

JOURNAL OF THE SENATE

Thursday, May 4, 1967

The Senate was called to order by the President at 10:30 a. m. The following Senators were recorded present:

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

48. A quorum present.

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

O Lord, our God, once more thou hast opened the gateway of another morning. Open thou the secret places of our souls that the sunlight of thy truth shine within and cause us to lift up what is excellent and fine this day. We know that great reservoirs of goodness flow like an artesian well from thee. Help us to look to thee for strength. Then may we say "The Lord is the strength of my life of whom shall I be afraid." Deepen our faith in thee this day. Quicken our hopes this day, that nothing shall discourage us beyond our ability. Expand our love to help us rise above the selfishness of this life. Keep us, we pray, from confusion of mind and dismay of heart amid the turmoil of our present day. In the name of God, we pray. Amen.

The reading of the Journal was dispensed with.

The Journal of May 3 was corrected and approved as follows: Page 236, column 1, line 36, strike "19" and insert 219

Page 239, counting from the bottom of column 1, line 29, strike "HB" and insert SB

The Journal of May 1 was further corrected and approved as follows:

Page 213, counting from the bottom of column 1, line 8, following "54" insert the following: with 2 amendments

REPORTS OF COMMITTEES

The Committee on Governmental Reorganization recommends the following pass:

SB 398 SB 504 with 1 amendment

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

SB 171 with 2 amendments	SB 326
SB 249	SB 395 with 2 amendments
SB 313	SB 452 with 1 amendment
SB 325 with 3 amendments	SB 566

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

SB 598 with 2 amendments	SB 601 with 1 amendment
SB 599 with 1 amendment	SB 612 with 1 amendment

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

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

SB 80

The Committee on Judiciary "B" recommends the following not pass:

SB 454

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

SB 86 SB 450

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

The Committee on Governmental Reorganization recommends the following pass:

SB 487

The Committee on Agriculture and Livestock recommends the following pass:

SB 621 with 1 amendment SB 685 with 1 amendment

The bills contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

The Committee on Transportation and Safety recommends the following pass:

SB 333 with 1 amendment

The Committee on Agriculture and Livestock recommends the following pass:

SB 707 with 1 amendment

The bills contained in the foregoing reports were referred to the Committee on Judiciary "A" under the original reference.

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

SB 571 with 1 amendment

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

The Committee on Governmental Reorganization recommends the following pass:

SB 390

The bill was referred to the Committee on Rules and Calendar under the original reference.

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

SB 631 with 1 amendment

The bill was referred to the Committee on Agriculture and Livestock under the original reference.

The Committee on Urban Affairs and Local Government recommends a Committee Substitute for the following:

SB 190

The bill with Committee Substitute attached was referred to Committee on Governmental Reorganization under the original reference.

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

SB 250

The bill was referred to the Committee on Finance and Taxation under the original reference.

The Committee on Judiciary "B" recommends a Committee Substitute for the following:

SB 496

The bill with Committee Substitute attached was referred to the Committee on Finance and Taxation under the original reference.

By direction of the President, the Secretary read the following reports:

Honorable Verle A. Pope
President
Florida Senate
Tallahassee, Florida

May 2, 1967

Sir:

Your committee of Senators T. Truett Ott, Chairman, John J. Fisher, W. D. Gunter, Jr., and Tom Slade, appointed to

inquire into the recommendation of Honorable Claude R. Kirk, Jr., Governor of Florida, for the removal from office of James L. Greco and Mrs. Anna M. Denham Snider, members of the Hillsborough County Civil Service Board, reports that, pursuant to this directive, the committee has:

1. received from the office of the Governor a copy of the Order of Suspension along with copies of attendance records, and
2. sent letters to each of the persons removed by the Governor's Order as per attached copy.
3. received responses from the two individuals involved, originals attached, but they did not appear in person or by counsel before the committee on the given day.
4. notified the Hillsborough County Civil Service Board of the meeting also and invited them to send representatives or evidence that they desired to be considered by the committee. None was sent by mail nor did any representative appear before the committee with the exception of numerous newspaper clippings from newspapers within the County as to news reports or editorials on the subject of the members and functions of the Hillsborough County Civil Service Board. The committee felt that these were informative but did not constitute evidence bearing upon the grounds of the Removal specified in the Governor's Removal Order.
5. met at 9:00 A. M., May 1, 1967 in Room 16, left, New Senate Wing, to consider the Governor's Removal Orders and all of the foregoing matters were brought to the attention of the committee.

Findings and recommendations:

A. The Committee finds that Anna M. Denham Snider appears to have been guilty of neglect of duty in office by missing twenty-six (26) consecutive meetings of the Hillsborough County Civil Service Board covering the period of September 30, 1965 to October 20, 1966 and therefore recommends to the Senate that the Removal Order of the Governor be sustained.

B. The Committee finds that James L. Greco appears to have been guilty of neglect of duty in office by missing ten (10) out of nineteen (19) meetings and therefore recommends to the Senate that the Removal Order of the Governor be sustained.

Respectfully submitted,
T. TRUETT OTT,
Chairman

April 24, 1967

Mr. T. Truett Ott
Senator 25th District
The Florida Senate
Tallahassee, Florida

Dear Mr. Ott:

This will acknowledge your letter of April 21st, advising me of the meeting of your Committee on May 1st to consider my removal by executive order of the Governor, as a member of the Hillsborough County Civil Service Board.

It is not my intention to attend this meeting. I can only state to you that I performed the duties of this office gratuitously to the best of my ability within the time permitted by my personal business affairs, and leave the matter in the hands of your committee for such action as they may be advised.

With kind personal regards, I am

Sincerely yours,
JAMES L. GRECO

Honorable Senator T. Truett Ott
District 25
101 E. Kennedy Blvd.
Tampa, Florida 33602

Dear Senator Ott:

With reference to your letter of April 21, 1967 in which you extend an invitation for me to attend a meeting called for May 1, 1967 at 9:00 A.M. in the left wing of the Senate Building to discuss my suspension as a member of the Hillsborough County Civil Service Board.

I thank you sincerely for the invitation, but regret that I, as much as I would like to be at this meeting, cannot due to the fact that several weeks ago, I accidentally broke my right foot and must keep off my foot, doctor's orders.

With reference to my suspension, because of absenteeism—this was unavoidable. During 1966 I was in the hospital several times with heart attacks and virus infections and every each attack, my recuperation took much longer than I could possibly anticipate. Because of my health, I missed many meetings of the Civil Service Board. When I was able to get around, my first obligation was to my organization which paid my wages as an Officer to perform the duties for which I was elected. I would also like to say that when I was not able to attend, the Board was notified and asked to be excused, giving the reason for my absence.

Because of the constant pressure in the Office for twenty four years, my doctor recommended that I retire. I have been regularly checked and my doctor advises me that my health has improved considerably. I am sure that I could now be of service to the good and welfare of my Community.

Should the Committee, after considering my case decided to reinstate me as a member of the Civil Service Board, it will be greatly appreciated not only by me, but also the Labor movement. Regardless of which way the decision goes, I appreciate most heartily for your interest in me.

With kind personal regards, I am

Sincerely,
ANNA M. SNIDER (DENHAM)

Senator Ott moved the adoption of the foregoing report and that pursuant thereto the recommendation of the Governor as to Anna M. Denham Snider be adopted and that she be removed from office as a member of the Hillsborough County Civil Service Board. The motion was adopted. The vote was: Yeas—48 Nays—None

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

Senator Ott moved that also pursuant to the above report the recommendation of the Governor as to James L. Greco be adopted and that he be removed from office as a member of the Hillsborough County Civil Service Board. The motion was adopted. The vote was: Yeas—48 Nays—None

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

Senator Verle Pope
President, The Florida Senate
The Capitol

Dear Mr. President:

Your Select Committee appointed on May 2, 1967, pursuant to Senate Rule 15.2, to make inquiry in regard to the following appointment which was on May 1, 1967, submitted by the Governor for confirmation by the Senate:

James Marius Newton, St. Petersburg, member, Florida State Turnpike Authority, First Congressional District, for a term ending January 10, 1971.

having met, and after full inquiry, hereby tender as the recommendation of this Select Committee that the Senate advise and consent to the aforesaid appointment made by the Governor.

Respectfully submitted,
C. W. BILL YOUNG, Senator, 19th District
HAROLD S. WILSON, Senator, 20th District
HENRY B. SAYLER, Senator, 21st District
RICHARD J. DEEB, Senator, 22nd District

On motions by Senator Young, the Report of the Select Committee was adopted and the Senate advised and consented to the appointment by the Governor of James Marius Newton. The vote was: Yeas—48 Nays—None

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

ENROLLING REPORT

Your Enrolling Clerk to whom was referred—

SB 141 SB 165

—reports same have been enrolled, signed by the required Constitutional officers and presented to the Governor on May 4, 1967.

EDWIN G. FRASER
Secretary of the Senate

INTRODUCTION

By Senator Clayton—

SB 752—A bill to be entitled An act relating to clinical laboratories; requiring the registration with certain exceptions of such laboratories and their operation and regulation for public health and welfare purposes; requiring the licensing with certain exceptions of clinical laboratory owners, directors, supervisors, technologists, technicians, and trainees; requiring the state board of health to administer and enforce the act and requiring it to prescribe qualifications for clinical laboratory personnel, standards for clinical laboratory operation, and fees for annual registrations and licensing of such laboratories and their personnel; providing for an advisory committee; prescribing provisions for revocation and suspension of registrations and licenses, for criminal penalties, and for injunctive relief; and repealing chapter 483 of the Florida Statutes relating to medical technology; 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 Clayton and Wilson—

SB 753—A bill to be entitled An act relating to taxation; providing for the taxation of exempt or immune real and personal property which is used, occupied or possessed for profit; providing for the repeal of special and local acts; providing for an effective date.

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

By Senators Clayton and O'Grady—

SB 754—A bill to be entitled An act relating to arcade amusement centers; amending section 849.16, Florida Statutes, exempting arcade amusements centers; defining arcade amusement centers; providing constitutional saving clauses; repealing laws in conflict with this act; providing an effective date.

Was read the first time by title and referred to the Committee on Ethics and Privileged Businesses.

By Senator Deeb—

SB 755—A bill to be entitled An act relating to the assessment of real property for taxation; amending subsection 1 of chapter 193.11, Florida Statutes, to provide that the tax assessor shall notify property owners by certified mail of any increase in assessed valuation of the lands being assessed; providing an execution date.

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

By Senator Deeb—

SB 756—A bill to be entitled An act relating to the assessment of real property for taxation in all counties of the state having

a population of not less than three hundred and fifty thousand (350,000) and not more than three hundred and eighty-five thousand (385,000), according to the latest official decennial census; to provide that the tax assessor shall notify property owners by certified mail of any increase in assessed valuation of the lands being assessed; providing an effective date.

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

By Senator Poston—

SCR 757—A concurrent resolution directing the legislative council to make a comprehensive study of the highway, road and street systems of the state, counties and municipalities, of the distribution of responsibilities to the several levels of government in the state, and the effectiveness of each level, of the organization of the state road department and of the various county and municipal road departments, of the coordination between the state, county and municipal levels, of the diversion of highway user taxes and of possible additional sources of income; requiring a report with findings to the 1969 legislature; providing for the payment of expenses of committee members.

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

By Senator Barron—

SB 758—A bill to be entitled An act amending paragraph (b) of subsection (1) section 626.0513, Florida Statutes, deleting references to rate filings in part VI of chapter 626, Florida Statutes, (unauthorized insurers); providing an effective date.

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

By Senator Ott—

SB 759—A bill to be entitled An act relating to salt water fisheries, oyster season; amending section 370.16(14), Florida Statutes, by changing the closed season for oysters; providing an effective date.

Was read the first time by title and referred to the Committee on Water Conservation, Salt Water and Natural Resources.

By Senator Friday—

SB 760—A bill to be entitled An act amending subsection (1) of section 49, chapter 47, Florida Statutes, relating to commencement of suits at law and process, by providing for the effect of the filing of lis pendens; and providing an effective date.

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

By Senator Edwards—

SB 761—A bill to be entitled An act for the relief and protection of the ad valorem taxpayers of the State of Florida by repealing Section 193.032, Florida statutes, 1965.

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

By Senator Hollahan—

SB 762—A bill to be entitled An act relating to elections; amending section 99.092(1), Florida Statutes, providing minimums for candidate's filing fees and committee assessments; providing an effective date.

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

By Senator Hollahan—

SB 763—A bill to be entitled An act relating to larceny of tropical and semitropical fruit; amending chapter 811, Florida Statutes, by adding section 811.271, requiring sales certificates and work orders; providing a penalty; providing an effective date.

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

By Senator Hollahan—

SB 764—A bill to be entitled An act relating to larceny of fruit, vegetables and agricultural products, amending section 811.27 (1) to include the term "nursery" in the definition.

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

By Senators Hollahan, Poston, Haverfield, Shevin, Weissenborn, Stone, Spencer, Fincher and Gong—

SB 765—A bill to be entitled An act authorizing assistance to the Organization of American States in establishing and maintaining a regional headquarters in the state of Florida; providing an effective date.

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

By Senator Gibson—

SB 766—A bill to be entitled An act relating to "high hazard" retirement, state and county officers and employees; amending section 122.34 (1), Florida Statutes to include in addition to sheriffs and full-time deputy sheriffs, all full-time criminal law enforcement officers and employees as certified by the employing authority and approved by the comptroller; amending section 122.34, Florida Statutes, by adding subsections (6), (7), (8), (9), (10), and (11); providing pension benefits for the widow or minor children of a member killed in the line of duty; providing disability pensions for members totally or partially disabled while in the performance of duty; providing an effective date.

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

By Senator Gibson—

SB 767—A bill to be entitled An act relating to the city of Madison, Madison county; amending chapter 23390, Laws of Florida, 1945, providing run-off elections for city commissioners; providing an effective date.

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

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

By Senator Thomas—

SB 768—A bill to be entitled An act for the relief of A. W. French for the cost of repairing damage done to his automobile by a heifer calf belonging to the Glades correctional institution at Belle Glade; providing an appropriation; providing an effective date.

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

By Senator Thomas—

SB 769—A bill to be entitled An act relating to public utilities, regulations; amending section 366.11, Florida Statutes; providing for the exemption of utilities owned and operated by municipalities and by cooperatives from the provisions of chapter 366, Florida Statutes; providing an effective date.

Was read the first time by title and referred to the Committees on Ethics and Privileged Businesses; and Judiciary "A".

By Senator Gunter—

SB 770—A bill to be entitled An act relating to the proration of taxes; establishing section 193.411, Florida Statutes; providing for a proration of property taxes where property is either sold, condemned, or purchased by state, county, municipalities, or political subdivision thereof, or purchased from the state, county, municipality or any political subdivision thereof; providing for interim assessment; providing interim tax bill; providing for payment of tax bill at sale closing; providing tax determination date where property is condemned; providing for addition or deletion on tax roll; providing severability clause; providing effective date.

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

By Senators Stone, Gong, Haverfield, Weissenborn, Hollahan, Poston, Spencer, Shevin and Fincher—

SCR 771—A concurrent resolution authorizing the state road department to study the feasibility of utilizing the right of way of the Florida east coast railroad in Dade county, Florida, for the construction of an expressway.

Was read the first time in full and referred to the Committees on Apportionment, Resolutions and Memorials; and Public Roads and Highways.

By Senator Stone—

SB 772—A bill to be entitled An act relating to wrecked and

derelict property in all counties of the state having a population of more than four hundred thousand (400,000), according to the latest official decennial census; defining abandoned property; establishing procedures cumulative to the provisions of chapter 705, Florida Statutes, whereby counties may remove abandoned property from public and private property and destroy such abandoned property; providing penalty for obstructing enforcement of the act; granting immunity from prosecution to officers enforcing the act; authorizing incorporated municipalities in the counties to adopt the act by reference; providing an effective date.

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

By Senators Wilson, Clayton and Saylor—

SB 773—A bill to be entitled An act relating to taxation; repealing subsection (12) of section 192.06, Florida Statutes, which exempts certain property held by testamentary trusts; renumbering subsections (13) and (14) as subsections (12) and (13) respectively.

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

By Senators Friday, Chiles, Hollahan, Stone, Poston, Reuter, Clayton, Knopke, Henderson, Gunter, Plante, Lane, Haverfield and Weissenborn—

SB 774—A bill to be entitled An act relating to use of ad valorem taxes in central and southern Florida flood control district; amending section 3 of chapter 25270, Laws of Florida, 1949, by adding authority to expend district tax moneys for provision of recreational facilities; providing an effective date.

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

By Senator Gunter—

SB 775—A bill to be entitled An act relating to private employment agencies, agents, and agency employees; amending sections 449.02(1)(a), 449.024 and 449.05(5), Florida Statutes; prohibiting attempts to obtain licenses by fraud, misrepresentation, or concealment; providing additional license requirements for employees financially interested in an agency; providing for exclusions; prohibiting purchase of resume services as prerequisite to obtaining agency services; providing for an effective date.

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

By Senator Stolzenburg—

SB 776—A bill to be entitled An act relating to driver's licenses; amending section 322.12, Florida Statutes, by increasing fees for examinations in connection with the issuance of such licenses; providing an effective date.

Was read the first time by title and referred to the Committees on Transportation and Safety; and Finance and Taxation.

By Senators Shevin, Gunter, Saylor, Slade, Wilson, Plante, Weber, Johnson, Lane, Henderson, Bafalis, Reuter, Deeb, Fisher, McClain, Elrod, Stolzenburg and Clayton—

SB 777—A bill to be entitled An act relating to administration of criminal justice; creating a Florida department of criminal justice with divisions thereunder; providing for the powers, duties and functions of the department and division; providing for the appointment, term of office, powers and duties of the commissioner, assistant commissioners, directors and other personnel; providing for the transfer of powers, duties and functions of other state agencies and officials to the department of criminal justice; providing a penalty; providing for an appropriation; providing an effective date.

Was read the first time by title and referred to the Committees on Anti-Crime; Governmental Reorganization; and Appropriations.

By Senator Chiles—

SB 778—A bill to be entitled An act revising and amending sections 471.03, 471.05, 471.26, 471.30 and 471.41, of Chapter 471, Florida Statutes, relating to the Florida board of engineer examiners; providing effective date.

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

By Senator Horne—

SB 779—A bill to be entitled An act relating to John P. Mack of Leon county; authorizing an increase in retirement benefits as partial restitution for an irreparable wrong; providing an effective date.

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

By Senators Horne and Gibson—

SB 780—A bill to be entitled An act relating to schools of law of Florida public universities; amending subsections (3) and (4) of section 16.501 and section 241.10, Florida Statutes, to authorize the free distribution of the Florida supreme court reports and the Florida Statutes to the Florida state university college of law; amending subsection (1) of section 283.23, Florida Statutes, to designate the Florida state university college of law as a state depository for all public documents published by or under the authority of the state; providing an effective date.

Was read the first time by title and referred to the Committee on Education—Higher Learning.

By Senator Horne—

SB 781—A bill to be entitled An act for the relief of George W. Brown for damages sustained as the result of being cut and injured as the result of the collision with an unmarked floor to ceiling type non-safety glass window on the campus of Florida State University resulting in severe and painful cuts about his leg and hand; providing for an appropriation; providing for an effective date.

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

By Senator Horne—

SB 782—A bill to be entitled An act relating to probate law, limitation of actions on claims; repealing section 733.211, Florida Statutes, relating to claims barred because undisposed of after three (3) years.

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

By Senator Horne—

SB 783—A bill to be entitled An act designating and naming an interstate rest facility on interstate 10 in Baker county as the Frank Giles interstate rest facility; providing for suitable plaques to be erected thereon by the state road department; providing an effective date.

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

By Senator Horne—

SB 784—A bill to be entitled An act relating to conservation; amending section 378.04, Florida Statutes, providing for disbursement to navigation districts for works; providing an effective date.

Was read the first time by title and referred to the Committee on Water Conservation, Salt Water and Natural Resources.

By Senator Fincher—

SB 785—A bill to be entitled An act relating to the insurance code; amending subsections (1) and (3) of section 624.0206, Florida Statutes, subsections (1) and (3) of section 624.0207, Florida Statutes, section 624.0208, Florida Statutes, requiring capital and surplus funds of increased amount for certain insurers; and providing an effective date.

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

By Senators Knopke, Saylor, McClain, Ott, de la Parte, Barrow, Hollahan, Thomas, Spencer, Fincher, Fisher, Chiles, Friday, Stockton, Gong, Poston, Bafalis, Stone, Weber, Pope, Elrod, Horne, Deeb, Wilson, Clayton, Griffin, Stolzenburg, Edwards, Gibson, Gunter, Reuter, Lane, Plante, Johnson, Slade, Henderson, Bell, Mathews and Broxson—

SB 786—A bill to be entitled An act to specifically appropriate moneys for construction, equipping and furnishing of a medical and nursing school as provided by section 241.476, Florida Statutes, and providing for a policy as to the payment of certain part-pay and non-pay patients; providing an effective date.

Was read the first time by title and referred to the Committees on Education—Higher Learning; and Appropriations.

By Senators Wilson, Clayton and Saylor—

SB 787—A bill to be entitled An act abolishing common law marriages; amending chapter 749, Florida Statutes; providing for registration of existing common law marriages; providing an effective date.

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

By Senators Saylor, Deeb, Fisher, Wilson and Young—

SB 788—A bill to be entitled An act relating to department of aviation; creating department of aviation; transferring powers and duties to department; providing powers and duties for department; providing for appointment of director; providing governor to promulgate rules and regulation for department; providing transfer of ownership or interest in any aircraft to department; authorizing department to enter into contracts or leases; providing department subject to administrative procedure act; providing for transfer of assets to department and assumption of liabilities by department; providing an effective date.

Was read the first time by title and referred to the Committees on Governmental Reorganization; Transportation and Safety; and Judiciary "A".

By Senator Boyd—

SB 789—A bill to be entitled An act relating to qualification and registration of electors; amending section 97.041(1), Florida Statutes, to provide that registered electors who move their residence to another county shall immediately be eligible to register in the new county for certain elections; providing an effective date.

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

By Senator Boyd—

SB 790—A bill to be entitled An act relating to west coast inland navigation district; amending chapter 61-1590, Laws of Florida, defining certain terms; providing administration and government of the district; granting authority to develop recreation areas and improve waterways in certain instances; providing for sponsorship of projects with local agencies; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 790.

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

By Senator Boyd—

SB 791—A bill to be entitled An act relating to educational television; providing for continued educational television services; repealing chapter 246, Florida Statutes; amending sections 229.521 and 240.042, Florida Statutes; providing an appropriation; providing an effective date.

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

By Senators Boyd and Chiles—

SB 792—A bill to be entitled An act relating to game and fresh water fish commission; amending chapter 372, Florida Statutes, by adding section 372.576; providing archery permit for hunting; providing a fee for such permit.

Was read the first time by title and referred to the Committee on Water Conservation, Salt Water and Natural Resources.

By Senator Haverfield—

SB 793—A bill to be entitled An act relating to the department of public safety; providing for a highway patrol examining station to be located in Dade county; providing for acquisition of property for said station; providing an appropriation therefor; providing an effective date.

Was read the first time by title and referred to the Committees on Transportation and Safety; and Appropriations.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Weber, by two-thirds vote, SB 503

was withdrawn from the Committee on Water Conservation, Salt Water and Natural Resources and re-referred to the Committee on Game and Fish.

On motion by Senator Mathews, by two-thirds vote, SB 369 was also referred to the Committee on Rules and Calendar.

On motion by Senator Barrow, by two-thirds vote, SB 517 was withdrawn from the Committee on Judiciary "A" and re-referred to the Committee on Urban Affairs and Local Government.

The motion by Senator Horne that SB 432 be removed from the Calendar and recommitted to the Committee on Judiciary "B" failed.

On motions by Senator Thomas, by two-thirds vote, Senate Bills 381 and 377 were withdrawn from the Committee on Judiciary "A" and from the Senate.

On motion by Senator Hollahan, the Committee on Governmental Reorganization was granted an additional 7 days for the consideration of Senate Bills 488 and 531.

On motion by Senator Barrow, the Committee on Judiciary "A" was granted an additional 5 days for the consideration of Senate Bills 433, 38, 74, 431 and 206.

MESSAGE FROM THE GOVERNOR

The following communication was read:

Honorable Verle Pope May 3, 1967
President, The Florida Senate

Honorable Ralph Turlington
Speaker, The Florida House of Representatives

Distinguished Members of the Florida Legislature:

I transmit to you herewith my Message on Crime together with proposed legislation to create a Department of Criminal Justice under the Governor's Office. This bill is the major element in equipping Florida to win our War on Crime. I shall shortly submit to the Legislature the additional legislation outlined in my Message to supplement this bill and complete our crime-fighting program.

This proposed bill has been carefully drawn to provide our state government—for the first time in Florida's history—with the state wide crime-fighting tools we have never had, but so urgently need to halt the growing menace of crime that threatens the safety of our citizens on the streets and in their homes. It was written only after lengthy consultation with highly qualified individuals and extensive research of authoritative information bearing upon the entire area of the administration of criminal justice.

The Department of Criminal Justice will equip our state government with the leadership capacity and coordinated capability required for a truly effective fight on crime. It is of special significance, however, that the Department will devote equal consideration to protecting the total rights of all citizens; they must never be placed in any degree of jeopardy whatsoever.

But the eradication of crime as a menace involves more than merely apprehending offenders after the fact. It calls for major efforts in the areas of crime prevention and effective rehabilitation of those who have broken the laws of our society. You will find the bill devotes significant attention to these important fields of action.

Senator Shevin has introduced a separate bill calling for the creation of a Florida Commission of Inquiry. This is a different and laudable concept which I strongly commend to your favorable attention. Based on nine years of experience by the similar New York State Commission of Investigation, that bill would establish a high level, small investigative body of great competence. It should be above reproach—and both bi-partisan and non-partisan—in appointment, concern and action.

That Commission would have state wide jurisdiction with powers of subpoena and to hold public and private hearings. It would address itself to many crime problems now unexplored, such as organized crime, public corruption, needed reforms where hard-hitting, factual investigation is a preliminary step to action, and multi-jurisdictional crime problems. Even more important, it would provide a means and forum for informing the public of criminal justice administration throughout Florida. As such, it would provide an important check and balance against excesses of power or action by any official. In law enforcement, this is a significant achievement.

I know that this message and these proposed bills will re-

ceive your full attention. Enactment of these bills will mark a significant step forward in Florida's internal health and in our national stature as we continue to demonstrate national leadership—and they will serve as a landmark of effective cooperation between the executive and legislative branches of our state government.

Sincerely,
CLAUDE KIRK
Governor

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages were read:

The Honorable Verle A. Pope May 3, 1967
President of the Senate

Sir:

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

By Senators Mathews and Friday—

SB 200—A bill to be entitled An act providing for limitation of causes of action for libel, slander, invasion of privacy, or other tort founded upon any single publication or exhibition or utterance; providing that recovery in any such action shall include all damages for any such tort; providing for the time of accrual of such causes of action; and providing that under certain circumstances a judgment in any jurisdiction shall bar any other such action; providing for severability of its provisions; providing for an effective date.

Amendment 1—

In Section 1, on page 1, line 1, strike: "cause of action" and insert the following: "choice of venue"

Amendment 2—

Following Section 3, on page 2, Add: New Section: "Section 4. No person shall have more than one choice of venue for damages for libel founded upon a single publication or exhibition or utterance, as described in Section 1, and upon his election in any one of his choices of venue, then he shall be bound to recover there all damages allowed him." and renumber old section 4 as Section 5, and Section 5 as Section 6.

Amendment 3—

In Title, on page 1, line 1, strike: "causes of action" following the words "limitation of" and insert the following: "choice of venue"

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Mathews, the Senate concurred in House amendments 1, 2 and 3 to SB 200.

The action of the Senate was certified to the House and SB 200 was ordered engrossed.

The Honorable Verle A. Pope May 3, 1967
President of the Senate

Sir:

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

By Representative Mattox and others—

HB 227—A bill to be entitled An act relating to chemical tests as to intoxication of persons operating a motor vehicle within this state; providing for implied consent; adding new sections 322.261 and 322.262, Florida Statutes; providing for suspension of drivers' licenses of persons refusing to submit to such tests; providing for presumptions of intoxication based upon the results of such tests; providing for making of rules and regulations; and providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 227, contained in the above message, was read the first time by title and referred to the Committee on Judiciary "B".

The Honorable Verle A. Pope
President of the Senate

May 3, 1967

Sir:

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

By Representative Sweeny and others—

HB 1047—A bill to be entitled An act relating to the city of South Daytona amending section 149A of chapter 27898, special acts of 1951, being the charter of said city; providing for the election of candidates for councilman in each ward to be a city-wide election; repealing all laws in conflict herewith and setting an effective date.

Proof of Publication attached.

By Representative J. Fortune and others—

HB 1079—A bill to be entitled An act relating to the county superintendent of public instruction of each county within the state of Florida having a population of not less than 230,000 or more than 300,000 according to the latest decennial census; repealing chapter 61-1397, Laws of Florida, providing for compensation of the county superintendent of public instruction of each county within the state of Florida of not less than 230,000 nor more than 300,000, according to the latest decennial census; providing for an effective date thereof.

—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 1047.

HB 1047, contained in the above message, was read the first time by title and referred to the Committee on Rules and Calendar.

HB 1079, 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

May 3, 1967

Sir:

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

By Representative Stafford and others—

HB 1033—A bill to be entitled An act to amend Section 145 of the Municipal Charter of the City of Clearwater, Pinellas County, Florida, being Chapter 9710, Special Acts of Florida, 1923, by providing that the City of Clearwater shall have the power to supply sanitary sewer service to users outside of said City and may extend, improve and maintain its utility facilities outside of the corporate limits of the City; 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.

Proof of Publication attached.

By Representative Crider and others—

HB 1046—A bill to be entitled An act affecting the government of the city of Jacksonville; authorizing the city of Jacksonville to contract with any individual, firm or corporation for disposal of garbage, waste and other refuse of the city in modern facilities which dispose of garbage, waste and other refuse by the process of composting or other processes that do not pollute the air; providing for the term of such contracts and method of making payments thereunder; prescribing procedures and conditions for entering into such contracts; 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 1033.

Evidence of notice and publication was established by the Senate as to HB 1046.

House Bills 1033 and 1046, 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

May 3, 1967

Sir:

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

By Representative Conway and others—

HB 981—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 sections 103, 104 and 104-A pertaining to the issuance and sale of bonds and by adding a new section 103-A providing for bond anticipation notes.

Proof of Publication attached.

By Representatives Pratt and Gallen—

HB 998—A bill to be entitled An act relating to Manatee County; amending Chapter 24676, Laws of Florida, Special Acts of 1947, by adding thereto a new section, to be known as Section 7; authorizing the Board of County Commissioners of Manatee County to enter into contracts and agreements with any municipality in Manatee County for the joint acquisition or construction of recreational facilities; declaring the same to be a lawful county purpose, for which taxes may be levied and for which provision may be made in the annual county budget; 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 981.

Evidence of notice and publication was established by the Senate as to HB 998.

House Bills 981 and 998, 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

May 3, 1967

Sir:

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

By Representative Sweeny and others—

HB 1049—A bill to be entitled An act relating to the city of South Daytona amending chapter 27898, special acts of 1951, being the charter of said city; by providing that the city council of the city of South Daytona, Florida, may at its discretion, at any time, by ordinance, establish a zoning board of appeals which ordinance shall provide for the number of members of said board of appeals and tenure of office, authorize said board of appeals to adopt rules and regulations for proceedings before said board, provide for appeals to the said board of appeals, provide for the powers of the board of appeals and provide for appeals from the decisions of the zoning board of appeals; repealing all laws in conflict herewith and providing for an effective date.

Proof of Publication attached.

By Representative Sweeny and others—

HB 1048—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.

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 1049.

Evidence of notice and publication was established by the Senate as to HB 1048.

House Bills 1049 and 1048, 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

May 3, 1967

Sir:

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

By Representative Rainey and others—

HB 1001—A bill to be entitled An Act to amend Section 4 of Chapter 23214, Special Acts of Florida, 1945, as amended by Section 2, Chapter 28973, Special Acts of Florida, 1953, relating to pensions for employees of the City of Clearwater, Pinellas County, Florida, by setting forth in detail the powers of the board of trustees as to the administration of and the investment and reinvestment of the assets of said employees pension fund; 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.

Proof of Publication attached.

By Representative Rust and others—

HB 1027—A bill to be entitled An act amending section 9.10 of the charter of the City of West Palm Beach, being chapter 65-2381, Special Laws of Florida, Acts of 1965, relating to alternate members of the zoning board of appeals; providing a severability clause; repealing all laws in conflict; 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 1001.

Evidence of notice and publication was established by the Senate as to HB 1027.

House Bills 1001 and 1027, 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

May 3, 1967

Sir:

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

By Representative Robinson and others—

HB 1032—A bill to be entitled An act to amend chapter 18947, Special Acts 1937, being the charter of the city of Oldsmar, Pinellas county, Florida, by amendment of section 8, to make ineligible for the office of mayor or the office of city councilman of Oldsmar, Pinellas county, Florida, any persons who have served in the respective office two consecutive terms, including the term in which the election is to be held, and by providing an effective date.

Proof of Publication attached.

By Representative Rust and others—

HB 1036—A bill to be entitled An act amending sections 8.02, 8.05 and 8.06 of the charter of the City of West Palm Beach, being chapter 65-2381, Special Laws of Florida, Acts of 1965, relating to the issuance and sale of bonds; providing a severability clause; repealing all laws in conflict; 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 1032.

Evidence of notice and publication was established by the Senate as to HB 1036.

House Bills 1032 and 1036, 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

May 3, 1967

Sir:

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

By Representative Sweeny and others—

HB 1050—A bill to be entitled An act relating to the city of South Daytona amending chapter 27898, special acts of 1951, being the charter of said city; providing that the city council may, at its discretion, at any time, by ordinance, establish for the city a system of personnel administration based on merit principles and scientific methods, governing the appointment, promotion, transfer, lay-off, dismissal, suspension, removal and discipline of certain of its officers and employees and other incidents of city employment, said system to be known as a civil service system; and providing that the system of personnel administration for civil service of all departments of the city not otherwise provided for may be extended from time to time by ordinance; repealing all laws in conflict herewith and setting an effective date.

Proof of Publication attached.

By Representative Scarborough and others—

HB 1045—A bill to be entitled An act affecting the government of the city of Jacksonville; prohibiting elective officers of the city from holding other elective offices at the same time; 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 1050.

Evidence of notice and publication was established by the Senate as to HB 1045.

House Bills 1050 and 1045, 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

May 3, 1967

Sir:

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

By Representatives Pratt and Gallen—

HB 933—A bill to be entitled An act relating to Manatee county, motor-driven vehicles; requiring all persons operating

or riding upon two wheel motor-driven vehicles in the unincorporated areas of Manatee county to wear crash helmets; specifying the construction of said crash helmets; making violations a misdemeanor; providing an effective date.

Proof of Publication attached.

By Representative Conway and others—

HB 978—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 repealing sections 131, 132, 133, 134, 135 and 136 pertaining to the registration of voters and the payment of poll taxes.

Proof of Publication attached.

By Representative Conway and others—

HB 979—A bill to be entitled An act relating to the city of Ormond Beach amending the charter of said city by amending section 105 of chapter 15401, Laws of Florida, special acts of 1931, as amended, relating to expenditures in excess of one thousand dollars.

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 933.

Evidence of notice and publication was established by the Senate as to HB 978.

Evidence of notice and publication was established by the Senate as to HB 979.

House Bills 933, 978 and 979, 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 May 3, 1967
President of the Senate

Sir:

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

By Representative Gibson and others—

HB 1065—A bill to be entitled An act relating to all counties in the state of Florida having a population of not less than two hundred thirty thousand (230,000) nor more than three hundred thousand (300,000) according to the last decennial census; providing for the salary of the county solicitor of the criminal court of record in such counties; providing for appointment by such counties of class A and class B assistant county solicitors and providing for their compensation; authorizing appointment of administrative assistant and providing for compensation thereof; authorizing appointment of a special investigator and providing for compensation and duties thereof; providing for reimbursement for transportation expense of above personnel; providing for appropriation of county funds; providing severability clause; providing for repeal of chapter 65-774, Laws of Florida, 1965, and all other laws in conflict herewith; providing for an effective date.

By Representative Land and others—

HB 1077—A bill to be entitled An act regulating the government of the City of Orlando by establishing the corporate limits of the City of Orlando, validating and confirming prior annexations by said city to its corporate limits and having the effect of annexing to said city certain properties and providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 1065, 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 1077.

HB 1077, 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 May 3, 1967
President of the Senate

Sir:

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

By Representative Reed and others—

HB 1035—A bill to be entitled An act amending Chapter 65-1264, Laws of Florida, Special Acts of 1965, the same being the Charter of the City of Boca Raton, Florida, by adding Section 6.09 providing for the Municipal Court to have jurisdiction to try juveniles violating city ordinances relating to operation or use of motor vehicles or bicycles; and providing for an effective date.

Proof of Publication attached.

By Representative J. Fortune and others—

HB 1072—A bill to be entitled An act regulating the government of the City of Orlando amending Chapter 57-1658, Special Laws of Florida 1957, as amended, being the "Greater Orlando Port Authority Act", by providing for the creation and membership of such authority and budgetary procedures of such authority 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 1035.

Evidence of notice and publication was established by the Senate as to HB 1072.

House Bills 1035 and 1072, 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 May 3, 1967
President of the Senate

Sir:

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

By Representative Elmore—

HB 327—A bill to be entitled An act relating to Okaloosa county, transportation of students; empowering the county board of public instruction to use school buses which are the property of said county for the purpose of transporting students residing in Okaloosa county to the university of west Florida in Escambia county and to establish rates to be charged for each such passenger; providing an effective date.

Proof of Publication attached.

By Representative Sweeny and others—

HB 1051—A bill to be entitled An act relating to the city of South Daytona amending section 146 of chapter 27898, special acts of 1951, being the charter of said city; providing for the method of nomination of candidates; repealing all laws in conflict herewith 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 327.

Evidence of notice and publication was established by the Senate as to HB 1051.

House Bills 327 and 1051, 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

May 3, 1967

Sir:

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

By Representatives Pratt and Gallen—

HB 997—A bill to be entitled An act amending Section 6 of Chapter 57-1552, an act authorizing and empowering the Board of County Commissioners of Manatee County, Florida, to provide for garbage collection and disposal and to grant franchises therefore and unincorporated communities; to prescribe and collect fees therefore; to adopt rules and regulations and create districts for such purposes and providing for forfeitures and penalties for violation and requiring persons, firms or corporations to whom franchises are granted to give performance bonds and providing the manner and consideration for granting franchises; such amendment relates to the definition of the business of collection, removal and disposal of garbage; providing for an effective date.

Proof of Publication attached.

By Representative Rust and others—

HB 1030—A bill to be entitled An act amending section 9.04 (9) of the charter of the City of West Palm Beach, being chapter 65-2381, Special Laws of Florida, Acts of 1965, relating to date list of capital improvements for construction to be prepared; providing a severability clause; repealing all laws in conflict; 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 997.

Evidence of notice and publication was established by the Senate as to HB 1030.

House Bills 997 and 1030, 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

May 3, 1967

Sir:

I am directed to inform the Senate that the House of Representatives has recalled from the Senate, reconsidered the vote by which the bill passed on April 26, 1967, amended and passed as amended—

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 five hundred 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

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.

RESOLUTION ON SECOND READING

SCR 501—A concurrent resolution providing for a commission to study possible avenues of co-ordination between public and private institutions of higher learning.

WHEREAS, the people of Florida have a vital and continuing interest in the development and strengthening of privately financed institutions of higher learning in this state, and

WHEREAS, the goal of providing quality higher educational opportunities for the growing numbers of high school graduates can be attained only through the efforts of both public and private colleges and universities acting in concert, and

WHEREAS, the strength and vitality of private institutions of higher learning can best be preserved and extended through the prompt and dedicated co-ordination of their activities with those of the state system of publicly supported institutions of higher learning, which co-ordination should redound to the mutual benefit of both groups of institutions and also to the increased ability of the State of Florida to offer the best in higher education, NOW, THEREFORE,

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

That a commission is hereby created for the purpose of studying the various avenues for co-ordinating the activities of private and public universities and colleges in Florida and making recommendations thereon to the legislature and other public agencies and also to the various institutions of higher learning in the state, both public and private.

BE IT FURTHER RESOLVED that the commission shall consist of fourteen members, two of whom shall be members of the state senate, to be appointed by the president of the senate and three of whom shall be members of the house of representatives, to be appointed by the speaker of the house. Of the remaining members, who shall be appointed by the president of the senate and the speaker of the house, acting jointly, three shall represent private institutions of higher learning, two shall represent public institutions of higher learning, and four shall be laymen having no direct connection with any educational institution.

BE IT FURTHER RESOLVED that this commission shall organize and select its own chairman and secretary and report its findings and recommendations to the legislature which will meet in regular session in 1969 and at each regular session thereafter.

BE IT FURTHER RESOLVED that the legislature hereby appropriates sufficient funds to pay the reasonable travel and expense of this commission from legislative expense.

Was taken up and read the second time in full. On motion by Senator Mathews, SCR 501 was unanimously adopted and certified to the House.

MATTERS ON RECONSIDERATION

The motion by Senator Knopke on May 3, that the Senate reconsider the vote by which—

SB 3—A bill to be entitled An act relating to bingo or guest games; amending chapter 849, Florida Statutes, by adding section 849.093, Florida Statutes; by providing whom, when and how they shall be conducted; providing the distribution of the proceeds therefrom; providing the authorized organizations must have been in existence for at least three (3) years;

also providing that authorized organizations may conduct such games if all the proceeds therefrom are returned to the players of the games in the form of prizes; limits the size of the jackpot in any given game to one hundred dollars (\$100.00) and the number of games per week per organization; prohibits the payment of any salary or expenses to any member of such organization from the proceeds of any game; and prescribing the effective date thereof.

—failed to pass as amended on May 3, was taken up.

The question was put and agreed to so the Senate reconsidered. The vote was:

Yeas—35

Bafalis	Friday	McClain	Stockton
Barron	Gibson	O'Grady	Stolzenburg
Bell	Griffin	Ott	Stone
Boyd	Henderson	Plante	Thomas
Clayton	Hollahan	Poston	Weber
Deeb	Horne	Reuter	Weissenborn
Elrod	Johnson	Sayler	Wilson
Fincher	Knopke	Shevin	Young
Fisher	Lane	Spencer	

Nays—9

Mr. President	Chiles	de la Parte	Gunter
Askew	Cross	Edwards	Mathews
Broxson			

Senator Deeb offered the following amendment which was adopted by two-thirds vote:

In Section 1, line 6, page 1, strike: "(1) The provisions of section 849.091, Florida statutes, shall not" and insert the following: (1) None of the provisions of chapter 849, Florida statutes, shall

Senator Deeb also offered the following amendment which was adopted by two-thirds vote:

In Section 1, line 3, page 1, strike: "894.093" and insert the following: 849.093

Senator Deeb also offered the following amendment which was adopted by two-thirds vote:

In Section 1, line 4, page 1, strike: "894.093" and insert the following: 849.093

On motion by Senator Deeb, SB 3 as further amended was read in full and passed. The vote was:

Yeas—26

Bafalis	Fisher	O'Grady	Thomas
Barron	Friday	Ott	Weber
Barrow	Henderson	Plante	Weissenborn
Bell	Hollahan	Reuter	Wilson
Clayton	Knopke	Sayler	Young
Deeb	Lane	Shevin	
Fincher	McClain	Slade	

Nays—21

Mr. President	de la Parte	Gunter	Stockton
Askew	Edwards	Horne	Stolzenburg
Boyd	Elrod	Johnson	Stone
Broxson	Gibson	Mathews	
Chiles	Gong	Poston	
Cross	Griffin	Spencer	

The bill was ordered engrossed.

EXPLANATIONS OF VOTES

I again voted "No" on SB 3 because I believe it is in direct contravention of the Florida Constitution prohibiting a lottery. Any change in public policy should come by constitutional amendment requiring a vote of the people and not by statute.

Edmond J. Gong
Senator, 40th District

SB 3 is still, in form, unconstitutional in my opinion. A lottery prohibited by our present Constitution can be legalized

only by constitutional amendment adopted by referendum vote of the people.

Richard B. Stone
Senator, 48th District

SENATE BILL ON THIRD READING

On motion by Senator Stockton, consent was granted that the consideration of SB 43 be postponed until May 16, the bill retaining its place on the Calendar.

SENATE BILLS ON SECOND READING

SB 179—A bill to be entitled An act relating to the driver license compact; amending chapter 322, Florida Statutes; providing for an interstate exchange of information concerning convictions of offenses related to the operation of motor vehicles; providing for administration of such exchange program; and providing an effective date.

Was taken up. On motions by Senator Young, the rules were waived and SB 179 was read the second time by title, the third time in full and passed, title as stated. The vote was:

Yeas—45

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

Nays—1

Edwards

The bill was certified to the House.

SB 294—A bill to be entitled An act relating to public records; relating to all state, county and municipal records; providing definitions; providing for the keeping of records; providing for the destruction and disposition of records; providing for the inspection and examination of records; providing exemptions; providing photocopying; providing assistance of the Florida Board of Archives and History; providing penalty for violation; providing an effective date.

Was taken up. On motion by Senator Hollahan, the rules were waived and SB 294 was read the second time by title.

The Committee on Governmental Reorganization offered the following amendment which was adopted on motion by Senator Hollahan:

In Section 7(2)(a), line 23, page 3, after "deemed" add the following: by law

On motion by Senator Hollahan, the rules were waived and SB 294 as amended was read the third time in full and passed. The vote was:

Yeas—43

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

Nays—1

Edwards

The bill was ordered engrossed.

SB 337—A bill to be entitled An act relating to flood control; amending section 378.28(4), Florida Statutes; to enable flood control district to make budget transfers after budget adoption by action of the governing board; providing an effective date.

Was taken up. On motions by Senator Friday, the rules were waived and SB 337 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—44 Nays—None

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

The bill was certified to the House.

SB 77 was taken up, together with:

By the Committee on Judiciary "A"—

CS for SB 77—A bill to be entitled An act relating to building permits; authorizing building departments of municipalities and counties to furnish applicants information and forms for filing notices of commencements; authorizing fees; providing exemptions; providing an effective date.

—which was read the first time by title and SB 77 was laid on the table.

On motion by Senator Hollahan, the rules were waived and CS for SB 77 was read the second time by title.

The Committee on Urban Affairs and Local Government offered the following amendment which was adopted on motion by Senator Hollahan:

In Section 1, line 4, page 1, strike: "may" and insert the following: shall, when required to do so by ordinance or resolution of the governing body,

On motion by Senator Hollahan, the rules were waived and CS for SB 77 as amended was read the third time in full and passed. The vote was: Yeas—41 Nays—None

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

CS for SB 77 was ordered engrossed.

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

HB 158—A bill to be entitled An act creating and establishing the Pinellas county expressway authority; defining terms; providing for membership; providing purposes and powers; providing for the issuance of bonds and remedies of bondholders; providing an effective date.

On motion by Senator Sayler, the rules were waived and HB 158 was read the second time by title.

Senators Wilson, Sayler, Deeb and Young offered the following amendment which was adopted on motion by Senator Wilson:

In Section 2, line 20, page 2, strike: entire subsection (11) and insert the following: (11) "Pinellas county gasoline tax funds" means all the eighty per cent (80%) surplus gasoline tax funds accruing in each year to the state road department for use in Pinellas county under the provisions of section 16, article IX of the state constitution, or all such secondary gas funds as may otherwise be provided now or hereafter by the constitution or by statute for use in Pinellas county, after deduction only of any amounts of said gasoline tax funds here-

tofore pledged by the state road department or the county for outstanding obligations.

Senator Wilson offered the following amendment which was adopted:

In Section 3, line 22, page 3, strike: "," and insert the following: with the advice and consent of the Senate

On motion by Senator Sayler, the rules were waived and HB 158 as amended was read the third time in full and passed. The vote was: Yeas—48 Nays—None

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

The bill as amended was certified to the House.

SB 71 was laid on the table.

SB 256—A bill to be entitled An act relating to citrus; amending section 601.28, Florida Statutes, by providing that the commissioner of agriculture may fix an assessment or fee for the inspection fees levied upon citrus fruit required to be inspected by the Florida department of agriculture, said fee to be based upon citrus crop estimates of the United States department of agriculture; levying one mill per standard packed box or equivalent thereof on all citrus fruit to be canned, concentrated, or otherwise processed, or offered for shipment in fresh form, to be deposited in a trust fund of the state department of agriculture to be used for citrus crop estimates service; levying one mill per standard packed box or the equivalent thereof on all citrus fruit to be canned, concentrated, or otherwise processed, or offered for shipment in fresh form, to be deposited in a trust fund of the Florida department of agriculture to be used to assist in defraying the costs of operating road guard, road checking, or road inspection stations operated by the Florida department of agriculture; and providing an effective date.

Was taken up. On motion by Senator Gunter, the rules were waived and SB 256 was read the second time by title.

The Committee on Finance and Taxation offered the following amendment which was adopted on motion by Senator Gunter:

In Section 1, line 1, page 1, after the words "Section 1." insert the following: Subsection (1) of

The Committee on Finance and Taxation also offered the following amendment which was adopted on motion by Senator Gunter:

In title, line 1, page 1, after the word "amending" insert the following: Subsection (1) of

On motion by Senator Gunter, the rules were waived and SB 256 as amended was read the third time in full and passed. The vote was: Yeas—48 Nays—None

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

The bill was ordered engrossed.

SB 258—A bill to be entitled An act relating to citrus; amending section 601.10, Florida Statutes, by adding a new subsection (8) to empower the commission to determine when the tax revenues collected pursuant to chapter 601, Florida Statutes,

are not immediately needed for the purpose for which such funds are provided and to authorize the board of administration to invest such funds, to pay the principal and interest collected into the Florida citrus advertising trust fund, and providing for an effective date.

Was taken up. On motions by Senator Gunter, the rules were waived and SB 258 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—48 Nays—None

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

The bill was certified to the House.

SB 265—A bill to be entitled An act relating to citrus; amending subsection (1) of section 601.59, Florida Statutes, by removing the increased license fee penalty requirement for applicants qualifying for citrus fruit dealer's license after August 31; and providing an effective date.

Was taken up. On motions by Senator Gunter, the rules were waived and SB 265 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—48 Nays—None

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

The bill was certified to the House.

SB 268—A bill to be entitled An act relating to citrus; amending subsections (6) and (14) of section 601.153, Florida Statutes, changing the time period permitted for customers of taxpayers to file claims from 90 to 180 days; changing the time period permitted for a taxpayer to file claim on funds not claimed by his customer from 90 to 180 days; providing that the termination date shall apply only to the imposition of the tax imposed by this section; and providing an effective date.

Was taken up. On motions by Senator Gunter, the rules were waived and SB 268 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—48 Nays—None

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

The bill was certified to the House.

SB 269—A bill to be entitled An act relating to citrus; amending section 601.152, Florida Statutes, concerning special campaigns of advertising and sales promotion or market and product research and development, authorizing special campaigns of advertising and sales promotion to include brand advertising rebate promotions, relating to time during which

funds may be expended, procedure for amendments, imposition of assessments, and providing an effective date.

Was taken up. On motions by Senator Gunter, the rules were waived and SB 269 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—48 Nays—None

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

The bill was certified to the House.

SB 344—A bill to be entitled An act relating to license fees for public lodging establishments and public food service establishments; providing for an increase in fees; amending subsection (1) of 509.251, and subsection (3) of 509.251 Florida Statutes; providing an effective date.

Was taken up. On motion by Senator Thomas, the rules were waived and SB 344 was read the second time by title.

Senator Thomas offered the following amendment which was adopted:

In Section 1, strike: entire section and insert the following: Section 1. Subsection (1) of section 509.251 Florida Statutes is amended to read: 509.251 (1) Amount of license fee; public lodging establishments. The license fee to conduct a public lodging establishment shall be in accordance with the following schedule:

1— 4 rooms	\$ 4.50
5— 9 rooms	7.00
10— 19 rooms	11.00
20— 29 rooms	14.00
30— 39 rooms	16.00
40— 49 rooms	19.00
50— 69 rooms	25.00
70— 99 rooms	34.00
100—199 rooms	43.00
200—299 rooms	52.00
300—399 rooms	61.00
400—499 rooms	73.00
500 rooms or more	91.00

The license fee shall be paid to the hotel and restaurant commissioner before a license is issued, and such license shall be conspicuously displayed in the office or lobby of the place for which issued.

Senator Thomas also offered the following amendment which was adopted:

In Section 2, strike: entire section and insert the following: Section 2. Subsection (3) of section 509.251 Florida Statutes is amended to read: 509.251 (3) Amount of license fee; public food service establishments. The license fee for conducting a public food service establishment shall be in accordance with the following schedule:

Accommodations for	persons	
	1— 29	\$ 6.50
" "	30— 74	9.50
" "	75—149	16.00

Accommodations for	Persons	
" "	150—249	25.00
" "	250—349	34.00
" "	350—499	46.00
" "	500 or more	61.00

The rates for the following described establishments are:

Establishments offering counter service	10.00
Establishments offering takeout service	10.00
Establishments offering curb service	16.00
Establishments offering catering service	25.00

The foregoing fees shall be in addition to the fees based on seating accommodations where establishments offer one or more of such types of service and also furnish seating accommodations.

The rates for the following described establishments are: Establishments in the form of mobile food dispensing vehicles, license fee per annum, each vehicle \$40.00

Establishments for temporary food service, operating in the same locations for temporary periods during a license year, for each such period 7.00

Establishments for temporary food service, operating in more than one location in the state during a license year, total license fee per annum 40.00

Vending machines dispensing food shall not be within the jurisdiction of the hotel and restaurant commission; provided, however, locations, not otherwise licensed under chapter 509, having the following described vending machine facilities dispensing food shall constitute a public food service establishment under 509.241 (2) (a), and shall be subject to the jurisdiction of the hotel and restaurant commission and shall pay an annual license fee as specified below:

(a) Any public location with vending machines dispensing prepared meals (meat, vegetables or salads), and having seating accommodations, shall pay to said commission the license fee provided for such establishments with seating accommodations as set forth above.

(b) Any public location with vending machines dispensing prepared meals (meat, vegetables or salads), shall, if without seating accommodations, pay an annual license fee of ten dollars as an establishment offering takeout service.

A license fee shall be paid to the hotel and restaurant commission before a license is issued, and the license shall be framed and displayed in a conspicuous manner.

On motion by Senator Thomas, the rules were waived and SB 344 as amended was read the third time in full and passed. The vote was: Yeas—41 Nays—None

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

The bill was ordered engrossed.

SB 415—A bill to be entitled An act relating to school property, inspection and condemnation; amending section 235.06(2), Florida Statutes, by adding a provision for inspection and condemnation of school property by the state fire marshal or his deputies; providing an effective date.

Was taken up. On motion by Senator Knopke, the rules were waived and SB 415 was read the second time by title.

The Committee on Education—Public Schools and Junior Colleges offered the following amendment which was adopted on motion by Senator Boyd:

In Section 1(2), line 22, page 1, After: "of which"

insert the following: after reasonable notice to the County Board of Public Instruction of the condition to be corrected

Senator Knopke offered the following amendment which was adopted:

In title, line 5, page 1, after the word "deputies;" insert the following: providing for certain reasonable notice to the county board of public instruction;

On motion by Senator Knopke, the rules were waived and SB 415 as amended was read the third time in full and passed. The vote was: Yeas—48 Nays—None

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

The bill was ordered engrossed.

Senator Mathews presiding.

SB 361—A bill to be entitled An act relating to the Florida state hospital, west coast branch; amending chapter 65-145, acts of 1965, appearing as section 394.014, Florida Statutes, 1965; authorizing and directing the board of commissioners of state institutions to establish a branch of Florida state hospital at a place to be designated by the said board of commissioners of state institutions; repealing all laws in conflict herewith; and providing an effective date.

Was taken up. On motion by Senator Ott, the rules were waived and SB 361 was read the second time by title.

The Committee on Mental Health, Retardation and State Institutions offered the following amendment which was adopted on motion by Senator Ott:

In Section 1, line 6, page 1, beginning with the word "branch" strike the remainder of the sentence and insert the following: regional mental health facility in one of the population centers on the west coast of Florida, said facility to be of the type, character and size and in an area designated and selected by the Board of Commissioners of State Institutions.

The Committee on Mental Health, Retardation and State Institutions also offered the following amendment which was adopted on motion by Senator Ott:

Section 2, page 1, strike: the section.

Senator Shevin moved that the Senate reconsider the vote by which amendment 1 offered by the Committee on Mental Health, Retardation and State Institutions was adopted and the motion failed. The vote was:

Yeas—21

Askew	Gong	Poston	Thomas
Bafalis	Haverfield	Reuter	Weber
Bell	Hollahan	Shevin	Weissenborn
Cross	Johnson	Spencer	
Fincher	Lane	Stolzenburg	
Friday	O'Grady	Stone	

Nays—23

Barrow	Edwards	Henderson	Plante
Boyd	Elrod	Horne	Sayler
Broxson	Fisher	Knopke	Stockton
Clayton	Gibson	McClain	Wilson
Deeb	Griffin	Mathews	Young
de la Parte	Gunter	Ott	

On motion by Senator Wilson, the rules were waived and time of adjournment was extended until final action on Senate Bills 361 and 155.

Senators Shevin, Spencer, Thomas and Bafalis offered the following amendment which failed:

In Section 1, line 3, page 1, strike: "West Coast Branch" and insert the following: A Branch

Senator O'Grady offered the following amendment:

In Section 3, strike Section 3 and insert the following: Section 3. There is hereby appropriated out of the 1965-67 capital outlay budget, item 33, of the division of mental health the sums of one hundred five thousand twenty dollars and seventy eight cents (\$105,020.78) for reimbursement to Hernando County, and fifty five thousand nine hundred ninety three dollars (\$55,993.00) for reimbursement to the city of Brooksville, for costs incurred during the 1965-67 biennium in the acquisition and the improvements of real property made necessary for the development of the site for said institution in Hernando County in compliance with Chapter 65-145, Laws of Florida (section 394.014 Florida Statutes).

Section 4. This act shall take effect immediately upon becoming a law.

Senator de la Parte raised a point of order and stated that the amendment was not germane to the bill since the bill merely designates and authorizes the creation of a hospital, therefore, the amendment was out of order. The Chair ruled that the point was not well taken and the amendment offered by Senator O'Grady was in order.

On motion by Senator de la Parte, the rules were waived and further consideration of SB 361 as amended, with pending amendment was deferred, the bill retaining its place on the Calendar.

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

HB 445—A bill to be entitled An act amending Chapter 59-1790, Special Acts of Florida, creating the municipality of the Town of St. Augustine Beach, Florida, by repealing Section 10 thereof, and authorizing the Town of St. Augustine Beach to levy and assess taxes on real and personal property not exceeding three mills on the dollar, and providing that this act shall not become effective until approved by a majority of the qualified electors of said Town voting in any general or special election therein.

On motions by Senator Pope, the rules were waived and HB 445 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—48 Nays—None

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

The bill was certified to the House.

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

HB 481—A bill to be entitled An act relating to each county in the state having a population of not less than thirty thousand (30,000) nor more than thirty-two thousand (32,000), by the latest official state-wide decennial census; authorizing the Board of County Commissioners of such county to pay a salary to one or more of the constables of said county; creating a county constables' budget; providing for the disposition of fees and commissions; providing severability; providing for the repeal of Chapter 57-893, General Laws of Florida, and Chapter 61-898, General Laws of Florida; providing an effective date.

On motions by Senator Pope, the rules were waived and HB 481 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—48 Nays—None

Mr. President	Boyd	de la Parte	Gibson
Askew	Broxson	Edwards	Gong
Bafalis	Chiles	Elrod	Griffin
Barron	Clayton	Fincher	Gunter
Barrow	Cross	Fisher	Haverfield
Bell	Deeb	Friday	Henderson

Hollahan	Mathews	Saylor	Stone
Horne	O'Grady	Shevin	Thomas
Johnson	Ott	Slade	Weber
Knopke	Plante	Spencer	Weissenborn
Lane	Poston	Stockton	Wilson
McClain	Reuter	Stolzenburg	Young

The bill was certified to the House.

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

HB 448—A bill to be entitled An act amending Section 3 of Chapter 1853, Special Acts of Florida, 1963, pertaining to the St. Augustine Airport Authority, by designating two additional members to the St. Augustine Airport Authority Board, providing for their term of office, requiring members to be registered freeholders residing within the boundaries of the district and providing that successors be elected by vote of the qualified electors residing within said boundaries, and providing time for taking effect.

On motions by Senator Pope, the rules were waived and HB 448 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—48 Nays—None

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

The bill was certified to the House.

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

HB 479—A bill to be entitled An act providing that the primary and general elections for the election of town commissioners of the Town of St. Augustine Beach, Florida, shall be held every two years, commencing with the election in May, 1968, and providing that candidates will run in five groups, and that the successful candidates in Groups One and Two will serve four year terms and the successful candidates in Groups Three, Four and Five will serve two year terms, and providing that with the elections in 1970 the successful candidates in Groups Three, Four and Five will serve four year terms, and repealing all laws in conflict herewith, and providing time for taking effect.

On motions by Senator Pope, the rules were waived and HB 479 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—48 Nays—None

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

The bill was certified to the House.

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

HB 483—A bill to be entitled An act authorizing the Board of County Commissioners of St. Johns County, Florida, to consolidate any or all of its separate budgetary funds into a single general fund, providing that the millage shall not be affected by such consolidation, and providing an effective date.

On motions by Senator Pope, the rules were waived and HB

483 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—48 Nays—None

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

The bill was certified to the House.

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

HB 484—A bill to be entitled An act empowering the Board of County Commissioners of St. Johns County, Florida, in its discretion, to appropriate from such funds as may be available, not exceeding the sum of \$10,000.00 annually to be paid directly to St. Augustine's 400th Anniversary, Inc., a corporation not for profit, to be used for the promotion and advertisement of the historical drama, "Cross and Sword", and/or the maintenance and preservation of the St. Augustine Amphitheater, and providing time for taking effect.

On motions by Senator Pope, the rules were waived and HB 484 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—48 Nays—None.

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

The bill was certified to the House.

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

HB 857—A bill to be entitled An act relating to Manatee county; making it unlawful to discharge firearms on any unpaved public road, highway or street or to knowingly discharge any firearms over any unpaved public road, highway or street; making violation a misdemeanor; providing an effective date.

On motions by Senator Boyd, the rules were waived and HB 857 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—48 Nays—None

Mr. President	Bafalis	Barrow	Boyd
Askew	Barron	Bell	Broxson

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

The bill was certified to the House.

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

HB 864—A bill to be entitled An act amending section 2 of the charter of the city of Maitland, Florida; providing for a redefinition of the city's boundaries; providing for an effective date.

On motions by Senator Elrod, the rules were waived and HB 864 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—48 Nays—None

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

The bill was certified to the House.

CO-INTRODUCERS

By permission, Senator Weissenborn was recorded as co-introducer of Senate Bills 5, 335, 348, 358, 359, 360, 365, 367, 368, 369, 370, 381, 383, 384, 386, 398, 408, 418, 431, 444, 450, 486, 487, 511, 512, 517, 529, 532, 534, 547, 562, 586, 595, SM 420, and SJR 364.

By permission, Senator Hollahan was recorded as a co-introducer of SB 18.

By permission, Senator Shevin was recorded as a co-introducer of SB 103.

By permission, Senator Thomas was recorded as a co-introducer of SB 684.

By permission, Senator Henderson was recorded as a co-introducer of Senate Bills 383 and 489.

The hour of adjournment having arrived, a point of order was called and the Senate adjourned at 1:26 p.m. to reconvene at 11:00 a.m., May 5, 1967.