

JOURNAL OF THE SENATE

Friday, April 16, 1965

The Senate was called to order by the President at 9:00 A.M. The following Senators were recorded present:

Mr. President	Davis	Johnson (6th)	Ryan
Askew	Dressler	McDonald	Spottswood
Barber	Friday	McLaughlin	Stratton
Barron	Gautier	Mapoles	Tapper
Carlton	Gibson	Mathews	Usher
Carraway	Griffin	Melton	Whitaker
Cleveland	Haverfield	Pearce	Williams
Covington	Henderson	Pope	Young
Cross	Johns	Price	
Daniel	Johnson (19th)	Roberts	

38. A quorum present.

Excused: Senators Bronson, Clarke, Edwards, Hollahan, McCarty and Thomas.

Prayer by The Reverend L. B. Thomason, Pastor of the First Baptist Church, Gretna, Florida:

Our Father, as we begin this Good Friday let us remember the cross which makes possible the forgiveness of our sins. Let us remember the suffering of our Savior and the great love wherewith he has loved us. Now as we come to the close of this week, give to each of us a safe, enjoyable, God-protected and God-centered Easter weekend. We offer our prayer unto thee in the name of our risen Lord. Amen.

The reading of the Journal was dispensed with.

The Journal of April 13 was further corrected and approved as follows:

Page 46, column 1, strike line 20 and insert the following: of voting machine; amending section 101.35 relating to the inspection of voting machines; amending section 101.38 relating to dis-

The Journal of April 14 was further corrected and approved as follows:

Page 49, column 2, line 8, strike "Tapper" and insert Barron

Page 55, column 2, counting from the bottom of the column strike line 9

Page 60, column 1, between lines 23 and 24 insert the following:

The bill was certified to the House.

The Journal of April 15 was corrected and approved.

ENGROSSING REPORTS

Your Engrossing Clerk to whom was referred—

SB 89 with 2 amendments

—reports that the Senate amendments have been incorporated and the bill is returned herewith.

EDWIN G. FRASER
Secretary of the Senate

The bill was certified to the House.

Your Engrossing Clerk to whom was referred—

SB 143 with 2 amendments

—reports that the Senate amendments have been incorporated and the bill is returned herewith.

EDWIN G. FRASER
Secretary of the Senate

The bill was certified to the House.

Your Engrossing Clerk to whom was referred—

SB 72 with 1 amendment

—reports that the Senate amendment has been incorporated and the bill is returned herewith.

EDWIN G. FRASER
Secretary of the Senate

The bill was certified to the House.

Your Engrossing Clerk to whom was referred—

SB 31 with 2 amendments SB 106 with 2 amendments

—reports that the Senate amendments have been incorporated and the bills are returned herewith.

EDWIN G. FRASER
Secretary of the Senate

The bills were certified to the House.

Your Engrossing Clerk to whom was referred—

SB 76 with 1 amendment SJR 115 with 1 amendment

—reports that the Senate amendments have been incorporated and the bills are returned herewith.

EDWIN G. FRASER
Secretary of the Senate

And the bill and joint resolution were certified to the House

INTRODUCTION

By Senators Hollahan and Haverfield—

SB 301—A bill to be entitled An act relating to the practice of electrolysis, regulation; providing for the control, examination and licensing of electrolysis operators by the state board of cosmetology; providing fees for examination and licensing; providing for revocation and suspension procedures; providing an effective date.

Was read the first time by title and referred to the Committee on Public Health "A".

By Senators Haverfield and Hollahan—

SB 302—A bill to be entitled An act to levy a tax of fifty cents (50¢) per ton on the severance of minerals from the earth; providing for certain exemptions where minerals are sold to or for the use of public agencies; imposing the tax on the first sale or delivery after severance; providing for regulations by the Revenue Commission; requiring periodic reports and providing penalties for late payment or non-payment; making violations unlawful and providing penalties; exempting minerals used for fill and sold as real estate, severed in the act of dredging harbours or channels for navigation, or processed for use in the construction industry; containing definitions, separability provisions and an effective date.

Was read the first time by title and referred to the Committee on Finance and Taxation.

By Senators Haverfield and Hollahan—

SB 303—A bill to be entitled An act to amend sub-section (6) of Section 99.161, Florida Statutes, relating to expenditures by candidates for public office, by imposing a ceiling of Three Hundred Fifty Thousand Dollars (\$350,000) on expenditures in campaigns for statewide office; providing an effective date.

Was read the first time by title and referred to the Committees on Privileges and Elections; and Judiciary "B".

By Senator Tapper—

SB 304—A bill to be entitled An act relating to education; designating Franklin county as the location of a regional vocational-technical school; providing an effective date.

Was read the first time by title and referred to the Committee on Education—Public Schools and Junior Colleges.

By Senator Friday—

SB 305—A bill to be entitled An act relating to salt water fisheries and conservation, seafood dealers; amending section 370.07(2) (d), Florida Statutes, providing that resident retail seafood dealers are required to pay an annual license tax in each county in which they do business for each place of business; providing an effective date.

Was read the first time by title and referred to the Committees on Salt Water Conservation; and Finance and Taxation.

By Senator Ryan—

SB 306—A bill to be entitled An act creating the Florida Board of Landscape Architects; providing for the appointment of members to said Board and providing their qualifications, terms, duties and powers; providing for the examination, registration and regulation of landscape architects; providing for examination and registration fees; defining terms used within the act; providing exceptions to the act; providing rules and regulations; authorizing the board to revoke certificates of registration; providing for a hearing and an appeal; authorizing an injunction for the illegal practice of landscape architecture; providing penalties for violation of act; repealing conflicting laws; and providing an effective date.

Was read the first time by title and referred to the Committees on Finance and Taxation; and Judiciary "B".

By Senator Hollahan—

SB 307—A bill to be entitled An act relating to the practice of shorthand reporting; providing for the certification of persons engaged in the practice of shorthand reporting as certified shorthand reporters; providing for the creation of an advisory board; providing penalties for violations; and providing an effective date.

Was read the first time by title and referred to the Committees on Judiciary "A"; and Finance and Taxation.

By Senators Askew, Melton, Davis, Edwards, Mapoles, Williams, Spottswood, Pope and Henderson—

SB 308—A bill to be entitled An act relating to education, instructional personnel; amending section 231.09(1), Florida Statutes, relating to duties of instructional personnel; providing for teaching adverse effects of cigarette smoking; providing an effective date.

Was read the first time by title and referred to the Committee on Education—Public Schools and Junior Colleges.

By Senators Carlton, Griffin, Johnson (6th), Whitaker, Connor, Covington, Mapoles, Spottswood, Bronson, Tapper, McLaughlin, Pope, Gibson, Melton, Usher, Price, Cleveland, Daniel, Davis, Stratton, Williams, Clarke and Dressler—

SB 309—A bill to be entitled An act relating to the practice of architecture in this state; amending Section 467.09, Florida Statutes, by exempting all one- or two-family residences from regulation under state laws regulating the practice of architecture; providing that the general law shall not override more restrictive local laws or ordinances; providing for the withholding of building permits where certain provisions of the state law regulating the practice of architecture have not been met; and providing when said act shall take effect.

Was read the first time by title and referred to the Committee on Judiciary "B".

By Senator Gibson—

SB 310—A bill to be entitled An act relating to motor vehicle licenses; amending section 320.06, Florida Statutes, by amending subsection (1) to provide for the issuance of number plates upon original application and number plates or date tags thereafter; adding a new subsection (3) defining number plate and providing for biennial issuance of number plates and date tags; and providing an effective date.

Was read the first time by title and referred to the Committees on Motor Vehicles; and Judiciary "A".

By Senators Friday, Davis, Mathews, Whitaker, Cross, Gautier, Ryan, Henderson, Johnson (6th), Askew, McCarty and Barron—

SB 311—A bill to be entitled An act relating to circuit courts, deputy official circuit court reporters; amending section 29.08, Florida Statutes, by providing for travel allowance for said deputies; providing an effective date.

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

By Senators Mathews and Haverfield—

SB 312—A bill to be entitled An act relating to the administrative procedure act amending subsection (1) of section 120.051 by adding thereto paragraph (h) and (i) to require the secretary of state to obtain the advice and consent of an affected agency before making any change in, or excluding from publication, an agency rule; and providing an effective date.

Was read the first time by title and referred to the Committee on Judiciary "A".

By Senator Mathews—

SB 313—A bill to be entitled An act authorizing the secretary of state with consent of the board of commissioners of state institutions to allocate room space in a public or historic building in the state capital to the American Mothers Committee, Inc., of Florida for certain purposes; authorizing local governmental authorities of the city of Tallahassee and Leon county to aid in making such allocation; authorizing adoption of rules and regulations and authority to contract; providing an effective date.

Was read the first time by title and referred to the Committee on State Institutions.

By Senator Young—

SB 314—A bill to be entitled An act to amend Sub-paragraphs (a), (b) and (c) of Section 6 of the Municipal Charter of the City of Clearwater, Pinellas County, Florida, being Chapter 9710, Special Acts of Florida, 1923, as amended by Chapter 16363, Sections 1, 2 and 3, Special Acts of Florida, 1933, and by Chapter 24432, Section 1 (a), Special Acts of Florida, 1947, providing for the enlargement and redefining of the boundaries and territorial limits of the City of Clearwater, Florida; providing for the severability of the provisions thereof; providing for the repeal of all laws in conflict herewith and providing for the effective date hereof.

Was read the first time by title.

Evidence of notice and publication was established by the Senate as to SB 314.

On motions of Senator Young, the rules were waived by two-thirds vote and SB 314 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—38. Nays—None.

Mr. President	Davis	Johnson (6th)	Ryan
Askew	Dressler	McDonald	Spottswood
Barber	Friday	McLaughlin	Stratton
Barron	Gautier	Mapoles	Tapper
Carlton	Gibson	Mathews	Usher
Carraway	Griffin	Melton	Whitaker
Cleveland	Haverfield	Pearce	Williams
Covington	Henderson	Pope	Young
Cross	Johns	Price	
Daniel	Johnson (19th)	Roberts	

The bill was certified to the House.

By permission, Senators Barber, Henderson and Johnson (19th) were recorded as cointroducers of SJR 261.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages were read:

The Honorable James E. Connor
President of the Senate

April 16, 1965

Sir:

I am directed to inform the Senate that the House of Representatives has adopted—

SCR 260

Respectfully,
LAMAR BLEDSOE
Chief Clerk, House of Representatives

The bill, contained in the above message, was ordered enrolled.

The Honorable James E. Connor
President of the Senate

April 15, 1965

Sir:

I am directed to inform the Senate that the House of Representatives requests the return of—

By Representatives Coble and Sweeny of Volusia—

HB 235—A bill to be entitled An act relating to the city of South Daytona, amending Section 29 of Chapter 27898, Special Acts of 1951, being the Charter of said city; providing for the creation of a municipal court of the city of South Daytona, Florida, and providing for the appointment of a municipal judge of the municipal court of the city of South Daytona, Florida; and repealing all laws in conflict herewith and setting an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE
Chief Clerk, House of Representatives

On motion of Senator Gautier, HB 235 was returned to the House as requested.

The Honorable James E. Connor
President of the Senate

April 15, 1965

Sir:

I am directed to inform the Senate that the House of Representatives has adopted—

By Representatives Mitchell of Leon and Gong of Dade—

HCR 12—A concurrent resolution commending the Florida arts council for effective support of cultural and artistic activities within the state; providing that a liaison be established between an appropriate committee of the state legislature and the arts council.

WHEREAS, the Florida Arts Council, a group composed of citizens and organizations of Florida interested in the promotion of artistic and cultural endeavors within the State, has given much support and encouragement to such endeavors in Florida, and

WHEREAS, the Executive Board of the Florida Arts Council has been established as the official advisory committee to the Florida Development Commission and has served with distinction in such capacity, and

WHEREAS, both Houses of the Legislature of the State of Florida desire and intend to commend and give official recognition to such efforts, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida, the Senate Concurring:

Section 1. That the Florida arts council be commended for effective support of cultural and artistic activities within the state.

Section 2. The Florida arts council shall be accorded recognition as the official arts consultant to the state.

Section 3. Liaison shall be established between an appropriate committee of the Florida legislature and the arts council, so that the legislature may be kept aware of the work and progress of the council.

—and requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE
Chief Clerk, House of Representatives

HCR 12, contained in the above message, was read the first time in full and referred to the Committee on Resolutions and Memorials.

The Honorable James E. Connor
President of the Senate

April 15, 1965

Sir:

I am directed to inform the Senate that the House of Representatives has adopted—

By Representative Mitchell of Leon—

HCR 195—A concurrent resolution commending Jake Gaither and naming the athletic house at Florida agricultural and mechanical university in his honor.

WHEREAS, Alonzo Smith Gaither, known better to football fans of the nation as Jake Gaither, has had a distinguished record as coach of athletics and head coach of the Florida Agricultural and Mechanical University football team for nearly twenty years, and in that time has compiled an enviable record of one hundred fifty-six football victories to twenty-four losses and four ties, and

WHEREAS, Jake Gaither has been outstanding nationally as an educator, as a member of the American Football Coaches Association, as a member also of the National Collegiate Athletic Association, the National Association of Interscholastic Athletics, the American Association of Health, Physical Education and Recreation, and many other organizations devoted to higher education and good sportsmanship, and

WHEREAS, locally, Jake Gaither has been honored by the Tallahassee Quarterback Club, the Florida Sports Writers' Association, and by having a recreation center and park named in his honor by the Tallahassee City Commission, and

WHEREAS, Jake Gaither represents in Florida and in the nation generally those qualities of sound education and good sportsmanship which should be perpetuated and instilled into faculties and students everywhere, and

WHEREAS, the Florida legislature reposes special confidence in the educational abilities of Jake Gaither and desires to take this opportunity of giving him public recognition, NOW, THEREFORE,

Be It Resolved by the House of Representatives of the State of Florida, the Senate Concurring:

That this legislature requests the board of regents to name the new athletic center and gymnasium at the Florida agricultural and mechanical university in honor of Jake Gaither and to inscribe on the cornerstone of that building an appropriate plaque setting forth some of the outstanding achievements and services which Jake Gaither has rendered to mankind.

BE IT FURTHER RESOLVED that copies of this resolution be transmitted to the board of regents of the state and to Alonzo Smith Gaither, athletic director and head football coach of Florida agricultural and mechanical university.

—and requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE
Chief Clerk, House of Representatives

HCR 195, contained in the above message, was read the first time in full. On motion of Senator Carraway the rules were waived by two-thirds vote, HCR 195 was read the second time in full, unanimously adopted, and certified to the House.

The Honorable James E. Connor
President of the Senate

April 15, 1965

Sir:

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

By Representative Usina of St. Johns—

HB 32—A bill to be entitled An act authorizing any member

of the police department of the City of St. Augustine, Florida, to pursue across the city limits line and arrest where apprehended in St. Johns County any person suspected of having committed an offense against the ordinances of the City of St. Augustine, Florida, provided such is continuous after having originated within the limits of said city; defining "hot pursuit"; and authorizing any member of the police department of said city to continue a hot pursuit beyond the limits of said city; and repealing all laws or parts of laws in conflict with this act to the extent of such conflict.

Proof of Publication attached.

By Representative Chaires of Dixie—

HB 295—A bill to be entitled An act relating to tax certificates in any county having a population of not less than three thousand four hundred (3,400) nor more than four thousand five hundred (4,500), according to the latest official decennial census; authorizing the clerk of the circuit court in any such county to cancel and destroy certain tax certificates; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE
Chief Clerk, House of Representatives

Evidence of notice and publication was established by the Senate as to HB 32.

HB 32, contained in the above message, was read the first time by title. On motions of Senator Pope, the rules were waived by two-thirds vote and HB 32 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—38. Nays—None.

Mr. President	Davis	Johnson (6th)	Ryan
Askew	Dressler	McDonald	Spottswood
Barber	Friday	McLaughlin	Stratton
Barron	Gautier	Mapoles	Tapper
Carlton	Gibson	Mathews	Usher
Carraway	Griffin	Melton	Whitaker
Cleveland	Haverfield	Pearce	Williams
Covington	Henderson	Pope	Young
Cross	Johns	Price	
Daniel	Johnson (19th)	Roberts	

The bill was certified to the House.

HB 295, contained in the above message, was read the first time by title. On motions of Senator Usher, the rules were waived by two-thirds vote and HB 295 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—38. Nays—None.

Mr. President	Davis	Johnson (6th)	Ryan
Askew	Dressler	McDonald	Spottswood
Barber	Friday	McLaughlin	Stratton
Barron	Gautier	Mapoles	Tapper
Carlton	Gibson	Mathews	Usher
Carraway	Griffin	Melton	Whitaker
Cleveland	Haverfield	Pearce	Williams
Covington	Henderson	Pope	Young
Cross	Johns	Price	
Daniel	Johnson (19th)	Roberts	

The bill was certified to the House.

The Honorable James E. Connor
President of the Senate

April 15, 1965

Sir:

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

By Representative Hasson of Sarasota—

HB 294—A bill to be entitled An act relating to Gulf Gate lighting district in Sarasota county; amending sections 2 and 3 of chapter 61-2862, Laws of Florida, by requiring a special registration for freeholders within the district, lowering the percentage of favorable votes for creation of district and requiring members of governing body to be residents of the district.

Proof of Publication attached.

By Representatives Boyd of Manatee and Hasson of Sarasota—

HB 303—A bill to be entitled An act to amend section 4, chapter 31263, laws of Florida, 1955, as amended, relating to Sarasota-Manatee Airport Authority: To allow the Sarasota-Manatee Airport Authority to exercise its power of eminent domain in accordance with the provisions of chapter 74, Florida statutes, in the same manner as therein provided for the acquiring of right-of-way for the state highway system; providing an effective date.

Proof of Publication attached.

By Representatives Boyd of Manatee and Hasson of Sarasota—

HB 304—A bill to be entitled An act to amend section 8, chapter 31263, laws of Florida, 1955, as amended, relating to Sarasota-Manatee Airport Authority: To authorize the Board of County Commissioners of the Counties of Sarasota and Manatee to levy an ad valorem tax to provide funds for the extension and improvement of airport facilities owned and operated by the Authority and to authorize said Boards of County Commissioners to enter into contracts and grant agreements with the Federal Aviation Agency and the Authority in the capacity of sponsors or co-sponsors of such improvement projects under the Federal Aid to Airports Act.

Proof of Publication attached.

By Representatives Coble and Sweeny of Volusia—

HB 399—A bill to be entitled An act relating to the City of Ormond Beach, amending the Charter of the City of Ormond Beach, by amending Chapter 15401, Laws of Florida, Special Acts of 1931, by adding a new section to be numbered 71-A to provide that an appropriation for a capital expenditure will not lapse until the purpose has been accomplished or abandoned and providing for the method of abandonment; providing for the repeal of all laws in conflict and providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE
Chief Clerk, House of Representatives

Evidence of notice and publication was established by the Senate as to HB 294.

HB 294, contained in the above message, was read the first time by title and placed on the Local Calendar.

Evidence of notice and publication was established by the Senate as to HB 303.

HB 303, contained in the above message, was read the first time by title. On motions of Senator Henderson, the rules were waived by two-thirds vote and HB 303 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—38. Nays—None.

Mr. President	Davis	Johnson (6th)	Ryan
Askew	Dressler	McDonald	Spottswood
Barber	Friday	McLaughlin	Stratton
Barron	Gautier	Mapoles	Tapper
Carlton	Gibson	Mathews	Usher
Carraway	Griffin	Melton	Whitaker
Cleveland	Haverfield	Pearce	Williams
Covington	Henderson	Pope	Young
Cross	Johns	Price	
Daniel	Johnson (19th)	Roberts	

The bill was certified to the House.

Evidence of notice and publication was established by the Senate as to HB 304.

HB 304, contained in the above message, was read the first time by title. On motions of Senator Price, the rules were waived by two-thirds vote and HB 304 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—38. Nays—None.

Mr. President	Davis	Johnson (6th)	Ryan
Askew	Dressler	McDonald	Spottswood
Barber	Friday	McLaughlin	Stratton
Barron	Gautier	Mapoles	Tapper
Carlton	Gibson	Mathews	Usher
Carraway	Griffin	Melton	Whitaker
Cleveland	Haverfield	Pearce	Williams
Covington	Henderson	Pope	Young
Cross	Johns	Price	
Daniel	Johnson (19th)	Roberts	

The bill was certified to the House.

Evidence of notice and publication was established by the Senate as to HB 399.

HB 399, contained in the above message, was read the first time by title. On motions of Senator Gautier, the rules were waived by two-thirds vote and HB 399 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—38. Nays—None.

Mr. President	Davis	Johnson (6th)	Ryan
Askew	Dressler	McDonald	Spottswood
Barber	Friday	McLaughlin	Stratton
Barron	Gautier	Mapoles	Tapper
Carlton	Gibson	Mathews	Usher
Carraway	Griffin	Melton	Whitaker
Cleveland	Haverfield	Pearce	Williams
Covington	Henderson	Pope	Young
Cross	Johns	Price	
Daniel	Johnson (19th)	Roberts	

The bill was certified to the House.

The Honorable James E. Connor
President of the Senate

April 15, 1965

Sir:

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

By Representatives Coble and Sweeny of Volusia—

HB 396—A bill to be entitled An act authorizing annexation of contiguous unincorporated territory to the City of Ormond Beach, in the County of Volusia, and the State of Florida, by petition of the qualified electors who are freeholders residing in such territory; providing for the procedure to be followed to accomplish such annexation; providing for the powers, duties and jurisdiction of the municipal government in the annexed territory; providing for the obligations, benefits and privileges affecting such territory and the inhabitants therein; repealing all laws in conflict herewith and providing an effective date.

Proof of Publication attached.

By Representatives Coble and Sweeny of Volusia—

HB 400—A bill to be entitled An act relating to the City of Ormond Beach; amending the Charter of the City of Ormond Beach by amending Chapter 15401, Laws of Florida, Special Acts of 1931, as amended, by amending Section 7 thereof to provide that the City of Ormond Beach shall have, in addition to powers heretofore granted, the power to erect, construct, maintain and operate all public utilities, including gas works, gas distribution systems and community television-antenna and cable systems; and the power to borrow money for current expenses, provided any amount so borrowed shall not exceed an amount equal to twenty-five per cent (25%) of all revenue derived from all sources, including taxation, during any fiscal year; providing for the repeal of all conflicting laws and providing an effective date.

Proof of Publication attached.

By Representatives Coble and Sweeny of Volusia—

HB 402—A bill to be entitled An act relating to the City of Ormond Beach, amending the Charter of the City of Ormond Beach by amending Chapter 15401, Laws of Florida, Special Acts of 1931, as amended by Chapter 18750, Laws of Florida, Special Acts of 1937, Chapter 20019, Laws of Florida, Special

Acts of 1939, Chapter 27791, Laws of Florida, Special Acts of 1951 and Chapter 31099, Laws of Florida, Special Acts of 1955, to amend Section 20 thereof to fix the time and dates for regular city commission meetings and to provide for continuation meetings to be held upon the call of the mayor within a time specified and after notice to city commissioners; to amend Section 104 to provide for the method of publication of notices as required therein; to amend Section 113.1 to delete the authority to give notice by posting in two public places; to amend Section 126 to delete the reference to powers of zone managers under the provisions of Section 16 of the Charter; to amend Section 137 to require that notice be published in a newspaper of general circulation in the city and deleting the authority to post the notices in two public places; to amend Section 140 to require the filing of nominating petitions on or before noon of a business day twenty-five days prior to the date scheduled for election; to amend Section 141 to require candidates to include in their acceptance affidavit a statement that they are qualified to hold the office of city commissioner and requiring that such acceptance be filed not later than noon on a business day fifteen days previous to the regular municipal election; to amend Section 142 to provide for a run-off election to be held two weeks after the general city election under certain prescribed conditions and providing for a special election in the event of the death or adjudication of incompetency of any candidate between the date of the qualification for the office and the scheduled election; providing for the repeal of all laws in conflict and providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE
Chief Clerk, House of Representatives

Evidence of notice and publication was established by the Senate as to HB 396.

HB 396, contained in the above message, was read the first time by title. On motions of Senator Gautier, the rules were waived by two-thirds vote and HB 396 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—38. Nays—None.

Mr. President	Davis	Johnson (6th)	Ryan
Askew	Dressler	McDonald	Spottswood
Barber	Friday	McLaughlin	Stratton
Barron	Gautier	Mapoles	Tapper
Carlton	Gibson	Mathews	Usher
Carraway	Griffin	Melton	Whitaker
Cleveland	Haverfield	Pearce	Williams
Covington	Henderson	Pope	Young
Cross	Johns	Price	
Daniel	Johnson (19th)	Roberts	

The bill was certified to the House.

Evidence of notice and publication was established by the Senate as to HB 400.

HB 400, contained in the above message, was read the first time by title. On motions of Senator Gautier, the rules were waived by two-thirds vote and HB 400 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—38. Nays—None.

Mr. President	Davis	Johnson (6th)	Ryan
Askew	Dressler	McDonald	Spottswood
Barber	Friday	McLaughlin	Stratton
Barron	Gautier	Mapoles	Tapper
Carlton	Gibson	Mathews	Usher
Carraway	Griffin	Melton	Whitaker
Cleveland	Haverfield	Pearce	Williams
Covington	Henderson	Pope	Young
Cross	Johns	Price	
Daniel	Johnson (19th)	Roberts	

The bill was certified to the House.

Evidence of notice and publication was established by the Senate as to HB 402.

HB 402, contained in the above message, was read the first time by title. On motions of Senator Gautier, the rules were waived by two-thirds vote and HB 402 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—38. Nays—None.

Mr. President	Davis	Johnson (6th)	Ryan
Askew	Dressler	McDonald	Spottswood
Barber	Friday	McLaughlin	Stratton
Barron	Gautier	Mapoles	Tapper
Carlton	Gibson	Mathews	Usher
Carraway	Griffin	Melton	Whitaker
Cleveland	Haverfield	Pearce	Williams
Covington	Henderson	Pope	Young
Cross	Johns	Price	
Daniel	Johnson (19th)	Roberts	

The bill was certified to the House.

The Honorable James E. Connor
President of the Senate

April 15, 1965

Sir:

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

By Representatives Coble and Sweeny of Volusia—

HB 397—A bill to be entitled An act relating to the City of Ormond Beach; amending Chapter 15401, Laws of Florida, Special Acts of 1931, as amended, by adding a new section to be numbered 27-A, to provide that the chief of police, assistant chief of police, or any captain of the police of the City of Ormond Beach, Florida, shall have the power to administer oaths and to take affidavits and be authorized to issue and cause to be served warrants and search warrants for the violation of any ordinance of the city and providing that said warrants and search warrants shall have the same force and effect as if issued by the municipal judge; providing for the repeal of all laws in conflict herewith and providing an effective date.

Proof of Publication attached.

By Representatives Coble and Sweeny of Volusia—

HB 398—A bill to be entitled An act relating to the City of Ormond Beach, amending the Charter of the City of Ormond Beach by amending Chapter 15401, Laws of Florida, Special Acts of 1931, by adding a new section to be numbered 103-A to provide that the city may lease land under specified conditions for educational purposes for a period not to exceed ninety-nine years; providing for the repeal of all laws in conflict and providing an effective date.

Proof of Publication attached.

By Representatives Coble and Sweeny of Volusia—

HB 401—A bill to be entitled An act relating to the City of Ormond Beach; enlarging the boundaries of such City; amending Section 6 of Chapter 15401, Laws of Florida, 1931 as amended; providing for the repeal of all laws in conflict herewith and providing an effective date.

Proof of Publication attached.

By Representatives Coble and Sweeny of Volusia—

HB 404—A bill to be entitled An act relating to the City of Ormond Beach, amending the Charter of the City of Ormond Beach by amending Chapter 15401, Laws of Florida, Special Acts of 1931, by adding a new section to be numbered 109-A to provide that the city commission may not construct certain improvements on, under or along certain platted roads or streets in the City of Ormond Beach unless the cost thereof is paid by the levying and collecting of special assessments on benefitted property; providing that the provisions of Chapter 170, Florida Statutes, 1963, and subsequent amendments, will be applicable to the City of Ormond Beach; providing for the repeal of all laws in conflict and providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE
Chief Clerk, House of Representatives

Evidence of notice and publication was established by the Senate as to HB 397.

HB 397, contained in the above message, was read the first time by title. On motions of Senator Gautier, the rules were waived by two-thirds vote and HB 397 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—38. Nays—None.

Mr. President	Davis	Johnson (6th)	Ryan
Askew	Dressler	McDonald	Spottswood
Barber	Friday	McLaughlin	Stratton
Barron	Gautier	Mapoles	Tapper
Carlton	Gibson	Mathews	Usher
Carraway	Griffin	Melton	Whitaker
Cleveland	Haverfield	Pearce	Williams
Covington	Henderson	Pope	Young
Cross	Johns	Price	
Daniel	Johnson (19th)	Roberts	

The bill was certified to the House.

Evidence of notice and publication was established by the Senate as to HB 398.

HB 398, contained in the above message, was read the first time by title. On motions of Senator Gautier the rules were waived by two-thirds vote and HB 398 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—38. Nays—None.

Mr. President	Davis	Johnson (6th)	Ryan
Askew	Dressler	McDonald	Spottswood
Barber	Friday	McLaughlin	Stratton
Barron	Gautier	Mapoles	Tapper
Carlton	Gibson	Mathews	Usher
Carraway	Griffin	Melton	Whitaker
Cleveland	Haverfield	Pearce	Williams
Covington	Henderson	Pope	Young
Cross	Johns	Price	
Daniel	Johnson (19th)	Roberts	

The bill was certified to the House.

Evidence of notice and publication was established by the Senate as to HB 401.

HB 401, contained in the above message, was read the first time by title. On motions of Senator Gautier, the rules were waived by two-thirds vote and HB 401 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—38. Nays—None.

Mr. President	Davis	Johnson (6th)	Ryan
Askew	Dressler	McDonald	Spottswood
Barber	Friday	McLaughlin	Stratton
Barron	Gautier	Mapoles	Tapper
Carlton	Gibson	Mathews	Usher
Carraway	Griffin	Melton	Whitaker
Cleveland	Haverfield	Pearce	Williams
Covington	Henderson	Pope	Young
Cross	Johns	Price	
Daniel	Johnson (19th)	Roberts	

The bill was certified to the House.

Evidence of notice and publication was established by the Senate as to HB 404.

HB 404, contained in the above message, was read the first time by title. On motions of Senator Gautier, the rules were waived by two-thirds vote and HB 404 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—38. Nays—None.

Mr. President	Cross	Haverfield	Mathews
Askew	Daniel	Henderson	Melton
Barber	Davis	Johns	Pearce
Barron	Dressler	Johnson (19th)	Pope
Carlton	Friday	Johnson (6th)	Price
Carraway	Gautier	McDonald	Roberts
Cleveland	Gibson	McLaughlin	Ryan
Covington	Griffin	Mapoles	Spottswood

Stratton Usher Williams
Tapper Whitaker Young

The bill was certified to the House.

The Honorable James E. Connor
President of the Senate

April 15, 1965

Sir:

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

By Representatives Coble and Sweeny of Volusia—

HB 403—A bill to be entitled An act relating to the City of Ormond Beach; amending the Charter of the City of Ormond Beach by amending Chapter 15401, Laws of Florida, Special Acts of 1931, as amended by Chapter 18750, Laws of Florida, Special Acts of 1937, Chapter 22416, Laws of Florida, Special Acts of 1943, Chapter 27791 and Chapter 27991, Laws of Florida, Special Acts of 1951, Chapter 31099, Laws of Florida, Special Acts of 1955, Chapter 59-1664, Chapter 59-1666, Chapter 59-1668 and Chapter 59-1669, Laws of Florida, Special Acts of 1959, Chapter 61-2607, Laws of Florida, Special Acts of 1961, and Chapter 63-1727, Laws of Florida, Special Acts of 1963, to amend Section 6-A to authorize the city commission to change the boundaries of the commission zones subject to certain specified conditions; to amend Section 8 to increase the compensation to city commissioners and the mayor effective on the first day of June, 1965; to amend Section 9 to repeal the requirement that bills against a particular zone be approved by the commissioner of that zone alone; to amend Section 10 to require that candidates for the city commission and city commissioners reside within the zone which they seek to represent or represent, for a period of six (6) months, and within the city for a period of one (1) year prior to the date of qualifying as a candidate for city commissioner and prohibiting a city commissioner from holding any other elective public office; to amend Section 15 to provide for the selection of a deputy mayor by a majority of the city commission and specifying his duties; to repeal Sections 16, 16-A, 17, 62 and 144; to amend Section 21 to provide that ordinances of the city become effective on the date of their passage; to amend Section 25 to provide for the appointment of an assistant city attorney and specifying the terms of such appointment and the duties of the appointee; to amend Section 30 to require the city auditor and clerk, within ten (10) days, to file the necessary papers with the clerk of the appellate court in all cases involving an appeal from the municipal court of Ormond Beach; to amend Section 38 to authorize the city commission to appoint the Volusia County health officer as the city health officer; to amend Section 39 to delete all authority for special zone police as well as all reference to compensation for said zone police; to amend Section 41 to permit the chief of police to designate a police officer to attend meetings in his place and stead and to delete certain powers of the chief of police which have heretofore been delegated to the personnel board under the civil service laws of the City of Ormond Beach; to amend Section 42 to alter the duties of the fire warden by deleting authority that has heretofore been delegated to the personnel board under the civil service laws of the City of Ormond Beach; to amend Section 44 to delete the requirement that reports be filed at the first meeting in each month; to amend Section 47 to delete all reference to claims against a particular zone and the requirement that payment therefor need be approved only by the commissioner of that particular zone; to amend Section 53 to delete the requirement that reports be made at the first meeting of the city commissioners in each month; to amend Section 58 to delete reference to special zone funds and to provide that interest on special funds, designated by the city commission, shall be deposited to the particular special fund involved; to amend Section 59 to delete reference to special zone funds in requiring signature of the commissioner of individual zones; to amend Section 63 to delete reference to funds of the several zones; to amend Section 70 to delete reference to special zone funds; to amend Section 71 to delete reference to zone special funds and their disposition; to amend Section 72 to delete reference to accounts or claims in zone funds; to amend Section 105 to provide that contracts for professional services need not be based on competitive bids and authorizing the city commission to enter into or purchase insurance contracts covering a period of one (1) year or longer; to amend Section 113 to delete the authority to give notice by posting of the notice in two (2) public places in the city; to amend Section 114 to provide that the city commission shall prescribe regulations governing the platting of lands and to require that the city commission approve all plats before the same are recorded; to amend Section 116 to require the affirmative vote of a majority of the qualified electors of the

city before any franchise can be granted; providing for the repeal of all laws in conflict and providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE
Chief Clerk, House of Representatives

Evidence of notice and publication was established by the Senate as to HB 403.

HB 403, contained in the above message, was read the first time by title. On motions of Senator Gautier, the rules were waived by two-thirds vote and HB 403 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—38. Nays—None.

Mr. President	Davis	Johnson (6th)	Ryan
Askew	Dressler	McDonald	Spottswood
Barber	Friday	McLaughlin	Stratton
Barron	Gautier	Mapoles	Tapper
Carlton	Gibson	Mathews	Usher
Carraway	Griffin	Melton	Whitaker
Cleveland	Haverfield	Pearce	Williams
Covington	Henderson	Pope	Young
Cross	Johns	Price	
Daniel	Johnson (19th)	Roberts	

The bill was certified to the House.

Senator Ryan moved that the Senate reconsider the vote by which SB 68 passed on April 15. The motion went over under the rule.

SECOND READING

SB 109—A bill to be entitled An act providing that plans and specifications for the construction of public buildings shall provide certain features and facilities for the physically impaired and providing an effective date.

Was taken up. On motion of Senator Young, the rules were waived by two-thirds vote and SB 109 was read the second time by title.

Senator Mathews offered the following amendment which was adopted:

In Section 1, after the words "American Standards Association" strike: the rest of the section and insert the following: (.) period.

Senator Askew offered the following amendment which was adopted:

In Section 1, line 12, strike: "reasonable in the" and insert the following: feasible in the sole

On motion of Senator Williams, the rules were waived and further consideration of SB 109, as amended, was deferred, the bill retaining its place on the Calendar.

By permission, Senator Askew was recorded as a co-introducer of SB 109.

SB 151—A bill to be entitled An act relating to child training centers; providing for the establishment of a child training center in the twenty-first (21st) senatorial district composed of Levy, Dixie and Gilchrist counties, on land to be conveyed to the state by the boards of county commissioners of said counties; authorizing the boards of county commissioners to acquire and convey suitable lands to the state for the establishment of the center.

Was taken up. On motions of Senator Usher, the rules were waived by two-thirds vote and SB 151 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—38. Nays—None.

Mr. President	Davis	Johnson (6th)	Ryan
Askew	Dressler	McDonald	Spottswood
Barber	Friday	McLaughlin	Stratton
Barron	Gautier	Mapoles	Tapper
Carlton	Gibson	Mathews	Usher
Carraway	Griffin	Melton	Whitaker
Cleveland	Haverfield	Pearce	Williams
Covington	Henderson	Pope	Young
Cross	Johns	Price	
Daniel	Johnson (19th)	Roberts	

The bill was certified to the House.

SB 101—A bill to be entitled An act relating to tuberculosis hospitals, isolation; amending section 392.281(1), Florida Statutes, to provide for detention of tuberculous persons and deleting the word infectious; providing an effective date.

Was taken up. On motions of Senator Williams, the rules were waived by two-thirds vote and SB 101 was read the second time by title, the third time in full and passed, title as stated. The vote was:

Yeas—37.

Mr. President	Davis	McDonald	Spottswood
Askew	Friday	McLaughlin	Stratton
Barber	Gautier	Mapoles	Tapper
Barron	Gibson	Mathews	Usher
Carlton	Griffin	Melton	Whitaker
Carraway	Haverfield	Pearce	Williams
Cleveland	Henderson	Pope	Young
Covington	Johns	Price	
Cross	Johnson (19th)	Roberts	
Daniel	Johnson (6th)	Ryan	

Nays—1.

Dressler

The bill was certified to the House.

SB 103—A bill to be entitled An act relating to tuberculosis hospitals, examination; amending section 392.26(1), (2), (3), Florida Statutes, to delete the word infectious and provide for compulsory isolation; providing an effective date.

Was taken up. On motions of Senator Williams, the rules were waived by two-thirds vote and SB 103 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—38. Nays—None.

Mr. President	Davis	Johnson (6th)	Ryan
Askew	Dressler	McDonald	Spottswood
Barber	Friday	McLaughlin	Stratton
Barron	Gautier	Mapoles	Tapper
Carlton	Gibson	Mathews	Usher
Carraway	Griffin	Melton	Whitaker
Cleveland	Haverfield	Pearce	Williams
Covington	Henderson	Pope	Young
Cross	Johns	Price	
Daniel	Johnson (19th)	Roberts	

The bill was certified to the House.

SB 9—A bill to be entitled An act relating to Florida public utilities commission; amending section 350.011, Florida Statutes, by changing the name of the commission to the Florida public service commission.

Was taken up. On motion of Senator Carraway, the rules were waived by two-thirds vote and SB 9 was read the second time by title.

The Committee on Public Utilities offered the following amendment which was adopted on motion of Senator Carraway:

Following Section 1, page 2, add the following:

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

The Committee on Public Utilities also offered the following amendment which was adopted on motion of Senator Carraway:

In the Title, line 4, strike: the period (.) and insert the following: ; and providing that such act become effective immediately upon becoming a law.

On motion of Senator Carraway, the rules were waived by two-thirds vote and SB 9, as amended, was read the third time in full and passed. The vote was: Yeas—38. Nays—None.

Mr. President	Carlton	Cross	Friday
Askew	Carraway	Daniel	Gautier
Barber	Cleveland	Davis	Gibson
Barron	Covington	Dressler	Griffin

Haverfield	McLaughlin	Price	Usher
Henderson	Mapoles	Roberts	Whitaker
Johns	Mathews	Ryan	Williams
Johnson (19th)	Melton	Spottswood	Young
Johnson (6th)	Pearce	Stratton	
McDonald	Pope	Tapper	

The bill was ordered engrossed.

Consideration of SB 120 was deferred, the bill retaining its place on the Calendar.

Senator Johns presiding.

SB 133—A bill to be entitled An act relating to the advertising and promotion of the state of Florida and the expansion of the Florida exhibit at the World's Fair; providing an appropriation.

Was taken up. On motion of Senator Carraway, the rules were waived by two-thirds vote and SB 133 was read the second time by title.

The Committee on Appropriations offered the following amendment which was adopted on motion of Senator Carraway:

In Section 1, line 1, page 1, insert following the word "appropriated" the following: from the general revenue fund

Senator Mathews offered the following amendment which was adopted:

In Section 1, line 6, after the words: "paying any present indebtedness and expenses" insert the following: of the Florida World's Fair, Inc.

On motion of Senator Pearce, the rules were waived and further consideration of SB 133, as amended, was deferred, the bill retaining its place on the Calendar.

Consideration of SB 153 was deferred, the bill retaining its place on the Calendar.

SB 220—A bill to be entitled An act relating to education, legal services; amending chapter 230, Florida Statutes, by adding section 230.234, authorizing county boards of public instruction to furnish legal services for employees who may be sued in tort accidents.

Was taken up. On motion of Senator Melton, the rules were waived by two-thirds vote and SB 220 was read the second time by title.

The Committee on Judiciary "A" offered the following amendment which was adopted on motion of Senator Melton:

Add Section 2.

Section 2. This act shall become effective October 1, 1965.

The Committee on Judiciary "A" also offered the following amendment which was adopted on motion of Senator Melton:

In Title, line 7, page 1, strike: the period (.) and insert the following: ; providing an effective date.

On motion of Senator Melton, the rules were waived by two-thirds vote and SB 220, as amended, was read the third time in full and passed. The vote was: Yeas—38. Nays—None.

Mr. President	Davis	Johnson (6th)	Ryan
Askew	Dressler	McDonald	Spottswood
Barber	Friday	McLaughlin	Stratton
Barron	Gautier	Mapoles	Tapper
Carlton	Gibson	Mathews	Usher
Carraway	Griffin	Melton	Whitaker
Cleveland	Haverfield	Pearce	Williams
Covington	Henderson	Pope	Young
Cross	Johns	Price	
Daniel	Johnson (19th)	Roberts	

The bill was ordered engrossed.

The President in the Chair.

On motion of Senator Johnson (6th), it was agreed by two-thirds vote that when the Senate adjourns today it adjourn to reconvene at 4:00 P. M., April 19, 1965.

On motion of Senator Johnson (6th), the Senate stood adjourned at 10:14 A.M. until 4:00 P.M., April 19, 1965.