1983

**Session Law 83-308**

Florida Senate & House of Representatives

Follow this and additional works at: [https://ir.law.fsu.edu/staff-analysis](https://ir.law.fsu.edu/staff-analysis)

Part of the Legislation Commons

**Recommended Citation**

[https://ir.law.fsu.edu/staff-analysis/362](https://ir.law.fsu.edu/staff-analysis/362)

This Article is brought to you for free and open access by the Florida Legislative Documents at Scholarship Repository. It has been accepted for inclusion in Staff Analysis by an authorized administrator of Scholarship Repository. For more information, please contact efarrell@law.fsu.edu.
<table>
<thead>
<tr>
<th>Prime Bill #</th>
<th>Sec. #</th>
<th>LOF cite</th>
<th>Comp./Sim. Bills</th>
</tr>
</thead>
<tbody>
<tr>
<td>JLMC</td>
<td>Senate</td>
<td>Comms.</td>
<td>Senate</td>
</tr>
<tr>
<td>Hist. Cites</td>
<td>House</td>
<td>of Senate</td>
<td>of House</td>
</tr>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**COMMITTEE RECORDS**

<table>
<thead>
<tr>
<th>H/S Committee</th>
<th>Year</th>
<th>Record Series: Folder title, etc.</th>
<th>Loc. Cite</th>
<th>✓</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

☐ continued on reverse

**Senate/House Journals**

<table>
<thead>
<tr>
<th>Page #</th>
<th>?</th>
<th>Date</th>
<th>Page #</th>
<th>?</th>
<th>Date</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**Committee/Floor Tapes**

<table>
<thead>
<tr>
<th>H/S c/f</th>
<th>Committee/subcommittee name</th>
<th>Date</th>
<th>#</th>
<th>Location Cite</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**Other Documentation**

<table>
<thead>
<tr>
<th>Record Series Title, folder title, etc.</th>
<th>Location Cite</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td></td>
</tr>
</tbody>
</table>
SB 266  5 Nat. Res.  SB 706  18/12/07
"SB 266  X"

→ HB 1207  H J 25  5/25  HS 602
Seized Growth Mgmt

floor am. House  6-2-83
House #1 to Senate #1

→ HB 359
H. Nat Resources

19/12/17
THE LEGISLATIVE INITIATIVES

VOLUMES I AND II

by

The Staff of the
Select Committee on Growth Management

October, 1984

SELECT COMMITTEE ON GROWTH MANAGEMENT

FLORIDA HOUSE OF REPRESENTATIVES

Tallahassee, Florida
|| PCB | SUBCOMMITTEE ACTION | COMMITTEE ACTION | HB | SB | CHAPTER NO. (LAWS OF FLA.) |
|-----|------------------|-----------------|----|----|--------------------------|
| 83-1 | Passed 3/30      | 1204            | None |    | 83-247                   |
| 83-2 | Passed 4/11      | 1099            | 443, 879 |    | 83-247                   |
| 83-3 | TP'd             | ---             | None |    | 83-247                   |
| 83-4 | TP'd             | ---             | None |    | 83-247                   |
| 83-5 | Passed 5/13      | 1318            | None |    | 83-247                   |
| 83-6 | TP'd             | ---             | None |    | 83-247                   |
| 83-7 | TP'd             | ---             | None |    | 83-247                   |
| 83-8 | TP'd             | ---             | None |    | 83-247                   |
| 83-9 | TP'd             | 359**           | 266, 1152 |    | 83-308                   |
| 83-10| Passed 4/18      | 1206            | 1039, 1152 |    | 83-308                   |
| 83-11| Passed 4/18      | 1207            | 1102, 1152 |    | 83-308                   |
| 83-12| Passed 4/18      | 1208            | 888, 1152 |    | 83-308                   |
| 83-13| Passed 5/17      | 1331            | 963 |    |                          |
| 84-1 | Passed 12/7      | Passed 4/4      | 1153 | 550 | 84-257                   |
| 84-2 | Passed 2/7       | Passed 5/1      | 1271 | 962, 1048 |                        |
| 84-3 | Passed 1/11      | Passed 3/6      | 1097 | 856 |                          |
| 84-4 | Passed 2/7       | Passed 3/13     | 1096 | 791 |                          |
| 84-5 | Not Considered   | ---             | None |    |                          |
| 84-6 | Passed 4/19      | Not Considered  | --- | 965 |                          |
| 84-7 | TP'd             | ---             | None |    | 84-133                   |
| 84-8 | Passed 3/6       | Passed 4/11     | 406  | 692 | 84-133                   |
| 84-9 | Not Considered   | ---             | None |    | 84-281                   |
| 84-10| Passed 1/11      | Passed 3/6      | 982  | 757, 814 | 84-281                   |
| PCB 84-11 | Passed 1/11 | Passed 5/1 | 1261 | 964 |
| PCB 84-12 | TP'd | --- | | 874 |
| PCB 84-13 | Passed 3/6 | Not Considered | --- | None |
| PCB 84-14 | TP'd | --- | | None |
| PCB 84-15 | Passed 3/6 | Not Considered | --- | 499, 806, 814 |
| PCB 84-16 | Not Considered | --- | | None |
| PCB 84-17 | Not Considered | --- | | None |
| PCB 84-18 | Not Considered | --- | | None |
| PCB 84-19 | Not Considered | --- | | None |
| PCB 84-20 | Not Considered | --- | | None |
| PCB 84-21 | Passed 4/30 | Not Considered | --- | 1096 | 84-331+ |
| PCB 84-22 | Passed 4/24 | Not Considered | --- | None |
| PCB 84-23 | Not Considered | --- | | None |
| PCB 84-24 | --- | Passed 5/1** | 1295 | None |
| PCB 84-25 | --- | --- | 1271° | None |

*Subcommittees were created in September 1983, after the 1983 Session; thus no subcommittee action is recorded for any of the PCBs developed for the 1983 Session.

**PCB 83-9, one of the 1983 ELMS recommendations, was temporarily passed when the remaining ELMS recommendations were taken up. The Committee deferred to Representative Carlton who had sponsored HB 359, dealing with the same issue. HB 359 ultimately became the vehicle for passage of all four ELMS recommendations.

†HB 878, sponsored by Representative Hargrett, dealt with one aspect of the comprehensive rewrite of the ORI program contained in PCB 84-21. The companion to HB 878, SB 860, passed both Houses and it is this measure referenced here.

‡An ad hoc subcommittee was created to review the question of zoning and the siting of group care facilities. The subcommittee's recommendations were both included in HB 1271 (PCB 84-2) and introduced as a separate measure, HB 1295.

°PCB 84-25 was a combination of eight PCBs that was proposed to be offered as a committee substitute to HB 1271 before the Appropriations Committee on 5/18 and 5/22. The measure was TP'd at both meetings and died without being considered.
Florida Legislature

History of Legislation
1983 Regular Session
1983 Special Sessions A, B, C
1982 Special Session H

prepared by:

Joint Legislative Management Committee
Legislative Information Division
Capitol Building, Room 826—488-4371
GENERAL BILL BY CASTOR. (IDENTICAL ENR/ HB 265; SIMILAR CS/H 3160)

ELECTIONS: PROVIDES UNIFORM PROCEDURE FOR REGISTRATION BOOKS CLOSING WITH RESPECT TO ELECTION OF SPECIAL TAXING DISTRICT OFFICERS; ALLOWS REGISTRATION TO BE ACCEPTED ON JULY 10 PROVIDES FOR APPLICABILITY TO SPECIAL TAXING DISTRICT OFFICES QUALIFYING METHODOLOGY FOR OFFICE. AMENDS 98.051, 99.661 EFFECTIVE DATE: 07/01/83.

02/25/83 SENATE PREFILED

04/05/83 SENATE INTRODUCED; REFERRED TO JUDICIARY-CIVIL

07/06/83 SENATE ON COMMITTEE AGENDA—JUDICIARY-CIVIL TEMPORARILY POSTPONED

04/11/83 SENATE ON COMMITTEE AGENDA—JUDICIARY-CIVIL

04/13/83 SENATE COMM. REPORT: FAVORABLE WITH AMENDS. PLACED ON CALENDAR

04/26/83 SENATE PLACED ON SPECIAL ORDER CALENDAR; PASSED AS AMENDED;

04/28/83 HOUSE IN MESSAGES

05/02/83 HOUSE RECEIVED; PLACED ON CALENDAR; SUBSTITUTED FOR HB 265; READ SECOND TIME; READ THIRD TIME; PASSED; YEAS 114 NAYS 4-HJ 90294

05/05/83 SENATE ORDERED EMERGED—SJ 00223

05/10/83 SENATE ORDERED BY OFFICERS AND PRESENTED TO GOVERNOR—SJ 00242

05/16/83 APPROVED BY GOVERNOR CHAPTER NO. 83-25-SJ 00283

S 0265 GENERAL BILL BY CASTOR. (SIMILAR H 3161)

PUBLIC OFFICERS & EMPLOYEES: PROVIDES THAT STATEMENT OF CONTRIBUTIONS RECEIVED BY ELECTED LOCAL OFFICIALS & DISCLOSURE OF SPECIFIED INTERESTS BY OFFICERS & EMPLOYEES OF, & AMOUNTS FOR OFFICE IN, POLITICAL SUBDIVISIONS, SHALL BE FILED WITH SUPERVISOR OF ELECTIONS. AMENDS 111.011, 112.313 EFFECTIVE DATE: 10/01/83.

07/25/83 SENATE PREFILED

03/10/83 SENATE REFERRED TO GOVERNMENTAL OPERATIONS

04/05/83 SENATE INTRODUCED; REFERRED TO GOVERNMENTAL OPERATIONS

04/12/83 SENATE ORDERED BY OFFICERS AND PRESENTED TO GOVERNOR—SB 1115; AMEND SAYS 37 NAYS 0—SJ 000881 IMMEDIATELY CERTIFIED

05/02/83 HOUSE IN MESSAGES

05/16/83 HOUSE RE-READ THIRD TIME; PASSED; YEAS 120 NAYS 0

05/20/83 HOUSE ORDERED EMERGED—SJ 00240

05/27/83 SENATE ORDERED BY OFFICERS AND PRESENTED TO GOVERNOR—SB 1115; AMENDS SAYS 37 NAYS 0—SJ 000881 IMMEDIATELY CERTIFIED

05/29/83 SENATE ORDERED EMERGED—SJ 00862

06/09/83 SENATE ORDERED BY OFFICERS AND PRESENTED TO GOVERNOR

06/24/83 AMENDED BY SB 39-8 (CH. 83-345)

07/12/83 SENATE ORDERED BY OFFICERS AND PRESENTED TO GOVERNOR—SB 1115; AMENDS SAYS 37 NAYS 0—SJ 000881 IMMEDIATELY CERTIFIED

S 0266 GENERAL BILL BY JENNINGS AND OTHERS. (SIMILAR H 3599; COMPARE CS/S 1152)

LAND & WATER MANAGEMENT: PROVIDES TECHNICAL CHANGE TO DEFINITION OF "DEVELOPMENT," AMENDS 366.044. EFFECTIVE DATE: UPON BECOMING LAW.

02/25/83 SENATE PREFILED

03/07/83 SENATE REFERRED TO GOVERNMENTAL OPERATIONS, APPROPRIATIONS

04/04/83 SENATE ORDERED BY OFFICERS AND PRESENTED TO GOVERNOR—SB 1115; AMENDS SAYS 37 NAYS 0—SJ 000881 IMMEDIATELY CERTIFIED

04/13/83 SENATE ORDERED BY OFFICERS AND PRESENTED TO GOVERNOR—SB 1115; AMENDS SAYS 37 NAYS 0—SJ 000881 IMMEDIATELY CERTIFIED

04/19/83 SENATE ORDERED BY OFFICERS AND PRESENTED TO GOVERNOR—SB 1115; AMENDS SAYS 37 NAYS 0—SJ 000881 IMMEDIATELY CERTIFIED

04/28/83 SENATE ORDERED BY OFFICERS AND PRESENTED TO GOVERNOR—SB 1115; AMENDS SAYS 37 NAYS 0—SJ 000881 IMMEDIATELY CERTIFIED

05/11/83 SENATE ORDERED EMERGED—SJ 00223

05/20/83 SENATE ORDERED EMERGED—SJ 00242

05/27/83 SENATE ORDERED EMERGED—SJ 00240

06/09/83 SENATE ORDERED EMERGED—SJ 00242

06/16/83 SENATE ORDERED EMERGED—SJ 00242

CONTINUED ON NEXT PAGE
S 0267 GENERAL BILL BY MACMILLAN (SIMILAR H 0094) — CONSTITUTIONAL AMENDMENTS TO PROVIDE AUTHORITY FOR STATE TO OPERATE STATE LOTTERY. AMENDS S. 7, ART. X.
04/05/83 SENATE INTRODUCED, REFERRED TO JUDICIARY-CRIMINAL, RULES AND CALENDAR, APPROPRIATIONS; FINANCE, TAXATION AND CLAIMS - SJ 00028
04/12/83 SENATE WITHDRAWN FROM JUDICIARY-CRIMINAL, RULES AND CALENDAR, APPROPRIATIONS; INDEFINITIVELY POSTPONED - SJ 00084

S 0271 GENERAL BILL BY REHM — LICENSE PLATE: INCREASES MAXIMUM NUMBER OF DIGITS IN MOTOR VEHICLE LICENSE PLATE NUMBER, INCREASES FEE FOR PERSONALIZED PRESTIGE LICENSE PLATE; INCREASES MAXIMUM NUMBER OF DIGITS ON PERSONALIZED PRESTIGE LICENSE PLATE - AMENDS 320.06, 640.05. EFFECTIVE DATE: 07/01/83.
02/28/83 SENATE INTRODUCED, REFERRED TO JUDICIARY-CRIMINAL, RULES AND CALENDAR, APPROPRIATIONS; FINANCE, TAXATION AND CLAIMS - SJ 00028
04/05/83 SENATE INTRODUCED, REFERRED TO JUDICIARY-CRIMINAL, RULES AND CALENDAR, APPROPRIATIONS; FINANCE, TAXATION AND CLAIMS - SJ 00028
04/06/83 SENATE ON COMMITTEE AGENDA — JUDICIARY-CRIMINAL, TEMPORARILY POSTPONED
04/12/83 SENATE WITHDRAWN FROM JUDICIARY-CRIMINAL, RULES AND CALENDAR, APPROPRIATIONS; INDEFINITIVELY POSTPONED - SJ 00084

S 0272 GENERAL BILL/C/S BY ECONOMIC, COMMUNITY AND CONSUMER AFFAIRS, REHM (COMPARABLE H 0310, H 1032, S 0018)
03/16/83 SENATE REFERRED TO APPROPRIATIONS — SJ 00108
05/04/83 SENATE REFERRED TO JUDICIARY-CRIMINAL, RULES AND CALENDAR, APPROPRIATIONS; INDEFINITIVELY POSTPONED - SJ 00028
05/16/83 SENATE REFERRED TO JUDICIARY-CRIMINAL, RULES AND CALENDAR, APPROPRIATIONS; FINANCE, TAXATION AND CLAIMS - SJ 00028
05/17/83 SENATE REFERRED TO JUDICIARY-CRIMINAL, RULES AND CALENDAR, APPROPRIATIONS; FINANCE, TAXATION AND CLAIMS - SJ 00028
05/19/83 SENATE REFERRED TO JUDICIARY-CRIMINAL, RULES AND CALENDAR, APPROPRIATIONS; FINANCE, TAXATION AND CLAIMS - SJ 00028
05/20/83 SENATE REFERRED TO JUDICIARY-CRIMINAL, RULES AND CALENDAR, APPROPRIATIONS; INDEFINITIVELY POSTPONED - SJ 00028
05/24/83 SENATE REFERRED TO JUDICIARY-CRIMINAL, RULES AND CALENDAR, APPROPRIATIONS; INDEFINITIVELY POSTPONED - SJ 00028
05/25/83 SENATE REFERRED TO JUDICIARY-CRIMINAL, RULES AND CALENDAR, APPROPRIATIONS; INDEFINITIVELY POSTPONED - SJ 00028
06/03/83 SENATE REFERRED TO JUDICIARY-CRIMINAL, RULES AND CALENDAR, APPROPRIATIONS; INDEFINITIVELY POSTPONED - SJ 00028

S 0273 GENERAL BILL BY HAY — SAVINGS ASSOCIATIONS: AUTHORIZES "Savings Bank" & SIMILAR TERMS TO BE USED IN SAVINGS ASSOCIATIONS' CORPORATE NAME; AUTHORIZES SAVINGS ASSOCIATIONS TO USE TERM "Savings Bank" IN ITS CORPORATE NAME. AMENDS 689.74, 685.0211. EFFECTIVE DATE: 10/01/83.
02/28/83 SENATE REFERRED TO JUDICIARY-CRIMINAL, RULES AND CALENDAR, APPROPRIATIONS; INDEFINITIVELY POSTPONED - SJ 00028
05/05/83 SENATE REFERRED TO JUDICIARY-CRIMINAL, RULES AND CALENDAR, APPROPRIATIONS; INDEFINITIVELY POSTPONED - SJ 00028
03/30/83 SENATE REFERRED TO JUDICIARY-CRIMINAL, RULES AND CALENDAR, APPROPRIATIONS; INDEFINITIVELY POSTPONED - SJ 00028
05/30/83 SENATE REFERRED TO JUDICIARY-CRIMINAL, RULES AND CALENDAR, APPROPRIATIONS; INDEFINITIVELY POSTPONED - SJ 00028
06/03/83 SENATE REFERRED TO JUDICIARY-CRIMINAL, RULES AND CALENDAR, APPROPRIATIONS; INDEFINITIVELY POSTPONED - SJ 00028

S 0274 GENERAL BILL OR GORDON — AMENDS 659.74, 685.0211. EFFECTIVE DATE: 10/01/83.
02/28/83 SENATE REFERRED TO JUDICIARY-CRIMINAL, RULES AND CALENDAR, APPROPRIATIONS; INDEFINITIVELY POSTPONED - SJ 00028
05/05/83 SENATE REFERRED TO JUDICIARY-CRIMINAL, RULES AND CALENDAR, APPROPRIATIONS; INDEFINITIVELY POSTPONED - SJ 00028
03/30/83 SENATE REFERRED TO JUDICIARY-CRIMINAL, RULES AND CALENDAR, APPROPRIATIONS; INDEFINITIVELY POSTPONED - SJ 00028
05/30/83 SENATE REFERRED TO JUDICIARY-CRIMINAL, RULES AND CALENDAR, APPROPRIATIONS; INDEFINITIVELY POSTPONED - SJ 00028
06/03/83 SENATE REFERRED TO JUDICIARY-CRIMINAL, RULES AND CALENDAR, APPROPRIATIONS; INDEFINITIVELY POSTPONED - SJ 00028

S 0275 GENERAL BILL BY GORDON AND OTHERS (IDENTICAL H 0099) — VISITING SCHOOL SCHOLARS PROGRAM: PROVIDES FOR ESTABLISHMENT OF SAID PROGRAM; SPECIFIES ELIGIBILITY TO PARTICIPATE IN PROGRAM; PROVIDES RESPONSIBILITIES OF VISITING SCHOOL SCHOLARS; PROVIDES DEFINITIONS OF PROGRAM; PROVIDES FOR PAYMENT OF SALARIES JOINTLY BY SCHOOL DISTRICT & EDUCATION DEPARTMENT. APPROPRIATION: $1,000,000. EFFECTIVE DATE: 04/01/83.
02/25/83 SENATE PREPENDED
03/10/83 SENATE REFERRED TO EDUCATION, APPROPRIATIONS - SJ 00028
04/05/83 SENATE INTRODUCED, REFERRED TO EDUCATION, APPROPRIATIONS - SJ 00028
04/19/83 SENATE EXTENSION OF TIME GRANTED COMMITTEE EDUCATION OPERATIONS
04/28/83 SENATE EXTENSION OF TIME GRANTED COMMITTEE GOVERNMENT OPERATIONS
06/03/83 SENATE INDEFINITIVELY POSTPONED & W/O (SCR 1209) WAS IN COMMITTEE ON GOVERNMENTAL OPERATIONS

S 0276 GENERAL BILL BY GORDON (IDENTICAL H 0296) — COMPARE H 0061, H 0110, H 0131, S 0270, S 0271)
03/16/83 SENATE REFERRED TO APPROPRIATIONS — SJ 00108
05/19/83 SENATE REFERRED TO JUDICIARY-CRIMINAL, RULES AND CALENDAR, APPROPRIATIONS; INDEFINITIVELY POSTPONED - SJ 00028
05/25/83 SENATE REFERRED TO JUDICIARY-CRIMINAL, RULES AND CALENDAR, APPROPRIATIONS; INDEFINITIVELY POSTPONED - SJ 00028
05/31/83 SENATE REFERRED TO JUDICIARY-CRIMINAL, RULES AND CALENDAR, APPROPRIATIONS; INDEFINITIVELY POSTPONED - SJ 00028
06/03/83 SENATE REFERRED TO JUDICIARY-CRIMINAL, RULES AND CALENDAR, APPROPRIATIONS; INDEFINITIVELY POSTPONED - SJ 00028
1032 GENERAL BILL BY MARKON AND OTHERS (SIMILAR H 6220, S 0973)
STATE COMPENS: EXEMPTS CERTAIN RESIDENTS FROM ADMISSION FEE FOR STATE PARKS.
AMENDS 239.014. EFFECTIVE DATE: 07/01/83.
04/18/83 SENATE FILED
04/21/83 SENATE INTRODUCED, REFERRED TO NATURAL RESOURCES AND CONSERVATION.
APPROPRIATIONS -SJ 01140
05/03/83 SENATE ON COMMITTEE AGENDA - NATURAL RES. & LAND., TEMPORARILY POSTPONED
05/12/83 SENATE EXTENSION OF TIME GRANTED COMMITTEE NATURAL RESOURCES AND CONSERVATION.
06/03/83 SENATE INDEFINITELY POSTPONED & W/O (ISR 12091) WAS IN COMMITTEE ON NATURAL RESOURCES AND CONSERVATION.

1033 GENERAL BILL BY KIRKPATRICK (COMPARABLE H 5550, S 0961)
PUBLIC SCHOOLS; PROVIDES ENROLLMENT PROGRAMS FOR VACATIONAL STUDENTS.
AMENDS 256.0041. EFFECTIVE DATE: 07/01/83.
04/18/83 SENATE FILED
04/21/83 SENATE INTRODUCED, REFERRED TO EDUCATION, APPROPRIATIONS -SJ 00140
05/06/83 SENATE ON COMMITTEE AGENDA - EDUCATION, 05/16/83, 2:00 PM, RM. A
05/06/83 SENATE EXTENSION OF TIME GRANTED COMMITTEE EDUCATION.
05/10/83 SENATE COMM. REPORT: FAVORABLE BY EDUCATION - SJ 00255
05/10/83 SENATE NOW IN APPROPRIATIONS - SJ 00255
05/11/83 SENATE WITHDRAWN FROM APPROPRIATIONS - SJ 00255. PLACED ON CALENDAR
05/30/83 SENATE PLACED ON SPECIAL ORDER CALENDAR PASSED, YEAR 3D NAYS - SJ 00499
05/30/83 HOUSE IN MESSAGES
05/31/83 HOUSE RECEIVED, REFERRED TO EDUCATION, K - 12, APPROPRIATIONS - MJ 0658
06/05/83 HOUSE INDEFINITELY POSTPONED & W/O (ISR 12091) WAS IN COMMITTEE ON EDUCATION: K - 12

1034 GENERAL BILL/CJS BY HEALTH AND REHABILITATIVE SERVICES, PUX (SIMILAR CJS/H 11200, CJS/PUX H 11200, S 0939)
COMMUNITY MENTAL HEALTH ACT: EXPANDS SCOPE OF ACT TO INCLUDE ALCOHOL & DRUG ABUSE SERVICES; ESTABLISHES COMPREHENSIVE ALCOHOL & DRUG ABUSE, & MENTAL HEALTH SYSTEMS. ABOLISHES MENTAL HEALTH BOARDS & STAFFING PROVISIONS, ET AL. AMENDS 559, 394, 910, 396, 381. EFFECTIVE DATE: 10/01/83.
04/18/83 SENATE FILED
04/21/83 SENATE INTRODUCED, REFERRED TO HEALTH AND REHABILITATIVE SERVICES, APPROPRIATIONS - SJ 00140
05/04/83 SENATE EXTENSION OF TIME GRANTED COMMITTEE HEALTH AND REHABILITATIVE SERVICES.
05/19/83 SENATE EXTENSION OF TIME GRANTED COMMITTEE HEALTH AND REHABILITATIVE SERVICES.
05/23/83 SENATE ON COMMITTEE AGENDA - HRS, NOT CONSIDERED.
05/26/83 SENATE ON COMMITTEE AGENDA - HRS, 05/30/83, 11:00 AM, RM. A
05/30/83 SENATE COMM. REPORT: CJS BY HEALTH AND REHABILITATIVE SERVICES - SJ 00601.
06/03/83 SENATE NOW IN APPROPRIATIONS - SJ 00601
06/03/83 SENATE WITHDRAWN FROM APPROPRIATIONS - SJ 00601. PLACED ON CALENDAR; INDEFINITELY POSTPONED & W/O (ISR 12091) WAS ON CALENDAR

GENERAL BILL BY LANGLY (IDENTICAL H 01616; COMPARE S 00258)
CONTROLLED SUBSTANCES: AUTHORIZES COUNTIES & MUNICIPALITIES TO ADOPT MANDATORY MINIMUM TERMS OF IMPRISONMENT & OTHER MANDATORY PLANS OF PUNISHMENT FOR VIOLATIONS OF CERTAIN LAWS RE CONTROLLED SUBSTANCES WITHIN THEIR BORDERS; REQUIRES IMPOSITION OF SUCH SENTENCES. AMENDS 839.13. EFFECTIVE DATE: 10/01/83.
04/18/83 SENATE FILED
CONTINUED ON NEXT PAGE

1035 GENERAL BILL BY JOHNSON (ATTORNEY GENERAL) PROVIDES FOR ESTABLISHMENT OF INDUSTRY SERVICES REPRESENTATIVES WITHIN COMMUNITY COLLEGES & SCHOOL DISTRICTS; PROVIDES COUTES OF INDUSTRY SERVICES REPRESENTATIVES. CREATES 2:00, 11:00.
EFFECTIVE DATE: 07/01/83.
04/18/83 SENATE FILED
04/21/83 SENATE INTRODUCED, REFERRED TO EDUCATION, APPROPRIATIONS - SJ 00144
05/05/83 SENATE EXTENSION OF TIME GRANTED COMMITTEE EDUCATION.
05/20/83 SENATE EXTENSION OF TIME GRANTED COMMITTEE EDUCATION.
05/20/83 SENATE INDEFINITELY POSTPONED & W/O (ISR 12091) WAS IN COMMITTEE ON EDUCATION.

1036 GENERAL BILL BY CRAWFORD (SIMILAR H 1200)
LAW ENFORCEMENT DEPARTMENT; AUTHORIZES THE DEPT, TO PROVIDE PERSONNEL MANAGEMENT & RECRUITMENT ASSISTANCE PROGRAMS.
AMENDS 400.005. EFFECTIVE DATE: 07/01/83.
04/18/83 SENATE FILED
04/21/83 SENATE INTRODUCED, REFERRED TO JUDICIARY-CRIMINAL.
05/05/83 SENATE EXTENSION OF TIME GRANTED COMMITTEE JUDICIARY-CRIMINAL.
05/09/83 SENATE ON COMMITTEE AGENDA - JUDICIARY-CRIMINAL, TEMPORARILY POSTPONED
05/18/83 SENATE EXTENSION OF TIME GRANTED COMMITTEE JUDICIARY-CRIMINAL.
06/03/83 SENATE INDEFINITELY POSTPONED & W/O (ISR 12091) WAS IN COMMITTEE ON JUDICIARY-CRIMINAL.

1037 GENERAL BILL BY BERNIER (SIMILAR H 1200)
CJS/H 1200; PLANNED DEVELOPMENTS; ESTABLISHES RESIDENTIAL PLANNED DEVELOPMENT STUDY COMMITTEES; PROVIDES FOR MEMBERSHIP & DUTIES OF COMMITTEE; REQUIRES COMMITTEE TO PREPARE REPORT. EFFECTIVE DATE: UPON BALLENG LAW.
04/18/83 SENATE FILED
04/21/83 SENATE INTRODUCED, REFERRED TO ECONOMIC, COMMUNITY & CONSUMER AFFAIRS, JUDICIARY-CRIMINAL, APPROPRIATIONS - SJ 00146
05/05/83 SENATE ON COMMITTEE AGENDA - JUDICIARY-CRIMINAL, 05/04/83, 2:00 PM, RM. C
05/06/83 SENATE EXTENSION OF TIME GRANTED COMMITTEE JUDICIARY-CRIMINAL.
05/20/83 SENATE EXTENSION OF TIME GRANTED COMMITTEE JUDICIARY-CRIMINAL.
05/20/83 SENATE REPORT: UNFAVORABLE, LATO ON TABLE UNDER RULE BY JUDICIARY-CRIMINAL - SJ 00246

1038 GENERAL BILL/CJS BY JUDICIARY-CIVIL, GERSTEN
CJS/C/JS PLANNED DEVELOPMENTS; ESTABLISHES RESIDENTIAL PLANNED DEVELOPMENT STUDY COMMITTEES; PROVIDES FOR MEMBERSHIP & DUTIES OF COMMITTEE; REQUIRES COMMITTEE TO PREPARE REPORT. EFFECTIVE DATE: UPON BECOMING LAW.
04/18/83 SENATE FILED
04/21/83 SENATE INTRODUCED, REFERRED TO ECONOMIC, COMMUNITY & CONSUMER AFFAIRS, JUDICIARY-CRIMINAL, APPROPRIATIONS -SJ 00146
05/02/83 SENATE ON COMMITTEE AGENDA - ECON, 05/04/83, 9:00 AM, RM. M
05/06/83 SENATE COMM. REPORT: CJS BY ECONOMIC, COMMUNITY & CONSUMER AFFAIRS - SJ 00246.
05/10/83 SENATE NOW IN JUDICIARY-CRIMINAL - SJ 00242
05/16/83 SENATE EXTENSION OF TIME GRANTED COMMITTEE JUDICIARY-CRIMINAL.
05/20/83 SENATE ON COMMITTEE AGENDA - JUDICIARY-CRIMINAL, 05/24/83, 9:00 AM, RM. B
05/24/83 SENATE COMM. REPORT: CJS BY JUDICIARY-CRIMINAL - SJ 00407
05/30/83 SENATE EXTENSION OF TIME GRANTED COMMITTEE APPROPRIATIONS.
05/31/83 SENATE INDEFINITELY POSTPONED & W/O (ISR 12091) WAS ON CALENDAR

1039 GENERAL BILL BY DUNN (SIMILAR EN/1200, COMPARE ENG/H 0394.
CJS/5/1201)
LOCAL COMPREHENSIVE PLANS: DEFINES "LOCAL COMPREHENSIVE PLAN"; PROVIDES FOR ESTABLISHMENT OF LOCAL COMPREHENSIVE PLANS IN CONJUNCTION WITH LAND DEVELOPMENT RULES & REGULATIONS WITH RESPECT TO AREAS OF CRITICAL STATE CONCERN, ETC. AMENDS 380.031, 055, 163.3177, 318. EFFECTIVE DATE: 10/01/83.
CONTINUED ON NEXT PAGE
04/18/83 SENATE FILED

04/21/83 SENATE INTRODUCED; REFERRED TO NATURAL RESOURCES AND CONSERVATION -- S.J. 0049;

05/02/83 SENATE ON COMMITTEE AGENDA -- NATURAL RES. & CONS., 05/07/83,

2:00 PM, RM. H

05/05/83 SENATE COMMITTEE REPORTS CI/S BY NATURAL RESOURCES AND CONSERVATION -- SJ 0042; C/S READ FIRST TIME 05/10/83

05/09/83 SENATE NOW IN APPROPRIATIONS -- SJ 0047;

05/16/83 SENATE EXTENSION OF TIME GRANTED COMMITTEE APPROPRIATIONS

05/25/83 SENATE APPOINTED FROM APPROPRIATIONS -- SJ 0037; PLACE ON CALENDAR

06/01/83 SENATE PLACED ON SPECIAL ORDER CALENDAR -- SJ 0063; IDEN. / SJM;

06/02/83 SENATE NOW IN RULES AND CALENDAR -- SJ 0030;

05/05/83 SENATE INDEFINITE POSTPONED & W/D (SR 12891); WAS IN COMMITTEE ON JUDICIARY CRIMINAL

S 1040 GENERAL BILL BY CRAMFORD (SIMILAR IN 1223)

PUBLIC PROSECUTIONS: RENAMES LEGAL AFFAIRS REVOLVING TRUST FUND AS ANTITRUST REVOLVING TRUST FUND; DELATES PROVISIONS PERTAINING TO RICO ALI; CREATE CIVIL RICO REVOLVING TRUST FUND; SPECIFIES ITS PURPOSE & SOURCE OF RECEIPTS, ETC. AMENDS 16.953; CREATES 16.953; EFFECTIVE DATE: 07/01/84.

07/13/83 SENATE FILED

04/18/83 SENATE INTRODUCED; REFERRED TO JUDICIAL CRIMINAL APPROPRIATIONS -- S.J. 0046

05/06/83 SENATE EXTENSION OF TIME GRANTED COMMITTEE JUDICIAL CRIMINAL

05/08/83 SENATE INDEFINITE POSTPONED & W/D (SR 12891); WAS IN COMMITTEE ON JUDICIARY CRIMINAL

S 1041 GENERAL BILL BY MEEK (IDENTICAL M 0385)

STATE ATTORNEY: REQUIRES GOVERNOR TO APPOINT A SPECIAL STATE ATTORNEY TO INVESTIGATE A VIOLENT HOMICIDE COMMITTED BY A LAW ENFORCEMENT OFFICER IF APPROPRIATE STATE ATTORNEY FAILS TO ACT IN A TIMELY MANNER OR REQUESTS SUCH APPOINTMENT; PROVIDES FOR PAYMENT OF ATTORNEYS FEES, ETC. AMENDS 27.531; EFFECTIVE DATE: 10/01/83.

07/13/83 SENATE FILED

04/18/83 SENATE INTRODUCED; REFERRED TO JUDICIAL CRIMINAL APPROPRIATIONS -- S.J. 0046

05/06/83 SENATE EXTENSION OF TIME GRANTED COMMITTEE JUDICIAL CRIMINAL

05/17/83 SENATE ON COMMITTEE AGENDA -- JUDICIAL CRIMINAL;

TEMPORARILY POSTPONED

05/18/83 SENATE EXTENSION OF TIME GRANTED COMMITTEE JUDICIAL CRIMINAL

06/03/83 SENATE INDEFINITE POSTPONED & W/D (SR 12891); WAS IN COMMITTEE ON JUDICIAL CRIMINAL

S 1042 GENERAL BILL BY CARLIGUI (SIMILAR S 1784; COMPARE CS/H 1012, C/S 0044)

PARDON & PROBATION COMMISSION: PROVIDES FOR TEMPORARY DUTIES OF RETIRED COMMISSIONERS;

AMENDS 974.02; EFFECTIVE DATE: 10/01/83.

07/13/83 SENATE FILED

04/18/83 SENATE INTRODUCED; REFERRED TO JUDICIAL CRIMINAL APPROPRIATIONS -- S.J. 0047

06/29/83 SENATE EXTENSION OF TIME GRANTED COMMITTEE JUDICIAL CRIMINAL

07/15/83 SENATE ON COMMITTEE AGENDA -- JUDICIAL CRIMINAL;

INDEFINITE POSTPONED & W/D (SR 12891); WAS IN COMMITTEE ON JUDICIAL CRIMINAL

S 1043 GENERAL BILL BY MCPherson

PROHIBITION OF ELECTRONIC DEVICES: PROVIDES THAT SENTENCING GUIDELINES ADOPTED BY RULE OF SUPREME COURT BE APPROVED BY LEGISLATURE PRIOR TO IMPLEMENTATION; AMENDS 921.001; EFFECTIVE DATE: UPON BECOMING LAW.

04/21/83 SENATE INTRODUCED; REFERRED TO JUDICIAL CRIMINAL, RULES AND CALENDAR -- SJ 0047

05/06/83 SENATE EXTENSION OF TIME GRANTED COMMITTEE JUDICIAL CRIMINAL

05/13/83 SENATE ON COMMITTEE AGENDA -- JUDICIAL CRIMINAL, 5/17/83; 9:10 AM, RM. C

05/17/83 SENATE COMMITTEE REPORTS FAVORABLE TO JUDICIAL CRIMINAL;

-- S.J. 00302

06/18/83 SENATE NOW IN RULES AND CALENDAR -- S.J. 00323

06/26/83 SENATE INDEFINITE POSTPONED & W/D (SR 12891); WAS IN COMMITTEE ON RULES AND CALENDAR

S 1044 GENERAL BILL BY MCPHERSON

PROHIBITION OF ELECTRONIC DEVICES: PROVIDES THAT SENTENCING GUIDELINES ADOPTED BY RULE OF SUPREME COURT BE APPROVED BY LEGISLATURE PRIOR TO IMPLEMENTATION; AMENDS 921.001; EFFECTIVE DATE: UPON BECOMING LAW.

04/18/83 SENATE FILED

CONTINUED ON NEXT PAGE
GENERAL BILL BY FRANK (SIMILAR ENG/M 0463, CS/S 0922, S 0993)

1167 EDUCATION—PROVIDES FOR SCHOOLS TO ACCEPT STUDENTS IN ADMINISTRATION OF PRESCRIBED MEDICATIONS UNDER CERTAIN CIRCUMSTANCES; PROVIDES FOR TRAINING OF SCHOOL PERSONNEL & ADOPTION OF SCHOOL BOARD POLICIES, ETC.; REQUIRES PROPER STORAGE & HANDLING OF PRESCRIBED MEDICATIONS.

1073 SENATE: AMENDED 07/01/83.

1093 SENATE: AMENDED 04/19/83.

1113 SENATE: AMENDED 04/22/83.

1147 GENERAL BILL BY FRANK (SIMILAR ENG/M 0463, CS/S 0922, S 0993)

1188 GENERAL BILL/CS BY CORRECTIONS, PROBATION AND PAROLE, CASTIG AND OTHERS (SIMILAR ENG/M 1187)

1148 GENERAL BILL/CS BY CORRECTIONS, PROBATION AND PAROLE, CASTIG AND OTHERS (SIMILAR ENG/M 1187)

1150 GENERAL BILL/CS BY FINANCE, TAXATION AND CLAIMS, NEAL AND OTHERS (SIMILAR ENG/M 1220)

1180 GENERAL BILL/CS BY FINANCE, TAXATION AND CLAIMS, NEAL AND OTHERS (SIMILAR ENG/M 1220)

1151 GENERAL BILL BY GERSTEN (SIMILAR ENG/M 0800, CS/S 0864, C 0864)

1149 GENERAL BILL BY JOHNSTON (SIMILAR ENG/M 0975)
H 0358  GENERAL BILL BY CORRECTIONS, PRUDENCE & PAROLE. (SIMILAR CS/OS 083B)

THEREFORE DEFENDANTS REQUIRE COURT TO CLASSIFY CERTAIN PERSONS AS
CHILDREN OFFENDERS; CHANGES COURT PROCEDURES TO JUDICIAL DISPOSITIONS TO
PROVIDE THAT SUCCESSFUL PARTICIPATION IN PROBATION/RESTITUTION PROGRAM
RESULT IN EARLY TERMINATION OF PROBATION, ETC. AMENDS CHS. 947, 958;
REPEALS 908.081. EFFECTIVE DATE: 07/01/83.

03/07/83 HOUSE PREFILED
03/18/83 HOUSE REFERRED TO APPROPRIATIONS
04/05/83 HOUSE INTRODUCED, REFERRED TO APPROPRIATIONS -HJ 00042
04/12/83 HOUSE REFERRED TO COMMITTEE ON MRS/CRIMINAL JUSTICE
05/01/83 HOUSE WITHDREW FROM APPROPRIATIONS -HJ 00416
06/01/83 HOUSE PLACED ON SPECIAL ORDER CALENDAR; INDEFINITELY POSTPONED L/W/D LGCR LEYVI 116 WAS ON CALENDAR

H 0359  GENERAL BILL BY CARLTON AND UHLES. (SIMILAR CS/CS 120)

LAND & WATER MANAGEMENT; PROVIDES TECHNICAL CHANGE TO DEFINITION OF
"DEVELOPMENT"; PROVIDES FOR STATE STUDY OF LOCAL COMMENSURABLE PLANS TO APPLY TO AREAS OF CRITICAL STATE CONCERN; PROHIBITS LIMITATION ON REQUESTS FOR INFR. RE REGIONAL IMPACT DEVELOPMENTS, ETC. AMENDS CH. 180, 103; EFFECTIVE DATE: 07/01/83.

03/07/83 HOUSE PREFILED
03/10/83 HOUSE REFERRED TO NATURAL RESOURCES
04/05/83 HOUSE INTRODUCED, REFERRED TO NATURAL RESOURCES -HJ 00040
04/06/83 HOUSE REFERRED TO COMMITTEE ON ENVIRONMENTAL QUALITY
04/19/83 HOUSE UN COMMITTEE AGENDA - NATURAL RESOURCES, 03 C 800, AM, OF DELAY
04/22/83 HOUSE COMM. REPORT: FAVORABLE; PLACED ON CALENDAR BY NATURAL RESOURCES -HJ 00029
05/25/83 HOUSE COMMITTEE OF THE WHOLE; AMENDMENT PENDING -HJ 00003
05/27/83 HOUSE PENDING AMENDMENT ADOPTED; READ THIRD TIME; PASSED AS AMENDED; YEAS 110 NAYS 2 - HJ 00036
05/27/83 SENATE IN MESSAGES
05/03/83 SENATE RECEIVED, REFERRED TO NATURAL RESOURCES AND CONSERVATION; APPROPRIATIONS -SJ 00033
06/01/83 SENATE WITHDRAWN FROM NATURAL RESOURCES AND CONSERVATION, APPROPRIATIONS -SJ 000101 PLACED ON CALENDAR;
SUBSTITUTED FOR SJ/JS 1152 - SJ 000601 PASSED AS AMENDED; YEAS 27 NAYS 0 - SJ 00033
06/01/83 HOUSE IN MESSAGES
06/02/83 HOUSE CONCURRED IN SJ/JS 1152; AMENDMENTS TO SENATE AMENDMENT ADOPTED; CONCURRED IN SENATE AMENDMENT AS AMENDED PASSED AS FURTHER AMENDED; YEAS 95 NAYS 17 - HJ 00034; FURTHER ACTION REQUIRED FOR FINAL PASSAGE
06/02/83 SENATE IN MESSAGES
06/03/83 SENATE CONCURRED; PASSED AS AMENDED; YEAS 31 NAYS - HJ 00074
06/03/83 HOUSE ORDERED ENGROSSED; TAI N ENGROSSED
06/15/83 HOUSE SIGED BY OFFICERS AND PRESENTED TO GOVERNOR
07/01/83 BILL CAME LAW WITHOUT GOVERNOR'S SIGNATURE

H 0360 LOCAL BILL BY GARDNER (HISTORICAL CS 463)

INCREASED CO/SHHERIFFS OFFICE; REVESTS & MODIFIES PROVISIONS RE CIVIL
CONTINUED ON NEXT PAGE
H 1200 GENERAL BILL BY CRIMINAL JUSTICE (SIMILAR S 1037)

**LAW ENFORCEMENT DEPARTMENT AUTHORIZES THE DEPARTMENT TO ASSIST IN RECRUITMENT OF LAW ENFORCEMENT PERSONNEL; AMENDS 491.033.

**EFFECTIVE DATE:** 07/01/83.

**04/27/83 HOUSE FILED; INTRODUCED, REFERRED TO APPROPRIATIONS; -HJ 00249

**05/03/83 HOUSE PLACED ON SPECIAL ORDER CALENDAR; READ SECOND TIME; AMENDMENT ADOPTED; -HJ 00060

**05/25/83 SENATE IN MESSAGES

**05/30/83 SENATE RECEIVED, REFERRED TO NATURAL RESOURCES AND CONSERVATION; APPROPRIATIONS; -SJ 00344

**06/03/83 SENATE INDEFINITELY POSTPONED & W/O (SCR 1209); WAS IN CALENDAR

**ABORTED;

H 1201 GENERAL BILL BY CRIMINAL JUSTICE (SIMILAR S 0726)

**RECOMMENDED UNLESS A SCHEDULE 1 SUBSTANCE USE DELETES CERTAIN AMOUNT OF LUPHERAMINE FROM SCHEDULE V; AMENDS 893.02.

**EFFECTIVE DATE:** UPON BECOMING LAW.

**04/27/83 HOUSE FILED; INTRODUCED; PLACED ON CALENDAR -HJ 00249

**05/03/83 HOUSE PLACED ON SPECIAL ORDER CALENDAR

**05/13/83 HOUSE READ SECOND TIME -HJ 00099

**05/16/83 HOUSE READ THIRD TIME; PASSED; YEAS 116 NAYS 0 -HJ 00468

**05/17/83 SENATE IN MESSAGES

**05/19/83 SENATE RECEIVED, REFERRED TO JUDICIARY-CRIMINAL; -HJ 00207

**06/03/83 SENATE INDEFINITELY POSTPONED & W/O (SCR 1209); WAS IN CALENDAR ON APPROPRIATIONS

**ABORTED;

H 1202 GENERAL BILL BY CRIMINAL JUSTICE AND OTHERS (COMPARE H 0474, H 0607, ENGLISH 0655, S 0962

**ENACTS LEGISLATION PROVIDING THAT FOR LST CONVICTION OF DRIVING UNDER INFLUENCE OF ALCOHOL, MODEL GLUE, OR CONTROLLED SUBSTANCES OR WITH UNLAWFUL BLOOD ALCOHOL LEVEL, REGARDLESS OF OTHER PENALTIES, DEFENDANT SHALL BE PLACED ON PROBATION, ETC.; CREATS 316.198, 316.904; REENACTS 316.1931. EFFECTIVE DATE: UPON BECOMING LAW.

**04/27/83 HOUSE FILED; INTRODUCED; PLACED ON CALENDAR -HJ 00249

**05/03/83 HOUSE PLACED ON SPECIAL ORDER CALENDAR

**05/15/83 HOUSE READ SECOND TIME -HJ 00098

**05/18/83 HOUSE READ THIRD TIME; AMENDMENTS ADOPTED, PASSED AS AMENDED; YEAS 115 NAYS 0 -HJ 00408

**05/17/83 SENATE IN MESSAGES

**05/19/83 SENATE RECEIVED, REFERRED TO JUDICIARY-CRIMINAL; CONSENT TO APPROPRIATIONS -HJ 00207

**06/03/83 SENATE INDEF. POSTPONED & W/O (SCR 1209); WAS IN COMMITTEE ON APPROPRIATIONS

**ABORTED;

H 1203 GENERAL BILL BY CRIMINAL JUSTICE (SIMILAR S 1102)

**STATE ATTORNEY PROVIDES THAT STATE ATTORNEY MAY DESIGNATE HIS ASSISTANT STATE ATTORNEYS AND ATTORNEYS TO PERFORM DUTIES ASSIGNED UNLESS AN EXECUTIVE ORDER, AMENDS 27.16. EFFECTIVE DATE: 07/01/83.

**04/27/83 HOUSE FILED; INTRODUCED; PLACED ON CALENDAR -HJ 00249

**05/03/83 HOUSE PLACED ON SPECIAL ORDER CALENDAR

**05/13/83 HOUSE READ SECOND TIME -HJ 00098

**05/16/83 HOUSE READ THIRD TIME; PASSED; YEAS 118 NAYS 0 -HJ 00497

**05/17/83 SENATE IN MESSAGES

**05/19/83 SENATE RECEIVED, REFERRED TO JUDICIARY-CIVIL; -SJ 00386

**05/20/83 SENATE RECEIVED FROM JUDICIARY-CIVIL; SUBSTANTIATED FOR SB 1004. PASSED; YEAS 33 NAYS 0 -SJ 00394

**05/26/83 HOUSE DRAILED EMPLRED

**05/27/83 HOUSE SIGNIFIED BY OFFICERS AND PRESENTED TO GOVERNOR -HJ 00937

**06/08/83 APPROVED BY GOVERNOR; CHAMBER NO. 83-111

**CONTINUED ON NEXT PAGE

H 1204 GENERAL BILL BY SELECT COMMITTEE ON GROWTH MANAGEMENT (COMPARE S 1101)

**GROUND MANAGEMENT PROVIDES LEGISLATIVE INTENT RE "COUNTY WATER & SEWER DISTRICT LAW" REVISES LEGISLATIVE INTENT RE "WATER & SEWER SYSTEM" RESIDENTIAL LAW; PROVIDES LEGISLATIVE INTENT RE WATER USE PLANS UNDER "FLA. WATER RESOURCES ACT OF 1972", ETC. AMENDS P.5. EFFECTIVE DATE: UPON BECOMING LAW.

**CONTINUED ON NEXT PAGE

H 1205 GENERAL BILL BY SELECT COMMITTEE ON GROWTH MANAGEMENT (SIMILAR M 6660, S 0846, COMPARISON ENGLISH 059, CS/LS 1152)

**CONTINUED ON NEXT PAGE
<table>
<thead>
<tr>
<th>(CONTINUED)</th>
<th>FLORIDA STATUTE CHAPTER 376</th>
</tr>
</thead>
<tbody>
<tr>
<td>376.051</td>
<td>S 0981</td>
</tr>
<tr>
<td>376.06</td>
<td>S 0981</td>
</tr>
<tr>
<td>376.07</td>
<td>S 0981</td>
</tr>
<tr>
<td>376.09</td>
<td>S 0981</td>
</tr>
<tr>
<td>376.10</td>
<td>S 0981</td>
</tr>
<tr>
<td>376.11</td>
<td>S 0981 , S 0983 , S 1129 , S 1344</td>
</tr>
<tr>
<td>376.12</td>
<td>S 0981</td>
</tr>
<tr>
<td>376.13</td>
<td>S 0981 , S 1088 , S 1246</td>
</tr>
<tr>
<td>376.14</td>
<td>S 0981</td>
</tr>
<tr>
<td>376.15</td>
<td>S 0981</td>
</tr>
<tr>
<td>376.16</td>
<td>S 0981</td>
</tr>
<tr>
<td>376.17</td>
<td>S 0981</td>
</tr>
<tr>
<td>376.18</td>
<td>S 0981</td>
</tr>
<tr>
<td>376.19</td>
<td>S 0981</td>
</tr>
<tr>
<td>376.20</td>
<td>S 0981</td>
</tr>
<tr>
<td>376.205</td>
<td>S 0981</td>
</tr>
<tr>
<td>376.21</td>
<td>S 0981</td>
</tr>
<tr>
<td>376.30</td>
<td>S 0981</td>
</tr>
<tr>
<td>376.32</td>
<td>S 0981</td>
</tr>
<tr>
<td>376.35</td>
<td>S 0981</td>
</tr>
<tr>
<td>376.40</td>
<td>S 0981</td>
</tr>
<tr>
<td>376.45</td>
<td>S 0981</td>
</tr>
<tr>
<td>376.50</td>
<td>S 0981</td>
</tr>
<tr>
<td>376.55</td>
<td>S 0981</td>
</tr>
<tr>
<td>376.60</td>
<td>S 0981</td>
</tr>
<tr>
<td>376.65</td>
<td>S 0981</td>
</tr>
<tr>
<td>376.70</td>
<td>S 0981</td>
</tr>
<tr>
<td>376.75</td>
<td>S 0981</td>
</tr>
<tr>
<td>376.80</td>
<td>S 0981</td>
</tr>
<tr>
<td>376.85</td>
<td>S 0981</td>
</tr>
<tr>
<td>376.90</td>
<td>S 0981</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>(CONTINUED)</th>
<th>FLORIDA STATUTE CHAPTER 377</th>
</tr>
</thead>
<tbody>
<tr>
<td>377.075</td>
<td>S 0298 , H 0239</td>
</tr>
<tr>
<td>377.095</td>
<td>S 0239 , S 0417 , H 0239</td>
</tr>
<tr>
<td>377.37</td>
<td>S 0298 , H 0239</td>
</tr>
<tr>
<td>377.602</td>
<td>S 0641</td>
</tr>
<tr>
<td>377.603</td>
<td>S 0641</td>
</tr>
<tr>
<td>377.604</td>
<td>S 0641</td>
</tr>
<tr>
<td>377.605</td>
<td>S 0641</td>
</tr>
<tr>
<td>377.606</td>
<td>S 0641</td>
</tr>
<tr>
<td>377.607</td>
<td>S 0641 , S 0846 , H 0869</td>
</tr>
<tr>
<td>377.704</td>
<td>H 1222</td>
</tr>
<tr>
<td>377.706</td>
<td>S 0641</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>(CONTINUED)</th>
<th>FLORIDA STATUTE CHAPTER 378</th>
</tr>
</thead>
<tbody>
<tr>
<td>378.031</td>
<td>S 0541 , S 0920 , S 1024 , H 1113 , H 1344</td>
</tr>
<tr>
<td>378.101</td>
<td>S 0428 , S 0920 , H 0225 , H 1344</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>(CONTINUED)</th>
<th>FLORIDA STATUTE CHAPTER 380</th>
</tr>
</thead>
<tbody>
<tr>
<td>380.021</td>
<td>H 1206</td>
</tr>
<tr>
<td>380.031</td>
<td>S 1039 , S 1152 , H 0359 , H 1206 , H 1263</td>
</tr>
<tr>
<td>380.04</td>
<td>S 0286 , S 1152 , H 0359</td>
</tr>
<tr>
<td>380.05</td>
<td>S 1039 , S 1152 , H 0359</td>
</tr>
<tr>
<td>380.06</td>
<td>S 0111 , S 0888 , S 1152 , H 0359 , H 0660 , H 1175 , H 1208</td>
</tr>
<tr>
<td>380.11</td>
<td>S 0112 , S 1152 , H 0359 , H 0660 , H 1207</td>
</tr>
<tr>
<td>380.42</td>
<td>H 1331</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>(CONTINUED)</th>
<th>FLORIDA STATUTE CHAPTER 381</th>
</tr>
</thead>
<tbody>
<tr>
<td>(BILLS UNDERLINED HAVE PASSED BOTH HOUSES)</td>
<td></td>
</tr>
<tr>
<td>(CITATOR INCLUDES COMMITTEE SUBS &amp; AMENDED BILLS)</td>
<td></td>
</tr>
</tbody>
</table>
Journal
of the
House of Representatives

Eighty-fifth
Regular Session
since Statehood in 1845
April 5 through June 13, 1983

Including a record of transmittal of Acts subsequent to sine die adjournment
millage limitations imposed with respect to the second and third years of participation in the local government half cent sales tax, authorizing certain counties which borrowed money during fiscal year 1981-1982 as the result of action by the Administration Commission to exceed said millage limitations, providing that millage limitations imposed on local governments participating in the local government half-cent sales tax may be exceeded if approved by referendum, defining "voted millage" with respect to said section, repealing § 218 60 (1)(b), Florida Statutes, 1982 Supplement, and amending subsection (3) thereof, deleting a definition of "voted millage", specifying that provisions relating to estimates of money provided to such participating local governments apply to the first year of participation, providing an effective date

—was read the second time by title

Representative Patchett offered the following amendment

Amendment 1—On page 9, line 19, strike subsection (4) and renumber subsequent subsections

Rep Patchett moved the adoption of the amendment Pending consideration thereof, further consideration of HB 1321 was temporarily deferred

HB 1204—A bill to be entitled An act relating to growth management, amending s 153 51, Florida Statutes, providing legislative intent with respect to the "County Water and Sewer District Law", adding a new subsection (4) to s 367 011, Florida Statutes, 1982 Supplement, revising legislative intent with respect to the "Water and Sewer System Regulatory Law", amending ss 373 016 (2) and (3) and 373 036 (1), Florida Statutes, providing legislative intent with respect to the state water use plans under the "Florida Water Resources Act of 1972", amending s 380 021, Florida Statutes, revising legislative purpose with respect to "The Florida Environmental Land and Water Management Act of 1972", amending s 380 02 (1), Florida Statutes, providing for Judicial and administrative remedies, providing an effective date

—was read the second time by title

HB 1206—A bill to be entitled An act relating to county and municipal planning, amending s 163 3177 (4), Florida Statutes, providing that when local government jurisdictions include a portion of land designated as an area of critical state concern, the local government shall identify portions of the local comprehensive plan applicable to the critical area, amending s 163 3184 (2) and (6), Florida Statutes, providing that no proposed local government comprehensive plan applicable to a designated area of critical state concern shall be effective until reviewed and approved pursuant to "The Florida Environmental Land and Water Management Act of 1972", adding subsection (20) to s 380 031, Florida Statutes, defining the term "local comprehensive plan", amending s 380 05 (1)(b) and (d) and (5)(15), Florida Statutes, relating to areas of critical state concern, to include reference to local comprehensive plans, providing an effective date

—was read the second time by title

The Committee on Appropriations offered the following amendment

Amendment 1—On page 1, lines 24-27, strike beginning with the comma on line 24 and remainder of section (b) through line 27 and insert a period

Rep Liberti moved the adoption of the amendment, which was adopted without objection

Under Rule 8 19, the bill was referred to the Engrossing Clerk

HB 1207—A bill to be entitled An act relating to "The Florida Environmental Land and Water Management Act of 1972", amending s 380 11, Florida Statutes, providing for judicial and administrative remedies, providing an effective date

—was read the second time by title

The Committee on Appropriations offered the following amendment

Amendment 1—On page 1, lines 24-27, strike beginning with the comma on line 24 and remainder of section (b) through line 27 and insert a period

Rep Liberti moved the adoption of the amendment, which was adopted without objection

Under Rule 8 19, the bill was referred to the Engrossing Clerk

HB 1208—A bill to be entitled An act relating to developments of regional impact; amending s 380 06 (9) (b), Florida Statutes, to provide additional procedure with regard to the furnishing of information by an applicant for development approval to the regional planning agency, providing an effective date

—was read the second time by title and, under Rule 8 19, referred to the Engrossing Clerk

On motion by Rep Liberti, the rules were waived and—

HB 350—A bill to be entitled An act relating to land and water management, amending s 380 04 (1), Florida Statutes, providing a technical change to the definition of "development", providing an effective date

—was taken up out of its regular order and read the second time by title

Representatives Liberti and Carlton offered the following amendment


Amendment 1—On page 1, line 13, strike “operation” and insert activity.

Rep Carlton moved the adoption of the amendment. Without objection, further consideration of HB 359 was temporarily deferred.

HB 1325—A bill to be entitled An act relating to sentencing, amending s 775.082(3)(a), Florida Statutes, redefining the penalty to be imposed for a life felony committed on or after October 1, 1983; amending s 921.001, Florida Statutes, 1982 Supplement, providing legislative authority for development by the Supreme Court of statewide sentencing guidelines, directing the Sentencing Commission to continually evaluate sentencing practices under sentencing guidelines, directing the Supreme Court to develop sentencing guidelines by September 1, 1983, providing for legislative implementation of guidelines, directing the Sentencing Commission to make annual recommendations concerning revision of sentencing guidelines, providing for adoption of revisions by the Supreme Court, providing for implementation of revisions by the Legislature, providing for appellate review of sentences imposed outside the sentencing guidelines, providing standards for review; requiring explanations of sentences imposed outside the guidelines, directing the Sentencing Commission to consider impact of sentencing guidelines on correctional facilities, providing for interagency cooperation in determining impacts, prohibiting release of persons on parole if incarcerated for crimes committed on or after October 1, 1983; amending ss 924 06 (1) and 924 07, Florida Statutes, providing for appellate review of sentences imposed outside the guidelines, providing for the future repeal and review of s 20 32, Florida Statutes, and chapter 947, Florida Statutes, relating to the Parole and Probation Commission, providing for legislative review, providing an effective date—was read the second time by title and, under Rule 8 19, referred to the engrossing clerk.

The hour of 3:30 p.m. having arrived, pursuant to the motion agreed to earlier today, the following bill was taken up—

CS for CS for SB 357—A bill to be entitled An act relating to education, amending s 228 041 (16) and (22), Florida Statutes, 1982 Supplement, providing definitions, increasing the number of hours of instruction in public high schools, amending s 233 09 (4)(e), Florida Statutes, requiring school district comprehensive plans to include provision for use of quality textbook, amending s 239 065 (2) (e), Florida Statutes, and adding paragraph (h) to said subsection, providing for evaluation of vocational programs, providing for computer instruction, amending s 229 575 (3), Florida Statutes, expanding required content of annual school reports, amending s 229 58 (2), Florida Statutes, expanding areas in which school advisory committees may provide assistance, amending s 229 59, Florida Statutes, providing for educational improvement projects at the school level, providing for grants, amending s 229 814 (1), Florida Statutes, providing that the general equivalency diploma examination shall not serve as the high school equivalency diploma examination, amending s 230 03 (2), (3), Florida Statutes, expanding powers of school boards, amending ss 230 23 (4)(h), (6)(a), Florida Statutes, 1982 Supplement, and adding paragraph (c) to subsection (13) of said section, requiring review and approval of vocational programs; requiring school boards to cooperate with regional coordinating councils in planning vocational programs, providing for policies relating to classroom performance, amending s 230 2313 (3)(d), Florida Statutes, providing for studies, reports, and recommendations regarding occupational and placement services, amending s 230 33 (9), Florida Statutes, redefining the comprehensive plan to include steps taken to ensure use of quality textbooks, amending s 230 64 (1), Florida Statutes, providing that area vocational-technical centers are subject to review, requiring legislative evaluation of the alternative education program, amending s 231 087 (1), (2)(a), (3), Florida Statutes, 1982 Supplement, renumbering and amending existing subsection (7), and adding a new subsection (7), specifying duties of the Florida Council on Educational Management, providing for assistance in selection of school principals, amending s 232 245 (2), Florida Statutes, and adding subsection (3) to said section, requiring mastery of minimum standards prior to promotion from specified grades, requiring progression plans to include student performance standards, requiring adoption of student performance standards in computer literacy, requiring inclusion of computer literacy standards in state assessment tests, amending s 232 246, Florida Statutes, providing general requirements for high school graduation, amending s 232 2465 (1)(a), Florida Statutes, 1982 Supplement, increasing the number of credits required to qualify as a Florida Academic Scholar, requiring high school curriculum frameworks, requiring adoption of specific curriculum components, adding s 233 057 (4), Florida Statutes, providing for allocations to high schools that employ reading resource specialists, amending s 233 068 (1), Florida Statutes, providing for review and approval of job-related vocational instruction, amending s 236 013 (2)(a), (c), Florida Statutes, and adding subsection (7) to said section, redefining "full-time student" and "full-time equivalent student", amending s 236 02 (2), Florida Statutes, adding new subsections (3), (4), to said section and renumbering existing subsections, increasing minimum term of operation of schools, requiring student performance standards for FEPF participation, amending s 236 081 (1), Florida Statutes; revising funding formula, amending s 236 0811 (1), Florida Statutes, providing restriction on inservice training programs, amending s 240 233 (1), (2), Florida Statutes, 1982 Supplement, providing for unemployment availability for university enrollment, amending s 240 311 (1)(a), (e), Florida Statutes, 1982 Supplement, requiring review and approval of vocational courses offered by community colleges, requiring cooperation with specified agencies, amending s 240 319 (3)(c), Florida Statutes, 1982 Supplement, providing for review and approval of community college rules, amending s 240 321, Florida Statutes, restricting admission to Associate of Arts degree programs, creating a uniform, coordinated system of vocational education, providing for a vocational education management information system, providing for use of unemployment insurance wage reports, requiring reports, providing for establishment of vocational education planning regions, providing for regional vocational coordinating councils, providing powers and duties, amending s 240 355, Florida Statutes, providing for review of vocational programs, creating s 240 4081, Florida Statutes, providing for the Student Loan Forgiveness Program and creating a trust fund, the Teacher Scholarship Loan Trust Fund, providing for award of scholarship loans from the fund, providing for summer inservice institutes for instructional personnel; requiring adoption of common diagnostic tests, authorizing remedial courses in postsecondary institutions, providing for a study of postsecondary remedial education; prohibiting postsecondary credit for remedial courses, requiring universities and community colleges to report certain information to high schools, establishing standards for student participation in extracurricular activities, requiring study and report on the minimum competency program, providing for establishment of a visiting school scholars program, providing for certification of adjunct instructors, authorizing universities and community colleges to offer academic courses on high school sites, amending s 240 60, Florida Statutes, 1982 Supplement, establishing priorities for the college career work experience program, requiring a study of vocational job preparatory programs, repealing s 233 064, Florida Statutes, relating to a required course in American vs Communism, amending s 233 17 (1), Florida Statutes, 1982 Supplement; limiting the number of teacher education courses required for teacher certification, providing for expanded instruction time pilot projects, requiring feasibility study of modifying teacher certification examination, providing for a study of collective bargaining, amending s 231 608, Florida Statutes, providing for content of evaluation reports, providing for the reenactment of the Teacher Center Act, providing for the sunset of the Teacher Center Act, providing an effective date—was read the second time by title.

On motion by Rep Weinstock, Chairman, Committee Amendments 1 and 2 by the Committee on Education, K 12 were withdrawn.

On motion by Rep Kutun, Chairman, Committee Amendments 1 and 2 by the Committee on Finance & Taxation were withdrawn.
Representative M. E. Hawkins offered the following amendment:

**Amendment 8**—On page 12, line 5, after the period, insert (d) Levies of a municipal service taxing unit created subsequent to July 1, 1982 for the purpose of providing a type of service not previously provided by the county within the jurisdiction of said unit shall be excluded from the limitations imposed in this subsection if approved by majority vote of the electors residing within the unit. The ballot question shall be limited solely to the total amount to be levied and the intended use of the funds.

Rep. Hawkins moved the adoption of the amendment, which was adopted.

Representative M. E. Hawkins offered the following title amendment:

**Amendment 9**—On page 2, line 28, after the semicolon, inserting:

Providing an exception for certain newly created municipal service taxing units,

Rep. Hawkins moved the adoption of the amendment, which was adopted without objection.

On motion by Rep. Kutun, the rules were waived and HB 1321, as amended, was read the third time by title. On passage, the vote was

**Yeas—110**

<table>
<thead>
<tr>
<th>The Chair</th>
<th>Dudley</th>
<th>Kutun</th>
<th>Robinson</th>
</tr>
</thead>
<tbody>
<tr>
<td>Abrams</td>
<td>Dunbar</td>
<td>Lawson</td>
<td>Ros</td>
</tr>
<tr>
<td>Allen</td>
<td>Easley</td>
<td>Lehtinen</td>
<td>Sample</td>
</tr>
<tr>
<td>Armstrong</td>
<td>Evans-Jones</td>
<td>Lewis</td>
<td>Sanderson</td>
</tr>
<tr>
<td>Arnold</td>
<td>Figg</td>
<td>Lippman</td>
<td>Selph</td>
</tr>
<tr>
<td>Bailey</td>
<td>Friedeman</td>
<td>Locke</td>
<td>Shackelford</td>
</tr>
<tr>
<td>Bankhead</td>
<td>Gallager</td>
<td>Logan</td>
<td>Silver</td>
</tr>
<tr>
<td>Bass</td>
<td>Gordon</td>
<td>Mackenzie</td>
<td>Simon</td>
</tr>
<tr>
<td>Bell</td>
<td>Grant</td>
<td>Martin</td>
<td>Simone</td>
</tr>
<tr>
<td>Brantley</td>
<td>Grindle</td>
<td>McEwan</td>
<td>Smith</td>
</tr>
<tr>
<td>Bronson</td>
<td>Gustafson</td>
<td>Meffert</td>
<td>Spaet</td>
</tr>
<tr>
<td>Brown, C</td>
<td>Hanso</td>
<td>Messersmith</td>
<td>Stewart</td>
</tr>
<tr>
<td>Brown, T C</td>
<td>Hargrett</td>
<td>Metcalf</td>
<td>Thomas</td>
</tr>
<tr>
<td>Burndes</td>
<td>Harris</td>
<td>Mills</td>
<td>Thompson</td>
</tr>
<tr>
<td>Burrall</td>
<td>Hawkins, L R</td>
<td>Mitchell</td>
<td>Tobassen</td>
</tr>
<tr>
<td>Carlton</td>
<td>Hawkins, M E</td>
<td>Morgan</td>
<td>Tobin</td>
</tr>
<tr>
<td>Casas</td>
<td>Hazouri</td>
<td>Murphy</td>
<td>Upchurch</td>
</tr>
<tr>
<td>Clark</td>
<td>Holdley</td>
<td>Nergard</td>
<td>Ward</td>
</tr>
<tr>
<td>Clements</td>
<td>Hill</td>
<td>Ogden</td>
<td>Watt</td>
</tr>
<tr>
<td>Combee</td>
<td>Hodges</td>
<td>Pajic</td>
<td>Webster</td>
</tr>
<tr>
<td>Cortina</td>
<td>Hollingsworth</td>
<td>Petchett</td>
<td>Weinstock</td>
</tr>
<tr>
<td>Craty</td>
<td>Jamerson</td>
<td>Peeples</td>
<td>Wetherell</td>
</tr>
<tr>
<td>Crotty</td>
<td>Johnson, B, L</td>
<td>Pres</td>
<td>Williams</td>
</tr>
<tr>
<td>Danson</td>
<td>Johnson, R C</td>
<td>Ready</td>
<td>Woodruff</td>
</tr>
<tr>
<td>Dantizler</td>
<td>Johnson, R M</td>
<td>Reaves</td>
<td>Young</td>
</tr>
<tr>
<td>Deratany</td>
<td>Jones, C F</td>
<td>Reddick</td>
<td></td>
</tr>
<tr>
<td>Deutsch</td>
<td>Jones, D L</td>
<td>Reynolds</td>
<td></td>
</tr>
<tr>
<td>Drage</td>
<td>Kelly</td>
<td>Richmond</td>
<td></td>
</tr>
</tbody>
</table>

**Nays—None**

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

**HB 359**—A bill to be entitled An acting relating to land and water management, amending sections 380.04 (1), Florida Statutes, providing a technical change to the definition of "development"; providing an effective date;

—was taken up, having been read the second time May 25, now pending on motion by Rep. Carlton to adopt Amendment 1.

**Amendment 1**—On page 1, line 13, strike "operation" and insert activity.

The question recurred on the adoption of the amendment, which was adopted without objection.

On motion by Rep. Carlton, the rules were waived and HB 359, as amended, was read the third time by title. On passage, the vote was

**Yeas—108**

<table>
<thead>
<tr>
<th>The Chair</th>
<th>Davis</th>
<th>Johnson, R M</th>
<th>Reaves</th>
</tr>
</thead>
<tbody>
<tr>
<td>Abrams</td>
<td>Deraty</td>
<td>Jones, C F</td>
<td>Reddick</td>
</tr>
<tr>
<td>Allen</td>
<td>Deutsch</td>
<td>Jones, D L</td>
<td>Richmond</td>
</tr>
<tr>
<td>Armstrong</td>
<td>Drage</td>
<td>Kelly</td>
<td>Robinson</td>
</tr>
<tr>
<td>Arnold</td>
<td>Dudley</td>
<td>Kutun</td>
<td>Ros</td>
</tr>
<tr>
<td>Bailey</td>
<td>Easley</td>
<td>Lawson</td>
<td>Sample</td>
</tr>
<tr>
<td>Bankhead</td>
<td>Evans-Jones</td>
<td>Lewis</td>
<td>Sanderson</td>
</tr>
<tr>
<td>Bass</td>
<td>Figg</td>
<td>Liberti</td>
<td>Selph</td>
</tr>
<tr>
<td>Bell</td>
<td>Friedeman</td>
<td>Lippman</td>
<td>Shackelford</td>
</tr>
<tr>
<td>Brantley</td>
<td>Gallager</td>
<td>Locke</td>
<td>Shelley</td>
</tr>
<tr>
<td>Bronson</td>
<td>Gardner</td>
<td>Logan</td>
<td>Simon</td>
</tr>
<tr>
<td>Brown, C</td>
<td>Gordon</td>
<td>Mackenzie</td>
<td>Simone</td>
</tr>
<tr>
<td>Brown, T C</td>
<td>Grindle</td>
<td>Martinez</td>
<td>Smith</td>
</tr>
<tr>
<td>Burke</td>
<td>Gustafson</td>
<td>McEwan</td>
<td>Spael</td>
</tr>
<tr>
<td>Burnsed</td>
<td>Hanson</td>
<td>Meffert</td>
<td>Stewart</td>
</tr>
<tr>
<td>Carlton</td>
<td>Hargrett</td>
<td>Messersmith</td>
<td>Thomas</td>
</tr>
<tr>
<td>Carpenter</td>
<td>Harris</td>
<td>Metcalf</td>
<td>Tobassen</td>
</tr>
<tr>
<td>Casas</td>
<td>Hawkins, L R</td>
<td>Mitchell</td>
<td>Tobin</td>
</tr>
<tr>
<td>Clark</td>
<td>Hawkins, M E</td>
<td>Morgan</td>
<td>Upchurch</td>
</tr>
<tr>
<td>Clements</td>
<td>Hazouri</td>
<td>Murphy</td>
<td>Wallace</td>
</tr>
<tr>
<td>Combee</td>
<td>Healey</td>
<td>Nergard</td>
<td>Watt</td>
</tr>
<tr>
<td>Cortina</td>
<td>Hill</td>
<td>Ogden</td>
<td>Webster</td>
</tr>
<tr>
<td>Cosgrove</td>
<td>Hodges</td>
<td>Pajic</td>
<td>Weinstock</td>
</tr>
<tr>
<td>Craty</td>
<td>Hollingsworth</td>
<td>Petchett</td>
<td>Wetherell</td>
</tr>
<tr>
<td>Crotty</td>
<td>Jamerson</td>
<td>Peeples</td>
<td>Williams</td>
</tr>
<tr>
<td>Danson</td>
<td>Johnson, B L</td>
<td>Press</td>
<td>Woodruff</td>
</tr>
<tr>
<td>Dantizler</td>
<td>Johnson, R C</td>
<td>Ready</td>
<td>Young</td>
</tr>
</tbody>
</table>

**Nays—2**

<table>
<thead>
<tr>
<th>Burral</th>
<th>Dunbar</th>
</tr>
</thead>
</table>

VOTES AFTER ROLL CALL

**Yeas—Silver**

So the bill passed, as amended, and was immediately certified to the Senate after engrossment.

By the Committees on Appropriations and Higher Education—

**CS/HB 1070**—A bill to be entitled An act relating to community colleges, amending sections 30.15 (3), (4) (c), (5) and (6), Florida Statutes, relating to the Department of Education, specifying that the State Board of Community Colleges shall be the director of the Division of Community Colleges, replacing the State Community College Coordinating Board with the State Board of Community Colleges, amending sections 228.041 (1) (b) and (21), Florida Statutes, 1982 Supplement, clarifying language, adding paragraphs (a) to (2) to 229.056 (2) Florida Statutes, 1982 Supplement, providing that the State Board of Education shall recommend the establishment of community college branch campuses, amending sections 228.041 (1) (b) and (21), Florida Statutes, and adding a new subsection (2) thereto, providing that the Commissioner of Education has the power to suspend a community college president, creating sections 232.2455, Florida Statutes, providing responsibility for programs of remediation, adding subsection (6) to sections 232.246, Florida Statutes, providing for district school board responsibility relating to high school student communication and computer skills, amending sections 235.05 (2), Florida Statutes, correcting a cross reference, amending sections 235.455 (5) (a), Florida Statutes, 1982 Supplement, providing that the State Board of Community Colleges, rather than the division, shall submit a priority list for capital outlay, adding a new subsection (3) to sections 240.115, Florida Statutes, providing that the articulation agreement established by the Department of Education shall identify certain skills and define the performance standards, adding new subsections (6) and (7) to sections 240.147, Florida Statutes, providing that the Postsecondary Education Planning Commission shall recommend the establishment of branch campuses and review postsecondary education budget requests, amend-
Department of Education in consultation with the Department of Commerce to develop a comprehensive plan to promote better relations between certain organizations in the state and foreign nations, requiring completion of the plan by February 1, 1984, providing for the required elements of the plan; providing for a statewide conference, providing applicability, providing an effective date

—was read the first time by title. On motion by Rep Simon, the rules were waived and the bill was read the second time by title

The Committee on Appropriations offered the following amendment:

Amendment 1—On page 3, line 3, insert a new Section 2: Section 2. Funds in the amount of $70,000 and 1 5 P.T.E. are hereby appropriated to the Department of Education for fiscal year 1983-84 to carry out the provisions of this act (renumber subsequent section)

Rep Simon moved the adoption of the amendment, which was adopted without objection

The Committee on Appropriations offered the following title amendment:

Amendment 2—On page 1, line 12, insert after the semicolon providing an appropriation;

Rep Simon moved the adoption of the amendment, which was adopted without objection.

On motion by Rep Simon, the rules were waived and CS/HB 758, as amended, was read the third time by title On passage, the vote was:

Yeas—114

The Chair Deutsch Kelly Robinson
Abrams Drage Kuttun Ros
Allen Dudley Lawson Sample
Armstrong Dunbar Lehtinen Sanderson
Arnold Easley Lewis Selph
Bailey Evans-Jones Liberti Shackelford
Bankhead Figg Luppman Shelley
Bass Friedman Locke Silver
Bell Gallagher Logan Simon
Brantley Gardner Mackenzie Simone
Bronson Gordon Martin Smith
Brown, C Grant Martinez Spael
Brown, T. C. Grindle McEwan Stewart
Burke Gustafson Meffert Thomas
Burnsed Hanson Messersmith Thompson
Burral Hargrett Metcalf Ttome
Carlton Harrus Mills Tobassen
Carpenter Hawkins, L. R. Mitchell Tobin
Cass Hawkins, M. E. Morgan Wallace
Clark Hazouri Murphy Ward
Clements Healey Nergard Watt
Combee Hill Ogden Webster
Cortina Hodges Patchett Weinstock
Cosgrove Hollingsworth Peeples Wetherell
Craye Jameson Press Williams
Crotty Johnson, B. L Ready Woodruff
Danzler Johnson, R. M Reddick Young
Davis Jones, C F. Reynolds
Deratany Jones, D. L Rich mond

Nays—None

So the bill passed, as amended, and was immediately certified to the Senate after engrossment

On motions by Rep Shelley, the rules were waived and—

By Representatives Sanderson and Shelley—

HR 1354—A resolution recognizing the 75th Anniversary of the City of Pompano Beach

WHEREAS, the City of Pompano Beach in Broward County was chartered 75 years ago in July 1908 and named after the delectable fish of the same name, and

WHEREAS, the Pompano Beach Diamond Jubilee Committee is planning a gala week-long event from June 25 to July 4, 1983, to commemorate the occasion, and

WHEREAS, this anniversary celebration will greatly strengthen and unite the spirit of the community, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida

That the House of Representatives of the State of Florida recognizes and honors the City of Pompano Beach on this 75th Anniversary.

BE IT FURTHER RESOLVED that a copy of this resolution be presented to the Diamond Jubilee Committee as a tangible token of the sentiments expressed herein.

—was read the first time by title, second time by title, and adopted

Motions Relating to Committee References

On motion by Rep Weinstock, Chairman, without objection, SB 306 was withdrawn from the Committee on Education, K-12 and placed on the Calendar.

Recessed

On motion by Rep Thompson, the House recessed at 12:04 p.m. to reconvene at 1:30 p.m. today

Reconvened

The House was called to order by the Speaker at 1:30 p.m. A quorum was present

Messages from the Senate

The Honorable H. Lee Moffitt, Speaker

I am directed to inform the House of Representatives that the Senate has passed with amendments HB 359 and requests the concurrence of the House

By Representatives Carlton and Bass—

HB 359—A bill to be entitled An act relating to land and water management, amending s 380.04 (1), Florida Statutes, providing a technical change to the definition of "development", providing an effective date

Senate Amendment 1—On page 1, line 9, strike everything after the enacting clause and insert: Section 1. Subsection (20) is added to section 380.031, Florida Statutes, to read:

380.031 Definitions —As used in this chapter—

(20) "Local comprehensive plan" means any or all local comprehensive plans or elements or portions thereof prepared, adopted, or amended pursuant to ss. 163.3161-163.3211, the Local Comprehensive Planning Act of 1975, as amended.

Section 2. Subsection (1) of section 380.04, Florida Statutes, is amended to read

380.04 Definition of development —

(1) "Development" means the carrying out of any building activity or mining operation, or the making of any material change in the use or appearance of any structure or land, or the dividing of land into three or more parcels
Section 3 Section 380.05, Florida Statutes, is amended to read

380.05 Areas of critical state concern—

(1)(a) The state land planning agency may from time to time recommend to the Administration Commission specific areas of critical state concern. In its recommendation, the agency shall include recommendations with respect to the purchase of lands situated within the boundaries of the proposed area as environmentally endangered lands and outdoor recreation lands under the Land Conservation Act of 1972. The agency also shall include a report or recommendation of a resource planning and management committee appointed pursuant to § 380.045, the dangers that would result from uncontrolled or inadequate development of the area and the advantages that would be achieved from the development of the area in a coordinated manner, a detailed boundary description of the proposed area, specific principles for guiding development within the area; and an inventory of lands owned by the state, federal, county, and municipal governments within the proposed area.

(b) Within 45 days following receipt of a recommendation from the agency, the commission shall either reject the recommendation as tendered or adopt the same with or without modification and by rule designate the area of critical state concern and the principles for guiding the development of the area. The rule shall become effective 20 days after filing with the Secretary of State, except that an emergency rule adopted by the commission and designating an area of critical state concern shall become effective immediately upon filing. Any rule adopted pursuant to this paragraph shall be presented to the Legislature for review pursuant to paragraph (c). An economic impact statement prepared pursuant to s. 120.54(2)(a) shall not be grounds for a challenge of the rule, however, a landowner shall not be precluded from using adverse economic results as grounds for a challenge. Such principles for guiding development shall apply to any development undertaken subsequent to the legislative review pursuant to paragraph (c) of the designation of the area of critical state concern with or without modification but prior to the adoption of land development rules and regulations or a local comprehensive plan for the critical area pursuant to subsections (6) and (8). No boundary or principles for guiding development shall be adopted without a specific finding by the commission that the boundaries or principles are consistent with the protection of the resources or area sought to be protected. The commission is not authorized to adopt any rule that would provide for a moratorium on development in any area of critical state concern.

(c) A rule adopted by the commission pursuant to paragraph (b) designating an area of critical state concern and principles for guiding development shall be submitted to the President of the Senate and the Speaker of the House of Representatives for review no later than 30 days prior to the next regular session of the Legislature. The Legislature may reject, modify, or take no action relative to the adopted rule. In its deliberations, the Legislature may consider, among other factors, whether a resource planning and management committee established a program pursuant to § 380.045. In addition to any other data and information required pursuant to this chapter, all rules presented to the Legislature shall include a detailed legal description of the boundary of the area of critical state concern, proposed principles for guiding development, and a detailed statement of how the area meets the criteria for designation as provided in subsection (2).

(d) If, after the repeal of the boundary designation of an area of critical state concern pursuant to subsection (15), the state land planning agency determines that the administration of the local land development regulations or a local comprehensive plan within a formerly designated area is inadequate to protect the former area of critical state concern, then the state land planning agency may recommend to the commission that the area be redesignated as an area of critical state concern. Within 45 days following the receipt of the recommendation from the agency, the commission shall either reject the recommendation as tendered or adopt the same with or without modification. The commission may, by rule, make such redesignation effective immediately, at which time the boundaries, regulations, and plans in effect at the time the previous designation was repealed shall be reinstated. Within 90 days of such redesignation, the commission shall begin rulemaking procedures to designate the area as a critical state concern under paragraph (b).

(2) An area of critical state concern may be designated only for:

(a) An area containing, or having a significant impact upon, environmental or natural resources of regional or statewide importance, including, but not limited to, state or federal parks, forests, wildlife refuges, wilderness areas, aquatic preserves, major rivers and estuaries, state environmentally endangered lands, Outstanding Florida Waters, and aquifer recharge areas, the uncontrolled private or public development of which would cause substantial deterioration of such resources. Specific criteria which shall be considered in designating an area under this paragraph include:

1. Whether the economic value of the area, as determined by the type, variety, distribution, relative scarcity, and condition of the environmental or natural resources within the area, is of substantial regional or statewide importance.

2. Whether the ecological value of the area, as determined by the physical and biological components of the environmental system, is of substantial regional or statewide importance.

3. Whether the area is a designated critical habitat of any state or federally designated threatened or endangered plant or animal species.

4. Whether the area is inherently susceptible to substantial development due to its geographic location or natural aesthetics.

5. Whether any existing or planned substantial development within the area will directly, significantly, and deleteriously affect any or all of the environmental or natural resources of the area which are of regional or statewide importance.

(b) An area containing, or having a significant impact upon, historical or archaeological resources, sites, or culturally defined historical or archaeological districts, the private or public development of which would cause substantial deterioration or complete loss of such resources, sites, or districts. Specific criteria which shall be considered in designating an area under this paragraph include:

1. Whether the area is associated with events that have made a significant contribution to the history of the state or region.

2. Whether the area is associated with the lives of persons who are significant to the history of the state or region.

3. Whether the area contains any structure that embodies the distinctive characteristics of a type, period, or method of construction, or that represents the work of a master, or that possesses high artistic values, or that represents a significant and distinguishable entity whose components may lack individual distinction and which are of regional or statewide importance.

4. Whether the area has yielded, or will likely yield, information important to the prehistory or history of the state or region.

(c) An area having a significant impact upon, or being significantly impacted by, an existing or proposed major public facility or other area of major public investment including, but not limited to, highways, ports, airports, energy facilities, and water management projects.

(d) Each regional planning agency may recommend to the state land planning agency from time to time areas wholly or partially within its jurisdiction that meet the criteria for areas of critical state concern as defined in this section. Each regional planning agency shall solicit from the local governments within its jurisdiction suggestions as to areas to be recommended. A local government in an area where there is no regional planning agency may recommend to the state land planning agency from time to time areas wholly or partially within its jurisdiction that meet the criteria for areas of critical state concern as defined in this section.
the state land planning agency does not recommend to the commis-

sion as an area of critical state concern an area substantially sim-

ilar to one that has been recommended, it shall respond in writing

as to its reasons therefor

(4) Prior to submitting any recommendation to the commission

under subsection (1), the state land planning agency shall give

notice to any committee appointed pursuant to s. 380.045 and to all

local governments and regional planning agencies that include

within their boundaries any part of any area of critical state concern

proposed to be designated by the rule, in addition to any notice

otherwise required under chapter 120.

(5) After the commission adopts a rule designating the bound-

aries of and principles for guiding development in an area of critical

state concern and within 180 days of such adoption, the local gov-

government having jurisdiction may submit to the state land planning

agency its existing land development regulations and local compre-

hensive plans for the area, if any, or shall prepare, adopt, and

submit new or modified regulations and plans, taking into consid-

eration the principles set forth in the rule designating the area as

well as the provisions of its local government comprehensive plan,

if adopted.

(6) If the state land planning agency finds that the land devel-

opment regulations and local comprehensive plan submitted by a

local government comply with the principles for guiding the devel-

dopment of the area specified under the rule designating the area,

the state land planning agency shall by rule approve the land

development regulations and plan. Such approval, or disapproval

pursuant to subsection (6), shall be no later than 60 days after

submittal of the land development regulations and plan by the

local government. No proposed land development regulation or local

comprehensive plan within an area of critical state concern becomes

effective under this subsection until the state land planning agency

rule approving it becomes effective.

(7) The state land planning agency and any applicable regional

planning agency, to the greatest extent possible, provide technical

assistance to local governments in the preparation of land

development regulations and local comprehensive plan for areas of

critical state concern.

(8) If any local government fails to submit land development

regulations or a local comprehensive plan within 180 days after

the commission adopts a rule designating an area of critical state

concern, or if the regulations or plan submitted do not comply with

the principles for guiding development set out in the rule designating

the area of critical state concern and with the provisions of an

adopted local government comprehensive plans, in either case, within

120 days, the state land planning agency shall submit to the com-

mission recommended land development regulations and a local

comprehensive plan or portions thereof applicable to that local gov-

government’s portion of the area of critical state concern. Within 45

days following receipt of the recommendation from the agency, the

commission shall either reject the recommendation as tendered or

adopt the same with or without modification, and by rule establish

land development regulations and a local comprehensive plan ap-

licable to that local government’s portion of the area of critical

state concern. However, such rule shall not become effective prior
to legislative review of an area of critical state concern pursuant
to paragraph 1(c). In the rule, the commission shall specify the ex-
tent to which land development regulations and plans shall sup-

ersede local land development regulations and plans or be sup-

plementary thereto. Notice of any proposed rule issued under this

section shall be given to all local governments and regional plan-

ning agencies in the area of critical state concern, in addition to any

other notice required under chapter 120. The land development

regulations and local comprehensive plan adopted by the commis-

sion under this section may include any type of regulation and plan

that could have been adopted by the local government. Any land

development regulations or local comprehensive plan adopted by

the commission under this section shall be administered by the

local government as part of, or in the absence of, the local land

development regulations and local comprehensive plan.

(9) If, within 12 months after the commission adopts a rule

designating an area of critical state concern, land development

regulations or local comprehensive plans for the area have not

become effective under either subsection (6) or subsection (8), the
designation of the area as an area of critical state concern termi-
nates. No part of such area may be recommended for redesignation

until at least 12 months after the date the designation terminates

pursuant to this subsection. The running of the 12-month period

subsequent to the initial designation shall be tolled upon challenge

pursuant to the provisions of chapter 120 to either the designation

of the area of critical state concern or the adoption of land develop-

ment regulations and local comprehensive plans under subsection

(6) or subsection (8).

(10) At any time after the adoption of land development regu-

lations and plans by the commission under this section, a local gov-

erment may propose land development regulations or a local com-

prehensive plan under subsection (6) which, if approved by the state

land planning agency as provided in subsection (6), shall supersede

any regulations or plans adopted under subsection (8).

(11) Land development regulations or a local comprehensive plan

submitted by a local government in an area of critical state concern

and approved pursuant to subsection (6) may be amended or rescinded

by the local government, but the amendment or rescission becomes

effective only upon approval thereof by the state land planning agency.

The state land planning agency shall either approve or reject the

requested changes within 60 days of receipt thereof. Land develop-

ment regulations or local comprehensive plans for an area of critical

state concern adopted by the commission under subsection (8)

may be amended or rescinded by rule by the commission in the same

manner as for original adoption.

(12) Upon request of a substantially interested person pursuant

to s. 120.54 (5), a local government or regional planning agency

within the designated area, or the state land planning agency, the

commission may by rule remove, contract, or expand any designat-

ed boundary. Boundary expansions shall be subject to legisla-
tive review pursuant to paragraph 1(c). No boundary shall be

modified without a specific finding by the commission that such

changes are consistent with necessary resource protection. The total

boundaries of an entire area of critical state concern shall not be

removed by the commission unless a minimum time of 1 year has

elapsed from the adoption of regulations and a local comprehensive

plan adopted pursuant to subsection (1), subsection (6), subsection

(8), or subsection (10). Before totally removing such boundaries,

the commission shall make findings that the regulations and plans

adopted pursuant to subsection (1), subsection (6), subsection

(8), or subsection (10) are being effectively implemented by local

governments within the area of critical state concern to protect the

area. No local government may propose land development comprehensive plans within the area have been conformed to principles for guiding development for the area.

(13) If the state land planning agency determines that the ad-

ministration of the local land development regulations or local

comprehensive plans within the area is inadequate to protect the

state or regional interest prior to the repeal of the critical state

concern designation pursuant to subsection (15), the state land

planning agency may institute appropriate judicial proceedings, as

provided in s. 380.11, to compel proper enforcement of the land

development regulations or plans.

(14) Any local government which lies either wholly or partially

within an area of critical state concern and which has previously

adopted land development regulations or local comprehensive plans

pursuant to chapter 163 shall conform such plans to the principles for guiding develop-

ment for the area of critical state concern. No later than January

1, 1984, or any other time as agreed upon in writing by the state land

planning agency and the governing body of the local government,

these plans shall be submitted to the state land planning agency for

review and action as provided in subsection (6) or subsection (8).

(15) Any rule adopted pursuant to this section designating the

boundaries of an area of critical state concern and the principles for

guiding development therein shall be repealed by the commission
no earlier than 12 months and no later than 3 years after approval by the state land planning agency or adoption by the commission of all land development regulations and local comprehensive plans pursuant to subsection (6), subsection (8), or subsection (10). Any appeal pursuant to this subsection may be limited to any portion of the area of critical state concern. Such appeal shall be contingent upon approval by the state land planning agency of local land development regulations and plans pursuant to subsection (6) or subsection (10), and upon such regulations and plans being effective for a period of 12 months, and upon adoption or modification by the applicable unit of local government of a local government comprehensive plan pursuant to subsection (14).

(16) No person shall undertake any development within any area of critical state concern except in accordance with this chapter.

(17) If an area of critical state concern has been designated under subsection (1) and if land development regulations for the area of critical state concern have not yet become effective under subsection (6) or subsection (8), a local government may grant development permits in accordance with such land development regulations as were in effect immediately prior to the designation of the area as an area of critical state concern.

(18) Neither the designation of an area of critical state concern nor the adoption of any regulations for such an area shall in any way limit or modify the rights of any person to complete any development that has been authorized by registration of a subdivision pursuant to chapter 498 or former chapter 478, by recordation pursuant to local subdivision plat law, or by a building permit or other authorization to commence development on which there has been reliance and a change of position, and which registration or recordation was accomplished, or which permit or authorization was issued, prior to the approval under subsection (6), or the adoption under subsection (8), of land development regulations for the area of critical state concern. If a developer has by his actions in reliance on prior regulations obtained vested or other legal rights that in law would have prevented a local government from changing those regulations in a way adverse to his interests, nothing in this chapter authorizes any governmental agency to abridge those rights.

(19) In addition to any other notice required to be given under the local land development regulations, the local government shall give notice to the state land planning agency of any application for a development permit in any area of critical state concern, except to the extent that the state land planning agency has in writing waived its right to such notice in regard to any other certain classes of such applications. The state land planning agency may by rule specify additional classes of persons who shall have the right to receive notices of and participate in hearings under this section.

(20) At no time shall a land area be designated an area of critical state concern if the effect of such designation would be to subject more than 5 percent of the land of the state to supervision under this section, except that if any supervision by the state is retained, the area shall be considered to be included within the limitations of this subsection. If 5 percent of the lands of the state are designated as areas of critical state concern pursuant to this section, a redesignation pursuant to paragraph (1)(d) will not be prohibited by this subsection.

(21) Within 30 days after the effective date of the designation of an area of critical state concern pursuant to paragraph (1)(c) or paragraph (1)(d), the state land planning agency shall record a legal description of the boundaries of the area of critical state concern in the public records of the county or counties in which the area of critical state concern is located.

Section 4. Paragraph (b) of subsection (9) of section 380.06, Florida Statutes, is amended and subsection (24) is added to said section to read:

380.06 Developments of regional impact —

(b) If a regional planning agency determines that the application for development approval is insufficient for the agency to discharge its responsibilities under subsection (11), it shall provide in writing to the appropriate local government and the applicant a statement of any additional information desired within 30 days of the receipt of the application by the regional planning agency. The applicant may supply the additional information requested by the regional planning agency and shall communicate its intention to do so in writing to the appropriate local government and the regional planning agency within 5 working days of the receipt of the statement requesting such information, or the applicant shall notify the appropriate local government and the regional planning agency in writing that the requested information will not be supplied. Within 30 days after receipt of such additional information, the regional planning agency shall review it and may request only that information needed to clarify such additional information or to answer new questions raised by or directly related to such additional information. If an applicant does not provide the information requested by a regional planning agency within 120 days of its request, or within a time agreed upon by the applicant and the regional planning agency, then the application shall be considered withdrawn.

(24) Any proposed facilities expansion of less than 50,000 permanent seats to an existing sports facility or complex is exempt from the provisions of this section, provided, that such expansion only occurs on real property owned and developed by the public body prior to the effective date of this act.

Section 5 Section 380.11, Florida Statutes, is amended to read:

380.11 Enforcement, procedures, remedies —

(1) JUDICIAL REMEDIES —

(a) The state land planning agency Department of Veteran and Community Affairs, all state attorneys, and all counties and municipalities are hereby authorized to bring an action for injunctive relief, both temporary and permanent, against any person or developer found to be in violation of the provisions of this part, any rules, regulations, or orders issued thereunder.

(b) It shall not be a defense to, or ground for dismissal of, an action for injunctive relief brought by the state land planning agency that it has failed to exhaust its administrative remedies.

(2) ADMINISTRATIVE REMEDIES —

(a) If the state land planning agency has reason to believe a violation of s 380.05, 380.055, 380.0551, or 380.0552 or any rules, development orders, or other orders issued thereunder has occurred or is about to occur, it may institute an administrative proceeding pursuant to this section to prevent, abate, or control the conditions or activity creating the violation.

(b) An administrative proceeding shall be instituted by the state land planning agency serving a written notice of violation upon the alleged violator, by certified mail. The notice shall specify the law, rule, development order, or other order alleged to be violated and the facts alleged to constitute a violation. An order directing cessation or prevention of the action or conditions that caused the notice of violation to be served may be included with the notice. However, no order served with the notice of violation is final and effective until 20 days after the date of service or until the conclusion of a properly requested administrative hearing. A request for an administrative hearing shall be in writing and shall be filed with the clerk of the state land planning agency within 20 days after the date of service of the notice upon the alleged violator. Failure to request an administrative hearing within the 20 days constitutes a waiver thereof and the notice of violation and any accompanying corrective order shall become final agency action. The state land planning agency may seek enforcement of its final agency action in accordance with § 120.69, or by written agreement entered into with the alleged violator, pursuant to s 380.032(3).

(c) The state land planning agency may institute an administrative proceeding against any developer or responsible party pertaining
to any area of critical state concern designated in s 380.05, 380.055, 380.0551, or 380.0552

1 To enjoinder development activity, or

2 To require the responsible party to replace or restore deteriorated, damaged, injured, or otherwise significantly impacted natural, historical, or archeological resources, major public facilities, or areas of major public investment,

if the damage or injury is caused by the development activity or by a violation of s. 380.05, 380.055, 380.0551, or 380.0552 or a rule of any governmental agency, or any development order

3 To require the governmental agency to properly administer critical area regulations

Section 6. Subsection (4) of section 163.3177, Florida Statutes, is amended to read

163.3177 Required and optional elements of comprehensive plan, studies and surveys --

(4)(a) Coordination of the local comprehensive plan with the comprehensive plans of adjacent municipalities, the county, adjacent counties, or region, with adopted rules pertaining to designated areas of critical state concern, and with the state comprehensive plan shall be a major objective of the local comprehensive planning process. To that end, in the preparation of a comprehensive plan or element thereof, and in the comprehensive plan or element as adopted, the governing body shall include a specific policy statement indicating the relationship of the proposed development of the area to the comprehensive plans of adjacent municipalities, the county, adjacent counties, or region and to the state comprehensive plan, as the case may require and as such adopted plans or plans in preparation may exist.

(b) When all or a portion of the land in a local government jurisdiction is or becomes part of a designated area of critical state concern, the local government shall clearly identify those portions of the local comprehensive plan that shall be applicable to the critical area and shall indicate the relationship of the proposed development of the area to the rules for the area of critical state concern.

Section 7. Subsections (2) and (6) of section 163.3184, Florida Statutes, are amended to read

163.3184 Adoption of comprehensive plan or element or portion thereof --

(2) Within 60 days, or any longer period to which the governing body has agreed, after a local government has transmitted a proposed comprehensive plan or element or portion thereof to the state land planning agency, the state land planning agency shall submit in writing its comments on the proposed comprehensive plan or element or portion thereof, together with the comments of any state agencies to which the state land planning agency may have referred the plan. The state land planning agency shall specify any objections and may make recommendations for modifications. The review of the state land planning agency shall be primarily in the context of the relationship and effect, under chapter 23, of the locally submitted plan or element or portion thereof to or on the comprehensive plan or element or portion thereof, in the context of the relationship and effect of the local plan or element or portion thereof to or on adopted rules for areas of critical state concern, and in the context of the impact of the locally submitted plan or element or portion thereof on the lawful responsibilities of state agencies. If the state land planning agency transmits objections to the proposed comprehensive plan or element or portion thereof, the governing body shall transmit a written statement in reply thereto within 4 weeks. The governing body shall take no action to adopt the comprehensive plan or element or portion thereof until 2 weeks have elapsed following the transmittal of the governing body’s letter of reply. The written materials of the state land planning agency and the governing body required by this subsection shall become a permanent part of the public record in the matter

(6) The governing body shall consider all comments received from any person, agency, or government. It may adopt, or adopt with changes or amendments, the proposed comprehensive plan or element or portion thereof despite any adverse comment received. However, no proposed local government comprehensive plan or element or portion thereof applicable to a designated area of critical state concern shall be effective until it has been reviewed and approved as provided in s. 380.05

Section 8. This act shall take effect July 1, 1983, except section 2, relating to the definition of "development," which shall take effect upon becoming law

Senate Amendment 2—In title, on page 1, lines 2-5, strike all of said lines and insert

An act relating to land and water management, adding s. 380.031 (20), Florida Statutes, providing a definition; amending s. 380.04 (1), Florida Statutes, defining a "development," amending s. 380.05, Florida Statutes, providing for state review and approval of local comprehensive plans that apply to areas of critical state concern, amending s. 380.06 (9) (b), Florida Statutes, and adding subsection (25) to said section; providing a limitation on requests for additional information relating to developments of regional impact; providing an exemption for certain facilities, amending s. 380.11, Florida Statutes, providing that the failure of the state land planning agency to exhaust certain remedies is not a defense in certain actions; providing for administrative proceedings by the state land planning agency regarding certain violations, providing for notice and finality of agency action, providing for injunctive and other relief for certain violations, amending s. 163.3177 (4), Florida Statutes, providing for identification of portions of local comprehensive plans applicable to areas of critical state concern, amending s. 163.3184 (2) and (6), Florida Statutes, providing for review and approval of certain local comprehensive plans or portions thereof, providing an effective date

Representative Liberti offered the following amendment to Senate Amendment 1

House Amendment 1 to Senate Amendment 1—On page 15, lines 4-9, strike all of said lines and insert (24) Any proposed addition to an existing sports facility complex shall be exempt from the provisions of this section if the addition would meet the following characteristics

(a) it would not operate concurrent with the scheduled hours of operation of the existing facility,

(b) its seating capacity would be no more than 75% of the existing facility, and

(c) the sports facility complex property is owned by a public body prior to the effective date of this act.

Rep Liberti moved the adoption of the amendment to the Senate amendment Pending consideration thereof—

Representatives Wallace, Dunbar, Jamerson, Bailey, Easley, Sample, Combee, D. L. Jones, and Woodruff offered the following substitute amendment to Senate Amendment 1:

House Substitute Amendment 1 to Senate Amendment 1—On page 15, lines 4-9, strike all of said lines

Rep Wallace moved the adoption of the substitute amendment On motion by Rep Meffert, the substitute amendment was laid on the table. The vote was

Yea—69

The Chair Bronson Carpenter Deutsch
Abrams Brown, T C Clements Figg
Allen Burke Cosgrove Friedman
Arnold Burnsed Dantaler Gardner
Bass Burrall Davus Gordon
Bell Carlton Deratany Grant
Representatives Dunbar and Easley offered the following amendment to House Amendment 1 to Senate Amendment 1

Amendment 1 to House Amendment 1 to Senate Amendment 1—On page 1, line 1, strike "addition to an existing"

Rep. Dunbar moved the adoption of the amendment to House Amendment 1 to Senate Amendment 1. On motion by Rep. Thompson, the amendment to the House amendment was laid on the table.

The question recurred on the adoption of House Amendment 1 to Senate Amendment 1, which was adopted.

Representatives Brantley, Selph, and Grindle offered the following amendment to Senate Amendment 1.

House Amendment 2 to Senate Amendment 1—On page 15, between lines 9 and 10, add new section D: Section D This exemption shall not apply to any pari-mutual facility

Rep. Brantley moved the adoption of the amendment to Senate Amendment 1, which was adopted without objection.

On motions by Rep. Liberti, the House concurred in Senate Amendment 1 as amended by House amendments and in Senate Amendment 2. The question recurred on the passage of HB 359. The vote was

Yeas—95
The Chair—Cosgrove, Johnson, B. L.; Murphy
Abrams—Crady, Johnson, R. C; Nergard
Allen—Davis, Jones, C. F; Peeples
Arnold—Deutsch, Kelly; Press
Bankhead—Dudley, Lawson, Ready
Bass—Figg, Lehtinen; Reddick
Bell—Friedman, Lewis; Reynolds
Brantley—Gardner, Liberti; Richmond
Bronson—Grindle, Locke; Ros
Brown, C—Gustafson, Logan; Sanderson
Burke—Hargrett, Mackenzie; Selph
Burnsed—Davis—Harris, Martin; Shackelford
Burrall—Hawkins, L. R; Martinez; Silver
Carlton—Hawkins, M. E; Meffert; Simon
Carpenter—Hazouri, Messersmith; Simone
Casas—Healey; Metcalf; Smith
Clark—Hill, Mills; Spelt
Clements—Hodges, Mitchell; Stewart
Cortina—Hollingsworth, Morgan; Thomas
Thompson—Tobin; Watt
Tobiasen—Upchurch; Weinstock
Nays—36
Armstrong—Crotty, Jamerson; Reynolds
Bailey—Drape, Johnson, R. M; Sample
Bankhead—Dudley, Jones, D. L; Selph
Brantley—Dunbar, Lewis; Shackelford
Brown, C—Easley; Lippman; Simone
Clark—Grindle, McEwan; Upchurch
Combee—Hanson, Nergard; Wallace
Cortina—Hawkins, M. E; Patchett; Webster
Crady—Hill; Reddick; Woodruff

By the Committee on Education and Senators Maxwell and Kirkpatrick—

CS for SB 466—A bill to be entitled An act relating to postsecondary education; adding subsection (11) to s 229.071, Florida Statutes, authorizing joint applications for community education grants, creating s. 229.52, Florida Statutes, requiring the State Board of Education to provide certain assistance in the economic development of the state, adding s. 229.551 (3) (g), Florida Statutes, 1982 Supplement, requiring the Department of Education to evaluate vocational education programs, amending s. 230.23 (4) (1), Florida Statutes, 1982 Supplement, requiring district school boards to provide certain exchange programs for staff of technical and vocational programs, amending s. 240.115 (1), Florida Statutes, and adding a new subsection (3) to said section, increasing the types of articulation included in the department's articulation agreement, requiring certain cooperation between universities and community colleges and secondary schools, creating s. 240.122, Florida Statutes, relating to postsecondary education funding, amending s. 240.125, Florida Statutes, authorizing the Commissioner of Education to establish a Trust Fund for Postsecondary Cooperation, amending s. 240.147, Florida Statutes, expanding the duties of the Postsecondary Education Planning Commission in the review of postsecondary programs and the state master plan, amending s. 240.209 (3) (e), (f), (g), Florida Statutes, 1982 Supplement; providing for certain considerations in recommending tuition fees for universities, requiring certain review of programs at state universities, creating s. 240.2095, Florida Statutes; providing criteria for the approval of new programs at state universities, restricting the approval of new programs, amending s. 240.243, Florida Statutes, amending the definition of classroom contact hour, providing for teaching hours by university faculty; repealing s. 240.271 (5h), Florida Statutes, relating to bimonthly funding for the State University System, funds for reduced enrollment, and biennial quality improvement funding, creating s. 240.312, Florida Statutes, requiring program reviews at community colleges; adding s. 240.319 (3) (v), (w), Florida Statutes, 1982 Supplement, providing for community college personnel, creating s. 240.320, Florida Statutes, providing a state policy for the approval of new programs at community colleges; amending s. 240.321, Florida Statutes, correcting a cross reference, amending s. 240.325 (5), Florida Statutes; providing for considerations in determining community college tuition fees, amending s. 240.353 (1), Florida Statutes, providing for legislative definition of community college full-time equivalent students, amending s. 240.359 (1), (3) (c), Florida Statutes, 1982 Supplement, relating to determinations of state financial support for community colleges, repealing s. 240.359 (3) (d), Florida Statutes, 1982 Supplement, relating to community college funding for reduced enrollment, creating s. 240.381, Florida Statutes, creating the Florida Academic Improvement Trust Fund for Community Colleges and providing a procedure for the granting of matching funds therefrom, authorizin—
BILL ANALYSIS HB 359

HOUSE COMMITTEE ON NATURAL RESOURCES

RE: Land and Water Management

SPONSOR: Representative Carlton

Identical or Similar bill: SB 266; SB 1152

I. SUMMARY AND PURPOSE

A. Present Situation

A recent Florida Fifth District Court decision (Seminole County v. Mertz, 415 So. 2nd 1286; Fla 5th DCA 1982), has raised a question as to whether "development" as presently defined in Chapter 380, Florida Statutes, is to include, in all instances, the dividing of land into three or more parcels.

The Environmental Land Management Study Committee (ELMS II) reviewed this issue and agreed unanimously to forward a recommendation to the Governor that the word "development" in Chapter 380 be defined to resolve any questions raised by this court decision.

B. EFFECT OF PROPOSED CHANGES

HB 359 expands the definition of "development" to clarify that subdividing land into three or more parcels is not necessary to finding various operations to be "development" under Chapter 380, such as building operations involving shopping or office centers and mining operations.

II. FISCAL DATA

Not applicable.

III. COMMENTS

Although 53% of development of regional impact (DRI) developments are residential, the DRI process considers 11 categories of developments presumed to be of regional impact within Chapter 27F-2, Florida Administrative Code. The development categories propose presumptive thresholds for development types such as hospitals, marinas, office parks and shopping centers. These diverse categories do not necessarily involve the division of land into three or more parcels to initiate a development.

Prepared by: Alex Sokolik

Staff Director: Fred McCormack
Committee Information Record

Committee on Natural Resources

Date of meeting: April 21, 1983
Time: 8:00 a.m.
Place: Room 413-C

Final Action: X Favorable

Vote:

<table>
<thead>
<tr>
<th>Yea</th>
<th>Member</th>
<th>Nay</th>
</tr>
</thead>
<tbody>
<tr>
<td>X</td>
<td>Rep. J. Allen</td>
<td></td>
</tr>
<tr>
<td>EXC.</td>
<td>Rep. T. Armstrong</td>
<td></td>
</tr>
<tr>
<td>X</td>
<td>Rep. B. Bronson</td>
<td></td>
</tr>
<tr>
<td>X</td>
<td>Rep. T. Brown</td>
<td></td>
</tr>
<tr>
<td>X</td>
<td>Rep. F. Burrall</td>
<td></td>
</tr>
<tr>
<td>EXC.</td>
<td>Rep. S. Clements</td>
<td></td>
</tr>
<tr>
<td>EXC.</td>
<td>Rep. G. Crady</td>
<td></td>
</tr>
<tr>
<td>X</td>
<td>Rep. P. Dunbar</td>
<td></td>
</tr>
<tr>
<td>X</td>
<td>Rep. E. Gordon</td>
<td></td>
</tr>
<tr>
<td>EXC.</td>
<td>Rep. J. Grant</td>
<td></td>
</tr>
<tr>
<td>X</td>
<td>Rep. C. Hanson</td>
<td></td>
</tr>
<tr>
<td>EXC.</td>
<td>Rep. G. Hedges</td>
<td></td>
</tr>
<tr>
<td>EXC.</td>
<td>Rep. T. Jamerson</td>
<td></td>
</tr>
<tr>
<td>X</td>
<td>Rep. F. Jones</td>
<td></td>
</tr>
<tr>
<td>X</td>
<td>Rep. J. Lewis</td>
<td></td>
</tr>
</tbody>
</table>

Total Yea 14
Total Nay 0

NOTE: Please indicate by an "X" any State employee appearing at the request of Committee Chairman.

(If additional persons, enter on reverse side and check here)

File 2 copies with Clerk

Committee Appearance Record

The following persons (other than legislators) appeared before the committee during the consideration of this bill:

<table>
<thead>
<tr>
<th>Name</th>
<th>Representing</th>
<th>Address</th>
</tr>
</thead>
<tbody>
<tr>
<td>Bob Rhodes</td>
<td>ELMS II Committee</td>
<td>P. O. Box 1876</td>
</tr>
<tr>
<td></td>
<td></td>
<td>Tallahassee, Florida</td>
</tr>
</tbody>
</table>

NOTE: Please indicate by an "X" any State employee appearing at the request of Committee Chairman.

(If additional persons, enter on reverse side and check here)
I. SUMMARY:

A. Present Situation:

Section 380.06, F.S., subjects developments of regional impact (DRI) to a lengthy review process involving local governments, and regional and state agencies. Therefore, the definition of "development" is crucial, since it determines whether an activity having regional impact is subject to the review process. Current law defines "development" as the "carrying out of any building or mining operation or the making of any material in the use ... land and the dividing of land into three or more parcels." (emphasis supplied) See s. 380.04(1), F.S.

In Seminole County v. Mertz, 415 So. 2d, 1286 (1982), the Fifth District Court of Appeals agreed with the lower court that division of land into three or more parcels was fundamental to finding that the activity in question was a "development." In the absence of subdivision into three or more parcels, the statute did not apply. Id. at 1290.

B. Effect of Proposed Changes:

The effect of this bill would be to remove subdivision of land into 3 or more parcels as an essential requisite to finding a "development." A development not involving land subdivision but otherwise having regional impact will be subject to the DRI process. Specifically the bill amends s. 380.04(1), to define building "operations," mining operations, material changes in land use, or dividing land into 3 or more parcels as "development."

II. ECONOMIC IMPACT AND FISCAL NOTE:

A. Public:

None generally. Proponents of those activities that otherwise would have escaped the DRI process will incur costs of review.

B. Government:

To the extent this change compels more DRI reviews, various local, regional, and state agencies will incur costs. Such costs will be partially or wholly offset by DRI application fees.
III. COMMENTS:

A. SB 1152 (Senator Dunn) amends the definition of development to include any building "activity" rather than "operation."

B. Fifty-three percent of DRI's are residential, however, the DRI process applies to other activities presumed to be of regional impact. Chapter 27F-2, Florida Administrative Code, establishes presumptive thresholds for hospitals, marinas, shopping centers, etc. Such activities do not necessarily involve the division of land into three or more parcels.

IV. AMENDMENTS:

The substance of this bill was incorporated into Committee Substitute for Senate Bills 1152, 266, 888, 1039, and 1102. See staff analysis for CS/SB 1152.
I. SUMMARY:

A. Present Situation:

Section 380.06, F.S., subjects developments of regional impact (DRI) to a lengthy review process involving local governments, and regional and state agencies. Therefore, the definition of "development" is crucial, since it determines whether an activity having regional impact is subject to the review process. Current law defines "development" as the "carrying out of any building or mining operation or the making of any material change in the use of...land and the dividing of land into three or more parcels." (emphasis supplied) See s. 380.04(1), F.S.

In Seminole County v. Mertz, 415 So. 2d, 1286 (1982), the Fifth District Court of Appeals agreed with the lower court that division of land into three or more parcels was fundamental to finding that the activity in question was a "development." In the absence of subdivision into three or more parcels, the statute did not apply. Id. at 1290.

B. Effect of Proposed Changes:

The effect of this bill would be to remove subdivision of land into 3 or more parcels as an essential requisite to finding a "development." A development not involving land subdivision but otherwise having regional impact will be subject to the DRI process. Specifically the bill amends s. 380.04(1), to define building "operations," mining operations, material changes in land use, or dividing land into 3 or more parcels as "development."

II. ECONOMIC IMPACT AND FISCAL NOTE:

A. Public:

None generally. Proponents of those activities that otherwise would have escaped the DRI process will incur costs of review.

B. Government:

To the extent this change compels more DRI reviews, various local, regional, and state agencies will incur costs. Such costs will be partially or wholly offset by DRI application fees.
III. COMMENTS:

A. SB 1152 (Senator Dunn) amends the definition of development to include any building "activity" rather than "operation."

B. Fifty-three percent of DRI's are residential, however, the DRI process applies to other activities deemed to be of regional impact. Chapter 27F-2, Florida Administrative Code, establishes presumptive thresholds for hospitals, marinas, shopping centers, etc. Such activities do not necessarily involve the division of land into three or more parcels.

IV. AMENDMENTS:

None
A bill to be entitled
An act relating to land and water management;
amending s 380.04(1), Florida Statutes;
providing a technical change to the definition
of "development", providing an effective date

Be It Enacted by the Legislature of the State of Florida

Section 1. Subsection (1) of section 380.04, Florida
Statutes, is amended to read

380 04 Definition of development.--

(1) "Development" means the carrying out of any
building operation or mining operation, or the making of any
material change in the use or appearance of any structure or
land, or and the dividing of land into three or more parcels.

Section 2. This act shall take effect upon becoming a
law.

*****************************************************
SENATE SUMMARY

Provides technical changes to the definition of
"development" for purposes of land and water management.
By Senator Dunn—

A bill to be entitled
An act relating to land and water management;
amending s 380.06(9)(b), Florida Statutes,
relating to application for development
approval for developments of regional impact,
to provide a limitation with respect to the
request for additional information; providing
an effective date

Be It Enacted by the Legislature of the State of Florida.

Section 1 Paragraph (b) of subsection (9) of section
380.06, Florida Statutes, is amended to read.

380.06 Developments of regional impact.—

(b) If a regional planning agency determines that the
application for development approval is insufficient for the
agency to discharge its responsibilities under subsection
(11), it shall provide in writing to the appropriate local
government and the applicant a statement of any additional
information desired within 30 days of the receipt of the
application by the regional planning agency. The applicant
may supply the information requested by the regional planning
agency and shall communicate its intention to do so in writing
to the appropriate local government and the regional planning
agency within 5 working days of the receipt of the statement
requesting such information, or the applicant shall notify the
appropriate local government and the regional planning agency
in writing that the requested information will not be
supplied. Within 30 days after receipt of such additional
information, the regional planning agency shall review it and
may request only that information needed to clarify such additional information or to answer new questions raised by or directly related to such additional information. If an applicant does not provide the information requested by a Regional Planning Council within 120 days of its request, or within a time agreed upon by the applicant and the Regional Planning Council, then the application shall be considered withdrawn.

Section 2. This act shall take effect October 1, 1983.

****************************************

HOUSE SUMMARY

With respect to application for development approval required to be filed with the appropriate regional planning agency for a development of regional impact (any development which, because of its character, magnitude, or location, would have a substantial effect upon the health, safety, or welfare of citizens of more than one county), limits the authority of the regional planning agency to continue to request additional information with respect to an application deemed insufficient.

CODING: Words in struck through type are deletions from existing law; words underlined are additions.
By Select Committee on Growth Management

A bill to be entitled
An act relating to developments of regional impact; amending s. 380.06(9)(b), Florida Statutes, to provide additional procedure with regard to the furnishing of information by an applicant for development approval to the regional planning agency; providing an effective date.

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

Section 1. Paragraph (b) of subsection (9) of section 380.06, Florida Statutes, is amended to read:

380.06 Developments of regional impact.--
(9)

(b) If a regional planning agency determines that the application for development approval is insufficient for the agency to discharge its responsibilities under subsection (11), it shall provide in writing to the appropriate local government and the applicant a statement of any additional information desired within 30 days of the receipt of the application by the regional planning agency. The applicant may supply the information requested by the regional planning agency and shall communicate its intention to do so in writing to the appropriate local government and the regional planning agency within 5 working days of the receipt of the statement requesting such information, or the applicant shall notify the appropriate local government and the regional planning agency in writing that the requested information will not be supplied. Within 30 days after receipt of such additional information, the regional planning agency shall review it and
may request only that information needed to clarify such
additional information or to answer new questions raised by or
directly related to such additional information. If an
applicant does not provide the information requested by a
regional planning agency within 120 days of its request, or
within a time agreed upon by the applicant and the regional
planning agency, then the application shall be considered
withdrawn.

Section 2. This act shall take effect October 1, 1983.

*******************************

HISTORY SUMMARY

With respect to developments of regional impact, provides
for review by the regional planning agency of certain
additional information that is furnished by an applicant
seeking approval for a development. Provides that an
application shall be considered withdrawn if certain
information is not furnished within 120 days of its
request.
A bill to be entitled
An act relating to "The Florida Environmental
Land and Water Management Act of 1972";
amending s. 380.11, Florida Statutes, providing
for judicial and administrative remedies;
providing an effective date.

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

Section 1. Section 380.11, Florida Statutes, is
amended to read:

380.11 Enforcement; procedures; remedies.--
(1) JUDICIAL REMEDIES.--
(a) The state land planning agency Department of
Veteran-and-Community-Affairs, all state attorneys, and all
counties and municipalities are hereby authorized to bring an
action for injunctive relief, both temporary and permanent,
against any person or developer found to be in violation of
the provisions of this part act, or any rules, regulations, or
orders issued thereunder.
(b) It shall not be a defense to, or ground for
dismissal of, an action for injunctive relief brought by the
state land planning agency that the agency has failed to
exhaust its administrative remedies, has failed to serve a
notice of violation, or has failed to hold an administrative
hearing prior to the institution of an action for injunctive
relief.

(2) ADMINISTRATIVE REMEDIES.--
(a) If the state land planning agency has reason to
believe that a violation of the substantive or procedural
requirements of s. 380.05 or s. 380.06, or any rules, orders,
or development orders issued thereunder, has occurred or is about to occur, it may institute an administrative proceeding pursuant to this section to prevent, abate, or control the conditions or activity creating the violation.

(b) An administrative proceeding shall be instituted by the state land planning agency's serving of a written notice of violation upon the alleged violator by certified mail. The notice shall specify the provision of the law, rule, regulation, order, or development order alleged to be violated and the facts alleged to constitute a violation thereof. An order directing cessation or prevention of the action or conditions that caused the notice of violation to be served may be included with the notice. However, no order served with the notice of violation shall become final and effective until 20 days after the date of service or until the conclusion of a properly requested administrative hearing. The request for an administrative hearing shall be in writing and shall be filed with the clerk of the state land planning agency within 20 days after the date of service of the notice upon the alleged violator. Failure to request an administrative hearing within this time period shall constitute a waiver thereof and the notice of violation and any accompanying corrective order shall become final agency action. The state land planning agency may seek enforcement of its final agency action in accordance with the provisions of s. 120.69, or by written agreement entered into with the alleged violator pursuant to s. 380.032(3).

(c) In regard to any area of critical state concern designated pursuant to s. 308.05, the state land planning agency may institute an administrative proceeding against any developer or governmental agency:
1. To obtain prevention or cessation of development activity; and, or in the alternative,

2. To obtain physical replacement or restoration of deteriorated, damaged, injured, or otherwise significantly impacted natural, historical, or archeological resources, or major public facilities or areas of major public investment, which damage or injury was caused by development activity or a violation of the substantive or procedural requirements of s. 380.05, or of any rules promulgated by any governmental agency for the area of critical state concern, or of any development order issued in an area of critical state concern.

(d) The state land planning agency may institute an administrative proceeding against any developer or governmental agency to obtain compliance with s. 380.06 and rules, orders, or development orders issued thereunder. In any petition for enforcement of final agency action filed by the state land planning agency in circuit court regarding a development of regional impact, the agency may seek only injunctive relief.

Section 2. This act shall take effect July 1, 1983.
By Representative Carlton

A bill to be entitled
An act relating to land and water management;
amending s. 380.04(1), Florida Statutes;
providing a technical change to the definition
of "development"; providing an effective date.

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

Section 1. Subsection (1) of section 380.04, Florida Statutes, is amended to read:

380.04 Definition of development.--
(1) "Development" means the carrying out of any
typing operation or mining operation, or the making of any
material change in the use or appearance of any structure or
land, or and the dividing of land into three or more parcels.

Section 2. This act shall take effect upon becoming a
law.

**************************************************************
SENATE SUMMARY

Provides technical changes to the definition of
"development" for purposes of land and water management.
A bill to be entitled
An act relating to land and water management;
amending s. 380.06(9)(b), Florida Statutes,
relating to application for development
approval for developments of regional impact,
to provide a limitation with respect to the
request for additional information; providing
an effective date.

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

Section 1. Paragraph (b) of subsection (9) of section
380.06, Florida Statutes, is amended to read:

380.06 Developments of regional impact.--

(9)

(b) If a regional planning agency determines that the
application for development approval is insufficient for the
agency to discharge its responsibilities under subsection
(ll), it shall provide in writing to the appropriate local
government and the applicant a statement of any additional
information desired within 30 days of the receipt of the
application by the regional planning agency. The applicant
may supply the information requested by the regional planning
agency and shall communicate its intention to do so in writing
to the appropriate local government and the regional planning
agency within 5 working days of the receipt of the statement
requesting such information, or the applicant shall notify the
appropriate local government and the regional planning agency
in writing that the requested information will not be
supplied. Within 30 days after receipt of such additional
information, the regional planning agency shall review it and
may request only that information needed to clarify such additional information or to answer new questions raised by or directly related to such additional information.

Section 2. This act shall take effect October 1, 1983.

******************************

HOUSE SUMMARY

With respect to application for development approval required to be filed with the appropriate regional planning agency for a development of regional impact (any development which, because of its character, magnitude, or location, would have a substantial effect upon the health, safety, or welfare of citizens of more than one county), limits the authority of the regional planning agency to continue to request additional information with respect to an application deemed insufficient.
A bill to be entitled
An act relating to land and water management;
amending s. 380.04(1), Florida Statutes,
defining a "development", providing an
effective date.

Be It Enacted by the Legislature of the State of Florida

Section 1 Subsection (1) of section 380.04, Florida
Statutes, is amended to read

380.04 Definition of development.--
(1) "Development" means the carrying out of any
building activity or mining operation, or the making of any
material change in the use or appearance of any structure or
land, or and the dividing of land into three or more parcels

Section 2 This act shall take effect upon becoming a
law

SENATE SUMMARY
Amends the definition of a "development," as that term is
used in connection with land and water management under
ch 380, F S

CODING Words in struck through type are deletions from existing law, words underlined are additions.
A bill to be entitled

An act relating to land and water management; adding s. 380.031(20), Florida Statutes; providing a definition; amending s. 380.04(1), Florida Statutes; defining a "development"; amending s. 380.05, Florida Statutes; providing for state review and approval of local comprehensive plans that apply to areas of critical state concern; amending s. 380.06(9)(b), Florida Statutes; providing a limitation on requests for additional information relating to developments of regional impact; amending s. 380.11, Florida Statutes; providing that the failure of the Department of Community Affairs to exhaust certain remedies is not a defense in certain actions; providing for administrative proceedings by the department regarding certain violations, providing for notice and finality of agency action; providing for injunctive and other relief for certain violations; amending s. 163.3177(4), Florida Statutes, providing for identification of portions of local comprehensive plans applicable to areas of critical state concern; amending s. 163.3184(2) and (6), Florida Statutes; providing for review and approval of certain local comprehensive plans or portions thereof; providing an effective date.

Be it enacted by the Legislature of the State of Florida:
Section 1. Subsection (20) is added to section 305.04, Florida Statutes, to read:

305.04 Definitions.--As used in this chapter:
(20) "Local comprehensive plan" means any or all local comprehensive plans or elements or portions thereof prepared,

Section 2. Subsection (1) of section 388.04, Florida Statutes, is amended to read:

388.04 Definition of "planning district."--
(1) "Planning district" means the territory of any

Section 3. Section 388.05, Florida Statutes, is

Section 4. Sections of critical state concern.--

(2)(a) The state land planning agency may from time to
time request of the administration commission specific areas of critical state concern. In its recommendation, the agency

shall include recommendations with respect to the purchase of

lands threatened within these boundaries of the proposed area as

under the land conservation act of 1976. The agency also

shall include any report or recommendation of a resource

planning and management committee appointed pursuant to s.

395.046, the dangers that would result from uncontrolled or

uneconomic development of the area and the advantages that

would be achieved from the development of the area in a

more compatible manner; a detailed boundary description of the

proposed areas; specific principles for guiding development

...
within the area; and an inventory of lands owned by the state, federal, county, and municipal governments within the proposed area.

(b) Within 45 days following receipt of a recommendation from the agency, the commission shall either reject the recommendation as tendered or adopt the same with or without modification and by rule designate the area of critical state concern and the principles for guiding the development of the area. The rule shall become effective 20 days after filing with the Secretary of State, except that an emergency rule adopted by the commission and designating an area of critical state concern shall become effective immediately on filing. Any rule adopted pursuant to this paragraph shall be presented to the Legislature for review pursuant to paragraph (c). An economic impact statement prepared pursuant to s. 120.54(2)(a) shall not be grounds for a challenge of the rule; however, a landowner shall not be precluded from using adverse economic results as grounds for challenge. Such principles for guiding development shall apply to any development undertaken subsequent to the legislative review pursuant to paragraph (c) of the designation of the area of critical state concern with or without modification but prior to the adoption of land development rules and regulations or a local comprehensive plan for the critical area pursuant to subsections (6) and (8). No boundary or principles for guiding development shall be adopted without a specific finding by the commission that the boundaries or principles are consistent with the protection of the resources or area sought to be protected. The commission is not authorized to adopt any rule that would
memorandum on development in any area of critical state concern.

(c) A rule adopted by the commission pursuant to paragraph (b) designating an area of critical state concern and priorities for guiding development shall be submitted to the President of the Senate and the Speaker of the House for review no later than 30 days prior to the next regular session of the legislature. The legislature may reject, modify, or adopt an entire rule or the adopted rule. In its deliberations, the legislature may consider, among other factors, whether a resource planning and management committee established a program pursuant to s. 380.643. In addition to any other data and information required pursuant to this section, all rules presented to the legislature shall include a detailed legal description of the boundary of the area of critical state concern, a proposed principle for guiding development, and a detailed description of how the area may be used to ensure the compatibility of provided in subsection (2).

(d) If, after notice of the boundary designation, an area of critical state concern pursuant to subsection (3), the state land planning agency determines that the implementation of the local land development regulations of a local government within a newly designated area is adequate to protect the sensory area of critical state concern, that the state land planning agency may recommend to the commission that the area be redesignated as an area of critical state concern. Within 60 days following the receipt of the recommendation from the agency, the commission shall consider reject the recommendation or, pursuant to adopt the area within an existing designation. The commission may, by rule, make such redesignation effective immediately, at which time
the boundaries, and regulations, and plans in effect at the
time the previous designation was repealed shall be
reinstated. Within 90 days of such redesignation, the
commission shall begin rulemaking procedures to designate the
area an area of critical state concern under paragraph (b).

(2) An area of critical state concern may be
designated only for:

(a) An area containing, or having a significant impact
upon, environmental or natural resources of regional or
statewide importance, including, but not limited to, state or
federal parks, forests, wildlife refuges, wilderness areas,
aquatic preserves, major rivers and estuaries, state
environmentally endangered lands, Outstanding Florida Waters,
and aquifer recharge areas, the uncontrolled private or public
development of which would cause substantial deterioration of
such resources. Specific criteria which shall be considered
in designating an area under this paragraph include:

1. Whether the economic value of the area, as
determined by the type, variety, distribution, relative
scarcity, and condition of the environmental or natural
resources within the area, is of substantial regional or
statewide importance.

2. Whether the ecological value of the area, as
determined by the physical and biological components of the
environmental system, is of substantial regional or statewide
importance.

3. Whether the area is a designated critical habitat
of any state or federally designated threatened or endangered
plant or animal species.

CODING: Words in italics through type are deletions from existing law; words underlined are additions.
6. Whether the area is inherently susceptible to substantial development due to its geographic location or natural conditions.

7. Whether any existing or planned substantial development within the area will directly, significantly, and substantially affect any or all of the environmental or economic resources of the area which are of regional or statewide importance.

8. Whether construction or having a significant impact upon, historical or archaeological resources, sites, or culturally significant cultural or archaeological districts, or water or public developments of which would cause substantial destruction or complete loss of such resources, sites, or districts. Specific criteria which shall be established to eliminate an area under this paragraph includes.

9. Whether the area is associated with events that have made a significant contribution to the history of the state or region.

10. Whether the area is associated with the lives of persons who were significant in the history of the state or region.

11. Whether the area contains any structures that reflect the distinctive characteristics of a type, period, or method of construction, or that represent the work of a master, or that possess high artistic values, or that represent a significant and distinguishable entity whose disappearance may lack individual distinction and which are of regional or statewide importance.
4. Whether the area has yielded, or will likely yield, information important to the prehistory or history of the state or region.

(c) An area having a significant impact upon, or being significantly impacted by, an existing or proposed major public facility or other area of major public investment including, but not limited to, highways, ports, airports, energy facilities, and water management projects.

(3) Each regional planning agency may recommend to the state land planning agency from time to time areas wholly or partially within its jurisdiction that meet the criteria for areas of critical state concern as defined in this section. Each regional planning agency shall solicit from the local governments within its jurisdiction suggestions as to areas to be recommended. A local government in an area where there is no regional planning agency may recommend to the state land planning agency from time to time areas wholly or partially within its jurisdiction that meet the criteria for areas of critical state concern as defined in this section. If the state land planning agency does not recommend to the commission as an area of critical state concern an area substantially similar to one that has been recommended, it shall respond in writing as to its reasons therefor.

(4) Prior to submitting any recommendation to the commission under subsection (1), the state land planning agency shall give notice to any committee appointed pursuant to s. 380.045 and to all local governments and regional planning agencies that include within their boundaries any part of any area of critical state concern proposed to be designated by the rule, in addition to any notice otherwise required under chapter 120.
180 days after the commission adopts a rule designating an area of critical state concern, or if the regulations or plan submitted do not comply with the principles for guiding development set out in the rule designating the area of critical state concern and with the provisions of an adopted local government comprehensive plan, in either case, within 120 days, the state land planning agency shall submit to the commission recommended land development regulations and a local comprehensive plan or portions thereof applicable to that local government's portion of the area of critical state concern. Within 45 days following receipt of the recommendation from the agency, the commission shall either reject the recommendation as tendered or adopt the same with or without modification, and by rule establish land development regulations and a local comprehensive plan applicable to that local government's portion of the area of critical state concern. However, such rule shall not become effective prior to legislative review of an area of critical state concern pursuant to paragraph (1)(c). In the rule, the commission shall specify the extent to which its land development regulations and plans shall supersede local land development regulations and plans or be supplementary thereto. Notice of any proposed rule issued under this section shall be given to all local governments and regional planning agencies in the area of critical state concern, in addition to any other notice required under chapter 120. The land development regulations and local comprehensive plan adopted by the commission under this section may include any type of regulation and plan that could have been adopted by the local government. Any land development regulations or local comprehensive plan adopted by the commission under this section...
...
requested changes within 60 days of receipt thereof. Land
development regulations or local comprehensive plans for an
area of critical state concern adopted by the commission
under subsection (8) may be amended or rescinded by rule by
the commission in the same manner as for original adoption.

(12) Upon request of a substantially interested person
pursuant to s. 120.54(5), a local government or regional
planning agency within the designated area, or the state land
planning agency, the commission may by rule remove, contract,
or expand any designated boundary. Boundary expansions shall
be subject to legislative review pursuant to paragraph (1)(c).
No boundary shall be modified without a specific finding by
the commission that such changes are consistent with necessary
resource protection. The total boundaries of an entire area
of critical state concern shall not be removed by the
commission unless a minimum time of 1 year has elapsed from
the adoption of regulations and a local comprehensive plan
adopted pursuant to subsection (1), subsection (6), subsection
(8), or subsection (10). Before totally removing such
boundaries, the commission shall make findings that the
regulations and plans adopted pursuant to subsection (1),
subsection (6), subsection (8), or subsection (10) are being
effectively implemented by local governments within the area
of critical state concern to protect the area and that adopted
local government comprehensive plans within the area have been
conformed to principles for guiding development for the area.

(13) If the state land planning agency determines that
the administration of the local land development regulations
or local comprehensive plans within the area is inadequate to
protect the state or regional interest prior to the repeal of
the critical state concern designation pursuant to subsection
(15), the state land planning agency may institute appropriate
judicial proceedings, as provided in s. 386.11, to compel
proper enforcement of the land development regulations or
plans.

(14) Any local government which lies either wholly or
partially within an area of critical state concern and which
has previously adopted a local government comprehensive plan
pursuant to chapter 163 shall conform such plans to the
principles for guiding development for the area of critical
state concern. No later than January 1, 1984, or any other
time as served upon in writing by the Department of Community
Affairs and the governing body of the local government, these
plans shall be submitted to the state land planning agency for
review and action as provided in s. 380.05(8), (9).

(15) Any rule adopted pursuant to this section
designating the boundaries of an area of critical state
concern and the principles for guiding development therein
shall be repealed by the commission no earlier than 12 months
and no later than 3 years after approval by the state land
planning agency or adoption by the commission of all land
development regulations and local comprehensive plans pursuant
to subsection (6), subsection (8), or subsection (10). Any
repeal pursuant to this subsection may be limited to any
portion of the area of critical state concern. Such repeal
shall be contingent upon approval by the state land planning
agency of local land development regulations and plans
pursuant to subsection (6) or subsection (10), upon such
regulations and plans being effective for a period of 12
months, and upon adoption or modification by the applicable
unit of local government of a local government comprehensive
plan pursuant to subsection (14).
(16) No person shall undertake any development within any area of critical state concern except in accordance with this chapter.

(17) If an area of critical state concern has been designated under subsection (1) and if land development regulations for the area of critical state concern have not yet become effective under subsection (5) or subsection (8), a local government may grant development permits in accordance with such land development regulations as were in effect immediately prior to the designation of the area as an area of critical state concern.

(18) Neither the designation of an area of critical state concern nor the adoption of any regulations for such an area shall in any way limit or modify the rights of any person to complete any development that has been authorized by registration of a subdivision pursuant to chapter 498 or former chapter 478, by recordation pursuant to local subdivision plat law, or by a building permit or other authorization to commence development on which there has been reliance and a change of position, and which registration or recordation was accomplished, or which permit or authorization was issued, prior to the approval under subsection (5), or the adoption under subsection (8), of land development regulations for the area of critical state concern. If a developer has by his actions in reliance on prior regulations obtained vested or other legal rights that in law would have prevented a local government from changing those regulations in a way adverse to his interests, nothing in this chapter authorizes any governmental agency to abridge those rights.

(19) In addition to any other notice required to be given under the local land development regulations, the local
(6),

30.0.6 Development of Special Impact.

In the event the Planning Officer, in accordance with section 4 of subsection (6) of section 3, determines that a special impact, defined as a potential impact of a significant nature that could have a substantial adverse impact on the environment, exists as a result of any development proposal, the Planning Officer shall notify the State Planning Agency and the Municipal Planning Commission of such development.

The Planning Officer shall provide notice to the Planning Commission, the Municipal Planning Commission, and any other governmental entity affected by the development.

This notice shall include the name of the applicant, the location of the proposed development, and a description of the potential impact.

The Planning Commission shall have the right to make a determination regarding the proposed development, and shall have the right to require additional information or data from the applicant.

In the event the Planning Commission determines that the proposed development will have a significant adverse impact on the environment, it shall have the right to require the applicant to modify the development in order to minimize such impact.

The Planning Commission shall have the right to recommend to the Municipal Planning Commission whether to grant or deny the development permit.

The Municipal Planning Commission shall have the right to consider the recommendation of the Planning Commission and make a decision regarding the development permit.

If the Municipal Planning Commission grants the development permit, the applicant shall comply with all regulations and requirements established by the Planning Commission and the Municipal Planning Commission.

If the Municipal Planning Commission denies the development permit, the applicant shall be entitled to appeal the decision to the Superior Court of the State of Vermont.

The Planning Officer shall have the right to enforce compliance with the regulations and requirements established by the Planning Commission and the Municipal Planning Commission.

Failure to comply with such regulations and requirements shall result in the revocation of the development permit.

This notice shall be published in the official newspaper of the Municipality, and shall be available for public inspection at the offices of the Planning Commission and the Municipal Planning Commission.
(b) If a regional planning agency determines that the application for development approval is insufficient for the agency to discharge its responsibilities under subsection (11), it shall provide in writing to the appropriate local government and the applicant a statement of any additional information desired within 30 days of the receipt of the application by the regional planning agency. The applicant may supply the information requested by the regional planning agency and shall communicate its intention to do so in writing to the appropriate local government and the regional planning agency within 5 working days of the receipt of the statement requesting such information, or the applicant shall notify the appropriate local government and the regional planning agency in writing that the requested information will not be supplied. Within 30 days after receipt of such additional information, the regional planning agency shall review it and may request only that information needed to clarify such additional information or to answer new questions raised by or directly related to such additional information. If an applicant does not provide the information requested by a Regional Planning Council within 120 days of its request, or within a time agreed upon by the applicant and the Regional Planning Council, then the application shall be considered withdrawn.

Section 5. Section 380.11, Florida Statutes, is amended to read:

380.11 Enforcement; procedures; remedies.--

(1) JUDICIAL REMEDIES.--

(a) The Department of Veteran and Community Affairs, all state attorneys, and all counties and municipalities are hereby authorized to bring an action for injunctive relief,
the 20 days constitutes a waiver thereof and the notice of violation and any accompanying corrective order shall become final agency action. The department may seek enforcement of its final agency action in accordance with s. 120.69 or by written agreement entered into with the alleged violator, pursuant to s. 380.032(3).

(c) The department may institute an administrative proceeding against any developer or responsible party pertaining to any area of critical state concern designated in s. 380.05:

1. To enjoin development activity; or

2. To require the responsible party to replace or restore deteriorated, damaged, injured, or otherwise significantly impacted natural, historical, or archeological resources, major public facilities, or areas of major public investment.

if the development activity is causing or has caused damage because of a violation of s. 380.05, or a rule of any governmental agency, or any development order.

3. To require the governmental agency to properly administer critical area regulations.

Section 6. Subsection (4) of section 163.3177, Florida Statutes, is amended to read:

163.3177 Required and optional elements of comprehensive plan; studies and surveys.--

(4)(a) Coordination of the local comprehensive plan with the comprehensive plans of adjacent municipalities, the county, adjacent counties, or region, with adopted rules pertaining to designated areas of critical state concern, and with the state comprehensive plan shall be a major objective
of the local comprehensive planning process. To that end, in
the preparation of a comprehensive plan or element thereof,
and in the comprehensive plan or element as adopted, the
governing body shall include a specific policy statement
indicating the relationship of the proposed development of the
area to the comprehensive plans of adjacent municipalities,
the county, adjacent counties, or region and to the state
comprehensive plan, as the case may require and as such
adopted plans or plans in preparation may exist.

(b) When all or a portion of the land in a local
government jurisdiction is or becomes part of a designated
area of critical state concern, the local government shall
simply identify those portions of the local comprehensive
plan that shall be applicable to the critical area and shall
indicate the relationship of the proposed development of the
area to the rules for the area of critical state concern.

Section 7. Subsections (2) and (6) of section
163.3186, Florida Statutes, are amended to read:
163.3186. Adoption of comprehensive plan or element or
portion thereof.—

(2) Within 60 days, or any longer period to which the
governing body has agreed, after a local government has
transmitted a proposed comprehensive plan or element or
portion thereof to the state land planning agency, the state
land planning agency shall submit in writing its comments on
the proposed comprehensive plan or element or portion thereof,
together with the comments of any state agencies to which the
state land planning agency may have referred the plan. The
state land planning agency shall specify any objections and
may make recommendations for modifications. The review of the
state land planning agency shall be primarily in the context
of the relationship and effect, under chapter 23, of the
locally submitted plan or element or portion thereof to or on
the comprehensive plan or element or portion thereof, in the
context of the relationship and effect of the local plan or
element or portion thereof to or on adopted rules for areas of
critical state concern, and in the context of the impact of
the locally submitted plan or element or portion thereof on
the lawful responsibility of state agencies. If the state
land planning agency transmits objections to the proposed
comprehensive plan or element or portion thereof, the
governing body shall transmit a written statement in reply
thereo within 4 weeks. The governing body shall take no
action to adopt the comprehensive plan or element or portion
thereof until 2 weeks have elapsed following the transmittal
of the governing body's letter of reply. The written
materials of the state land planning agency and the governing
body required by this subsection shall become a permanent part
of the public record in the matter.

(6) The governing body shall consider all comments
received from any person, agency, or government. It may
adopt, or adopt with changes or amendments, the proposed
comprehensive plan or element or portion thereof despite any
adverse comment received. However, no proposed local
government plan or element or portion thereof applicable to a
designated area of critical state concern shall be effective
until it has been reviewed and approved as provided in s.
380.05.

Section 8. This act shall take effect July 1, 1983,
except section 2, relating to the definition of "development,"
which shall take effect upon becoming law.
The substantial changes made by this bill are to:

1. Amend Chapters 163 and 380, P.S., to provide for state approval of local government comprehensive plans that apply to areas of critical state concern, and to require local governments to bring existing plans into conformance with principles for guiding development in a critical area;

2. Amend the definition of "development" in Chapter 380 to eliminate the requirement of subdivision of land into 3 or more parcels as a requisite to finding that a project is a "development";

3. Empower the Department of Community Affairs to seek administrative remedies for violations of Chapter 380 relating to areas of critical state concern; and place limitations and deadlines on regional planning council requests for additional information relating to developments of regional impact, and impose a deadline on developer response.