

# JOURNAL OF THE SENATE

Thursday, April 27, 1967

The Senate was called to order by the President Pro Tempore at 11:00 a.m. The following Senators were recorded present:

Mr. President	de la Parte	Horne	Shevin
Askew	Edwards	Johnson	Slade
Bafalis	Elrod	Knopke	Spencer
Barron	Fincher	Lane	Stockton
Barrow	Fisher	McClain	Stolzenburg
Bell	Friday	Mathews	Stone
Boyd	Gibson	O'Grady	Thomas
Broxson	Gong	Ott	Weber
Chiles	Griffin	Plante	Weissenborn
Clayton	Gunter	Poston	Wilson
Cross	Henderson	Reuter	Young
Deeb	Hollahan	Saylor	

47. A quorum present.

Excused: Senator Haverfield.

Prayer by the Senate Chaplain, Reverend T. Newton Wise:

O God, our heavenly father, we thank thee for the freedom of speech which we exercise in these halls of legislation and throughout our great land. We confess before thee the harm done by hasty speech. We have discouraged those whom we might have helped and depressed those whom we might have gladdened and misguided those whom we might have led. Let not unpopularity affright us from forthright speech, nor cowardice detain us from the stout utterance of our best convictions. May our inner meditation enlighten our outward speech, and may we so wisely talk to ourselves that we can persuasively talk to others. In the name of GOD, we pray. Amen.

The reading of the Journal was dispensed with.

The Journal of April 26 was corrected and approved as follows:

Page 181, column 1, line 27, strike "Randell" and insert Rowell

The Journal of April 25 was further corrected and approved as follows:

Page 171, counting from the bottom of column 2, line 5, strike "1 amendment" and insert 2 amendments

## REPORTS OF COMMITTEES

The Committee on Finance and Taxation recommends the following pass:

SB 21 with 3 amendments      HB 60

The Committee on Transportation and Safety recommends the following pass:

SB 179                      HB 332                      HB 293

The Committee on Ethics and Privileged Businesses recommends the following pass:

SB 3 with 2 amendments

The Committee on Finance and Taxation recommends the following pass:

SM 73

The Committee on Finance and Taxation recommends the following pass:

SB 71 with 1 amendment	SB 265	SB 269
SB 256 with 2 amendments	SB 268	SB 344
SB 258		

The Committee on Judiciary "B" recommends the following pass:

SB 294 with 1 amendment      SB 337

The Committee on Urban Affairs and Local Government recommends the following pass:

HB 125 with 3 amendments

The bills contained in the foregoing reports were placed on the Calendar.

The Committee on Transportation and Safety recommends the following not pass:

SB 329                      HB 335

The Committee on Finance and Taxation recommends the following not pass:

SB 37

The Committee on Labor and Industry recommends the following not pass:

SB 271

The bills contained in the foregoing reports were laid on the table.

The Committee on Urban Affairs and Local Government recommends the Committee Substitute for SB 77, as recommended by the Committee on Judiciary "A", pass with 1 amendment.

The bill with Committee Substitute with amendment attached was placed on the Calendar.

The Committee on Agriculture and Livestock recommends the following pass:

SB 547

The bill was referred to the Committee on Health and Welfare under the original reference.

The Committee on Transportation and Safety recommends the following pass:

SB 171 with 2 amendments      HB 333

The bills were referred to the Committee on Judiciary "B" under the original reference.

The Committee on Transportation and Safety recommends the following pass:

SB 170

The bill was referred to the Committee on Judiciary "A" under the original reference.

The Committee on Transportation and Safety recommends the following pass:

SB 178

The bill was referred to the Committee on Public Roads and Highways under the original reference.

The Committee on Urban Affairs and Local Government recommends the following pass:

SB 44

The bill was referred to the Committee on Judiciary "B" under the original reference.

## ENROLLING REPORT

Your Enrolling Clerk to whom was referred—

SB 100	SB 134	SB 231
SB 119	SB 136	

—reports same have been enrolled, signed by the required Constitutional officers and presented to the Governor on April 26, 1967.

EDWIN G. FRASER  
Secretary of the Senate

#### INTRODUCTION

By Senators Stone, Askew and Hollahan—

SR 614—A resolution commending Nathaniel Tyrone Curry for an act of personal courage.

Was read the first time by title and placed on the Calendar.

Unanimous consent was granted Senator Stone to take up out of order—

SR 614—A resolution commending Nathaniel Tyrone Curry for an act of personal courage.

WHEREAS, Nathaniel Tyrone Curry did, on October 9, 1965, perform an act of great personal bravery in rescuing an eighteen-month-old baby from a blazing house, and

WHEREAS, the said Nathaniel Tyrone Curry suffered first, second and third degree burns and still carries scars as a result of his act of heroism, and,

WHEREAS, the said Nathaniel Tyrone Curry was nominated for the award of the Young American Medal for Bravery by Governor Haydon Burns, and

WHEREAS, it has recently been announced that the said Nathaniel Tyrone Curry will be one of three teenagers to receive this award at White House ceremonies on a date to be selected, and

WHEREAS, the example set by the said Nathaniel Tyrone Curry reflects great credit on the State of Florida and all its people, NOW, THEREFORE,

*Be It Resolved by the Senate of the State of Florida:*

That the said Nathaniel Tyrone Curry is hereby publicly commended for the personal courage that he exhibited so conspicuously on that memorable occasion.

On motions by Senator Stone, the rules were waived and SR 614 was read the second time in full and unanimously adopted.

By Senator Cross—

SB 615—A bill to be entitled An act relating to Gilchrist county, park boards; amending subsection (4) of section 3 of chapter 30778, Laws of Florida, 1955, to provide per diem and mileage of park board members; amending subsection (7) of section 7 of chapter 30778, Laws of Florida, 1955, to provide for certain admissions charges to parks.

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

By Senators Fisher and Cross—

SB 616—A bill to be entitled An act relating to pharmacy and amending subsection (2) of section 465.021, Florida Statutes, by deleting therefrom provision that orders for drugs and medical supplies written on the medical record shall not be a prescription; providing that orders for drugs and medical supplies written on the order sheet of the medical record of a hospital patient and signed by one licensed by law to administer such drugs or medical supplies, shall be construed to be a prescription; providing an effective date.

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

By Senator Horne—

SB 617—A bill to be entitled An act relating to compensation of county officials; amending section 145.031, Florida Statutes, providing for uniform compensation, based on population, of county commissioners; providing an effective date.

Was read the first time by title and referred to the Committees on Urban Affairs and Local Government; Judiciary "A"; and Appropriations.

By Senator Slade—

SB 618—A bill to be entitled An act relating to classification and sale of eggs and poultry; repealing section 583.07, Florida Statutes, by removing the inspection fee on eggs.

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

By Senator de la Parte—

SB 619—A bill to be entitled An act relating to retail installment sales; amending section 520.31(10), Florida Statutes, clarifying the definition of official fees; amending section 520.34(1)(d), Florida Statutes, clarifying provisions relating to official fees and the costs to be charged for any insurance; amending section 520.34, Florida Statutes, by creating a new subsection (11), authorizing refund of official fees and renumbering the present subsection (11) as subsection (12); providing an effective date.

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

By Senator Griffin—

SB 620—A bill to be entitled An act providing for the relief of Robert LaMar Watson; providing an appropriation; and providing an effective date.

Was read the first time by title and referred to the Committees on Retirement and Claims; and Appropriations.

By Senator Edwards—

SB 621—A bill to be entitled An act relating to animal disease diagnostic laboratories; amending 585.61, Florida Statutes; by adding subsection (2) relating to disease diagnostic laboratory in Marion County.

Was read the first time by title and referred to the Committees on Agriculture and Livestock; and Appropriations.

By Senators Sayler, Deeb, Wilson, Shevin and Young—

SB 622—A bill to be entitled An act relating to primary elections; amending section 100.061, Florida Statutes, to provide for the holding of the first primary election in September; and amending section 100.091 (1), Florida Statutes, to provide for the holding of the second primary election in September.

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

By Senator Thomas—

SB 623—A bill to be entitled An act relating to masseurs and masseuses, regulations; amending sections 480.02(4), 480.04, 480.06(1) and 480.11(1), all Florida Statutes; providing an increase in the period of training of apprentices; providing that the attorney general shall represent the board of massage; providing for the registration of noncitizens and regulation of applicants; authorizing the board to grant probation at its discretion; providing an effective date.

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

By Senators Haverfield, Weissenborn and Hollahan—

SB 624—A bill to be entitled An act relating to medical assistance for the needy; amending chapter 409.45, Florida Statutes; providing for the state department to provide medical services; creating a medical assistance advisory committee; providing an effective date.

Was read the first time by title and referred to the Committees on Health and Welfare; Governmental Reorganization; and Appropriations.

By Senator Haverfield—

SB 625—A bill to be entitled An act relating to public schools, amending section 236.07(8), Florida Statutes, relating to the minimum financial effort required of each county for the minimum foundation program; substituting a formula based on relative school population for the formula based on the relative tax-paying ability; providing an effective date.

Was read the first time by title and referred to the Com-

mittees on Education—Public Schools and Junior Colleges; and Appropriations.

By Senator Haverfield—

SB 626—A bill to be entitled An act repealing section 236.071, Florida Statutes, relating to the foundation program fund; state supervisory service fund; formula for index of taxpaying ability, and providing an effective date.

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

By Senator Haverfield—

SB 627—A bill to be entitled An act repealing subsection (8) of section 236.07, Florida Statutes, relating to the minimum financial effort required of each county for the minimum foundation program, and providing for an effective date.

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

By Senator Haverfield—

SB 628—A bill to be entitled An act relating to larceny, removal and abandonment of shopping carts; amending chapter 811, Florida Statutes, by adding thereto a new section to be numbered 811.29; providing penalties for larceny, removal and abandonment of shopping carts; defining certain terms; providing an effective date.

Was read the first time by title and referred to the Committees on Anti-Crime and Judiciary "B".

By Senator Weissenborn—

SB 629—A bill to be entitled An act relating to tangible personal property owned by governmental units, record and inventory of property; amending section 274.02, Florida Statutes, providing county boards of public instruction be excepted from the provisions of this act; providing for the implementation of regulations by the state board of education, governing a record and inventory of property of said county boards of public instruction; providing an effective date.

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

By Senator Weissenborn—

SB 630—A bill to be entitled An act relating to public schools; amending section 237.04, Florida Statutes, relating to the maintaining of petty cash funds by school officials; 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 Weissenborn—

SB 631—A bill to be entitled An act relating to weights, measures and standards to amend Chapter 531 of the Florida Statutes to provide authorization for those counties having a population in excess of 400,000 persons as determined by the latest Decennial Federal Census to enact and enforce ordinances not inconsistent with the provisions of this Chapter, and to provide an effective date.

Was read the first time by title and referred to the Committees on Urban Affairs and Local Government; and Agriculture and Livestock.

By Senator Gibson—

SB 632—A bill to be entitled An act relating to game and fresh water fish; amending chapter 372, Florida Statutes, by creating section 372.861, to provide for the licensing of persons engaged in the commercial taking or possessing of alligators or crocodiles or their skins; providing an effective date.

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

By Senator Weissenborn—

SB 633—A bill to be entitled An act relating to the Sunshine State Parkway, limiting the extension of toll roads under the

funding authority of Chapter 340, Florida Statutes, requiring legislative approval for extensions, creating Section 340.36.

Was read the first time by title and referred to the Committee on Public Roads and Highways.

The President presiding.

By Senators Pope and Mathews—

SCR 634—A concurrent resolution extending the present biennial session of legislature as provided in article III section 2 of the state constitution.

Was read the first time in full and referred to the Committee on Rules and Calendar.

#### MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Spencer, by two-thirds vote, SB 591 was withdrawn from the Committees on Governmental Reorganization; and Finance and Taxation and re-referred to the Committees on Transportation and Safety; and Judiciary "B".

On motions by Senator Stockton, by two-thirds vote, SB 162 was withdrawn from the Committee on Transportation and Safety and from the Senate.

On motions by Senator Wilson, by two-thirds vote, SB 144 was withdrawn from the Committee on Judiciary "B" and from the Senate.

On motion by Senator Askew, by two-thirds vote, SB 593 was also referred to the Committee on Appropriations.

On motion by Senator Boyd, the Committee on Education—Public Schools and Junior Colleges was granted an additional 14 days for the consideration of all Bills now in the Committee.

On motion by Senator Fincher, the Committee on Labor and Industry was granted an additional 5 days for the consideration of Senate Bills 94, 96 and 240.

On motion by Senator Barrow, the Committee on Judiciary "A" was granted an additional 5 days for the consideration of Senate Bills 35, 45, 305 and 206.

On motion by Senator Knopke, the Committee on Urban Affairs and Local Government was granted an additional 10 days for the consideration of SB 190.

On motion by Senator Friday, the Committee on Water Conservation, Salt Water and Natural Resources was granted an additional 5 days for the consideration of all Bills now in the Committee.

On motion by Senator Barron, the Committee on Insurance was granted an additional 10 days for the consideration of Senate Bills 135, 159 and 308.

On motion by Senator Horne, the Committee on Judiciary "B" was granted an additional 10 days for the consideration of Senate Bills 244, 247, 249, 250, 262, 263, 266, 316, 325 and 326.

#### MESSAGE FROM THE GOVERNOR

The following message was read:

*The Honorable Verle A. Pope  
President of the Senate  
The Capitol  
Tallahassee, Florida*

April 27, 1967

*Dear Sir:*

Pursuant to the authority vested in me as Governor of Florida under the provisions of Article III, Section 28, of the Constitution of this State, I wish to advise you of my disapproval of Senate Bill No. 100, which I transmit herewith to you, with my objections, said bill being entitled:

"An act relating to outdoor recreation and conservation; amending section 375.021(3), Florida Statutes, defining the responsibility of the outdoor recreational development council in reviewing the comprehensive outdoor recreational planning committee; providing an effective date."

The last sentence of the proposed subsection (3) to Section 375.021, Florida Statutes, reads, "Any act of the council must

be by a major part of it." This, therefore, deletes a portion of the present wording of the act, which in pertinent part reads, "Any action of the council must be by a major part of it of whom the Governor shall be one." In all other respects, the proposed subsection remains worded as it now exists.

The 1963 Legislature, in enacting the outdoor recreation and conservation act, recognized the pertinence of the position of Governor relative to not only the subject of comprehensive outdoor recreational development planning, but also to the composition of the council and committee created thereunder, who are charged with the responsibility of proposing such plans, the approval and execution thereof.

On this council, the Governor has served as Chairman with other members consisting of the Secretary of State, Attorney General, Comptroller, Treasurer, Commissioner of Agriculture, and Superintendent of Public Instruction. As stated above, the action of the council must be by a major part of the council, including concurrence of the Governor. The proposed change would eliminate concurrence of the Governor and leave the action to a simple majority vote.

The reasonableness of the existing legislation is readily apparent, as is the unreasonableness of that which is proposed. Present indications are that this council will be administering an estimated maximum of one and one-half million dollars of state revenue, together with an equal amount of Federal matching funds, totaling, therefore, approximately three million dollars. The responsibility owed to the people for properly supervising and administering public funds, coupled with the additional authority of the council to contract with the United States Government, or any agency thereof, or with any county or municipality of the State, leaves me with no doubt but that the requirement of action on the part of the Governor, in order for action of the council to be effective, should and must be retained. The basic subject matter of outdoor recreation and conservation is vital to the people.

This responsibility is one that I recognized and agreeably accepted when I became Governor. To do less, would be to turn a shoulder upon the taxpayers of Florida, which I will never condone or permit.

In addition, and after investigation of all facts, I am not aware that the present law has presented any factors justifying considering a change in the law. Assuming, arguendo, that the Governor may be absent from a meeting of the council, nevertheless, at the next ensuing meeting the Governor would have the opportunity of voting for approval of the previous minutes which, in effect, would ratify any proposed action by the council.

In withholding my approval from Senate Bill 100, and in setting forth my objections to it, I point out that the seriousness of these objections cannot permit a silent acquiescence on my part.

Respectfully submitted,  
CLAUDE R. KIRK, JR.  
Governor

The President put the question: "Shall the bill pass the Governor's objections to the contrary notwithstanding?"

SB 100 (1967 Regular Session) failed to pass. The vote was:

Yeas—26

Mr. President	Cross	Griffin	Poston
Askew	de la Parte	Gunter	Shevin
Barron	Edwards	Hollahan	Spencer
Barrow	Fincher	Horne	Stone
Boyd	Friday	Knopke	Thomas
Broxson	Gibson	Mathews	
Chiles	Gong	Ott	

Nays—21

Bafalis	Henderson	Reuter	Weissenborn
Bell	Johnson	Sayler	Wilson
Clayton	Lane	Slade	Young
Deeb	McClain	Stockton	
Elrod	O'Grady	Stolzenburg	
Fisher	Plante	Weber	

By permission, Senator Gunter introduced to the Senate Miss Patty Bohannon, Orlando, Miss Florida Citrus Queen of 1967.

On motion by Senator Gunter that a committee be ap-

pointed to escort Miss Bohannon to the rostrum, the President appointed Senators Gunter, Elrod and McClain. The Committee escorted Miss Bohannon to the rostrum where she received a standing ovation.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages were read:

*The Honorable Verle A. Pope* April 26, 1967  
*President of the Senate*

Sir:

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

SCR 438

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

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

*The Honorable Verle A. Pope* April 27, 1967  
*President of the Senate*

Sir:

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

SB 125

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

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

*The Honorable Verle A. Pope* April 26, 1967  
*President of the Senate*

Sir:

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

By Representative De Young and others—

HB 696—A bill to be entitled An act to amend Section 15, Chapter 24398 Special Acts 1947 relating to terms of office for elected officials of the City of Boynton Beach, Florida.

Proof of Publication attached.

By Representative De Young and others—

HB 697—A bill to be entitled An act relating to City of University Park, Florida, elections; amending Section 75 and Subsection (1) of Section 76 of Chapter 2953, Special Acts, 1961, as amended by Chapter 2010, Special Acts, 1963, and Chapter 2335, Special Acts, 1965, Laws of Florida.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

Evidence of notice and publication was established by the Senate as to HB 696.

Evidence of notice and publication was established by the Senate as to HB 697.

House Bills 696 and 697, contained in the above message, were read the first time by title and referred to the Committee on Rules and Calendar.

*The Honorable Verle A. Pope* April 26, 1967  
*President of the Senate*

Sir:

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

By Representative Reedy and others—

HB 770—A bill to be entitled An act relating to Lake County authorizing the board of county commissioners to adopt, amend and rescind codes for trades requiring expert technical knowledge; providing for the securing of permits; providing for permit and inspection fees; providing for inspection and personal liability; providing for the appointment of examining board or boards, and payment of their expenses; establishing the duties of the examining board or boards; providing for the examination for, and issuance of, certificates of competency; providing for public hearing on suspension or revocation of certificates of competency and for review of such action by the board of county commissioners and for appeals to circuit court and limiting time thereof; authorizing the adoption of a schedule of fees for examinations, certificates of competency and their annual renewal; providing for the classification of certificates of competency according to scope and technical difficulty; authorizing the cooperation with governing bodies for uniformity of codes; providing for the posting of bond, public liability insurance and workmen's compensation before certificate of competency is issued; making it unlawful to engage in business involving trades for which certificates of competency are required or to practice such trades in certain cases; prohibiting the issuance of state and county occupational licenses in certain cases and for the suspension or revocation of those issued; providing for repeal of previous special acts; providing a penalty for violation of this act; providing a severability clause; and providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

Evidence of notice and publication was established by the Senate as to HB 770.

HB 770, contained in the above message, was read the first time by title and referred to the Committee on Rules and Calendar.

*The Honorable Verle A. Pope* April 26, 1967  
*President of the Senate*

Sir:

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

By Representatives Pratt and Gallen—

HB 774—A bill to be entitled An act to be known and cited as the "Manatee County Pollution Control Act"; relating to Manatee County; setting forth a declaration of legislative intent; providing that the authority conferred by the act shall be deemed alternative, supplemental and cumulative; providing that all territory within the boundaries of Manatee County outside the corporate limits of any municipality shall be embraced by the provisions of the act and that all municipalities in which there is an affirmative vote in the referendum herein provided for shall be embraced by the provisions of this act; setting forth definitions of terms used in the act; authorizing the Board of County Commissioners to adopt a code for air and water pollution control, setting reasonable standards regulating the emission and/or discharge of air and water contaminants and providing for permits; setting forth the procedure for the adoption of such code; authorizing the employment of a pollution control engineer; setting forth the duties and powers of the pollution control engineer; authorizing the appointment of an air and water pollution control board; setting forth the powers and duties of the said air and water pollution control board; providing for access of authorized personnel for inspections and other duties provided for; providing for a procedure to be followed upon the finding of violations; making violations of this act or any code adopted hereunder a misdemeanor and providing for a penalty; providing for a referendum election and the procedure to be followed in such election; and providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

Evidence of notice and publication was established by the Senate as to HB 774.

HB 774, contained in the above message, was read the first time by title and referred to the Committee on Rules and Calendar.

*The Honorable Verle A. Pope*  
*President of the Senate*

April 26, 1967

Sir:

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

By Representative Reed—

HB 605—A bill to be entitled An act relating to alcoholic beverage licenses; authorizing one (1) additional club beverage license in each county of the state having a population of not less than two hundred thousand (200,000) and not more than two hundred sixty thousand (260,000), according to the latest official decennial census; providing an effective date.

By Representative Culbreath and others—

HB 767—A bill to be entitled An act relating to the City of Brooksville, Florida, and to territory lying outside incorporated cities and towns within the limits of Hernando County, Florida; limiting in said City and Territory the issuance of the number of licenses which may be granted for the sale of Intoxicating Beverages therein by vendors operating places of business where Beverages containing an alcoholic content of more than fourteen percentum by weight are sold, by a population formula providing for the issuance of licenses on the basis of not more than one license for each two thousand residents or fraction thereof within such territories and excepting from the operation hereof all operators of railroads, sleeping cars, steamships, buses and airplanes, corporate clubs, including social clubs, and caterers at horse and/or dog racing plants or jai alai frontons and to operators of motels, hotels or motor courts of not less than forty five guest rooms and to reissue, ratify and confirm licenses previously issued.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

HB 605, contained in the above message, was read the first time by title and referred to the Committee on Rules and Calendar.

Evidence of notice and publication was established by the Senate as to HB 767.

HB 767, contained in the above message, was read the first time by title and referred to the Committee on Rules and Calendar.

*The Honorable Verle A. Pope*  
*President of the Senate*

April 26, 1967

Sir:

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

By Representatives Pratt and Gallen—

HB 775—A bill to be entitled An act relating to Manatee county; garbage collection and disposal; amending chapter 57-1552, Laws of Florida, by adding new section 8; providing for the adoption by the board of county commissioners of reasonable rules and regulations necessary for the protection of public health; providing a penalty; providing an effective date.

Proof of Publication attached.

By Representatives Pratt and Gallen—

HB 776—A bill to be entitled An act relating to Manatee county; mosquito control board; authorizing board to borrow money and give security for repayment thereof; providing for repayment and amortization thereof; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

Evidence of notice and publication was established by the Senate as to HB 775.

Evidence of notice and publication was established by the Senate as to HB 776.

House Bills 775 and 776, contained in the above message, were read the first time by title and referred to the Committee on Rules and Calendar.

*The Honorable Verle A. Pope*  
*President of the Senate*

April 26, 1967

Sir:

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

By Representative Reedy and others—

HB 771—A bill to be entitled An act to amend section 10 of chapter 29.302 Laws of Florida 1953, to change the method of electing the city clerk to appointment by the city council for a term of office of four (4) years providing that said change shall not affect any duly elected city clerk who shall now be holding said office; and providing said act shall not be effective until expiration of present term of city clerk; providing for the repeal of any laws in conflict therewith.

Proof of Publication attached.

By Representative De Young and others—

HB 777—A bill to be entitled An act to amend Chapter 26106, Laws of Florida, Specials Acts of 1949, relating to the Northwestern Palm Beach County Public Hospital District, Palm Beach County, Florida, by providing that the term of office of any member of the board shall be for a period of five (5) years.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

Evidence of notice and publication was established by the Senate as to HB 771.

Evidence of notice and publication was established by the Senate as to HB 777.

House Bills 771 and 777, contained in the above message, were read the first time by title and referred to the Committee on Rules and Calendar.

*The Honorable Verle A. Pope*  
*President of the Senate*

April 26, 1967

Sir:

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

By Representative Ducker and others—

HB 486—A bill to be entitled An Act relating to the establishment, powers and functions of the Reedy Creek Improvement District; changing the name of the Reedy Creek Drainage District created under authority of Chapter 298, Florida Statutes, to the Reedy Creek Improvement District; setting forth new territorial boundaries of the District in Orange and Osceola Counties and excluding certain lands from said boundaries; assuming all lawful debts and other obligations and continuing all proceedings for the construction of improvements and the condemnation of land and for tax levies; providing for refund of taxes heretofore levied on lands excluded from the District; making powers and authorities conferred by Chapter 298, Flor-

ida Statutes, applicable to the Reedy Creek Improvement District except provisions of sections 298.07, 298.11, 298.12, 298.14, 298.15, 298.17, 298.18, 298.20, 298.23-298.25, 298.35, 298.37-298.40, 298.401, 298.41, 298.42, 298.44-298.46, 298.48, 298.52, 298.56, 298.57, 298.61, 298.69-298.74, Florida Statutes, and amendments thereto; providing for the election of a board of Supervisors by the landowners within the District and for membership, term of office, qualification, organization and compensation of the Board of Supervisors and the filling of vacancies; providing for meetings of the landowners and supervisors and other procedures relating to the management and operation of the District; providing for appointment of a treasurer, depositories, fiscal agent and other officers and their qualifications, powers and duties; providing powers and duties of the Board of Supervisors; providing additional powers and duties of the Reedy Creek Improvement District including the ownership, acquisition, mortgage, lease and disposal of property and facilities, and the furnishing of proprietary services and facilities of all kinds, among them reclamation, drainage, irrigation, water and flood control, erosion control, water and sewer systems, waste control and disposal systems, airport facilities, communication, cultural, recreational and educational facilities of all kinds, parking facilities and meters, public transportation and utilities, streets, toll roads and bridges, sidewalks, street lighting and related facilities, and other projects and experimental projects; authorizing the District to control mosquitos and other pests within and without the District, subject to certain limitations to exercise exclusive jurisdiction within the District to regulate water supply and water levels and to divert waters from one area or body of water to another, to regulate sewers and other sanitary facilities and to impose penalties for non-compliance with District regulations, to provide fire protection, to advertise, to establish conservation areas and sanctuaries, to exercise the power of eminent domain, and to finance the projects and activities of the District through bonds and other obligations; exempting properties, easements and rights of the District from eminent domain by other public or private bodies or agencies except with concurrence of the Board of Supervisors; making the District eligible for state assistance to flood control and water management districts, navigation districts and agencies, and mosquito or pest control districts and for gasoline tax or other gasoline or fuel tax funds available for road construction; granting the District the benefits and privileges of special road and special road and bridge districts; subject to certain exceptions, granting the Board of Supervisors exclusive authority with respect to the construction of public roads within the District and the maintenance, franchizing and regulation of toll roads; authorizing the Board of Supervisors to enter sale, lease or other agreements with the State Road Department concerning the construction of roads within the District and the joint determination with the State Road Department of certain access and connecting roads and extensions within the District; authorizing the adoption, revision and revocation of plans of reclamation, subject to existing cooperative arrangements with Orange County; authorizing the division of the District into units for purposes of drainage and reclamation and providing the procedures to be followed in connection with the establishment and operation of a unit system of drainage and reclamation; authorizing the creation of subdistricts; authorizing the District to exercise its rights, powers, privileges and authorities in municipalities located within the District; authorizing the District to construct and furnish proprietary facilities and services to persons and property outside the District boundaries subject to certain limitations; providing authority to require use of certain District facilities and services and prohibiting the construction or operation of like facilities or services without consent and approval of the Board of Supervisors subject to criminal penalties; authorizing the District to maintain projects across rights-of-way within or without the District; providing authority to set rates, fees, rentals, tolls, fares and charges, subject to certain requirements concerning public hearings and the sufficiency of revenues, and to make agreements and contracts for services without public hearing and pledge the same as security for District bonds; providing authority to recover delinquent charges, together with attorney's fees, expenses and penalties, and to discontinue services; authorizing agreements with private or public persons or agencies concerning the furnishing of facilities and services and the inclusion of other utility plants or systems as part of District projects; granting the District exclusive authority over District projects and budgets and providing exemption of District projects and activities and the District budget and finances from other regulatory laws and authorities, subject to certain limitations; exempting the area of the District from county zoning, building and construction, platting, subdivision, safety, sanitary and like codes and regulations and

from state law pertaining to land use regulation, zoning and building codes, except to the extent that the Board of Supervisors may designate District areas subject to county codes and regulations; authorizing the District to adopt zoning, building and construction, platting, subdivision, safety, sanitary and like codes and regulations with respect to areas within the District including incorporated municipalities, subject to certain limitations; authorizing the District to adopt and revise a comprehensive general plan for physical development of the area within the District, building codes and other safety and sanitary codes, and to require building permits; requiring the approval by the Board of Supervisors and recording of plats, and making the failure to comply with such requirements a misdemeanor and subject to other penalties; authorizing the Board of Supervisors to adopt rules and regulations with respect to platting; authorizing the Board of Supervisors to vacate plats; requiring subdivision plans to be approved by the Board of Supervisors and authorizing the Board to adopt subdivision regulations; authorizing the Board of Supervisors to adopt zoning regulations; authorizing the Board of Supervisors to grant variances and waivers with respect to subdivision, platting, recording, zoning and other regulations; authorizing the Board of Supervisors to set up a planning and zoning commission and a zoning board of adjustment and to prescribe the powers, duties, organization and functioning of the same; providing power and authority to levy ad valorem taxes based on county assessed valuation not to exceed thirty (30) mills on the dollar per annum; providing power and authority to levy a maintenance tax under section 298.54, Florida Statutes, and a special ad valorem maintenance tax not to exceed ten (10) mills on the dollar per annum; providing power and authority to levy utility taxes not to exceed ten per cent (10%) of the payments received by the seller, the method of collection of the same, and criminal and other penalties for violation of District regulations pertaining thereto; providing for determination of annual installments of drainage taxes; providing for collection of taxes by certification to the respective boards of county commissioners of Orange and Osceola Counties and assessment and collection of taxes by county tax assessors and collectors or as otherwise directed by the Board of Supervisors; providing for tax discounts and penalties; establishing tax and other liens and procedures for the foreclosure of liens; authorizing the District to pay taxes and redeem tax sales certificates with respect to property in the District and to participate in the proceeds of tax sales; providing power to issue general obligation bonds, revenue bonds, utility service tax bonds and refunding bonds; providing for the pledge of taxes, assessments, revenues and other properties as security to the payment of bonds; providing for the lien of pledges of revenues, taxes and assessments; providing for the making of special assessments for improvements and the procedure to be followed in connection therewith; providing for the collection of special assessments and the foreclosure of delinquent assessments or installments, including acceleration of payment and recovery of attorney's fees and costs; providing power to issue assessment certificates and bonds; providing power to issue bond anticipation notes; providing power to make short-term borrowings and to issue certificates of indebtedness; providing authority for making trust agreements; providing for the sale of bonds; providing with respect to the authorization and form of bonds; providing for increase in maximum allowable interest on District bonds above six (6) per cent per annum under certain circumstances; providing for interim and replacement certificates and negotiability; providing for bond defeasance; making District bonds legal investment or security or other public and private bodies; authorizing agreements with the Florida Development Commission and others; providing authority to make bond covenants and to provide for the rights, remedies and security of bondholders; providing for validation of bonds by publication of notice of issuance and by validation proceedings under Chapter 75, Florida Statutes; providing independent authority to issue bonds and authorizing the issuance of District bonds without approval of the board of drainage commissioners or other public authorities; extending pledge to bondholders and safeguarding agreements with the Federal government against impairment of rights; providing for cooperation agreements with municipalities and for the joint discharge of common functions and the joint undertaking and financing of projects; authorizing cooperative agreements with Federal and State governments, agencies, subdivisions and others with respect to financial and other contributions and loans to the District, the furnishing of facilities and services by or to the District, and fire and police protection; providing for tax exemption of District properties, bonds and revenues; providing statute of limitations on claims, suits or actions against the District; providing for posting of notices in lieu of publication under cer-

tain circumstances; providing for annexation of lands to and exclusion from the District and revision of the District boundaries; authorizing the withdrawal of lands from the District within sixty (60) days after the effective date of the Act; limiting the establishment of municipalities within the area of the District and the annexation of land within the District by municipalities; providing for construction of District projects with or without competitive bidding; subject to certain conditions, permitting supervisors to have an interest in corporations contracting with the District; providing power of injunction and other relief for violation of District by-laws, regulations, resolutions, rules, codes and orders; providing criminal and other penalties; providing for investment of funds by the District; providing for fiscal year of the District; providing severability; providing effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

Evidence of notice and publication was established by the Senate as to HB 486.

HB 486, contained in the above message, was read the first time by title and referred to the Committee on Rules and Calendar.

*The Honorable Verle A. Pope*  
*President of the Senate*

April 26, 1967

Sir:

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

By Representative Ducker and others—

HB 487—A bill to be entitled An Act establishing the City of Reedy Creek in Orange and Osceola Counties; setting forth the territorial boundaries of the City; providing a council-manager form of government for the City; providing powers and duties of the city council; providing powers and duties of the City, among them the ownership, acquisition, mortgage, lease and disposal of property and facilities, the exercise of the power of eminent domain, the levy of ad valorem taxes, the investment of surplus funds, the borrowing of money, the licensing and taxing of professions and occupations, the regulation of water use and of sewers and other sanitary facilities subject to penalties for noncompliance, pest controls, the providing of police and fire protection and the exercise of police powers, the adoption of traffic regulations, the prevention of nuisances, advertising, the establishment of conservation areas and sanctuaries, the licensing and regulation of the manufacture and sale of alcoholic beverages, the furnishing of proprietary services and facilities of all kinds, among them water and sewer systems, waste collection and disposal systems, airport facilities, communication, cultural, recreational and educational facilities, parking facilities and meters, hospitals, public utilities and transportation, streets, toll roads and bridges, sidewalks, street lighting and related facilities, drainage, reclamation, irrigation, water and flood control, erosion control, cemeteries, and other projects and experimental projects and the financing of city projects and activities through bonds and other obligations; authorizing the City to provide telephonic and other communications services and to exercise the rights of telephone companies, radio common carriers and other persons under chapter 364, Florida Statutes; authorizing the issuance of licenses for the sale of alcoholic beverages and to social clubs without limitation as to number under chapter 561, Florida Statutes; authorizing the City to maintain its projects and provide proprietary services and facilities outside its City limits subject to certain limitations; empowering the City to authorize the City of Bay Lake to exercise police powers, regulate traffic and exercise jurisdiction over offenses and misdemeanors within the City of Reedy Creek; providing independent authority for City projects and exempting City projects from the jurisdiction of other regulatory agencies; authorizing the City to grant franchises and regulate public utilities; providing for cooperative agreements with the Reedy Creek Improvement District and other municipalities and for the joint discharge of common functions and the joint under-

taking and financing of projects; authorizing cooperative agreements with Federal and State governments, agencies, subdivisions and others with respect to the exercise of City functions and powers, financial and other contributions and loans to the City and the furnishing of facilities and services by or to the City; providing for election, qualification, organization, term of office and compensation of the city council; providing for the filling of vacancies; providing for meetings of the city council and other procedures; providing for the election of a mayor; providing powers of the city council; specifying acts to be performed by ordinance and the procedure for enacting ordinances; providing for a city manager and other city departments and officers and their powers and duties; providing for municipal elections, the qualification of electors, registration of voters, and election procedures; providing for recall of city council members; authorizing the city council to adopt and revise a comprehensive general plan for physical development of the area within the City, building codes and other safety and sanitary codes and to require building permits; requiring approval by the city council and the recording of plats and making failure to comply with such requirements a misdemeanor and subject to other penalties; authorizing the city council to adopt rules and regulations with respect to platting; authorizing the city council to vacate plats; requiring subdivision plans to be approved by the city council and authorizing the city council to adopt subdivision regulations; authorizing the city council to adopt zoning regulations; authorizing the city council to grant variances and waivers with respect to subdivision, platting, recording, zoning and other regulations; authorizing the city council to set up a planning and zoning commission and a zoning board of adjustment and to prescribe the powers, duties, organization and procedures of the same; providing for a municipal court and the designation of municipal judges, city prosecutor and city attorney and their powers and duties; authorizing under certain circumstances misdemeanors and offenses to be tried in courts of other municipalities; providing the fiscal year of the City; providing with respect to the adoption of an annual city budget, appropriations and prohibited contracts and expenditures; providing with respect to the assessment, levy and collection of taxes and penalties for failure to make returns of taxable property; providing for correction of assessments and a city board of equalization; providing for tax discounts and tax and assessment liens; providing power to issue general obligation bonds, revenue bonds, utility service, license, excise and privilege tax bonds, and refunding bonds; providing for the pledge of taxes, assessments, revenues, and other properties as security to the payment of bonds; providing for the lien of pledged revenues, taxes and assessments; providing for the making of special assessments for improvements and the procedure to be followed in connection therewith; providing for the collection of special assessments and the foreclosure of delinquent assessments or installments, including acceleration of payment and recovery of attorney's fees and costs; providing power to issue assessment certificates and bonds; providing power to issue bond anticipation notes; providing power to make short-term borrowings and to issue certificates of indebtedness; providing authority for making trust agreements; providing for sale of bonds; providing with respect to the authorization and form of bonds; providing for increase in maximum allowable interest on city bonds above six (6) per cent per annum under certain circumstances; providing for interim and replacement certificates and negotiability; providing for bond defeasance; providing for bonds as legal investment or security; authorizing agreements with Florida Development Commission and others; providing authority to make bond covenants and to provide for the rights, remedies and security of bondholders; providing for validation of bonds by publication of notice of issuance and by validation proceedings under chapter 75, Florida Statutes; providing independent authority to issue bonds; safeguarding bondholders and agreements with the Federal government against impairment of rights; providing for tax exemption of city bonds, revenues and properties; authorizing maintenance of city projects across rights-of-way within and without the City; providing authority to set rates, fees, rentals, tolls, fares and other charges, subject to certain requirements with respect to the sufficiency of revenues, and to make agreements and contracts for services and pledge the same as security for city bonds; providing authority to recover delinquent charges, together with attorney's fees, expenses and penalties, and to discontinue services; authorizing agreements with private or public persons or agencies concerning the furnishing of facilities and services and the inclusion of other utility plants or systems as part of city projects; providing for the construction of city projects with or without competitive bidding; providing for the extension and contraction of city limits and the procedures to

be followed in connection therewith; providing for the holding of more than one city office by the same person and the qualifications of office holders; permitting city councilmen and other city officials to approve contracts in which such councilmen and officials have an interest subject to certain limitations and providing criminal penalties; providing for investigations by the city council; providing for official bonds and oath of office; providing statute of limitations on claims, suits and actions against the City; providing exemption of City property from execution; providing for the defrayment of city expenses during the first year; providing for posting of notices in lieu of publication under certain circumstances; designating the city councilmen to hold office until the first regular municipal election; authorizing change of name of the City; providing severability; providing effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

Evidence of notice and publication was established by the Senate as to HB 487.

HB 487, contained in the above message, was read the first time by title and referred to the Committee on Rules and Calendar.

*The Honorable Verle A. Pope*  
*President of the Senate*

April 26, 1967

Sir:

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

By Representative Ducker and others—

HB 485—A bill to be entitled An Act establishing the City of Bay Lake in Orange County; setting forth the territorial boundaries of the City; providing a council-manager form of government for the City; providing powers and duties of the city council; providing powers and duties of the City, among them the ownership, acquisition, mortgage, lease and disposal of property and facilities, the exercise of the power of eminent domain, the levy of ad valorem taxes, the investment of surplus funds, the borrowing of money, the licensing and taxing of professions and occupations, the regulation of water use and of sewers and other sanitary facilities subject to penalties for noncompliance, pest controls, the providing of police and fire protection and the exercise of police powers, the adoption of traffic regulations, the prevention of nuisances, advertising, the establishment of conservation areas and sanctuaries, the licensing and regulation of the manufacture and sale of alcoholic beverages, the furnishing of proprietary services and facilities of all kinds, among them water and sewer systems, waste collection and disposal systems, airport facilities, communication, cultural, recreational and educational facilities, parking facilities and meters, hospitals, public utilities and transportation, streets, toll roads and bridges, sidewalks, street lighting and related facilities, drainage, reclamation, irrigation, water and flood control, erosion control, cemeteries, and other projects and experimental projects, and the financing of city projects and activities through bonds and other obligations; authorizing the City to provide telephonic and other communications services and to exercise the rights of telephone companies, radio common carriers and other persons under Chapter 364, Florida Statutes; authorizing the issuance of licenses for the sale of alcoholic beverages and to social clubs without limitation as to number under Chapter 561, Florida Statutes; authorizing the City to maintain its projects and provide proprietary services and facilities outside its City limits subject to certain limitations; authorizing the City to furnish fire and police protection, exercise police powers, regulate traffic and exercise jurisdiction over offenses and misdemeanors within the Reedy Creek Improvement District subject to certain limitations; authorizing the City by agreement with certain other municipalities to exercise jurisdiction over offenses and misdemeanors committed in such municipalities; authorizing the City to exercise exclusive regulatory jurisdiction and authority within the Reedy Creek Improvement District over carriers of all kinds and exempting carriers within said District from the jurisdiction

and regulation of other public agencies; providing independent authority for City projects and exempting City projects from the jurisdiction of other regulatory agencies; authorizing the City to grant franchises and regulate public utilities; providing for cooperative agreements with the Reedy Creek Improvement District and other municipalities and for the joint discharge of common functions and the joint undertaking and financing of projects; authorizing cooperative agreements with Federal and State governments, agencies, subdivisions and others with respect to the exercise of City functions and powers, financial and other contributions and loans to the City and the furnishing of facilities and services by or to the City; providing for election, qualification, organization, term of office and compensation of the city council; providing for the filling of vacancies; providing for meetings of the city council and other procedures; providing for the election of a mayor; providing powers of the city council; specifying acts to be performed by ordinance and the procedure for enacting ordinances; providing for a city manager and other city departments and officers and their powers and duties; providing for municipal election, the qualification of electors, registration of voters, and election procedures; providing for recall of city council members; authorizing the city council to adopt and revise a comprehensive general plan for physical development of the area within the City, building codes and other safety and sanitary codes and to require building permits; requiring approval by the city council and the recording of plats and making failure to comply with such requirements a misdemeanor and subject to other penalties; authorizing the city council to adopt rules and regulations with respect to platting; authorizing the city council to vacate plats; requiring subdivision plans to be approved by the city council and authorizing the city council to adopt subdivision regulations; authorizing the city council to adopt zoning regulations; authorizing the city council to grant variances and waivers with respect to subdivision, platting, recording, zoning and other regulations; authorizing the city council to set up a planning and zoning commission and a zoning board of adjustment and to prescribe the powers, duties, organization and procedures of the same; providing for a municipal court and the designation of municipal judges, city prosecutor and city attorney and their powers and duties; authorizing under certain circumstances misdemeanors and offenses to be tried in courts of other municipalities; providing the fiscal year of the City; providing with respect to the adoption of an annual city budget, appropriations and prohibited contracts and expenditures; providing with respect to the assessment, levy and collection of taxes and penalties for failure to make returns of taxable property; providing for correction of assessments and a city board of equalization; providing for tax discounts and tax and assessment liens; providing power to issue general obligation bonds, revenue bonds, utility service, license, excise and privilege tax bonds, and refunding bonds; providing for the pledge of taxes, assessments, revenues, and other properties as security to the payment of bonds; providing for the lien of pledged revenues, taxes and assessments; providing for the making of special assessments for improvements and the procedure to be followed in connection therewith; providing for the collection of special assessments and the foreclosure of delinquent assessments or installments, including acceleration of payment and recovery of attorney's fees and costs; providing power to issue assessment certificates and bonds; providing power to issue bond anticipation notes; providing power to make short-term borrowings and to issue certificates of indebtedness; providing authority for making trust agreements; providing for sale of bonds; providing with respect to the authorization and form of bonds; providing for increase in maximum allowable interest on City bonds above six (6) per cent per annum under certain circumstances; providing for interim and replacement certificates and negotiability; providing for bond defeasance; providing for bonds as legal investment or security; authorizing agreements with Florida Development Commission and others; providing authority to make bond covenants and to provide for the rights, remedies and security of bondholders; providing for validation of bonds by publication of notice of issuance and by validation proceedings under Chapter 75, Florida Statutes; providing independent authority to issue bonds; safeguarding bondholders and agreements with the Federal government against impairment of rights; providing for tax exemption of city bonds, revenues and properties; authorizing maintenance of city projects across rights-of-way within and without the City; providing authority to set rates, fees, rentals, tolls, fares and other charges, subject to certain requirements with respect to the sufficiency of revenues, and to make agreements and contracts for services and pledge the same as security for city bonds; providing authority to re-

cover delinquent charges, together with attorney's fees, expenses and penalties, and to discontinue services; authorizing agreements with private or public persons or agencies concerning the furnishing of facilities and services and the inclusion of other utility plants or systems as part of city projects; providing for the construction of city projects with or without competitive bidding; providing for the extension and contraction of city limits and the procedures to be followed in connection therewith; providing for the holding of more than one city office by the same person and the qualifications of office holders; permitting city councilmen and other city officials to approve contracts in which such councilmen and officials have an interest subject to certain limitations and providing criminal penalties; providing for investigations by the city council; providing for official bonds and oath of office; providing statute of limitations on claims, suits and actions against the City; providing exemption of city property from execution; providing for the defrayment of city expenses during the first year; providing for posting of notices in lieu of publication under certain circumstances; designating the city councilmen to hold office until the first regular municipal election; authorizing change of name of the City; providing severability; providing effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,  
**ALLEN MORRIS**  
 Clerk, House of Representatives

Evidence of notice and publication was established by the Senate as to HB 485.

HB 485, contained in the above message, was read the first time by title and referred to the Committee on Rules and Calendar.

SENATE BILLS ON SECOND READING

Senator Cross presiding.

SB 448—A bill to be entitled An act relating to grades and inspection of agricultural products; amending sections 603.11 and 603.12, Florida Statutes, to provide grades and inspection for nuts, grains and other agricultural products; providing an effective date.

Was taken up. On motions by Senator Thomas, the rules were waived and SB 448 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—42 Nays—None

Mr. President	Deeb	Johnson	Spencer
Askew	de la Parte	Knopke	Stockton
Bafalis	Edwards	Lane	Stolzenburg
Barron	Elrod	McClain	Stone
Barrow	Fisher	O'Grady	Thomas
Bell	Friday	Plante	Weber
Boyd	Gong	Poston	Weissenborn
Broxson	Griffin	Reuter	Wilson
Chiles	Gunter	Sayler	Young
Clayton	Hollahan	Shevin	
Cross	Horne	Slade	

The bill was certified to the House.

The President presiding.

SB 70—A bill to be entitled An act defining and regulating the business of building construction and contracting in this state; creating the Florida Construction Industry Licensing Board; fixing qualifications of members and providing powers and duties of such Board; fixing registration and certification procedures and fees therefor; providing exemptions; providing penalties; providing effective date.

With pending amendment was taken up, having been amended and temporarily deferred on April 26.

On motion by Senator Poston, the rules were waived and the Senate immediately reconsidered the vote by which Amendments 2 and 4 to SB 70 were adopted on April 26. By permission, Senator Poston withdrew the amendments.

By permission, Senator Pope withdrew the pending amendment.

Senator Poston offered the following amendment which was adopted:

In Section 5, line 9, page 6, strike: the remainder of the subsection following the words "local competency examination" and insert the following: and the applicant desires to engage in business as a general contractor or building contractor, or as a residential building contractor other than as specified in the next succeeding subsection, the applicant shall obtain a certificate from the Board, unless the applicant can furnish proof satisfactory to the Board that he has been engaged in the business of contracting in the state of Florida for at least (2) out of the three (3) years next preceding the effective date of this act, in which event the applicant shall be entitled to register with the Board in accordance with the provision of subsection (1) (a) above. (c) If the area in which the applicant desires to enter the business of contracting does not have a local board which requires a local competency examination, and if the applicant desires to engage in business solely as a residential building contractor on improvements to real property to which the applicant holds legal or equitable title, the applicant shall register with the Board in this restricted classification by filing evidence of holding a current state or county occupational license or a current license issued by any municipality, city, or county of the state for the type of work for which registration is desired on a form prescribed by the Board, accompanied by the registration fee fixed by this act. No examination shall be required by the Board for registration, when issued, shall bear the designation "residential building contractor—restricted."

**The President Pro Tempore presiding.**

Senator Weissenborn offered the following amendment which was adopted:

In Section 13, add a new Subsection to read: (12) No provision in this act shall be construed to permit a contractor to perform electrical, mechanical, plumbing or other specialty trade work for which an examination for a certificate of competency or a license is required, unless such contractor holds such certificates of competency or such licenses as may be required by the appropriate local authority. Where the appropriate local authority does not require a certificate of competency or a license for the respective trade in question, the provisions of this subsection shall not apply.

On motion by Senator Poston, the rules were waived and SB 70 as amended was read the third time in full and passed. The vote was:

Yeas—44

Mr. President	Edwards	Horne	Shevin
Askew	Elrod	Johnson	Slade
Bafalis	Fincher	Knopke	Spencer
Barron	Fisher	Lane	Stockton
Barrow	Friday	McClain	Stolzenburg
Bell	Gibson	Mathews	Stone
Broxson	Gong	Ott	Thomas
Chiles	Griffin	Plante	Weber
Cross	Gunter	Poston	Weissenborn
Deeb	Henderson	Reuter	Wilson
de la Parte	Hollahan	Sayler	Young

Nays—2

Clayton O'Grady

The bill was ordered engrossed.

**Senator Askew presiding.**

SB 485—A bill to be entitled An act relating to the Florida celery and sweet corn marketing law, amending 573.21 (1), Florida Statutes; providing for funds to defray the necessary expenses incurred by the Commissioner of Agriculture in the formulation, issuance, administration, and enforcement of any marketing order issued by the commissioner under said act; authorizing the commissioner to fix the rate of assessment per container against persons engaged in production, distribution, or handling of celery or sweet corn; providing a maximum for any such assessment; providing an effective date.

Was taken up. On motions by Senator Thomas, the rules were waived and SB 485 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—45 Nays—None

Mr. President	Edwards	Johnson	Slade
Askew	Elrod	Knopke	Spencer
Bafalis	Fincher	Lane	Stockton
Barron	Fisher	McClain	Stolzenburg
Barrow	Friday	Mathews	Stone
Bell	Gibson	O'Grady	Thomas
Broxson	Gong	Ott	Weissenborn
Chiles	Griffin	Plante	Wilson
Clayton	Gunter	Poston	Young
Cross	Henderson	Reuter	
Deeb	Hollahan	Sayler	
de la Parte	Horne	Shevin	

The bill was certified to the House.

SB 522—A bill to be entitled An act relating to the animal industry technical committee; amending subsections (1) and (2) of section 570.38, Florida Statutes; to provide two additional members for the animal industry technical committee; providing an effective date.

Was taken up. On motion by Senator Thomas, the rules were waived and SB 522 was read the second time by title.

Senator Thomas offered the following amendment which was adopted:

In Subsection 2, lines 8 and 9, after words "no less than" strike: "seven nor more than ten" and insert the following: six nor more than nine

Senator Thomas also offered the following amendment which was adopted:

In Subsection 2, line 1, page 2, after word "these" strike the word "four" and insert the following: three

On motion by Senator Thomas, the rules were waived and SB 522 as amended was read the third time in full and passed. The vote was: Yeas—46 Nays—None

Mr. President	Edwards	Johnson	Slade
Askew	Elrod	Knopke	Spencer
Bafalis	Fincher	Lane	Stockton
Barron	Fisher	McClain	Stolzenburg
Barrow	Friday	Mathews	Stone
Bell	Gibson	O'Grady	Thomas
Broxson	Gong	Ott	Weber
Chiles	Griffin	Plante	Weissenborn
Clayton	Gunter	Poston	Wilson
Cross	Henderson	Reuter	Young
Deeb	Hollahan	Sayler	
de la Parte	Horne	Shevin	

The bill was ordered engrossed.

SB 146—A bill to be entitled An act relating to the inter-American center authority, beverage licenses; amending section 561.20(7), Florida Statutes, providing issuance of special licenses within confines of inter-American center; removing limitation of licenses to be issued; providing an effective date.

Was taken up. On motion by Senator Hollahan, the rules were waived and SB 146 was read the second time by title.

The Committee on Ethics and Privileged Businesses offered the following amendment which was adopted on motion by Senator Hollahan:

In Section 561.20(7), line 7, page 1, strike: the period and insert the following: provided, however, that any such license issued pursuant to this subsection shall not permit the licensee to sell alcoholic beverages by the package for off-premises consumption.

The Committee on Ethics and Privileged Businesses also offered the following amendment which was adopted on motion by Senator Hollahan:

In Section 2, line 1, page 1, strike: all after "take effect" and insert the following: on September 1, 1967.

**The President presiding.**

On motion by Senator Hollahan, the rules were waived and

SB 146 as amended was read the third time in full and passed. The vote was:

Yeas—40

Mr. President	Edwards	Horne	Shevin
Bafalis	Elrod	Johnson	Slade
Barron	Fincher	Knopke	Spencer
Barrow	Fisher	McClain	Stockton
Bell	Friday	Mathews	Stone
Chiles	Gibson	O'Grady	Thomas
Clayton	Gong	Ott	Weber
Cross	Griffin	Plante	Weissenborn
Deeb	Henderson	Reuter	Wilson
de la Parte	Hollahan	Sayler	Young

Nays—6

Askew	Gunter	Poston	Stolzenburg
Broxson	Lane		

The bill was ordered engrossed.

SB 189—A bill to be entitled An act relating to lottery, legalizing nation-wide contests; amending section 849.09(1), Florida Statutes, to allow participation in national puzzle or other contests of skill or chance; providing an effective date.

Was taken up. On motion by Senator Mathews, the rules were waived and SB 189 was read the second time by title.

The Committee on Ethics and Privileged Businesses offered the following amendment which was adopted on motion by Senator Mathews:

In Section 1, line 28, page 2, strike: the period and insert the following: and provided further that this exemption for national contests shall not apply to any such contest based on the outcome or results of any horse race, harness race, dog race, or jai lai game.

Senators Askew and Mathews offered the following amendment which was adopted on motion by Senator Askew:

In Section 1 (1) (j), line 26, page 2, after the words "prize or prizes" strike: "whether or not it can be construed as a lottery under this section"

On motion by Senator Mathews, the rules were waived and SB 189 as amended was read the third time in full and passed. The vote was:

Yeas—38

Askew	de la Parte	Knopke	Spencer
Bafalis	Elrod	Lane	Stockton
Barron	Fincher	McClain	Stone
Barrow	Fisher	Mathews	Thomas
Bell	Friday	O'Grady	Weber
Broxson	Gong	Ott	Weissenborn
Chiles	Griffin	Reuter	Wilson
Clayton	Henderson	Sayler	Young
Cross	Hollahan	Shevin	
Deeb	Horne	Slade	

Nays—8

Mr. President	Gibson	Johnson	Poston
Edwards	Gunter	Plante	Stolzenburg

The bill was ordered engrossed.

Consideration of SB 124 was deferred, the bill retaining its place on the Calendar.

SB 154—A bill to be entitled An act relating to regulation of traffic on highways; amending section 317.234, Florida Statutes; providing for electronic, electrical, mechanical, or other speed calculating devices; providing for power of arrest and admissibility of evidence by authorizing arrest by peace officers operating such devices whether stationed on the ground or in the air; providing for prima facie evidence; providing an effective date.

Was taken up. On motion by Senator Young, the rules were waived and SB 154 was read the second time by title.

The Committee on Transportation and Safety offered the following amendment which was adopted on motion by Senator Young:

In Section 1, line 18, page 3, strike the words "and provided that the reading obtained from any such device shall, in any court of law, be prima facie evidence of the speed of the vehicle to which such device was applied." and insert the following: period

Senators Young and Friday offered the following amendment which was adopted on motion by Senator Young:

In Section 1, line 6, page 3, strike: Subsection (4) and insert the following: Subsection (4)

(a) A witness otherwise qualified to testify shall be competent to give testimony against an accused violator of the motor vehicle laws of this state when such testimony is derived from the use of such an electronic, electrical, mechanical, or other devices used in the calculation of speed, upon showing that the speed calculating device which was used had been tested and warning signs posted as prescribed in this section.

(b) Any person accused pursuant to the provisions hereof shall be entitled to have the officer actually operating the said device appear in court and testify, upon oral or written motion.

On motion by Senator Young, the rules were waived and SB 154 as amended was read the third time in full and passed. The vote was:

Yeas—44

Askew	de la Parte	Hollahan	Shevin
Bafalis	Edwards	Horne	Slade
Barron	Elrod	Johnson	Spencer
Barrow	Fincher	Knopke	Stockton
Bell	Fisher	McClain	Stolzenburg
Boyd	Friday	Mathews	Stone
Broxson	Gibson	O'Grady	Thomas
Chiles	Gong	Plante	Weber
Clayton	Griffin	Poston	Weissenborn
Cross	Gunter	Reuter	Wilson
Deeb	Henderson	Sayler	Young

Nays—1

Lane
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The bill was ordered engrossed.

SB 103—A bill to be entitled An act regulating the manufacture, dispensing, sale, prescription, administration, possession and use of certain drugs not regulated by the uniform narcotics drug law; amending certain sections of chapter 404, Florida Statutes; creating section 404.001, to change the name of chapter 404 to "Florida drug abuse law"; amending section 404.01, defining certain terms used in this chapter; amending section 404.02(1)-(3), (8), (10), relative to prohibited acts by limiting possession of specified prescribed drugs to those in containers in which delivered by seller or dispenser, by limiting refill authorization, requiring pharmacists to maintain files on prescriptions filled for hallucinogenic drugs, prohibiting certain deceitful and fraudulent acts in obtaining hallucinogenic drugs; repealing section 404.03, exempting certain drugs; amending section 404.04(2)(d), (f), limiting exemptions provided therein; amending section 404.05, relating to records; providing an effective date.

Was taken up. On motions by Senator de la Parte, the rules were waived and SB 103 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—47 Nays—None

Mr. President	de la Parte	Horne	Shevin
Askew	Edwards	Johnson	Slade
Bafalis	Elrod	Knopke	Spencer
Barron	Fincher	Lane	Stockton
Barrow	Fisher	McClain	Stolzenburg
Bell	Friday	Mathews	Stone
Boyd	Gibson	O'Grady	Thomas
Broxson	Gong	Ott	Weber
Chiles	Griffin	Plante	Weissenborn
Clayton	Gunter	Poston	Wilson
Cross	Henderson	Reuter	Young
Deeb	Hollahan	Sayler	

The bill was certified to the House.

CO-INTRODUCERS

By permission, Senators Barrow, Thomas, Weber, Bell, Bafalis, Hollahan, Poston and Gong were recorded as co-introducers of SB 189.

By permission, Senators Broxson, Askew, Barron, Barrow, Young, Wilson, Knopke, Ott, Fincher, Henderson, Hollahan, Weissenborn, Clayton, Pope, Mathews, O'Grady, Gunter and Horne were recorded as co-introducers of SB 103.

By permission, Senator Askew was recorded as a co-introducer of SB 43.

The hour of adjournment having arrived, a point of order was called and the Senate adjourned at 1:01 p.m. to reconvene at 11:00 a.m., April 28, 1967.