p.m., Room A (37-LL-Senate Office Building):

Budget work session

## **WAYS AND MEANS SUBCOMMITTEE D (CRIMINAL**

**JUSTICE):** 12:30—3:30 p.m., Room 309 (Capitol):

Budget work session

## **WAYS AND MEANS SUBCOMMITTEE E (FINANCE AND**

**TAX):** 12:30—3:30 p.m., Room B (42-LL-Senate Office Building):

SB 0326 by Senator Ostalkiewicz—Revenue Estimating Conference  
SB 0522 by Senator Ostalkiewicz—Sales Tax Exemption/Nonprofit Orgs.

SB 0538 by Senator Lee—Sales Tax Exemption/Nonprofit Org.  
SB 0636 by Senator Ostalkiewicz and others—Taxation of Homes for the Aged

SB 0808 by Senator Grant—Tax Exemption/Religious Activities  
SB 0916 by Senator Bronson—Sales Tax Exemptions/Aquaculture  
SB 0984 by Senator Harris—Sales Tax/Farm Equipment  
SB 1082 by Senator Ostalkiewicz—Excise Tax on Documents

Amendment deadline for this meeting is Friday, February 27, 1998, at 12:30 p.m.

**TUESDAY, MARCH 3, 1998**

**BANKING AND INSURANCE:** 2:30—5:30 p.m., Room EL (Senate Office Building):

Discussion of the Department of Insurance proposed property insurance legislation

**COMMUNITY AFFAIRS:** 2:30—4:30 p.m., Room 309 (Capitol):

SB 0142 by Senator Brown-Waite and others—Veterans/Employment Preference

SB 0266 by Senator Childers—Firefighters & Police Pension TF  
SB 0270 by Senator Childers and others—Firefighters & Police Pension TF

SB 0444 by Senator Gutman—Criminal Mischief/Graffiti  
SB 0560 by Senator Bronson—Determination of Millage  
SB 0830 by Senator Cowin and others—Homestead Tax Exemptions/SS Numbers

SB 0884 by Senator Clary—Local Option Tourist Development Tax  
SB 1000 by Senator Myers—Real Property with Delinquent Taxes  
SB 1172 by Senator Myers—Residential Swimming Pool Barriers

Presentation by the Florida Tax Collectors, Inc.

Amendment deadline for this meeting is Monday, March 2, 1998, at 2:30 p.m.

**CRIMINAL JUSTICE:** 2:30—4:30 p.m., Room A (37-LL-Senate Office Building):

SB 0898 by Senator Burt—Postconviction/Capital Cases  
SB 1330 by Senator Burt—Capital Cases/Administration  
SJR 0964 by Senator Lee—Death Penalty/Execution Method  
SJR 1234 by Senator Dudley and others—Rules of Criminal Procedure

SB 1328 by Senator Burt—Capital Collateral Proceedings  
SB 0554 by Senator Burt—DUI/Subsequent Convictions  
SB 0668 by Senator Crist—Violent Offenders  
SB 0694 by Senator Grant—Racketeering Activity  
SB 0708 by Senator Grant—Juvenile Substance Abuse Testing  
SB 0786 by Senator Gutman—Trespass  
SB 0944 by Senator Campbell—Airbag Antitheft Act  
SB 0978 by Senator Gutman—Crime Stoppers Trust Fund  
SB 0356 by Senator Williams and others—Death Penalty Appeals Reform Act

Amendment deadline for this meeting is Monday, March 2, 1998, at 2:30 p.m.

**TRANSPORTATION:** 2:30—4:30 p.m., Room 301 (Capitol):

A public hearing for consideration of the confirmation of the below-named executive appointment to the office indicated. (All persons wishing to be heard on this appointment are requested to notify the committee secretary at 487-5223 on the day preceding the hearing.)

John P. Browning, Member, Florida Transportation Commission  
Term: November 20, 1997 - September 30, 2001

SB 0582 by Senator Childers and others—Parking Permits For Disabled  
SB 0986 by Senator Bronson—Environmental Mitigation  
SB 1218 by Senator Crist—Driver's License Revocations  
SB 0844 by Senator Hargrett—Commercial Motor Vehicles

Amendment deadline for this meeting is Monday, March 2, 1998, at 2:30 p.m.

# BILLS ON CALENDAR

## SENATE BILLS ON SECOND READING

### **CS/SB 2 by the Committee on Transportation and Senator Childers**

**Relief/David Kelley & Kelley Estate;** compensates David Kelley & Estate of Alto Kelley for injuries & damages sustained as result of negligence of DOT. Effective Date: 07/01/1998.

Recommended favorably by The Special Master on Claim Bills and reported favorably as a committee substitute by the Committee on Transportation and the Committee on Ways and Means, reports the Committee substitute favorably

### **SB 4 by Senator Forman**

**Relief/Garcia/Miami Beach;** provides for relief of Juan A. Garcia, Jr., & Juan & Barbara Garcia, as natural parents of Juan A. Garcia, Jr.; compensates them for injuries & damages sustained as result of negligence of City of Miami Beach. Effective Date: Upon becoming law.

Recommended favorably by The Special Master on Claim Bills and reported favorably by the Committees on Community Affairs and Ways and Means

### **SB 6 by Senator Meadows**

**Relief/Michelle Ponce/Dade Co.;** compensates Michelle Ponce, a minor, for injuries & damages sustained as result of negligence of Metropolitan Dade County. Effective Date: Upon becoming law.

Recommended favorably by The Special Master on Claim Bills and reported favorably by the Committees on Community Affairs and Ways and Means

### **SB 8 by Senator Grant**

**Relief/Heather Roszell;** compensates Heather Roszell, a minor, for injuries & damages sustained as result of negligence of State of Florida, Board of Regents, & Hillsborough County Hospital Authority, d.b.a. Tampa General Hospital. Effective Date: 07/01/1998.

Recommended favorably, with one amendment, by The Special Master on Claim Bills and reported favorably, with two amendments, by the Committee on Health Care and reported favorably, with one amendment, by the Committee on Ways and Means

### **SB 10 by Senator Crist**

**Relief/Alice Berdat Estate/DOC;** provides for relief of Estate of Alice Berdat, deceased; compensates said estate for death of Alice Berdat due to negligence of DOC. Effective Date: Upon becoming law.

Recommended unfavorably by The Special Master on Claim Bills and reported favorably by the Committees on Criminal Justice and Ways and Means

### **SB 12 by Senator Crist**

**Relief/Mary Beth Wiggers/DOC;** provides for relief of Mary Beth Wiggers; compensates her for injuries she sustained due to negligence of DOC. Effective Date: Upon becoming law.

Recommended unfavorably by The Special Master on Claim Bills and reported favorably by the Committees on Criminal Justice and Ways and Means

### **SB 14 by Senator Forman**

**Relief/Tirini S. Riley/Broward Co.;** provides for relief of Tirini S. Riley, a minor, for injuries sustained arising out of accident that occurred while she was a patient of South Broward Hospital District, d/b/a Memorial Hospital. Effective Date: 07/01/1998.

Recommended favorably, with one amendment, by The Special Master on Claim Bills and reported favorably, with one amendment, by the Committee on Health Care and reported favorably, with one amendment, by the Committee on Ways and Means

### **SB 16 by Senator Turner**

**Relief/Lazaro Gutierrez/Dade County;** provides for relief of Lazaro Gutierrez; compensates him for injuries & damages sustained as result of negligence of Dade County School Board. Effective Date: Upon becoming law.

Recommended favorably by The Special Master on Claim Bills and reported favorably, with one amendment, by the Committee on Education and reported favorably, with one amendment, by the Committee on Ways and Means

### **SB 18 by Senator Clary**

**Relief/Ray Construction/DOR;** provides for relief of Ray Construction of Okaloosa County, Ltd.; compensates said construction company for documentary stamp tax assessments paid to DOR & for attorney's fees & court costs. Effective Date: 07/01/1998.

Recommended favorably by The Special Master on Claim Bills and reported favorably by the Committee on Governmental Reform and Oversight, and reported favorably, with one amendment, by the Committee on Ways and Means

### **SB 20 by Senator Clary**

**Relief/Dale R. Cowie/DMS;** provides for relief of Dale R. Cowie; reimburses him for expenses incurred in completion of state contract. Effective Date: 07/01/1998.

Recommended favorably, with one amendment, by The Special Master on Claim Bills and reported favorably, with one amendment, by the Committee on Governmental Reform and Oversight, and reported favorably by the Committee on Ways and Means

### **SB 22 by Senator Campbell**

**Relief/Triesa Wells/Pembroke Pines;** provides for relief of Triesa Wells; compensates her for injuries sustained as result of negligence of employee of City of Pembroke Pines. Effective Date: 07/01/1998.

Recommended favorably by The Special Master on Claim Bills and reported favorably by the Committees on Community Affairs and Ways and Means

### **SB 26 by Senator Turner**

**Relief/Adela Azcuy/Dade County;** provides for relief of Adela Azcuy, for injuries suffered as result of negligence of Dade County. Effective Date: 07/01/1998.

Recommended favorably by The Special Master on Claim Bills and reported favorably by the Committee on Community Affairs and reported favorably, with one amendment, by the Committee on Ways and Means

**SB 30 by Senator Forman**

**Relief/Franklin Messick/Collier Co.;** provides for relief of Franklin David Messick as Personal Representative of Estate of Arthur D. Messick; compensates him for wrongful death of his son, Arthur D. Messick, which occurred as result of negligence of Collier County. Effective Date: Upon becoming law.

Recommended favorably, with one amendment, by The Special Master on Claim Bills and reported favorably, with one amendment, by the Committee on Community Affairs and reported favorably by the Committee on Ways and Means

**SB 32 by Senator Silver**

**Relief/Kathryn Malloy/Palm Beach Co.;** provides for relief of Kathryn Malloy, formerly known as Kathryn Sperdute; reimburses her for injuries suffered in accident that was caused by negligence of employee of Palm Beach County School Board. Effective Date: 07/01/1998.

Recommended favorably by The Special Master on Claim Bills and reported favorably by the Committees on Education and Ways and Means

**SB 34 by Senator Casas**

**Relief/Bruce Wiggins/Metro Dade Co.;** provides for relief of Bruce Wiggins as Personal Representative of Estate of Helen Wiggins, deceased, for benefit of Bruce Wiggins, Alisha Wiggins, aminor, & Jake Wiggins, a minor; compensates them for death of Helen Wiggins as result of negligence of Metropolitan Dade County. Effective Date: Upon becoming law.

Recommended favorably by The Special Master on Claim Bills and reported favorably by the Committee on Community Affairs and reported favorably, with two amendments, by the Committee on Ways and Means

**SB 36 by Senator Horne**

**Relief/Carrie A. Wilson/Duval County;** provides for relief of Carrie A. Wilson; reimburses Carrie A. Wilson, a minor, & her mother, Barbara Britt, for injuries sustained by Carrie A. Wilson as result of negligence of Duval County School Board. Effective Date: Upon becoming law.

Recommended favorably, with one amendment, by The Special Master on Claim Bills and reported favorably, with two amendments, by the Committee on Education and reported favorably, with one amendment, by the Committee on Ways and Means

**SB 38 by Senator Thomas**

**Relief/Dena Sheryl Steels/Leon Co.;** provides for relief of Dena Sheryl Steels; compensates her for wrongful death of Kenneth Michael Pyles, her son, resulting from negligence of City of Tallahassee & Leon County School Board. Effective Date: Upon becoming law.

Recommended favorably by The Special Master on Claim Bills and reported favorably by the Committees on Education and Ways and Means

**SB 40 by Senator Campbell**

**Relief/Bruce & Janie Silverman;** (Broward Co.) provides for relief of Bruce & Janie Silverman, personal representatives of estate of Alexandra Silverman; compensates them for death of Alexandra Silverman while in care of Coral Springs Hospital. Effective Date: Upon becoming law.

Recommended favorably by The Special Master on Claim Bills and reported favorably by the Committees on Health Care and Ways and Means

**SB 42 by Senator Silver**

**Relief/Vernelle Lowder/HRS Dept.;** compensates Vernelle Lowder for damages she sustained due to negligence of HRS Department. Effective Date: Upon becoming law.

Recommended favorably by The Special Master on Claim Bills and reported favorably, with one amendment, by the Committee on Health Care and reported favorably, with one amendment, by the Committee on Ways and Means

**SB 44 by Senator Turner**

**Relief/Frank H. Holliday/Manatee Co.;** provides for relief of Frank H. Holliday; compensates him for injuries & damages sustained as result of negligence of Manatee County Sheriff's Department. Effective Date: Upon becoming law.

Recommended favorably by The Special Master on Claim Bills and reported favorably by the Committees on Community Affairs and Ways and Means

**SB 52 by Senator Grant**

**Relief/Jemal Kurein/Tampa;** provides for relief of Jemal Kurein, by & through his wife & natural guardian, Semira Kurein, & for Semira Kurein, individually, & for Remzu & Nima Kurein, minor children of Jemal & Semira Kurein, by & through their mother, Semira Kurein; compensates them for injuries & damages sustained by Jemal Kurein as result of negligence of City of Tampa. Effective Date: Upon becoming law.

Recommended favorably by The Special Master on Claim Bills and reported favorably, with one amendment, by the Committee on Community Affairs and reported favorably, with two amendments, by the Committee on Ways and Means

**SB 54 by Senator Dyer**

**Relief/Michelle Jones;** provides for relief of Michelle Jones, a minor, & Kathy M. Jones, her mother; directs West Volusia Hospital Authority to appropriate funds to be paid to Kathy Jones, individually, & for benefit of Michelle Jones, a minor, to compensate them for injuries & damages sustained as result of negligence of West Volusia Hospital Authority, formerly d/b/a West Volusia Memorial Hospital. Effective Date: Upon becoming law.

Recommended favorably, with one amendment, by The Special Master on Claim Bills and reported favorably, with two amendments, by the Committee on Health Care and reported favorably by the Committee on Ways and Means

**SB 56 by Senator Klein**

**Relief/Julie McGinnes/Palm Beach Co.;** provides for relief of Julie McGinnes; compensates her for injuries & damages sustained as result of negligence of Palm Beach County. Effective Date: Upon becoming law.

Recommended favorably by The Special Master on Claim Bills and reported favorably by the Committees on Community Affairs and Ways and Means

**SB 60 by Senator Gutman**

**Relief/Jeanette Alonso/Dade County;** provides for relief of Jeanette Alonso, a minor, for injuries sustained as result of conduct of Public Health Trust of Dade County, d.b.a. Jackson Memorial Hospital; provides for payment by Public Health Trust of Dade County, d.b.a. Jackson Memorial Hospital. Effective Date: Upon becoming law.

Recommended favorably by The Special Master on Claim Bills and reported favorably by the Committee on Health Care and reported favorably, with one amendment, by the Committee on Ways and Means

**SB 64 by Senator Gutman**

**Relief/Jose & Johannes Pena/Hialeah;** provides for relief of Jose Pena, as Personal Representative of Estate of Carmen Pena, deceased, & individually, as surviving father of Katherine Pena & Richard Pena, minor children of Carmen Pena & Jose Pena, deceased; provides for relief of Johannes Pena, surviving son of Carmen Pena; compensates them for death of Carmen Pena, Katherine Pena, & Richard Pena as result of negligence of City of Hialeah. Effective Date: Upon becoming law.

Recommended favorably by The Special Master on Claim Bills and reported favorably by the Committees on Community Affairs and Ways and Means

**SB 66 by Senator Williams**

**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.

Recommended favorably by The Special Master on Claim Bills and reported favorably by the Committees on Governmental Reform and Oversight, and Ways and Means

**SB 70 by Senator Klein**

**Relief/Matthew White/Alachua Co.;** provides for relief of Matthew White; compensates him for injuries & damages sustained as result of negligence of Alachua County Sheriff's Department. Effective Date: Upon becoming law.

Recommended favorably by The Special Master on Claim Bills and reported favorably by the Committee on Community Affairs and reported favorably, with one amendment, by the Committee on Ways and Means

**CS/SB 96 by the Committee on Education and Senator Grant**

**Unrecognized Academic Degrees;** provides for disclosure of unrecognized degrees. Amends 817.567. Effective Date: Upon becoming law.

Reported favorably as a committee substitute by the Committee on Education

**SB 108 by Senator Hargrett**

**Public Records/Child-care Facilities;** exempts from certain provisions certain information contained in files that pertain to licensure of family foster homes, residential child-caring agencies, & child-placing agencies; provides for repeal & for legislative review of exemption; provides rationale for exemption. Amends 409.175. Effective Date: Upon becoming law.

Reported favorably, with one amendment, by the Committee on Children, Families and Seniors, and reported favorably by the Committee on Governmental Reform and Oversight

**SB 112 by Senator Latvala**

**Public Records/Employee Assistance;** revises provisions which specify that communications re state employee's participation in employee assistance program are confidential, & which provide public records exemption for records relating thereto; provides that certain communications re county or municipal employee's participation in such program are confidential; provides exemption from public records requirements, etc. Amends 110.1091; creates 125.585, 166.0444. Effective Date: 10/01/1998.

Reported favorably by the Committee on Governmental Reform and Oversight

**CS/SB 114 by the Committee on Judiciary and Senator Latvala**

**Molder's Liens;** provides definitions; provides obligations of molders to customers; provides procedures & conditions for acquisition of title to unclaimed molds; creates molder's lien & specifies rights of molder; provides definitions & procedures; provides for application & repeal. Creates 713.596. Effective Date: 07/01/1998.

Reported favorably as a committee substitute by the Committee on Judiciary

**SB 116 by Senator Holzendorf**

**Public Records/Domestic Violence;** provides exemption from public records requirements for certain personal information about program participants in Address Confidentiality Program for Victims of Domestic Violence; provides for future review & repeal; provides finding of public necessity; takes effect on effective date of SB 118 re Address Confidentiality Program for Victims of Domestic Violence, or similar legislation enacted during 1998 Regular Session, etc. Creates 741.465. Effective Date: Contingent.

Reported favorably by the Committee on Children, Families and Seniors

**CS/SB 118 by the Committee on Children, Families and Seniors and Senator Holzendorf**

**Domestic Violence/Confidentiality;** provides for creation of Address Confidentiality Program for Victims of Domestic Violence; defines offense of falsely attesting or knowingly providing false or incorrect information in such program application, & provides penalties therefor; provides for voting by program participants in same manner as absentee voters; prohibits disclosure of addresses & certain information, except under specified circumstances, etc. Creates 741.401-.409. Effective Date: 10/01/1998.

Reported favorably as a committee substitute by the Committee on Children, Families and Seniors

**SB 136 by Senator Forman**

**Dog Guides & Service Dogs/Training;** prohibits person from interfering with person who is engaged in training dog guide or service dog; provides penalties. Amends 413.08. Effective Date: 07/01/1998.

Reported favorably by the Committee on Criminal Justice

**CS/SB 140 by the Committee on Community Affairs and Senator Forman**

**Public Records/Housing Assistance;** provides exemption from public records law for certain records furnished pursuant to certain housing assistance programs; provides statement of public necessity; provides for future review & repeal. Amends 119.07. Effective Date: 07/01/1998.

Reported favorably as a committee substitute by the Committee on Community Affairs

**SB 146 by the Committee on Natural Resources**

**Petroleum Storage Systems;** corrects references to Fla. Administrative Code. Amends 376.313; abrogates repeal of 376.313(4). Effective Date: 10/01/1998.

Reported favorably by the Committee on Natural Resources

**CS/SB 154 by the Committee on Criminal Justice and Senator Campbell**

**Offenses That Evidence Prejudice;** provides enhanced penalties for offenses that show evidence of prejudice against victim, based on victim's mental or physical disability or advanced age; provides definitions. Amends 775.085. Effective Date: 10/01/1998.

Reported favorably as a committee substitute by the Committee on Criminal Justice

**SB 166 by Senator Brown-Waite**

**Public Records/Meetings/Managed Care;** provides exemption from public records requirements for certain personal information in documents, reports, or records prepared or reviewed by provider & subscriber assistance panel or obtained by AHCA; provides exemption for portions of meetings of such panels when such information or trade secret or internal risk management program information is discussed; requires recording of closed meetings, etc. Amends 408.7056. Effective Date: Upon becoming law.

Reported favorably by the Committee on Health Care and reported favorably, with one amendment, by the Committee on Governmental Reform and Oversight

**CS/SB 176 by the Committee on Judiciary, Senator Meadows and others**

**Tenants/Repair to Rental Property;** provides for tenant to repair premises after notice to landlord; provides for deduction of costs of repair from rent due; provides limitations; provides for right of tenant to repair to be defense to action for rent or possession; provides for payment of certain funds into registry of court; prohibits retaliatory actions by landlord. Creates 83.565; amends 83.60,.64. Effective Date: 07/01/1998.

Reported favorably as a committee substitute by the Committee on Judiciary

**CS/SB 178 by the Committee on Transportation, Senator Burt and others**

**Building Designations;** names portion of Florida Department of Transportation District Five Headquarters Building in Deland completed March 26, 1993, as "Ben G. Watts Building"; designates specified bridge in Pasco County as "Father Felix Ullrich Bridge"; provides for erection of markers. Effective Date: Upon becoming law.

Reported favorably as a committee substitute by the Committee on Transportation

**CS/SB 188 by the Committee on Health Care and Senator Brown-Waite**

**Transitional Living Facilities;** provides for regulation of transitional living facilities for brain-injured & spinal-cord-injured persons; provides for right of entry & inspection & for injunctive proceedings; provides for moratorium on admissions; provides duties of transitional living facilities to provide certain therapies & plans; provides additional duties of advisory council on brain & spinal cord injuries. Amends 400.805, 413.49,.605. Effective Date: 10/01/1998.

Reported favorably as a committee substitute by the Committee on Health Care

**SB 198 by Senator Klein**

**Death by Lethal Injection/Records;** provides exemptions from public records requirements for information identifying person administering lethal injection during execution of death sentence; provides for future review & repeal & finding of public necessity;

takes effect on same date as similar legislation providing for execution of death sentence by lethal injection, etc. Amends 945.10. Effective Date: Contingent.

Reported favorably by the Committee on Criminal Justice

**SB 218 by Senator Rossin**

**Employment Screening/Criminals;** restricts applicability provision re criminal offenses that was inadvertently attributed to certain employment screening provisions; provides legislative findings & intent; applies retroactively to June 9, 1995. Effective Date: Upon becoming law.

Reported favorably, with one amendment, by the Committee on Commerce and Economic Opportunities

**SB 222 by Senator Burt**

**Bond Requirements/Public Officers;** eliminates bond requirements for Treasurer, Agriculture Commissioner, & comptroller of DOT; allows head of executive dept. to require bonds for officers or employees of dept. & to set amount of bond & approve bond; allows Parole Commission to require bonds for employees, set bond amount, & approve bonds; authorizes state attorneys to require bonds for full-time investigators & special investigators, etc. Amends FS. Effective Date: 07/01/1998.

Reported favorably by the Committee on Governmental Reform and Oversight

**CS/SB 226 by the Committee on Banking and Insurance**

**Family Day Care Homes/Insurance;** provides legislative intent & definitions; provides exclusion from liability coverage under residential property insurance policies for losses arising out of operation of family day care home; prohibits cancellation, refusal to renew, or denial of coverage for residential property insurance due to family day care operations; provides exceptions; provides applicability. Creates 627.70161. Effective Date: 10/01/1998.

Reported favorably as a committee substitute by the Committee on Banking and Insurance

**SB 232 by the Committee on Banking and Insurance**

**Windstorm Insurance;** continues prohibition on extending eligibility for coverage from Florida Windstorm Underwriting Association to any area that was not eligible on March 1, 1997; deletes scheduled repeal of this prohibition. Amends 627.351. Effective Date: Upon becoming law.

Reported favorably, with one amendment, by the Committee on Banking and Insurance

**SB 238 by the Committee on Regulated Industries**

**Professions & Occupations/Regulation;** provides criteria for evaluating proposals for new regulations based on effect of such regulations on job creation or retention; provides criteria for evaluating proposals to increase regulation of currently regulated professions based on effect of such regulations on job creation or retention. Amends 11.62, 455.201,.517. Effective Date: 10/01/1998.

Reported favorably by the Committee on Regulated Industries

**SB 254 by Senator Latvala and others**

**Baldomero Lopez State Nursing Home;** designates state veterans' nursing home in Land O'Lakes, Pasco County, as "Baldomero Lopez State Veterans' Nursing Home". Effective Date: Upon becoming law.

Reported favorably by the Committee on Community Affairs

**CS/SB 290 by the Committee on Health Care and Senator Klein**

**Paramedics & EMTs;** provides for paramedics & emergency medical technicians to provide health promotion & wellness activities & blood pressure screenings; provides for paramedics to administer immunizations & requires verification & documentation of their qualifications to do so; provides conditions to provision of such community health care; provides for rulemaking. Amends 401.411; creates 401.272. Effective Date: Upon becoming law.

Reported favorably as a committee substitute by the Committee on Health Care, with one amendment

**CS/SB 302 by the Committee on Community Affairs and Senator Lee**

**Regional Poison Control Center;** requires each basic & advanced life support service & air ambulance service to develop & implement prehospital emergency dispatch protocol with appropriate regional poison control center; provides that regional poison control centers shall assume responsibility & liability for calls transferred in accordance with protocol. Amends 395.1027; creates 401.268. Effective Date: 07/01/1998.

Reported favorably as a committee substitute by the Committee on Community Affairs

**SB 348 by Senator Cowin and others**

**Public Records/Minors/Statement;** provides exemption from public records requirements for videotaped statement of minor who is victim of specified crimes involving sexual battery, lewd acts, or other sexual misconduct re such offenses; authorizes access by certain governmental agencies; provides for future review & repeal; provides finding of public necessity. Amends 119.07. Effective Date: Upon becoming law.

Reported favorably, with one amendment, by the Committee on Governmental Reform and Oversight

**CS/SB 364 by the Committee on Health Care**

**Public Records/Natural Persons;** exempts information re natural persons in health, medical, patient, or health insurance records from public records law; provides exceptions; exempts from public discussion portions of public meetings during which contents of health, medical, patient, or health insurance information re natural person are considered; provides exceptions; provides justification for exemptions, etc. Amends 119.07, 286.011. Effective Date: Upon becoming law.

Reported favorably as a committee substitute by the Committee on Health Care

**SB 394 by Senator Forman**

**Human Rights Committees;** provides legislative intent re duties & powers of Statewide Human Rights Advocacy Committee & district human rights advocacy committee; provides for Statewide Human Rights Advocacy Committee to monitor activities of, & investigate complaints against, CFS Dept., Health Dept. & AHCA; revises duties of district human rights advocacy committee to conform to expanded duties of statewide committee, etc. Amends Ch. 402. Effective Date: 07/01/1998.

Reported favorably by the Committee on Judiciary

**SB 396 by Senator Forman**

**Human Rights Advocacy Councils;** redesignates Statewide Human Rights Advocacy Committee as Statewide Human Rights Advocacy Council; redesignates district human rights advocacy committees as local human rights advocacy councils & provides for additional local councils to be established; provides for local councils to monitor

activities of, & investigate complaints against, CFS Dept.; conforms terminology to changes made by act, etc. Amends FS. Effective Date: 07/01/1998.

Reported favorably by the Committee on Children, Families and Seniors

**SB 404 by Senator Bronson**

**Criminal Penalty/Jail Rules;** provides criminal penalty for refusing to obey jail rules & regulations. Amends 951.23. Effective Date: Upon becoming law.

Reported favorably, with one amendment, by the Committee on Criminal Justice

**CS/SB 406 by the Committee on Regulated Industries and Senator Clary**

**Land Platting;** defines terms re platting; requires plats & replats of subdivisions submitted for approval to be accompanied by boundary survey of platted lands; revises provisions re naming & replatting subdivisions; provides requirements for recording of plat; revises provisions re approval of plats by governing bodies; requires plats to be reviewed by professional surveyor & mapper before approval by governing body, etc. Amends Ch. 177. Effective Date: 07/01/1998.

Reported favorably as a committee substitute by the Committee on Regulated Industries

**SB 412 by Senator Clary**

**Premium Finance Agreement Payments;** provides that any installment paid to premium finance company under premium finance agreement shall be deemed to be timely payment if it is received with postmark on or before due date; provides applicability. Amends 627.841. Effective Date: 10/01/1998.

Reported favorably by the Committee on Banking and Insurance

**SB 474 by Senator Dyer**

**Community Policing Innovations;** includes reduction or prevention of crime within community redevelopment activities under Community Redevelopment Act of 1969 & defines "community policing innovation"; authorizes county or municipality to appropriate funds for community policing innovations; includes community policing innovations within safe neighborhood improvement plans, etc. Amends Ch. 163; creates 943.1729. Effective Date: Upon becoming law.

Reported favorably by the Committee on Community Affairs

**CS/SB 476 by the Committee on Transportation, Senator Dyer and others**

**Driver's License Suspension;** deletes certain additional suspension periods imposed for driving with suspended license or for failing to surrender driver's license to HSMV upon suspension or revocation; provides suspension or revocation of driver's licenses not to be concurrent with imprisonment; authorizes issuance of driver's license for business purposes to persons with two or more DUI convictions 10 or more years apart. Amends 322.28, 271. Effective Date: Upon becoming law.

Reported favorably as a committee substitute by the Committee on Transportation

**SB 480 by Senator Klein**

**Controlled Substances/Child Care;** corrects misplaced statutory provision re unlawful sale or possession of controlled substance within specified area surrounding child care facility; provides that certain enhanced penalties do not apply unless owner or operator of facility posts sign identifying facility as a child care facility. Amends 893.13. Effective Date: Upon becoming law.

Reported favorably by the Committee on Criminal Justice

**CS/SB 514 by the Committee on Criminal Justice, Senator Grant and others**

**Sexual Predator Registration;** revises period of time after which sexual predator may petition court for removal of such designation; requires that court make certain determinations following petition to remove offender's designation as sexual predator; requires that state attorney be given notice of such petition; authorizes state attorney to present evidence at hearing on petition; authorizes court to allow sexual predator to petition court at future date. Amends 775.21. Effective Date: 07/01/1998.

Reported favorably as a committee substitute by the Committee on Criminal Justice

**CS/SB 590 by the Committee on Criminal Justice and Senator Silver**

**Property Crimes;** defines term "curtilage"; removes references to unenclosed curtilage from offense of trespass on property other than structure or conveyance; defines term "authorized person"; removes reference to unenclosed curtilage from offense of theft from dwelling. Amends 810.011,.09, 812.014. Effective Date: 07/01/1998.

Reported favorably as a committee substitute by the Committee on Criminal Justice

**SB 678 by Senator Bronson**

**Victims & Witnesses/Fair Treatment;** allows specified state agencies to participate in crime-prevention & educational activities for fair treatment of victims & witnesses in justice system. Effective Date: 07/01/1998.

Reported favorably by the Committee on Governmental Reform and Oversight

**SB 734 by Senator Bronson**

**Petroleum Fuel Measuring Devices;** provides for repair & adjustment of such devices by meter mechanics; provides for notification of Agriculture & Consumer Services Department. Amends 525.07. Effective Date: Upon becoming law.

Reported favorably by the Committee on Agriculture

**SB 766 by Senator Diaz-Balart**

**Insurance/Continuing Education;** requires continuing education course providers & instructors to be approved by Insurance Dept.; provides for adoption of rules; provides for dept. to investigate alleged improper conduct by customer representatives & continuing educ. course providers & instructors; provides for admin. fines in addition to other penalties for certain licensees, appointees, & other persons; increases administrative penalty. Creates 626.2816; amends 626.601,.681. Effective Date: 07/01/1998.

Reported favorably, with one amendment, by the Committee on Banking and Insurance

**SB 768 by Senator Diaz-Balart**

**Sureties/Insurance Department;** authorizes Insurance Dept. to establish form for affidavit & statement required under certain provision, re amount & source of any security or consideration for surety bond; prescribes statement to be included on indemnity agreements. Amends 648.442. Effective Date: 10/01/1998.

Reported favorably by the Committee on Banking and Insurance

**SB 770 by Senator Diaz-Balart**

**Firefighter & Forestry Training;** provides for issuance of special certificate for administrative & command heads; provides guidelines for certain reexaminations. Amends 633.35. Effective Date: 07/01/1998.

Reported favorably by the Committee on Banking and Insurance

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# FLORIDA LEGISLATURE JOINT LEGISLATIVE MANAGEMENT COMMITTEE

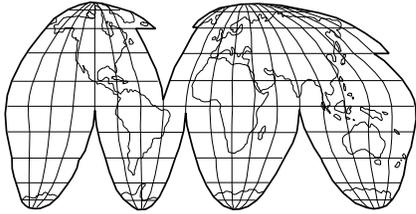
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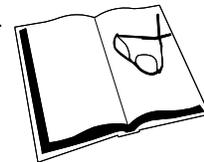


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**THIS DOCUMENT AND OTHER SENATE DOCUMENTS ARE AVAILABLE IN ALTERNATE FORMATS UPON REQUEST BY A PERSON WITH A DISABILITY (PLEASE CONTACT THE SENATE SECRETARY'S OFFICE AT 850-487-5270 OR SUNCOM 277-5270 FOR ASSISTANCE). ASSISTIVE LISTENING DEVICES ARE AVAILABLE UPON REQUEST IN ROOM 307 CAPITOL.**

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## 1998 SESSION DATES

|          |          |  |
|----------|----------|--|
| August   | 1, 1997  | Deadline for filing claim bills  |
| February | 6, 1998  | 12:00 noon, deadline for filing requests for drafts of general bills, <u>including requests for companion bills</u>                  |
| March    | 3, 1998  | Regular Session convenes   |
| March    | 3, 1998  | 12:00 noon, deadline for filing bills for introduction   |
| April    | 21, 1998 | 50th day—last day for regularly scheduled committee meetings   |
| April    | 27, 1998 | All bills are immediately certified pursuant to Rule 6.8. Conference Committee Reports only require one reading pursuant to Rule 4.5 |
| May      | 1, 1998  | 60th day—last day of Regular Session   |

## Schedule for March 9-13, 1998

(This is a schedule of times and places set by the Committee on Rules and Calendar and is subject to change.)

| MONDAY<br>March 9, 1998   | TUESDAY<br>March 10, 1998   | WEDNESDAY<br>March 11, 1998   | THURSDAY<br>March 12, 1998  | FRIDAY<br>March 13, 1998   |
|---|---|---|---|--|
| <p><b>8:00-10:00</b><br/>Joint Committees</p> <p><b>10:00-11:30</b><br/>Steering Group Mtg.<br/>Allocations</p> <p><b>11:45-1:15</b><br/>Select Com. on Tobacco<br/>Settlement<br/>Implementation Rm. A</p>           | <p><b>9:00-6:00</b><br/>Ways &amp; Means Rm. EL<br/>Sub. A Rm. C<br/>Sub. B Rm. EL<br/>Sub. C Rm. A<br/>Sub. D Rm. 309<br/>Sub. E Rm. B</p> | <p><b>9:00-6:00</b><br/>Ways &amp; Means Rm. EL<br/>Sub. A Rm. C<br/>Sub. B Rm. EL<br/>Sub. C Rm. A<br/>Sub. D Rm. 309<br/>Sub. E Rm. B</p> | <p><b>9:00-11:00</b><br/>Children, Families<br/>Seniors Rm. A<br/>Commerce &amp; Economic<br/>Opport. Rm. EL<br/>Exec. Bus., Ethics &amp;<br/>Elections Rm. 309</p>   | <p><b>9:00-11:00</b><br/>Judiciary Rm. 309<br/>Natural<br/>Resources Rm. A<br/>Regulated<br/>Industries Rm. EL</p> |
| LUNCH & DISTRICT<br>OFFICE  | LUNCH & DISTRICT<br>OFFICE  | LUNCH & DISTRICT<br>OFFICE  | LUNCH & DISTRICT<br>OFFICE  | LUNCH & DISTRICT<br>OFFICE   |
| <p><b>1:30-3:00</b></p> <p style="text-align: center;"><b>SESSION</b></p> <p><b>3:30-6:00</b><br/>Ways &amp; Means Rm. EL<br/>Sub. A Rm. C<br/>Sub. B Rm. EL<br/>Sub. C Rm. A<br/>Sub. D Rm. 309<br/>Sub. E Rm. B</p> |   |   | <p><b>1:00-3:00</b><br/>Banking &amp;<br/>Insurance Rm. EL<br/>Community<br/>Affairs Rm. 309<br/>Criminal Justice<br/>Rm. A<br/>Transportation Rm. 301</p> <p><b>3:15-5:15</b><br/>Agriculture Rm. 301<br/>Education Rm. A<br/>Governmental Reform<br/>&amp; Oversight Rm. 309<br/>Health Care Rm. EL</p> |  |