

energy water heating system"; providing for a reduction in the assessed value of property on which a solar energy water heating system is installed; providing procedures for claiming the right of such assessment; providing an effective date.

—was read the first time by title and referred to the Committees on Commerce and Finance & Taxation.

By Senator Chamberlin—

SB 284—A bill to be entitled An act relating to civil actions for unpaid wages; creating s. 448.08, Florida Statutes; authorizing the award of costs and a reasonable attorney's fee to a successful litigant in an action for unpaid wages; providing an effective date.

—was read the first time by title and referred to the Committees on Judiciary and Appropriations.

By Senator Firestone and others—

SB 301—A bill to be entitled An act relating to the Department of State; providing an appropriation to the Division of Cultural Affairs of the Department of State; providing an effective date.

—was read the first time by title and referred to the Committee on Appropriations.

By Senator Johnston—

SB 303—A bill to be entitled An act relating to the Condominium Act; adding s. 718.103(19), (20), Florida Statutes; defining "time-share estate" and "time-share unit"; adding s. 718.104(4)(n), Florida Statutes; requiring time-share estates to be provided for in the declaration of a condominium; creating s. 718.1045, Florida Statutes; prohibiting the creation of such estates if not provided for in the declaration; creating s. 718.1065, Florida Statutes; prohibiting actions for partition of time-share units; amending s. 718.110(1), Florida Statutes, and adding a new subsection to said section; requiring unanimous consent of unit owners and lienholders for amendment of declaration to authorize the creation of time-share estates; amending s. 718.116(1), Florida Statutes; prescribing liability of owners of time-share estates for assessments and charges; amending s. 718.403(6), Florida Statutes, and adding a new paragraph to subsection (2) of said section; requiring time-share estates to be provided in the original declaration of a phase condominium; amending s. 718.503(3)(b), Florida Statutes, and adding a new paragraph to subsection (1) of said section; amending s. 718.504(5), Florida Statutes; providing for disclosure of time-share estates in contracts for sale or transfer of units, in sales brochures, and in prospectuses or offering circulars; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary.

By Senator Williamson—

SB 729—A bill to be entitled An act relating to charitable organizations; adding a paragraph to s. 496.04(1), Florida Statutes, to exempt little league baseball organizations from the registration provisions of chapter 496; providing an effective date.

—was read the first time by title and referred to the Committees on Commerce and Finance & Taxation.

The Honorable Donald L. Tucker, Speaker

I am directed to inform the House of Representatives that the Senate has passed as amended—

SB 124	SB 199	SB 262
SB 584	SB 640	

—and requests the concurrence of the House.

Joe Brown, Secretary

By Senator Saylor—

SB 124—A bill to be entitled An act relating to prestige license plates for motor vehicles; amending s. 320.0805(9)(c), Florida Statutes, and adding s. 320.0805(9)(d), Florida Stat-

utes; requiring former members of the State Legislature or of the Congress to whom certain prestige license plates have been issued to apply for a replacement license plate after leaving office; providing a penalty for failure to make such application or for display on any vehicle of such prestige license plate after receipt of the replacement license plate; providing an effective date.

—was read the first time by title and referred to the Committee on Transportation.

By Senator Zinkil (by request)—

SB 199—A bill to be entitled An act relating to motor vehicles; amending s. 320.18, Florida Statutes; exempting owners of motor vehicles kept in dead storage and not operated from the requirement that an owner, before being issued a new registration, pay the registration fee for any previous periods for which registration should have been made; providing an effective date.

—was read the first time by title and referred to the Committees on Transportation and Finance & Taxation.

By Senator Gallen—

SB 262—A bill to be entitled An act relating to service charges and fees of county officers; repealing s. 28.2401(2), (3), Florida Statutes, as amended, relating to imposition of service charges in probate matters in excess of those set by law in certain circumstances; repealing ss. 30.232 and 125.0166, Florida Statutes, as created by chapter 77-234, Laws of Florida, relating to the imposition of discretionary surfees for service of summons, subpoenas, and executions; providing an effective date.

—was read the first time by title and referred to the Committee on Finance & Taxation.

By Senator Williamson and others—

SB 584—A bill to be entitled An act relating to taxation; amending s. 192.001(11)(a), Florida Statutes; providing that household goods and personal effects are not taxable; amending s. 193.114(1)(b), Florida Statutes; deleting a reference to taxable household goods; providing for retroactive operation; providing an effective date.

—was read the first time by title and referred to the Committees on Finance & Taxation and Appropriations.

By Senator Wilson—

SB 640—A bill to be entitled An act relating to elections; amending s. 98.081(1), Florida Statutes; providing for the removal of names from the voter registration books under certain circumstances; providing an effective date.

—was read the first time by title and referred to the Committee on Elections.

The Honorable Donald L. Tucker, Speaker

I am directed to inform the House of Representatives that the Senate returns SB 209 as requested.

Joe Brown, Secretary

SB 209—A bill to be entitled An act relating to the Administrative Procedure Act; amending s. 120.52(10), Florida Statutes, providing that prisoners shall not be considered parties under the act for the purpose of obtaining specified proceedings; limiting prisoner input on rules of Department of Offender Rehabilitation to written statements; providing an effective date.

On motion by Mr. Moffitt, the House reconsidered the vote by which it refused to recede from House Amendments 5 and 6 and requested the Senate to concur or appoint a conference committee.

House Amendment 5—On page 1, line 27, after the period insert:

(d) Any county representative, agency, department or unit funded and authorized by state statute or county ordinance to represent the consumer interest of a county in proceedings under chapter 120.

House Amendment 6—On page 1, line 3, after the comma insert: redefining the term "party" for the purposes of the Administrative Procedure Act;

On motions by Mr. Moffitt, the House receded from House Amendment 5, refused to recede from House Amendment 6 and again requested the Senate to concur.

Representative Moffitt offered the following amendment:

Amendment 7—On page 1, line 27, after the period insert: (d) Any county representative, agency, department or unit funded and authorized by state statute or county ordinance to represent the interests of the consumers of a county, when the proceeding involves the substantial interests of a significant number of residents of the county and the Board of County Commissioners has, by resolution, authorized the representative agency, department or unit to represent the class of interested persons. The authorizing resolution shall apply to a specific proceeding and to appeals and ancillary proceedings thereto, and it shall not be required to state the names of the persons whose interests are to be represented.

Mr. Moffitt moved the adoption of the amendment, which was adopted.

The question recurred on the passage of SB 209. The vote was:

Yeas—111

The Chair	Eckhart	Hutto	Ogden
Adams	Evans	James	O'Malley
Allen	Ewing	Jennings	Pajcic
Andrews	Fechtel	Kershaw	Papy
Barrett	Fontana	Kirkwood	Patchett
Batchelor	Forbes	Kiser	Patterson
Becker	Fortune	Kutun	Poindexter
Bell	Foster	Langley	Poole
Black	Fox	Lewis, J. W.	Ready
Bloom	Frank	Lewis, T.	Redman
Boyd	Fulford	Lockward	Richard
Brown	Gallagher	Malloy	Richmond
Burnsed	Girardeau	Mann	Rish
Burrall	Gordon	Margolis	Robinson
Carlton	Grizzle	Martin	Ryals
Cassens	Gustafson	Maxwell	Sadowski
Cherry	Haben	McDonald	Sample
Considine	Hagler	McKnight	Sheldon
Conway	Hawkins	McPherson	Smith
Cox	Hazelton	Melvin	Steinberg
Crady	Hazouri	Mica	Taylor
Craig	Healey	Moffitt	Thompson
Crawford	Hector	Moore, R.	Ward
Crenshaw	Hieber	Moore, T.	Warner
Danson	Hill	Morgan	Williams
Davis	Hodes	Neal	Woodruff
Dixon	Hodges	Nelson	Young
Dyer	Hollingsworth	Nuckolls	

Nays—None

Votes after roll call:

Yeas—Gersten

So the bill passed, as further amended. The action, together with the bill and amendments thereto, was certified to the Senate.

The Honorable Donald L. Tucker, Speaker

I am directed to inform the House of Representatives that the Senate has passed with amendment—

By the Committee on Tourism & Economic Development and Representatives Hutto and Robinson—

HB 251—A bill to be entitled An act relating to education; amending s. 230.66(1), (2)(a), (5) and (6), Florida Statutes, which establishes an industry services training program and

creates the Industry Services Advisory Council; enlarging the scope of the program and increasing the membership of the council; providing for participation in training programs by community college boards of trustees; providing certain restrictions for teachers employed in such programs; providing an effective date.

—and requests the concurrence of the House.

Joe Brown, Secretary

Senate Amendment 1—On page 1 in the title, line 12, after "programs;" insert: providing that services rendered by teachers employed in such training programs not be counted for allocation of Florida Education Finance Program funds; providing that service of teachers employed in such training programs as temporary employees shall not be counted as years of service toward a continuing contract;

On motion by Mr. Melvin, the House concurred in the Senate amendment. The question recurred on the passage of HB 251. The vote was:

Yeas—100

The Chair	Dyer	Hill	Nelson
Adams	Easley	Hodges	Nuckolls
Allen	Eckhart	Hollingsworth	Ogden
Barrett	Evans	Hutto	O'Malley
Batchelor	Ewing	James	Pajcic
Becker	Fechtel	Kershaw	Papy
Bell	Fontana	Kirkwood	Patchett
Black	Forbes	Kiser	Poindexter
Bloom	Fortune	Langley	Poole
Brown	Foster	Lehman	Ready
Burnsed	Fox	Lewis, J. W.	Redman
Burrall	Frank	Lockward	Richard
Carlton	Fulford	Malloy	Rish
Cassens	Gallagher	Mann	Robinson
Cherry	Gersten	Margolis	Ryals
Considine	Gordon	Martin	Sample
Conway	Grizzle	Maxwell	Sheldon
Cox	Gustafson	McDonald	Steinberg
Crady	Hagler	McKnight	Taylor
Craig	Hattaway	Melvin	Thompson
Crawford	Hawkins	Mica	Ward
Crenshaw	Hazelton	Moore, R.	Warner
Danson	Healey	Moore, T.	Williams
Davis	Hector	Morgan	Woodruff
Dixon	Hieber	Neal	Young

Nays—1

Kutun

Votes after roll call:

Yeas—Dixon, Hazouri, Smith

So the bill passed, as amended by the Senate amendment. The action was certified to the Senate and the bill was ordered enrolled after engrossment.

The Honorable Donald L. Tucker, Speaker

I am directed to inform the House of Representatives that the Senate has passed with amendments—

By Representative Robinson and others—

HB 200—A bill to be entitled An act relating to marriage amending s. 741.07, Florida Statutes, to provide that ordained clergy may perform marriage ceremonies; providing an effective date.

—and requests the concurrence of the House.

Joe Brown, Secretary

Senate Amendment 1—On page 1, line 11, between the word "matrimony.—" and "All" insert: (1)

Senate Amendment 2—On page 1, line 12, strike "ministers of the gospel" and insert: members of the clergy ministers of the gospel

Wendell W. Williams, Avon Park, Member of the Board of Trustees, South Florida Junior College, for term ending May 31, 1981

Harry R. Wood, Fort Lauderdale, Member of the Condominium Advisory Board, Pleasure of the Chairman of the Board of Business Regulation

Jerry E. Fogarty, Tampa, Member of the Tampa Port Authority, for term ending November 25, 1981

—which were referred to the Committee on Executive Business.

Donald M. Middlebrooks, Key Biscayne, Member of the Commission on Ethics, for term ending June 30, 1980

—which was referred to the Committees on Governmental Operations and Executive Business.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has passed SB 52.

Allen Morris, Clerk

The bill was ordered enrolled.

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has passed with amendments—

By Senators Ware and Hair—

SB 209—A bill to be entitled An act relating to the Administrative Procedure Act; amending s. 120.52(10), Florida Statutes, providing that prisoners shall not be considered parties under the act for the purpose of obtaining specified proceedings; providing an effective date.

—and requests the concurrence of the Senate.

Allen Morris, Clerk

Amendment 1—On page 1, line 31, and on page 2, lines 1-2 strike all of those lines and insert: s. 120.54(16) or s. 120.57.

Section 2. Section 120.54(3), Florida Statutes, is amended to read:

120.54 Rulemaking; adoption procedures.—

(3) If the intended action concerns any rule other than one relating exclusively to organization, procedure or practice, the agency shall, on the request of any affected person received within 14 days after the date of publication of the notice, give affected persons an opportunity to present evidence and argument on all issues under consideration appropriate to inform it of their contentions. Prisoners as defined in s. 944.02(5) may be limited by the Department of Offender Rehabilitation to an opportunity to submit written statements concerning intended action on any department rule.

Section 3. This act shall take effect upon becoming law.

Amendment 2—On page 1, line 6 in title insert: limiting prisoner input on rules of Department of Offender Rehabilitation to written statements;

Amendment 5—On page 1, line 27, after the period “.” insert: (d) Any county representative, agency, department or unit funded and authorized by state statute or county ordinance to represent the consumer interest of a county in proceedings under chapter 120.

Amendment 6—On page 1, line 3 in title, after the comma “,” insert: redefining the term “party” for the purposes of the Administrative Procedure Act;

On motions by Senator Ware, the Senate concurred in House Amendments 1 and 2.

On motions by Senator Ware, the Senate refused to concur in House Amendments 5 and 6 and the House was requested to recede. The action of the Senate was certified to the House.

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has refused to concur in Senate Amendments 1 and 2 to:

By the Committee on Corrections, Probation & Parole—

HB 936—A bill to be entitled An act relating to parole; providing legislative intent; creating ss. 947.001 and 947.003, Florida Statutes; creating the “Parole Release Reform Act of 1978”; providing definitions; amending ss. 947.01(2), 947.02(2), 947.04, and 947.06, Florida Statutes, relating to the Parole and Probation Commission, to modify provisions with respect to the role of the Secretary of Offender Rehabilitation, the filling of vacancies, general organization, and procedure thereon; creating s. 947.095, Florida Statutes, providing for hearing examiner panels; amending s. 947.13(1)(a), Florida Statutes, and adding a paragraph to subsection (2) of said section, and amending s. 947.16(1) and (3), Florida Statutes, and adding a new subsection thereto, relating to powers and duties of the commission, to provide for initial hearings and for establishment of presumptive release dates; amending s. 947.135(4)(a), Florida Statutes, providing for the continuation of the mutual participation program; creating s. 947.165, Florida Statutes, providing for development and implementation of objective parole guidelines; repealing s. 947.17, Florida Statutes, relating to procedure of commission; creating ss. 947.172, 947.173, and 947.174, Florida Statutes, providing commission procedure for hearing and review of presumptive release dates and for establishment of effective release dates; amending ss. 947.175(1), 947.19, 947.20, and 947.23(1), Florida Statutes, modifying provisions relative to notice requirements, terms and conditions of parole, violation of parole, and revocation of parole, to conform to the act; providing an effective date.

and requests the Senate to recede.

Allen Morris, Clerk

On motions by Senator Pat Thomas, the Senate refused to recede from Senate Amendments 1 and 2 to HB 936 and again requested the House to concur and in the event the House again refused to concur requested that a conference committee be appointed. The action of the Senate was certified to the House.

MATTERS ON RECONSIDERATION

The motion to reconsider the vote by which SB 201 failed on April 18 was not taken up and therefore considered abandoned.

The motion to reconsider the vote by which SB 17 passed on April 19 was not taken up. The motion was abandoned and the bill was ordered certified to the House.

On motion by Senator W. D. Childers, the rules were waived and by two-thirds vote SB 434 was placed first on the special order calendar.

SPECIAL ORDER

SB 434—A bill to be entitled An act relating to bridge designation; designating the newly constructed bridge on State Road 200 (AIA) that spans the Intercoastal Waterway from the mainland to Amelia Island as the “Thomas J. Shave, Jr., Bridge”; providing for the erection of markers; providing an effective date.

—was read the second time in full. On motion by Senator Skinner, by two-thirds vote SB 434 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Dunn	Gorman	Johnston
Castor	Firestone	Graham	Lewis
Chamberlin	Gallen	Hair	MacKay
Childers, Don	Glisson	Henderson	McClain
Childers, W. D.	Gordon	Holloway	Myers