

# JOURNAL OF THE SENATE

Friday, April 21, 1967

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

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

46. A quorum present.

The President presiding.

Excused: Senators Ott and Young.

Senator Young was excused for the purpose of attending a meeting in New Orleans of the Southern Region Highway Policy Committee on matters relating to highway safety.

Prayer by Senator William Dean Barrow of the Third Senatorial District:

Our Gracious God, in whom we live and move and have our being, from whom we are nourished in the basic commodity of the universe which is the gift of life and time that only you can give, please accept our humble thanks and gratitude. We have no right to ask of thee. We pray for wisdom to know that which is right—for courage to do the right—for compassion to all mankind—for love in our hearts as it is the cornerstone of the foundation of your great universe. In Jesus' name. Amen.

The reading of the Journal was dispensed with.

The Journal of April 20 was corrected and approved as follows:

Page 129, column 2, line 35, strike "409.35" and insert 409.45

The Journal of April 18 was further corrected and approved as follows: Page 115, column 1, line 38, strike "utilities" and insert activities

The Journal of April 17 was further corrected and approved as follows: Page 105, column 1, between lines 21 and 22 insert the following: (Accompanied by Volumes 1, 2 and 3 of the 1965 Florida Statutes).

## REPORTS OF COMMITTEES

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

SB 139 with 1 amendment      SB 147

SB 141      SB 148

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

SB 233 with 3 amendments

The Committee on Health and Welfare recommends the following pass:

SB 225 with 1 amendment

The Committee on Education—Higher Learning recommends the following pass:

SB 26      SB 164      SB 165

The Committee on Governmental Reorganization recommends the following pass:

SB 293      SB 332

SB 297 with 5 amendments

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

SB 70 with 3 amendments      SB 169 with 1 amendment

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

The Committee on Education—Higher Learning recommends a Committee Substitute for the following:

SB 29

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

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

SB 140

The Committee on Health and Welfare recommends the following not pass:

SB 184

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

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

SB 149      SB 328

The Committee on Citrus recommends the following pass:

SB 258      SB 269      SB 265

SB 256      SB 268

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

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

SB 160

The Committee on Education—Higher Learning recommends the following pass:

SB 212

The Committee on Citrus recommends the following pass:

SB 257      SB 260      SB 261

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

The Committee on Health and Welfare recommends the following pass:

SB 103      SB 214 with 1 amendment

The Committee on Citrus recommends the following pass:

SB 262      SB 263      SB 266

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

The Committee on Health and Welfare recommends the following pass:

SB 104 with 1 amendment      SB 186 with 1 amendment

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

The Committee on Governmental Reorganization recommends the following pass:

SB 294 with 1 amendment

The bill was referred to the Committee on Urban Affairs and Local Government under the original reference.

**ENGROSSING REPORT**

Your Engrossing Clerk to whom was referred—

SB 134 with 7 amendments

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

EDWIN G. FRASER  
Secretary of the Senate

The bill was immediately certified to the House.

**ENROLLING REPORT**

Your Enrolling Clerk to whom was referred—

SB 132	SB 221	SB 224
SB 219	SB 222	SCR 320
SB 220		

—reports same have been enrolled, signed by the required Constitutional officers and presented to the Governor on April 21, 1967.

EDWIN G. FRASER  
Secretary of the Senate

**INTERIM REPORT OF COMMITTEES**

The following interim report of the Senate and House Committees on Health and Welfare was filed with the Secretary:

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

April 12, 1967

Dear Mr. President:

Pursuant to your request for interim reports on committee activities, I am pleased to furnish the following report on the Health and Welfare Committee.

This Committee, at your direction, with the assistance of Senator Clyde Galloway, Director, Commission on Aging, and Mr. Paul Swink, Legislative Reference Bureau, has compiled all information relating to duplication, over-lapping and gaps in the State's overall health and welfare programs.

This information, data and statistics have all been furnished members of the Committee. For your information and files, I am attaching herewith a copy of the referred-to information. For the purpose of effecting an overall coordinated health and welfare committee study, the chairman of the Senate committee and the chairman of the House committee jointly held four committee public hearings throughout the state. As a result of these hearings, there were developed approximately fifty proposed legislative bills.

The Senate and House committees have worked very closely with both the health and welfare departments in an effort to develop legislation with regard to the implementation of Titles XVIII and XIX (Medicaid—Medicare programs). In January 1967, by reason of the Title XVIII—Title XIX Fed-

eral programs and their impact upon the State, together with your instructions for an analysis of county, municipal, federal and state health and welfare programs, it became necessary to create a minimum staff, which was jointly accomplished by the Senate and House committee chairmen, and the State provided office space in the State Office Building in Miami, Florida.

The information attached to this report clearly reflects many inequities in our health and welfare program, particularly where the several counties have had to supplement the state program in a substantial manner, which has in some instances approximated \$50 million.

These counties contributions can only be derived from ad valorem taxation. It was the consensus of both the Senate and House committees that the state should assume the financial responsibility of the health and welfare programs of the state. This would result in substantially relieving the tax burden that has heretofore been assumed by the property owners.

It is my recommendation that a standing committee be appointed for the purpose of a continuing specialized study in depth in order that remedial legislation can be proposed at the next session.

It is unfortunate that the work of the committee . . . as of all other committees . . . was interrupted by elections as a result of court order.

Respectfully submitted,  
ROBERT M. HAVERFIELD  
Senator of the 41st

The compilation of information relating to duplication, over-lapping and gaps in the State's overall health and welfare programs was filed.

**INTRODUCTION**

By permission, Senator Slade withdrew SB 445 from the Senate.

By Senators Slade and Young—

SB 446—A bill to be entitled An act relating to tangible personal property taxation; providing for the repeal of Chapter 200, F.S., providing an effective date.

Was read the first time by title and referred to the Committees on Urban Affairs and Local Government; Retirement and Claims; and Finance and Taxation.

By Senator Cross—

SB 447—A bill to be entitled An act relating to the Florida commission on aging; amending section 412.021, Florida Statutes, to provide that the member of the commission who must be an officer of the state association of county commissioners shall be appointed to a four (4) year term and shall remain a member of the commission so long as he continues to hold public office as a county commissioner without regard to whether he continues to remain an officer in the state association of county commissioners; providing an effective date.

Was read the first time by title and referred to the Committee on Urban Affairs and Local Government.

By Senators Thomas and Johnson—

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

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

By Senators Slade, Fisher, Mathews, Pope, Stockton, and Fincher—

SB 449—A bill to be entitled An act amending Chapter 393, Florida Statutes, by adding section 393.015, providing that the Board of State Institutions shall conduct studies relative to relocation of the new sunland training center; providing for a location; providing that acquisition shall be declared a

public purpose providing the authorization to contract and expend monies; providing an effective date.

Was read the first time by title and referred to the Committees on Mental Health, Retardation and State Institutions; and Appropriations.

By Senators Stone and Weissenborn—

SB 450—A bill to be entitled An act relating to railroad carriers; promoting safety standards for passengers and employees; setting minimum requirement on number of employees operating such carriers; providing qualifications of certain employees; requiring caboose on certain carriers; granting power to public service commission to enforce this act; providing penalty; providing an effective date.

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

By Senator Knopke—

SB 451—A bill to be entitled An act relating to flood control districts, water quality; amending sections 378.01 and 378.16(1), Florida Statutes, by authorizing the districts to prescribe certain standards, to impound water and to permit certain uses; 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 Stone—

SB 452—A bill to be entitled An act relating to registration of fictitious name; amending section 865.09(2), Florida Statutes; removing exception for corporations; providing an effective date.

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

By Senators Askew, Young, Mathews, Chiles, Fisher, Edwards, Shevin and Bafalis—

SB 453—A bill to be entitled An act relating to the department of motor vehicles, fees for issuance of certificates of title and noting liens thereon; amending sections 319.18, 319.27(3)(a), 319.32, and 330.22, Florida Statutes, increasing the fees for recording motor vehicle liens, issuance of certificates of title, memorandum and duplicate certificates, notation and satisfaction of liens thereon, and transfer of registration of aircraft; providing an effective date.

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

By Senator Askew—

SB 454—A bill to be entitled An act relating to tax on sales, use and other transactions; amending section 212.14(1), Florida Statutes, relating to powers of revenue commission in connection with hearings, subpoena, distress warrants and tax assessments by authorizing the director of the commission or his designated agent to conduct hearings and to exercise other powers necessary to the conduct of such hearings; providing an effective date.

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

By Senators Askew, Chiles and Mathews—

SB 455—A bill to be entitled An act relating to judicial officers; creating chapter 105, Florida Statutes, providing for the nomination and election of said officers; providing for time of qualifying and amount of filing fees; providing form of ballot; providing for filling of vacancies; providing an effective date.

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

By Senators Weissenborn, Haverfield and Stone—

SB 456—A bill to be entitled An act relating to the attorney general; creating section 16.011, Florida Statutes, prescribing the powers and duties of the attorney general and his designated assistants in connection with civil and criminal proceedings; providing an effective date.

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

By Senator Slade—

SB 457—A bill to be entitled An act relating to the carrying of concealed weapons; amending section 790.01, Florida Statutes, to permit wardens, guards and other officials at state prisons and correctional institutions to carry concealed weapons; providing an effective date.

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

By Senator Boyd—

SB 458—A bill to be entitled An act relating to public schools; revising and amending sections 228.002, 230.0110(1), 230.302(3), 231.361, 231.40(1), 232.45, 233.09(5)(b), 236.071(1) and 237.17, Florida Statutes, providing a saving clause as to the entire school code; restricting certain certificate holders from teaching in grades kindergarten through twelve (12); restoring junior college instruction units inadvertently omitted in a 1963 revision; prohibiting certain holders of certificates based on non-academic preparation from teaching in kindergarten through grade twelve (12); removing eighty (80) days limitation on use of accumulated sick leave; providing for emergency leave as enacted by 1965 legislature; clarifying word teacher to mean instructional personnel; clarifying provisions requiring students and teachers in vocational and chemical laboratory courses to wear eye protective devices and requiring county boards under certain conditions to furnish such devices; removing a conflict in law by increasing the number of textbooks the committee is authorized to recommend for each grade; clarifying the rate for each instruction unit for the state supervisory service fund; providing for final approval of budgets; providing an effective date.

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

By Senators Poston, Ott and Fincher—

SB 459—A bill to be entitled An act relating to the state and county retirement system; amending section 122.34, Florida Statutes, by creating subsections (6) through (10) to provide total and partial disability payments to certain "high hazard" sheriffs and deputy sheriffs, to provide for medical examination of each applicant, to provide a formula for determining the amount of such disability payments; providing an effective date.

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

By Senators Reuter, Johnson and Plante—

SB 460—A bill to be entitled An act relating to the state road department, bridge designation; providing that the bridge constructed across the Banana river at the city of Cocoa be named the "Willard Peebles Bridge"; providing an effective date.

Was read the first time by title and referred to the Committee on Apportionment, Resolutions and Memorials.

On motion by Senator Reuter, by two-thirds vote, SB 460 was withdrawn from the Committee on Apportionment, Resolutions and Memorials and placed on the Calendar.

Unanimous consent was granted Senator Reuter to take up SB 460 out of order.

On motions by Senator Reuter, the rules were waived and SB 460 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—46 Nays—None

Mr. President	Chiles	Fisher	Hollahan
Askew	Clayton	Friday	Horne
Bafalis	Cross	Gibson	Johnson
Barron	Deeb	Gong	Knopke
Barrow	de la Parte	Griffin	Lane
Bell	Edwards	Gunter	McClain
Boyd	Elrod	Haverfield	Mathews
Broxson	Fincher	Henderson	O'Grady

Plante	Shevin	Stolzenburg	Weissenborn
Poston	Slade	Stone	Wilson
Reuter	Spencer	Thomas	
Sayler	Stockton	Weber	

The bill was certified to the House.

By Senator Boyd—

SB 461—A bill to be entitled An act relating to junior colleges; amending section 230.0117(2)(a), Florida Statutes; increasing the value of instruction units; providing an effective date.

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

By Senators Hollahan, Johnson, Stone, Clayton, Spencer, de la Parte, Ott, Cross, McClain, Wilson, Gong, Fisher, Haverfield and Weissenborn—

SB 462—A bill to be entitled An act relating to education; creating section 231.60, Florida Statutes, recognizing the right of professional employees to meet, confer, negotiate and reach agreements with boards of public instruction; providing required negotiations for professional employees under certain conditions relative to salaries and other terms of professional employment; providing for a board of review where serious disagreements arise; providing for the protection of the legislative authority vested in boards of public instruction; amending section 230.22(1), Florida Statutes, deleting provision authorizing county boards of public instruction to negotiate with members of teaching profession relating to policy matters; and compensation and providing an effective date.

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

By Senator Ott—

SB 463—A bill to be entitled An act relating to medical services and supplies; penalties for violations; limitations with regard to workman's compensation; amending Subsections (1) and (2) of Section 440.13, Florida Statutes, by providing employees freedom of choice of persons performing medical services and method and manner of treatment; providing an effective date.

Was read the first time by title and referred to the Committees on Labor and Industry; Insurance; and Judiciary "A".

By Senator Ott—

SB 464—A bill to be entitled An act to amend subsections (2) and (3) of section 440.12, Florida Statutes, relating to workmen's compensation, by providing a formula for relating maximum compensation rate to a State average weekly wage; and providing an effective date.

Was read the first time by title and referred to the Committees on Labor and Industry; Insurance; and Judiciary "A".

By Senator Ott—

SB 465—A bill to be entitled An act relating to workmen's compensation, previous disabilities; amending sections 440.02 (19) and 440.15 (5) (c), Florida Statutes; changing certain definitions and provisions relating to previous disabilities; providing an effective date.

Was read the first time by title and referred to the Committees on Labor and Industry; Insurance; and Judiciary "A".

By Senator Barrow—

SB 466—A bill to be entitled An act relating to domestic savings and loan associations; amending section 665.071(1)(a), Florida Statutes, granting authority for domestic associations to open branch offices within one hundred (100) miles of the principal office upon approval of the comptroller; providing an effective date.

Was read the first time by title and referred to the Committee on Banking, Securities and Loans.

By Senator Barron—

SB 467—A bill to be entitled An act relating to office building construction; authorizing state department of public welfare

to construct office building in Panama City, Bay county, pursuant to section 288.17, Florida Statutes; authorizing the state agency to issue revenue certificates for payment thereof; providing an effective date.

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

By Senators Weissenborn, Spencer, Johnson, Fincher, Stone, Hollahan, Reuter, Sayler, Wilson, McClain and Haverfield—

SB 468—A bill to be entitled An act relating to public schools, personnel contracts; amending section 231.36(2), Florida Statutes, enumerating the criteria for retention of personnel; providing an effective date.

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

By Senator Barrow—

SB 469—A bill to be entitled An act relating to domestic savings and loan associations; amending section 665.21, Florida Statutes, by adding subsection (9), granting domestic savings and loan associations the same powers as federally chartered associations domiciled in Florida subject to the approval of the comptroller; providing an effective date.

Was read the first time by title and referred to the Committee on Banking, Securities and Loans.

By Senator Hollahan—

SB 470—A bill to be entitled An act relating to marketing establishments, scales; requiring said establishments purchasing any dairy and agricultural products from producers to maintain scales in full view of the seller-producer and purchaser; providing for inspections by the department of agriculture; providing for performance bond; providing for penalty; providing an effective date.

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

By Senator Stockton—

SB 471—A bill to be entitled An act relating to elections; repealing the prohibition against receiving contributions less than five days before the election; providing an effective date.

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

By Senator Cross—

SB 472—A bill to be entitled An act relating to payment of accumulated sick leave to state and county employees upon retirement; amending chapter 122, Florida Statutes, by adding section 122.36; providing an effective date.

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

By Senator Stone—

SB 473—A bill to be entitled An act relating to private investigative agencies; amending section 493.231, Florida Statutes; providing authority for the attorney general to bring actions to enjoin violations of Chapter 493, Florida Statutes, at the request of the secretary of state; providing for an effective date.

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

By Senator Stone—

SB 474—A bill to be entitled An act relating to private investigative agencies; amending chapter 493, Florida Statutes, by adding a new section 493.091, providing for the supervision of agencies; amending sections 493.10(3) and 493.14(1), Florida Statutes; providing for the supervision of branch offices; providing for the revocation of licenses obtained through mistake or inadvertence; providing for an effective date.

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

By Senator Friday—

SB 475—A bill to be entitled An act relating to elections;

placing certain restrictions on write-in candidates and write-in votes; enacting a new section to be numbered section 99.023, Florida Statutes; defining write-in candidate; providing an effective date.

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

By Senator Friday—

SB 476—A bill to be entitled An act relating to electors who have moved within the state; when reregistration required; when entitled to vote; to be numbered section 97.102, Florida Statutes, providing an effective date.

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

By Senator Friday—

SB 477—A bill to be entitled An act relating to elections; amending section 99.161 (10) to allow the campaign depository forty-five days to file its report; amending section 98.051 (1) to allow registration books to be opened at night before the general election; amending section 101.71 (1) to change the words polling place to voting booth; providing an effective date.

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

By Senator Friday—

SB 478—A bill to be entitled An act relating to elections; amending paragraph (d) of subsection (9) of section 99.161, Florida Statutes, to remove the limitation upon contributions by a party committee; adding subsection (5) of section 99.061, Florida Statutes, to provide that no person who withdraws his candidacy may requalify before the same officer at any time after 5:00 P.M. on the day before the last date for filing qualifying papers; amending subsection (3) of section 102.166, Florida Statutes, to require a protest alleging error to be filed with the county canvassing board prior to the time it adjourns; providing an effective date.

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

By Senators Hollahan, Askew, Mathews, Friday and de la Parte—

SB 479—A bill to be entitled An act relating to the senate and house appropriations committees; amending chapter 11, Florida Statutes, by adding a section creating such committees and providing for their powers and duties; amending section 11.281, Florida Statutes, by deleting the words appropriations and auditing; repealing subsection (1) of section 11.288, Florida Statutes, provided for functions of said committee; and providing an effective date.

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

By Senators Hollahan, Askew, Mathews, Friday and de la Parte—

SB 480—A bill to be entitled An act relating to the legislative auditing committee; amending chapter 11, Florida Statutes by adding section 11.181 creating such committee, providing for the appointment of its members; expenses of the committee and providing the budget commission shall have no power to release or withhold funds appropriated to the committee or to the state auditor; amending section 21.021, Florida Statutes, to place the state auditor under the supervision and control of such committee; amending section 21.031, Florida Statutes, to provide for the employment of a state auditor by such committee; amending section 21.041, Florida Statutes, to provide for the termination of employment of the state auditor; amending section 21.071, Florida Statutes, to provide for the state auditor to submit a quarterly report of expenditures to such committee; amending section 21.101, Florida Statutes, to provide for annual post-audits and performance audits by the state auditor; authorizing statutory revision department to make name changes to conform to this act; repealing sections 21.13, 21.14, 21.15, 21.16 and 21.17, Florida Statutes; and providing an effective date.

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

By Senators Friday and Mathews—

SB 481—A bill to be entitled An act relating to elections and corporations; amending section 104.091, Florida Statutes, regulating political contributions; providing an effective date.

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

By Senator Friday—

SB 482—A bill to be entitled An act relating to elections, allowing a recount of ballots whenever the difference in the vote between certain candidates is five per cent (5%) or less; to be numbered section 102.168, Florida Statutes; providing an effective date.

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

By Senator Friday—

SB 483—A bill to be entitled An act amending chapter 102 by adding a new section relating to right of party executive committee to bring quo warranto for violation of candidate's oath relating to qualifications; providing an effective date.

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

By Senator Friday—

SB 484—A bill to be entitled An act relating to a maximum contribution to candidates for countywide, multi-county, statewide, and congressional nomination or office; maximum personal contribution; number of times one may contribute; affidavit of person contributing; amending section 99.161(2)(a), Florida Statutes; providing an effective date.

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

By Senators Thomas and Johnson—

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

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

By Senators de la Parte, Hollahan, Barron, Stone, Shevin, Horne, Askew, Clayton and Weissenborn—

SB 486—A bill to be entitled An act relating to assistant state attorneys; abolishing the offices of assistant state attorneys at the expiration of the several terms of office which they are serving on the date this act becomes effective, and abolishing on such effective date each office of assistant state attorney not then held by an incumbent; providing that such a term shall be considered to have expired if it expires by reason of the passage of time or if the assistant state attorney serving it dies or resigns or is removed from office; providing for the position of assistant state attorney in lieu of each office abolished by this act; authorizing the state attorney of the judicial circuit for which such a position is created by this act, or by any subsequent law, to fill the same by appointment and to revoke such appointment at any time; providing that an assistant state attorney appointed by a state attorney shall serve during the pleasure of such state attorney; prescribing the oath to be taken by assistant state attorneys; providing for the recording of appointments, oaths, and revocations of appointments of assistant state attorneys and for the furnishing of certified copies thereof to the state comptroller; prescribing the powers, duties, compensation and expense allowances of assistant state attorneys appointed by state attorneys; providing that this act shall apply to the state attorneys and assistant state attorneys of the fourth, eleventh and thirteenth judicial circuits of Florida only to the extent that it is not inconsistent with sections 9A, 9B and 9C of article V of the constitution of Florida; repealing all laws and

parts of laws in conflict herewith; providing a severability clause; and providing an effective date.

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

By Senators Hollahan, Poston and Weissenborn—

SB 487—A bill to be entitled An act establishing the transportation commission; providing for its purposes, membership, duties; providing for the establishment of the Florida transportation authority providing for its purposes, membership, duties; providing for the appointment of a director of transportation and technical staff, setting the qualifications, term of office and salary; providing for the organization of the office of the director; setting its powers and duties; requiring an annual report; providing for an effective date.

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

By Senator de la Parte—

SB 488—A bill to be entitled An act relating to Florida library and historical commission; revising and amending chapter 257, Florida Statutes, providing for the administration, powers and duties of the commission; requiring service to seventy-five per cent (75%) of county population to qualify for grant; eliminating nonprofit libraries as qualified recipients of operating grant; providing grants be based on appropriation of previous year; prescribing requirements for basis of state library budget; repealing sections 257.01 through 257.10 and sections 257.12 through 257.26, Florida Statutes.

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

By Senators Knopke, Friday and Henderson—

SB 489—A bill to be entitled An act providing for the control of water well drilling and the protection of the groundwater resources of the state; providing for the promulgation of rules and regulations for the construction, repair and abandonment of water wells; providing for the licensing of water well contractors and for their qualifications; providing for the collection of a license fee; providing for the revocation of a water well contractor's license; providing for the enforcement of provisions of this act; requiring water well permits and inspections where necessary; requiring driller records; providing for public hearings and judicial review; providing a penalty for violation; providing an effective date.

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

By Senator de la Parte—

SB 490—A bill to be entitled An act relating to the state library and historical commission; amending sections 257.05, 283.22 and 283.23, Florida Statutes; authorizing the state library and historical commission to provide for distribution of public documents and legal publications to depository libraries; providing an effective date.

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

By Senator Knopke—

SB 491—A bill to be entitled An act relating to the state fire marshal, inspection of buildings and equipment; amending section 633.081, Florida Statutes, by adding a provision extending to certain local officials authority to make inspections; providing an effective date.

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

By Senators Poston, Hollahan, Stone and Fincher—

SB 492—A bill to be entitled An act relating to the control of junkyards adjacent to public highways; prohibiting the operation of junkyards within one thousand feet of the right of way, unless screened from public view; providing enforcement; providing a penalty; repealing sections 861.13, 861.14, 861.15, 861.16, 861.17 and 861.18; providing an effective date.

Was read the first time by title and referred to the Committees on Public Roads and Highways; and Judiciary "A".

By Senator Griffin—

SB 493—A bill to be entitled An act relating to tax on sales, use and other transactions, by amending various sections of chapter 212, Florida Statutes; section 212.02(3)(c), redefining the terms retail sales, sale at retail, use, storage and consumption by deleting its exemption of transactions for shipment; section 212.02(4), redefining the term sale price as to the exception relating to trade-ins or discounts; section 212.04(4), (6), (8), relating to admission taxes by deleting the requirement that tax collectors act as agents for the commission in issuing certificates and changing the term permit to certificate of registration; the introductory paragraph and subsection (1) of section 212.05, relating to the imposition of a tax on sales, storage and use by levying the tax on each taxable sale rather than gross sales; section 212.06(7), by exempting all sales upon which a tax has been lawfully imposed and paid in another state; section 212.08(3)(a), (b), (c), prescribing partial exemptions allowed on certain motor vehicles and farm equipment by removing from said partial exemption certain trailers and vehicles used for housing and by imposing a three per cent (3%) tax on rentals of self-propelled motor vehicles and farm equipment; by making the term motor vehicle plural rather than singular; defining the term motor vehicle rather than motor vehicles, expanding the definition to include aircraft; section 212.10(2), clarifying procedure for filing final return and payment of taxes in connection with abandoned business; section 212.11(3), clarifying the language in instance where no tax due on rental on machines affected by section 212.08(4); section 212.12(6)(b), prescribing the duty of the commission in the collection of unpaid taxes from noncomplying dealers; section 212.13(2), relating to the maintenance and inspection of dealers records by deleting the provision for inspection of records maintained outside of state; section 212.14(4), (5), (6), by requiring the furnishing of bond by dealer; requiring certain contractors to secure dealers' certificates of registration; providing for tolling of three (3) year limitation for assessment of tax and by providing a seven (7) year period for collection in certain instances; section 212.15(3), providing for issuance of tax warrants by commission; section 212.151, relating to jurisdiction of suits for violations by retailers, dealers or vendors not qualified to do business in state; section 212.17(1), providing for reimbursement to dealers of taxes in connection with returned goods; section 212.18(3), authorizing the commission to cancel certificates of registration for violations; section 212.21(2), (3), placing limitations on the allowance of exemptions; repealing section 212.082, Florida Statutes, providing for effective dates of amendments enacted by chapter 57-398, Laws of Florida; repealing section 212.131, Florida Statutes, providing revolving fund for out-of-state inspections; repealing section 212.23, Florida Statutes, declaring legislative intent in connection with collection of cigarette and gas taxes; providing an effective date.

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

By Senators Elrod, Young, McClain, O'Grady, Pope, Stone, Johnson, Gibson, Gunter, Plante, de la Parte, Clayton, Wilson, Poston, Reuter, Bafalis, Fisher, Barrow, Shevin, Ott, Thomas, Haverfield, Weber, Lane, Friday, Mathews, Griffin, Hollahan, Weissenborn, Slade, Henderson, Bell, Stockton, Gong, Horne, Stolzenburg, Fincher and Broxson—

SB 494—A bill to be entitled An act relating to unauthorized publication for commercial purposes; amending chapter 540 by adding sections 540.08, 540.09 and 540.10, Florida Statutes; prohibiting the unauthorized publication of natural person's name, picture or other likeness; authorizing action to enjoin such unauthorized publication; authorizing action to recover damages; providing limited exemptions from such liability; prohibiting any actions for violations relating to publication of personal likeness after the expiration of forty (40) years; imposing liability for unauthorized publication of pictures or photographs of areas for admittance to which a fee is charged; providing limited exemptions from liability; exempting news media making unauthorized publications from relief except injunctions against future publication; preserving remedies at common law; providing effective date.

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

By Senators Elrod, Askew, Young, Pope, Poston, Reuter, Friday, Bafalis, Fisher, Mathews, Griffin, Hollahan, Gong,

Barrow, Gunter, Horne, Gibson, Johnson, Plante, de la Parte, Clayton, Wilson, Weissenborn, Slade, Henderson, Bell, Stockton, Stolzenburg, Fincher, Weber, O'Grady, Thomas, Shevin, Haverfield, McClain, Lane, Stone, Broxson and Ott—

SB 495—A bill to be entitled An act amending chapter 495, Florida Statutes, entitled Registration of Trademarks; broadening the scope of the chapter to include service marks, certification marks and collective marks, the registration of such marks with the secretary of state, and the procedure therefor; providing for the issuance of certificates of registration, renewal and cancellation of certificates, classification of goods and services registered; prescribing fees for registration and renewal thereof; providing that the legitimate use of registered or unregistered marks by related companies inure to the benefit of the owner of such marks; authorizing civil suits by registrants of marks against persons infringing said marks; authorizing injunctive relief to registrants and damages to protect their rights; authorizing injunctive relief to prevent dilution of prior user's mark, name or form of advertisement; preserving rights acquired at common law; repealing sections 495.01-495.14, Florida Statutes; providing an effective date.

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

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

SB 496—A bill to be entitled An act to define, license and regulate property tax consultants and to require all who appear on behalf of another to register and to affix penalties for violations; providing an effective date.

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

By Senator Griffin—

SB 497—A bill to be entitled An act relating to motor vehicle license registration; amending section 320.08(2), Florida Statutes, as to "D" series, fee for private automobiles, by clarifying language; providing an effective date.

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

By Senators Weissenborn, Spencer, Bafalis, Fincher, Stone, Hollahan, Reuter, Saylor, Johnson, Wilson, McClain and Haverfield—

SB 498—A bill to be entitled An act relating to requirements for participating in foundation program; amending subparagraph 3. of section 236.02(6)(a), Florida Statutes, relating to factors used in recognition of superior teaching; providing an effective date.

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

By Senators Weissenborn, Friday, Mathews, Askew, Spencer, Johnson, Bafalis, Fincher, Stone, Hollahan, Reuter, Saylor, Wilson, McClain and Haverfield—

SB 499—A bill to be entitled An act relating to instructional personnel; amending sections 231.16 and 231.36, Florida Statutes, eliminating the requirement of examination scores for issuance of certificates and continuing contracts; providing an effective date.

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

By Senators Weissenborn, Spencer, Johnson, Bafalis, Fincher, Stone, Hollahan, Reuter, Saylor, Wilson, McClain and Haverfield—

SB 500—A bill to be entitled An act relating to the teaching profession; amending section 231.56(1), Florida Statutes, providing that the teaching profession shall develop criteria and standards for entering the teaching profession in the state through the professional practices commission; providing an effective date.

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

By Senators Pope, Mathews, Askew and Friday—

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

Was read the first time in full and referred to the Committee on Education—Higher Learning.

#### MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Hollahan, by two-thirds vote, SB 294 was withdrawn from the Committee on Urban Affairs and Local Government.

On motion by Senator Friday, by two-thirds vote, HCR 118 was withdrawn from the Committee on Water Conservation, Salt Water and Natural Resources.

On motion by Senator Mathews, the Committee on Rules and Calendar was granted an additional 10 days for the consideration of Senate Bills 76, 143, 150 and 223.

On motion by Senator Boyd, the Committee on Education—Public Schools and Junior Colleges was granted an additional 14 days for the consideration of Senate Bills 300, 315, 245, 306, 307, 314, 317, 235 and 400.

On motion by Senator Cross, the Committee on Health and Welfare was granted an additional 10 days for the consideration of Senate Bills 122 and 95.

On motion by Senator Cross, by two-thirds vote, HB 22 was withdrawn from the Committee on Health and Welfare.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages were read:

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

April 21, 1967

Sir:

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

By Representative Andrews—

HB 160—A bill to be entitled An act relating to elections; amending section 101.47(12),(13), Florida Statutes; providing that the delivery of identification slips and other supplies may be by enclosing and locking in the voting machine or enclosed in a sealed container; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

HB 160, 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*

April 21, 1967

Sir:

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

By Representative Myers—

HB 17—A bill to be entitled An act relating to evidence; amending the uniform business records as evidence act, section 92.36(2), Florida Statutes, to provide that records kept by means of electronic data processing be admissible as evidence.

—and requests the concurrence of the Senate therein.

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

HB 17, contained in the above message, was read the first time by title and referred to the Committee on Judiciary "A".

The Honorable Verle A. Pope  
President of the Senate

April 21, 1967

Sir:

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

By Representative Wolfson—

HB 249—A bill to be entitled An act relating to hospital licensure amending chapter 395 restricting the use of the term "hospital" unless facility is licensed under provisions of chapter 395 F.S.

—and requests the concurrence of the Senate therein.

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

HB 249, contained in the above message, was read the first time by title and referred to the Committees on Health and Welfare; and Judiciary "B".

The Honorable Verle A. Pope  
President of the Senate

April 21, 1967

Sir:

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

By Representative Fleece—

HB 45—A bill to be entitled An act relating to the Florida Guardianship Law; amending chapter 744.48, Florida Statutes, by adding sections 744.481; 744.482 (a)(b)(c)(d)(e)(f); 744.483; 744.484; to provide for periodic examination of wards; imposing the duty to file reports; providing for the payment of costs; providing for an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

HB 45, 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

April 21, 1967

Sir:

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

By Representative Brantley and others—

HB 26—A bill to be entitled An act relating to all elected and appointed municipal officials; amending chapter 166, Florida Statutes, by adding section 166.16, providing for their suspension from office during their indictment by a grand jury on account of their official conduct; providing for reinstatement with back pay upon being cleared of charges in the indictment; providing for removal from office if found guilty of the charges; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

HB 26, contained in the above message, was read the first time by title and referred to the Committee on Judiciary "B".

April 21, 1967

The Honorable Verle A. Pope  
President of the Senate

Sir:

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

By Representative Middlemas and others—

HB 151—A bill to be entitled An act relating to the Florida session laws; amending subsection (8) of section 283.25, Florida

Statutes, to reduce the number of sets required to be retained by the secretary of state; authorizing the destruction and sale of obsolete volumes; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

HB 151, contained in the above message, was read the first time by title and was placed on the Calendar by waiver of the rules.

SENATE BILLS ON SECOND READING

Consideration of SB 36 was deferred, the bill retaining its place on the Calendar.

SB 191—A bill to be entitled An act to amend section 561.11, Florida Statutes, authorizing the director of the beverage department to provide for the training of beverage department personnel; providing an effective date.

Was taken up. On motions by Senator Fisher, the rules were waived and SB 191 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—46 Nays—None

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

The bill was certified to the House.

SB 251—A bill to be entitled An act relating to citrus; amending chapter 601, Florida Statutes, by adding a new section to be designated as section 601.0117; authorizing the commission to issue permits for the processing, shipping and sale of frozen concentrated orange juice or concentrated orange juice for manufacturing to which nutritive sweetening ingredients have been added, subject to certain conditions; and providing an effective date, and an expiration date.

Was taken up. On motions by Senator Gunter, the rules were waived and SB 251 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—46 Nays—None

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

The bill was certified to the House.

SB 252—A bill to be entitled An act relating to citrus; amending chapter 601, Florida Statutes, by adding a new section to be designated as section 601.0116; authorizing the commission to issue experimental permits for the processing, shipping, and sale of any processed citrus product to which non-deleterious ingredients have been added, subject to certain conditions; and providing an effective date and an expiration date.

Was taken up. On motions by Senator Gunter, the rules were waived and SB 252 was read the second time by title,

the third time in full and passed, title as stated. The vote was:  
Yeas—46 Nays—None

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

The bill was certified to the House.

SB 253—A bill to be entitled An act relating to citrus; amending section 601.981, Florida Statutes, to authorize the Florida citrus commission to issue permits during each shipping season permitting grapefruit and oranges grown in Florida, other than temple oranges, to be exported when the maturity standards thereof are within a tolerance not exceeding ten per cent of the standards established by law; and providing an effective date.

Was taken up. On motions by Senator Gunter, the rules were waived and SB 253 was read the second time by title, the third time in full and passed, title as stated. The vote was:  
Yeas—46 Nays—None

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

The bill was certified to the House.

SB 254—A bill to be entitled An act relating to citrus; amending portions of subparagraphs 1, 2 and 4 of section 601.18, Florida Statutes; establishing minimum juice content of the juice of the respective sizes of grapefruit; and providing an effective date.

Was taken up. On motions by Senator Gunter, the rules were waived and SB 254 was read the second time by title, the third time in full and passed, title as stated. The vote was:  
Yeas—46 Nays—None

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

The bill was certified to the House.

SB 255—A bill to be entitled An act relating to citrus; establishing minimum ratios of the total soluble solids of the juice of oranges to the anhydrous citric acid; repealing subsection 32 through 41 of chapter 601.20, both inclusive, providing an effective date.

Was taken up. On motions by Senator Gunter, the rules were waived and SB 255 was read the second time by title, the third time in full and passed, title as stated. The vote was:  
Yeas—46 Nays—None

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

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

The bill was certified to the House.

SB 259—A bill to be entitled An act relating to citrus; amending section 601.50, Florida Statutes, relating to shipment of citrus for certain purposes so as to provide that shipments under subparagraphs (1) and (4) of said section shall meet such minimum grade standards as established by the Florida citrus commission; and providing an effective date.

Was taken up. On motions by Senator Gunter, the rules were waived and SB 259 was read the second time by title, the third time in full and passed, title as stated. The vote was:  
Yeas—46 Nays—None

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

The bill was certified to the House.

SB 264—A bill to be entitled An act relating to stamped or marked bottles and boxes; amending section 506.20, Florida Statutes, by transferring the duties imposed by sections 506.19 through 506.28, Florida Statutes, from the secretary of state to the commissioner of agriculture; providing for transfer of books and records in hands of secretary of state to commissioner of agriculture; and providing an effective date.

Was taken up. On motions by Senator Gunter, the rules were waived and SB 264 was read the second time by title, the third time in full and passed, title as stated. The vote was:  
Yeas—46 Nays—None

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

The bill was certified to the House.

SB 267—A bill to be entitled An act relating to citrus; amending chapter 601.0109, Florida Statutes; a legislative finding of fact regarding the maturity of citrus fruit; providing for minimum requirements in determining maturity of citrus fruit; a declaration of legislative policy; a policy of strict enforcement of maturity standards in the public interest; and providing an effective date.

Was taken up. On motions by Senator Gunter, the rules were waived and SB 267 was read the second time by title, the third time in full and passed, title as stated. The vote was:  
Yeas—46 Nays—None

Mr. President	Chiles	Fisher	Hollahan
Askew	Clayton	Friday	Horne
Bafalis	Cross	Gibson	Johnson
Barron	Deeb	Gong	Knopke
Barrow	de la Parte	Griffin	Lane
Bell	Edwards	Gunter	McClain
Boyd	Elrod	Haverfield	Mathews
Broxson	Fincher	Henderson	O'Grady

Plante	Shevin	Stolzenburg	Weissenborn
Poston	Slade	Stone	Wilson
Reuter	Spencer	Thomas	
Sayler	Stockton	Weber	

The bill was certified to the House.

SB 47—A bill to be entitled An act relating to county detention facilities; defining said term and the term "county prisoners"; authorizing the board of commissioners of state institutions to adopt rules and regulations prescribing standards and requirements for the construction, equipment, maintenance and operation of county detention facilities; providing for the enforcement of such rules and regulations by the director of the division of corrections and the designation of necessary personnel for such enforcement; providing for injunction proceedings to prohibit the confinement in facilities not meeting requirements and standards prescribed by the board; providing procedure in circuit court for removal of prisoners from non-complying facilities to facilities complying with said rules and regulations; providing for the payment of expense of maintenance of prisoners so removed; providing for furnishing of copies of circuit court order of removal to appropriate officials; providing an effective date.

Was taken up. On motions by Senator Horne, the rules were waived and SB 47 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—46 Nays—None

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

The bill was certified to the House.

Consideration of SB 137 was deferred, the bill retaining its place on the Calendar.

SB 138—A bill to be entitled An act relating to probation of defendant in criminal cases; amending section 948.01, Florida Statutes, by renumbering present subsection (4) as subsection (5) and adding new subsection (4); permitting court, where imposing sentence to county jail, to direct defendant to be placed on probation upon completion of any portion of the term of sentence; providing an effective date.

Was taken up. On motions by Senator Stone, the rules were waived and SB 138 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—46 Nays—None

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

The bill was certified to the House.

SB 226—A bill to be entitled An act relating to obscene, lewd, lascivious, filthy, indecent, immoral, sadistic or masochistic publications; making it a felony to knowingly distribute such publications to persons under eighteen (18) years of age; prescribing penalties for the violation of this act; providing procedures for the criminal prosecution of violators; providing procedures for civil actions to restrain continued violations; exempting the exhibition of certain motion pictures; providing an effective date.

Was taken up. On motions by Senator Shevin, the rules were waived and SB 226 was read the second time by title, the

third time in full and passed, title as stated. The vote was: Yeas—46 Nays—None

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

The bill was certified to the House.

SB 237—A bill to be entitled An act relating to the division of corrections; amending section 945.09, Florida Statutes, to provide for the establishment of a reception and classification center for male prisoners at Lake Butler; providing an effective date.

Was taken up. On motions by Senator de la Parte, the rules were waived and SB 237 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—46 Nays—None

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

The bill was certified to the House.

SB 239—A bill to be entitled An act relating to notaries public; amending subsection (2) of section 117.01, Florida Statutes; relating to the application form for notaries public; providing for the submission of bond and oath upon making application; amending the form of application to be used; providing for the signature of character witnesses; adding a new subsection (5), prohibiting commissions to be issued in other than legal names; providing for the submission of proof of identity; providing a penalty; providing for an effective date.

Was taken up. On motions by Senator Stone, the rules were waived and SB 239 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—46 Nays—None

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

The bill was certified to the House.

SB 243—A bill to be entitled An act relating to imprisonment in county jail; amending section 922.051, Florida Statutes, to reduce from two (2) to one (1) year the maximum imprisonment in such jails; providing an effective date.

Was taken up. On motions by Senator de la Parte, the rules were waived and SB 243 was read the second time by title, the third time in full and passed, title as stated. The vote was:

Yeas—34

Askew	Bell	Cross	Fisher
Bafalis	Boyd	de la Parte	Gong
Barron	Broxson	Edwards	Gunter
Barrow	Chiles	Fincher	Haverfield

Hollahan	O'Grady	Slade	Thomas
Johnson	Poston	Spencer	Weber
Knopke	Reuter	Stockton	Weissenborn
McClain	Sayler	Stolzenburg	
Mathews	Shevin	Stone	

Nays—7

Mr. President	Deeb	Henderson	Wilson
Clayton	Friday	Lane	

The bill was certified to the House.

**SB 303**—A bill to be entitled An act amending section 940.02, Florida Statutes, relating to notice of application to the board of pardons for pardon or other relief, by requiring that the applicant cause notice of such application to be given by mail to the prosecuting attorney and judge of the court in which the applicant was convicted; amending section 940.03, Florida Statutes, relating to the form of such application, by requiring that each application be accompanied by affidavit that such notice was mailed to such prosecuting attorney and judge on a date stated therein; and prescribing an effective date.

Was taken up. On motions by Senator de la Parte, the rules were waived and SB 303 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—41 Nays—None

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

The bill was certified to the House.

Consideration of SB 59 was deferred, the bill retaining its place on the Calendar.

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

**HB 151**—A bill to be entitled An act relating to the Florida session laws; amending subsection (8) of section 283.25, Florida Statutes, to reduce the number of sets required to be retained by the secretary of state; authorizing the destruction and sale of obsolete volumes; providing an effective date.

On motions by Senator Edwards, the rules were waived and HB 151 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—46 Nays—None

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

The bill was certified to the House.

**SB 133**—A bill to be entitled An act relating to elections; amending section 98.082, Florida Statutes, providing that electors who request removal of their names from the registration books shall not register in a different party until after the next general election; providing an effective date.

Was taken up. On motion by Senator Gunter, the rules were waived and SB 133 was read the second time by title.

The President Pro Tempore presiding.

Senator Gunter moved the adoption of the following amendment which was offered by the Committee on Judiciary "B":

In Section 1, lines 16, 17 and 18, page 1, strike: "that such person shall not register in a different party until after the next general election." and insert the following: that any person removing his name from the registration books between the primary elections and the subsequent general election shall not register in a different political party until after the subsequent general election.

On motion by Senator Horne, consideration of the foregoing amendment was temporarily deferred.

On motion by Senator Mathews, the rules were waived and time of adjournment was extended until 2:00 o'clock p. m.

The President presiding.

Senator Wilson offered and moved the adoption of the following amendment:

In Section 1, line 6, page 1, strike: The period at the end of the paragraph, add a comma and insert the following: provided that nothing contained herein shall be construed to prohibit any elector from changing his party registration while the registration books are open.

On motion by Senator Gunter, the rules were waived and further consideration of SB 133 and pending amendment was deferred, the bill retaining its place on the Calendar.

**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 and place 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.

Was taken up. On motion by Senator Mathews, the rules were waived and SB 200 was read the second time by title.

The Committee on Judiciary "B" offered the following amendment which was adopted on motion by Senator Mathews:

In Section 3, line 4, page 2, strike: "and place"

The Committee on Judiciary "B" also offered the following amendment which was adopted on motion by Senator Mathews:

In Section 5, lines 12 and 13, page 2, strike: "upon becoming a law." and insert the following: September 1, 1967.

The Committee on Judiciary "B" also offered the following amendment which was adopted on motion by Senator Mathews:

In Title, line 8, page 1, strike: "and place"

On motion by Senator Mathews, the rules were waived and SB 200 as amended was read the third time in full and passed. The vote was:

Yeas—42

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

Nays—2

Hollahan Weissenborn

The bill was ordered engrossed.

**SB 201**—A bill to be entitled An act relating to the preparation and recording of certain legal instruments; providing that the name and address of the person preparing such instrument shall appear thereon; providing exceptions; providing an effective date.

Was taken up. On motions by Senator Chiles, the rules were waived and SB 201 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	Hollahan	Saylor
Askew	Elrod	Horne	Shevin
Bafalis	Fincher	Johnson	Slade
Barron	Fisher	Knopke	Spencer
Bell	Friday	Lane	Stockton
Boyd	Gibson	McClain	Stolzenburg
Broxson	Gong	Mathews	Stone
Chiles	Griffin	O'Grady	Thomas
Clayton	Gunter	Plante	Weber
Cross	Haverfield	Poston	Weissenborn
de la Parte	Henderson	Reuter	Wilson

The bill was certified to the House.

SB 209—A bill to be entitled An act relating to administrative procedure, adjudication; amending section 120.21(1), Florida Statutes, to exclude the state revenue commission from definition of term "agency"; providing an effective date.

Was taken up. On motions by Senator Horne, the rules were waived and SB 209 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	Hollahan	Saylor
Askew	Elrod	Horne	Shevin
Bafalis	Fincher	Johnson	Slade
Barron	Fisher	Knopke	Spencer
Bell	Friday	Lane	Stockton
Boyd	Gibson	McClain	Stolzenburg
Broxson	Gong	Mathews	Stone
Chiles	Griffin	O'Grady	Thomas
Clayton	Gunter	Plante	Weber
Cross	Haverfield	Poston	Weissenborn
de la Parte	Henderson	Reuter	Wilson

The bill was certified to the House.

SB 362—A bill to be entitled An act relating to corporations, consolidation, merger; amending sections 608.20(1) and 608.21(1), Florida Statutes, providing for additional means of payment in certain consolidation and merger agreements; providing an effective date.

Was taken up. On motions by Senator Horne, the rules were waived and SB 362 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	Hollahan	Saylor
Askew	Elrod	Horne	Shevin
Bafalis	Fincher	Johnson	Slade
Barron	Fisher	Knopke	Spencer
Bell	Friday	Lane	Stockton
Boyd	Gibson	McClain	Stolzenburg
Broxson	Gong	Mathews	Stone
Chiles	Griffin	O'Grady	Thomas
Clayton	Gunter	Plante	Weber
Cross	Haverfield	Poston	Weissenborn
de la Parte	Henderson	Reuter	Wilson

The bill was certified to the House.

SB 145—A bill to be entitled An act relating to hospitalization of the mentally ill; providing definitions; providing criminal penalties for wrongfully causing hospitalization; protecting good faith actions; extending voluntary procedures to facilities other than state hospitals; providing emergency and non-emergency procedures for involuntary hospitalization of the mentally ill in facilities other than the state hospitals; providing for release of involuntary patients and protection of rights of patients; providing for payment of care for patients; and providing an effective date.

Was taken up. On motion by Senator Thomas, the rules were waived and SB 145 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 Thomas:

In Section 4, line 1, page 8, strike: "(4) RELEASE OF INVOLUNTARY PATIENTS; COMMENCEMENT" and insert the following: (5) RELEASE OF INVOLUNTARY PATIENTS; COMMENCEMENT

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

In Section 4, line 3, page 7, strike: "(3) RIGHT TO RELEASE ON APPLICATION.—A patient" and insert the following: (3) NOTICE OF RELEASE RIGHTS.—Any person so admitted shall promptly be advised of his rights and privileges provided by this act.

(4) RIGHT TO RELEASE ON APPLICATION.—A patient

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

In Section 4, line 9, page 9, strike: "(5) PAYMENT FOR CARE OF MENTALLY ILL.—" and insert the following: (6) PAYMENT FOR CARE OF MENTALLY ILL.—

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

In Section 4, line 12, page 6, following the words "and by" strike: "ordinary" and insert the following: registered or certified

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

In Section 1, line 14, page 1, after the words "Licensed physician" strike "—an individual licensed, or" and insert the following: or physicians—an individual licensed, or

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

In Section 4, line 19, page 6, add a new sentence after "or friend." to read as follows: At the request of the patient he shall have the right to have any physician or attorney of his choice visit him in the hospital for examination or consultation or both. In the absence of such request by the patient, the spouse, parent, guardian, next of kin, legal counsel or friend, shall have the same right.

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

In Section 1, line 15, page 1, after the word "under" strike "the laws" and insert the following: "Chapter 458 of the laws"

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

In Section 4, line 31, page 4, after the words "custody and" strike the word "transport" and insert the following: immediately transport

The Committee on Judiciary "B" offered the following amendment which was adopted on motion by Senator Thomas:

In Section 5, lines 31 and 32, page 9, strike: "immediately upon becoming a law." and insert the following: September 1, 1967.

On motion by Senator Thomas, the rules were waived and SB 145 as amended was read the third time in full and passed. The vote was:

Yeas—44

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

Nays—1

Deeb

The bill was ordered engrossed.

SB 33—A bill to be entitled An act relating to the definition of the word road and adding thereto water storage areas; amending section 334.03 (13), Florida Statutes; providing an effective date.

Was taken up. On motions by Senator Poston, the rules were waived and SB 33 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—43 Nays—None

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

The bill was certified to the House.

SB 66—A bill to be entitled An act relating to juvenile courts; amending section 39.02(6), Florida Statutes, providing for the transfer of children of certain ages to courts having jurisdiction of adults upon being charged with the commission of certain crimes; requiring hearings and other safeguards prior to transfer in certain instances; providing that a child shall be handled as if he were an adult when indicted by a grand jury for violation of laws punishable by death; providing an effective date.

Was taken up. On motions by Senator de la Parte, the rules were waived and SB 66 was read the second time by title, the third time in full and passed, title as stated. The vote was:

Yeas—40

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

Nays—1

Mr. President

The bill was certified to the House.

HOUSE BILLS ON SECOND READING

HB 112—A bill to be entitled An act relating to the secretary of state; amending Chapter 15, Florida Statutes; providing authority for the reproduction of records by photographic process; providing for the admissibility of copies of records reproduced by photographic process in evidence; providing for an effective date.

Was taken up. On motion by Senator Askew, the rules were waived and HB 112 was read the second time by title.

Senator Askew offered the following amendment which was adopted:

In Title, line 4, after the word "photographic" insert the following: or other

Senator Askew also offered the following amendment which was adopted:

In title, line 6, after the word "photographic" insert the following: or other

On motion by Senator Askew, the rules were waived and HB 112 as amended was read the third time in full and passed. The vote was: Yeas—43 Nays—None

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

The bill as amended was certified to the House.

HB 126—A bill to be entitled An act relating to two-wheel motor vehicles; amending section 317.981, Florida Statutes, providing for the wearing of crash helmets.

Was taken up. On motion by Senator Broxson, the rules were waived and HB 126 was read the second time by title.

On motion by Senator Broxson, the rules were waived and time of adjournment was extended until final action on HB 126.

Senator Henderson offered the following amendment which failed:

In Section 1, subsection (1)(b), strike: "such persons" and insert the following: persons under twenty-one (21)

On motion by Senator Broxson, the rules were waived and HB 126 was read the third time in full and passed, title as stated. The vote was:

Yeas—34

Mr. President	de la Parte	Henderson	Slade
Askew	Edwards	Hollahan	Spencer
Barrow	Elrod	Johnson	Stone
Bell	Fisher	Knopke	Thomas
Boyd	Gibson	Lane	Weber
Broxson	Gong	McClain	Weissenborn
Chiles	Griffin	Poston	Wilson
Clayton	Gunter	Reuter	
Cross	Haverfield	Shevin	

Nays—11

Bafalis	Friday	O'Grady	Stockton
Barron	Horne	Plante	Stolzenburg
Deeb	Mathews	Sayler	

The bill was certified to the House.

CO-INTRODUCERS

By permission, Senators Askew, Pope, Edwards, Sayler, Clayton, Thomas, Bafalis, Barron, Barrow, Bell, Boyd, Broxson, Chiles, Cross, Deeb, de la Parte, Elrod, Fincher, Fisher, Friday, Gibson, Gong, Griffin, Gunter, Henderson, Horne, Johnson, Knopke, Lane, McClain, Mathews, O'Grady, Ott, Plante, Poston, Reuter, Slade, Spencer, Stockton, Stolzenburg, Stone, Weber, Weissenborn, Wilson and Young—were recorded as co-introducers of SB 226.

By permission, Senator Gong was recorded as a co-introducer of SB 422.

By permission, Senator Johnson was recorded as a co-introducer of SB 362.

The hour of adjournment having arrived, a point of order was called and the Senate adjourned at 2:15 p.m. to reconvene at 11:00 a.m., April 24, 1967.