

JOURNAL OF THE SENATE

Wednesday, May 31, 1967

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

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

45. A quorum present.

Excused: Senators Friday and Lane.
Senator Gibson for the morning session.

Prayer by the Secretary of the Senate:

Father God, we thank thee for thy creation, our Saviour Jesus Christ, the Holy Spirit as our earthly comforter, and our lives. It is most meaningful to us who believe, to be an active disciple. In this vein of sincere thought, we would pray that our labors here would result in a blessing providing a continuation of our state's development and progress for our people. A residue that would spell thy will be done. In our Saviour's name, Jesus Christ of Nazareth, we pray. Amen.

The reading of the Journal was dispensed with.

The Journal of May 30 was corrected and approved.

The Journal of May 29 was further corrected and approved as follows:

Page 533, counting from the bottom of column 1, line 14, strike "655" and insert 656

Page 533, counting from the bottom of column 1, line 28, before "strike" insert: line 12,

Page 538, counting from the bottom of column 2, line 13, strike "Clayton" and insert O'Grady

REPORTS OF COMMITTEES

The Committee on Rules and Calendar recommends that Rule 7.14 be amended to read as follows:

7.14 During the last thirty (30) calendar days of the regular sixty (60) day biennial session of the Legislature permitted under the Constitution of the State of Florida the Committee on Rules and Calendar may from day to day submit a Special Order Calendar determining the priority for consideration of bills and joint resolutions.

Each Special Order Calendar so submitted shall be for the next legislative day. No other bills or joint resolutions shall be considered until this Special Order Calendar for the day set forth has been completed by the Senate except that any bill or joint resolution appearing on this calendar may be stricken therefrom by a two-thirds vote of the Senators present. All bills or joint resolutions set as Special Orders for consideration at the same hour shall take precedence in the order in which they were given preference.

If a legislative session is extended by the Legislature, all bills and joint resolutions on the calendar at the time of adjournment of the regular session of the legislature shall be referred to the calendar of the Committee on Rules and Calendar.

During any such extended session and during any extra or special legislative session all bills and joint resolutions, upon being reported favorably by the last committee of reference, shall be referred to the calendar of the Committee on Rules and Calendar.

During any such extended session and during any extra or special legislative sessions the Committee on Rules and

Calendar shall establish a Special Order Calendar for the Senate and only those bills and joint resolutions on such Special Order shall be placed on the calendar of the Senate. Such Special Order Calendar shall include bills on second and third reading.

The Committee on Rules and Calendar recommends:

House Bills 1443, 1826, 1345, 1080 and 1332 and SB 1241 be referred to the Committee on Finance and Taxation.

The Committee on Rules and Calendar recommends that the following bills be placed on the Local Calendar:

SB 1288	HB 1811	HB 1680	HB 1352
SB 1286	HB 1810	HB 1663	HB 1342
SB 1285	HB 1790	HB 1662	HB 1341
SB 1278	HB 1789	HB 1655	HB 1325
SB 1270	HB 1788	HB 1600	HB 1284
SB 1269	HB 1787	HB 1598	HB 1269
SB 1268	HB 1783	HB 1556	HB 1265
SB 1267	HB 1782	HB 1480	HB 1234
SB 1266	HB 1781	HB 1476	HB 1401
SB 1265	HB 1777	HB 1467	HB 1606
SB 1264	HB 1775	HB 1473	HB 1607
SB 1208	HB 1773	HB 1454	HB 1611
SB 1206	HB 1772	HB 1452	HB 1679
SB 1205	HB 1771	HB 1450	HB 1750
HB 1850	HB 1767	HB 1444	HB 1751
HB 1848	HB 1766	HB 1426	HB 1753
HB 1847	HB 1762	HB 1425	HB 1412
HB 1846	HB 1743	HB 1419	HB 1684
HB 1845	HB 1742	HB 1400	SB 1225
HB 1824	HB 1682	HB 1355	
HB 1817			

The Committee reports were adopted.

The Honorable Verle A. Pope
President of the Senate

May 30, 1967

Sir:

Your Committee on Rules and Calendar herewith submits as Special and Continuing Order pursuant to Rule 7.2 for Wednesday, May 31, 1967, immediately following consideration of Unfinished Business, the consideration of the following bills:

SB 1316—By Senator Askew—Relating to state board of education, issuance of bonds.

SB 1317—By Senator Askew—Relating to appropriations, capital outlay—buildings and improvements.

SB 1318—By Senator Askew—Relating to expenditures, capital outlay projects at junior colleges.

SB 88—By Senator Poston—Relating to county road systems.

SB 604—By Senator Chiles—Relating to guardianship law.

SB 860—By Senator Weissenborn et al.—Relating to establishment and construction of mental health research, etc. in Dade County.

SB 471—By Senator Stockton—Relating to elections.

SB 163—By Senator Haverfield—Relating to retirement.

SB 662—By Senator Gibson et al.—Relating to malicious injury to buildings and structures.

SB 920—By Senator Plante et al.—Relating to approval by supervising architect or engineer of hotel and restaurant commission.

SB 776—By Senator Stolzenburg—Relating to driver's licenses.

SB 365—By Senator Lane et al.—Relating to exemption to homesteads from taxation.

SB 680—By Senator Mathews—Relating to confirmation of appointments by the senate.

SB 546—By Senators Plante and McClain—Relating to the Caldwell building.

The Committee on Apportionment, Resolutions and Memorials recommends the following pass:

SM 1017 SCR 1149 SCR 1189 HCR 1294
SM 1133

The Resolutions and Memorials were placed on the calendar.

The Committee on Apportionment, Resolutions and Memorials recommends the following pass:

SCR 771

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

The Committee on Transportation and Safety recommends the following pass:

SB 1132

The bill was referred to the Committee on Appropriations.

ENGROSSING REPORTS

Your Engrossing Clerk to whom was referred—

SB 157 with 1 amendment
SB 158 with 2 amendments
SB 660 with 5 amendments
SB 932 with 4 amendments
SB 1167 with 2 amendments
CS for SB 434 with 14 amendments

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

EDWIN G. FRASER
Secretary of the Senate

The bills were certified to the House.

Your Engrossing Clerk to whom was referred—

SB 226 with 3 amendments

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

EDWIN G. FRASER
Secretary of the Senate

The bill was ordered enrolled.

INTRODUCTION

By Senators McClain, Barrow, Horne, de la Parte, Mathews, Lane, Slade, Stockton, Gong, Johnson and Fisher—

SB 1336—A bill to be entitled An act relating to crimes, fraud in obtaining groceries; amending section 817.51 by adding retail poultry, dairy and bakery dealers as objects of fraud, removing the provision that the section shall not apply in cases of agreement for delay in payments, providing an effective date.

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

By Senator Bell—

SB 1337—A bill to be entitled An act relating to the state and county retirement system; amending section 122.02(2), Florida Statutes, to redefine "average final compensation"; providing definition of "average final compensation" for county commissioner who becomes a member of the legislature; providing an effective date.

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

By Senator Weissenborn—

SB 1338—A bill to be entitled An act relating to the relief of Camille Robinson for damages for injuries sustained by her by reason of being struck by an auto while passing around a water

puddle on an improperly drained state road; providing for payment of three thousand dollars (\$3,000); providing an effective date.

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

By Senator Weissenborn—

SB 1339—A bill to be entitled An act for the relief of Jerome Atilus; making an appropriation to compensate for personal injuries sustained by him as a result of a fall in the state prison and as a result of the negligent and careless medical treatment afforded to him in the state prison subsequent to said fall; providing an effective date.

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

By Senator Friday—

SB 1340—A bill to be entitled An act relating to sale of citrus; providing that it shall be lawful to offer and sell citrus fruit regardless of size where such fruit is subject to inspection and selection by the prospective purchasers; providing an elimination; providing an effective date.

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

By Senators Pope and Mathews—

SB 1341—A bill to be entitled An act relating to a state and local taxation study commission, creation; providing for its composition, powers and duties; providing an appropriation and authorizing expenditures; providing an effective date.

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

By Senators Elrod and Pope—

SB 1342—A Bill to be Entitled An Act relating to tax assessments; amending Section 193.221, Florida Statutes; providing for the separate taxation of mineral, oil, gas, and other sub-surface rights in real property; providing for the procedure for such taxation, including enforcement; providing for severability; and providing an effective date.

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

By Senators Gong and Haverfield—

SB 1343—A bill to be entitled An act authorizing cities and towns, whose charter specifically permits, to impose, levy and collect a municipal resort tax not to exceed two percent (2%) of certain rentals and sale of food and beverage; providing exemptions and limitations; providing for the collection of such tax; authorizing the governing legislative body of such cities to appoint a resort tax authority, fixing the number of its members, their qualifications, tenure of office, their power and authority in the supervision and expenditure of the funds from such tax; providing the method of repeal or amendment of such ordinance creating such authority; repealing all laws and parts of laws in conflict with this act; providing an effective date.

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

By Senators McClain, Ott, Knopke and de la Parte—

SB 1344—A bill to be entitled An act relating to the Tampa port authority; amending section 16, chapter 23338, Laws of Florida, 1945, as amended; eliminating the provision that reserve fund is not liable for any debt of the authority; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1344.

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

By Senators de la Parte, Ott, Knopke and McClain—

SB 1345—A bill to be entitled An act relating to the office

of county solicitor in all judicial circuits of the state comprising only one (1) county and having a population of not less than three hundred ninety thousand (390,000) and not more than four hundred fifty thousand (450,000), according to the latest official decennial census; providing for assistant county solicitors, investigators, court reporters, clerical and administrative assistants; providing for employment, appointment, qualifications, powers and duties; providing amount and manner of compensation; providing for office, office equipment and supplies; prohibiting the county solicitor from practicing law and prohibiting his assistants from practicing in certain areas of law; providing for the budgeting of expenses of the county solicitor's office; appropriating moneys out of the county general fund and providing for appropriations by the board of county commissioners and county budget commission for compensation and expenses of the county solicitor's office; providing an effective date.

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

By Senators de la Parte, Knopke, McClain and Ott—

SB 1346—A bill to be entitled An act relating to Hillsborough county, education; amending section 1 of chapter 21287, Laws of Florida, 1941, as amended by chapter 24587, Laws of Florida, 1947; to redefine the term "probationary period of employment"; providing effective date.

Evidence of notice and publication was established by the Senate as to SB 1346.

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

By Senators de la Parte, Ott, Knopke and McClain—

SB 1347—A bill to be entitled An act relating to milk and milk products, defining milk and skimmed milk, in all counties having a population of not less than three hundred fifty thousand (350,000) and not more than four hundred fifty thousand (450,000), according to the latest official decennial census; requiring certain minimum amounts of milk fat and milk solids; providing an effective date.

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

By Senator de la Parte—

SB 1348—A bill to be entitled An act relating to drunken driving; amending section 860.01, Florida Statutes; to provide penalties when death is caused by a driver whose faculties are impaired by drugs, alcoholic beverages, or stimulants; providing an effective date.

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

By Senators Knopke, Ott and McClain—

SB 1349—A bill to be entitled An act relating to taxicabs, providing for the maximum number of taxicabs in all municipalities having a population in excess of two hundred thousand (200,000) in those counties having a population of not less than three hundred ninety thousand (390,000) and not more than four hundred fifty thousand (450,000), according to the latest official decennial census; providing an effective date.

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

By Senators Knopke, Ott, McClain and de la Parte—

SB 1350—A bill to be entitled An act relating to the city of Tampa, Hillsborough county, pension or retirement fund for disabled or retired permanent employees; amending section 3, chapter 23559, Laws of Florida, 1945, as amended, providing for removal of the exception from the deduction of contributions by employees who have completed certain years service; providing for the continuation of contributions as long as an employee continues in the service of the city; providing an effective date.

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

By Senators Knopke, Ott, McClain and de la Parte—

SB 1351—A bill to be entitled An act relating to city of

Tampa, Hillsborough county, taxicab commission; amending section 1 of chapter 24922, Laws of Florida, 1947, providing that the members of the city council shall constitute the taxicab commission of such city; providing an effective date.

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

By Senators Knopke, de la Parte and McClain—

SB 1352—A bill to be entitled An act relating to Hillsborough county; authorizing the board of county commissioners to adopt rules and regulations for the control and leashing of dogs and other domestic animals in the unincorporated areas of the county; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1352.

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

By Senators Ott, Knopke, de la Parte and McClain—

SB 1353—A bill to be entitled An act relating to Hillsborough county; requiring a dredge fill permit for any landowner to dredge in the unincorporated areas of Hillsborough county; providing for adoption of rules and regulations; providing for a reasonable fee; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1353.

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

By Senators Ott, de la Parte, Knopke and McClain—

SB 1354—A bill to be entitled An act relating to Hillsborough county, hospital and welfare board; amending section 2 of chapter 61-2260, Laws of Florida; providing that after January 1, 1968, property owned by the board may be mortgaged or conveyed with the approval of the board of county commissioners of Hillsborough county and the city council of the city of Tampa; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1354.

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

By Senators Ott, de la Parte, Knopke and McClain—

SB 1355—A bill to be entitled An act relating to the office of state attorney in all judicial circuits of the state comprising only one (1) county and having a population of not less than three hundred ninety thousand (390,000) and not more than four hundred fifty thousand (450,000), according to the latest official decennial census; providing for assistant state attorneys, investigators, court reporters, clerical and administrative assistants; providing for employment, appointment, qualifications, powers and duties; providing amount and manner of compensation; providing for office, office equipment and supplies; prohibiting the state attorney from practicing law and prohibiting his assistants from practicing in certain areas of law; providing for the budgeting of expenses of the state attorney's office; providing for appropriations by the board of county commissioners and county budget commission for compensation and expenses of the state attorney's office; providing an effective date.

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

By Senator Friday—

SB 1356—A bill to be entitled An act relating to circuit courts; judicial circuits, state attorneys and assistant state attorneys; amending sections 26.13 and 26.33 and adding sections 26.163 and 26.363, all Florida Statutes; removing from the twelfth judicial circuit Charlotte, Collier, Glades, Hendry and Lee counties and creating a new judicial circuit consisting of said counties; providing for terms of court for the twelfth judicial circuit and the new judicial circuit; amending sections 27.19 and 27.21, Florida Statutes, to provide for additional assistant state attorneys and their appointments; providing an effective date.

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

By Senator Stockton—

SB 1357—A bill to be entitled An act relating to the public school lunch program; repealing section 236.75, Florida Statutes, which provides state funds for public school lunch programs; providing an effective date.

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

By Senator Askew—

SB 1358—A bill to be entitled An act relating to two-wheel motor vehicles; amending paragraph (b) of subsection (1) of section 371.981, Florida Statutes, as amended by section 1 of chapter 67-16, laws of Florida, authorizing the wearing of safety glasses; and providing an effective date.

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

On motion by Senator Askew, by two-thirds vote, SB 1358 was withdrawn from the Committees on Transportation and Safety; and Judiciary "A" and placed on the Calendar.

Unanimous consent was granted Senator Askew to take up SB 1358 out of order.

On motions by Senator Askew, the rules were waived and SB 1358 was read the second time by title, the third time in full and passed, title as stated. The vote was:

Yeas—44

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

Nays—1

Henderson

The bill was certified to the House.

By Senator Johnson—

SB 1359—A bill to be entitled An act relating to alcoholic beverage licenses; authorizing one (1) additional club beverage license in each county of the state having a population of not less than eighty thousand (80,000) and not more than one hundred twenty thousand (120,000), according to the latest official decennial census; providing an effective date.

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

By Senators Johnson, Bafalis, Plante and Reuter—

SB 1360—A bill to be entitled An act relating to racing permit referendums; amending the first paragraph of section 550.06, Florida Statutes, to limit the frequency of said referendums; providing an effective date.

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

By Senator Thomas—

SB 1361—A bill to be entitled An act creating the Lake Okeechobee fish and wildlife advisory council to the game and fresh water fish commission; providing for appointment of its members by boards of county commissioners of Okeechobee, Martin, Palm Beach, Hendry and Glades counties; providing for payment of expenses of council members from county funds; prescribing its duties; providing an effective date.

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

By Senators Thomas and Bafalis—

SCR 1362—A concurrent resolution directing the legislative council to make a comprehensive study of building and loan association institutions in the state of Florida, including revision of existing laws as needed; requiring a report with findings and recommendations to the next legislature.

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

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

SCR 1363—A concurrent resolution requesting the two (2) major airlines serving Tallahassee to provide additional non-stop service to Miami on weekends during the legislative session.

WHEREAS, there is an unusually large traffic between the lower east coast and Tallahassee during the legislative session, and

WHEREAS, the distance between Tallahassee and the lower east coast is such that legislators and others are unable to return to their homes and businesses during the weekend except by air travel, NOW, THEREFORE,

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

That National airlines and Eastern airlines are requested to provide, during the legislative session, additional service by nonstop jet from Tallahassee to Miami on Friday afternoons and from Miami to Tallahassee Monday morning.

BE IT FURTHER RESOLVED that copies of this resolution, with the signatures of the president of the senate and the speaker of the house of representatives affixed, be sent to the appropriate officials in the Tallahassee offices and in the home offices of eastern airlines and national airlines.

Was read the first time in full. On motion by Senator Stone, the rules were waived and SCR 1363 was placed on the Calendar.

Unanimous consent was granted Senator Stone to take up SCR 1363 out of order.

On motions by Senator Stone, the rules were waived and SCR 1363 was read the second time by title, adopted, and certified to the House.

By Senators Stone and Shevin—

SB 1364—A bill to be entitled An act for the relief of Aida Lubin of Dade county for damages suffered as a result of the negligence of the state road department in allowing a dangerous condition to exist on an incompleated road; providing an appropriation; providing an effective date.

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

By Senators Stone and Shevin—

SB 1365—A bill to be entitled An act for the relief of James Taylor; providing an appropriation; 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 1366—A bill to be entitled An act relating to the relief of Annie Mell Ratliff, making an appropriation to compensate her for personal injuries and loss of her lower limbs sustained by her as a result of improper care and treatment when she was a patient at the Florida tuberculosis hospital at Lantana; providing an effective date.

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

By Senators Friday, Hollahan, Thomas, Bafalis and Mathews—

SB 1367—A bill to be entitled An act amending Section 196.01, Florida Statutes, declaring assessments in excess of the just valuation of property illegal; providing that circuit courts may enter orders striking the illegal portions of any tax, assessment or toll; providing for the original jurisdiction of circuit

courts in proceedings attacking the validity of any tax, assessment or toll; providing for tender or payment of tax or toll; providing for payment over of money tendered into court to taxing official; providing presumptions and burden of proof; providing alternative remedy to provisions of Section 200.10, Florida Statutes; providing that the circuit court may tax costs in favor of the complainant in cases attacking the validity of any tax, assessment or toll; providing an effective date.

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

By Senators Mathews, Pope, Chiles, Boyd, Askew, Young and Deeb—

SB 1368—A bill to be entitled An act amending section 231.56, Florida Statutes, providing for a code of ethics and standards by adding a new subsection (4) prohibiting any restriction on the acceptance of teaching positions in Florida; 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 Slade—

SB 1369—A bill to be entitled An act relating to legislative retirement; amending section 122.05, Florida Statutes, by adding subsection (5); providing for additional calculation of retirement credit for members of the legislature computed on prior and future service; providing effective date.

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

By Senator Boyd—

SB 1370—A bill to be entitled An act relating to the insurance code amending subsection (3) of section 626.221, Florida Statutes, by adding paragraph (o) to exempt CPCU's from certain examination requirements; and providing an effective date.

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

By Senators Barron and Barrow—

SJR 1371—A joint resolution proposing an amendment of section 7 of Article X of the state constitution, to change the exemption from taxation to ten thousand dollars (\$10,000.00) on home and contiguous real property.

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

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Ott, by two-thirds vote, SB 1212 was withdrawn from the Committee on Finance and Taxation and placed on the Local Calendar.

On motion by Senator Young, by two-thirds vote, House Bills 772 and 773 were removed from the General Calendar and placed on the Local Calendar.

On motion by Senator Johnson, by two-thirds vote, HB 1080 was withdrawn from the Committee on Finance and Taxation and placed on the Local Calendar.

On motion by Senator O'Grady, by two-thirds vote, SB 1241 was withdrawn from the Committee on Finance and Taxation and placed on the Local Calendar.

On motion by Senator Boyd, by two-thirds vote, House Bills 1411 and 1345 were withdrawn from the Committee on Finance and Taxation and placed on the Local Calendar.

On motion by Senator Chiles, by two-thirds vote, HM 2111 was withdrawn from the Committees on Insurance; and Congressional Liaison, Intergovernmental and Veterans Affairs and Communications and placed on the Calendar.

On motion by Senator Horne, by two-thirds vote, HB 1566 was withdrawn from the Committee on Judiciary "A" and referred to the Committee on Judiciary "B".

On motion by Senator Barrow, by two-thirds vote, SB 1230 was withdrawn from the Committee on Judiciary "A".

On motion by Senator Clayton, by two-thirds vote, HB 1669 was withdrawn from the Committee on Finance and Taxation and placed on the Local Calendar.

On motion by Senator Mathews, by two-thirds vote, SB 1033 was withdrawn from the Committee on Education—Higher Learning.

A point of order was raised by Senator Griffin, and SB 828 was also referred to the Committee on Finance and Taxation.

On motion by Senator Gunter, the Committee on Water Conservation, Salt Water and Natural Resources was granted an additional 10 Legislative days for the consideration of Senate Bills 1062 and 1076 and HB 850.

On motion by Senator Griffin, the Committee on Finance and Taxation was granted an additional 7 days for the consideration of Senate Bills 878, 946, 811, 1067, 1068 and 1070.

On motion by Senator Horne, the Committee on Judiciary "B" was granted an additional 5 days for the consideration of all bills now in the Committee.

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

HM 2111—A MEMORIAL TO THE CONGRESS OF THE UNITED STATES, urging the passage of legislation to cope with the problems of flood and related disasters, including subsidence, through the initiation of a Federal Flood Insurance Program, which avails itself of the resources of the insurance industry and the federal government for the constructive solution of this catastrophe challenge.

WHEREAS, nationwide storms, floods and related disasters, including subsidence, of catastrophic proportions have taken a heavy toll of human, property and industrial resources, thereby severely taxing the ability of the insurance industry to cope with this problem, and

WHEREAS, the State of Florida is acutely affected by the problem of subsidence as manifested in the recent "sinkhole" disasters of this nature centered in Polk County, Florida, which are of grave concern to the citizenry, the legislature, the insurance commissioner and the industry, and

WHEREAS, the State of Florida has long been concerned with the challenge of flood and related disasters, including subsidence, and has evinced its concern through the activities of its State Treasurer ex officio Insurance Commissioner, Broward Williams, in conjunction with the National Association of Insurance Commissioners, with the result that Senate Bill No. 1290, introduced by the Honorable Harrison Williams, Jr., and House Bill No. 8979, introduced by the Honorable Claude Pepper, are now before the congress of the United States, and

WHEREAS, the Bureau of Housing and Urban Development (HUD) has also taken action on this problem by the preparation of a bill pertaining to flood and related disasters, NOW, THEREFORE,

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

That the Legislature of the State of Florida respectfully makes application to the Congress of the United States to do its utmost to expedite the passage and implement the administration of this legislation.

BE IT FURTHER RESOLVED that copies of this Resolution be transmitted to the Honorable Lyndon B. Johnson, President of the United States, the president of the United States Senate, the Speaker of the House of Representatives, the Director of the Bureau of Housing and Urban Development, and to each Senator and Representative in Congress from the State of Florida.

Approved by the Governor, May _____, 1967.

Filed in the Office of Secretary of State, May _____, 1967.

On motions by Senator Chiles, HM 2111 was read the second time in full, adopted, and certified to the House.

MESSAGES FROM THE GOVERNOR

The Honorable Verle A. Pope May 30, 1967
President of the Senate
The Capitol
Tallahassee, Florida

Dear Sir:

I have today filed with the office of the Secretary of State the following act which originated in the Senate, Regular Session, 1967, and which I approved on May 30, 1967, at 3:30 P.M.:

SB 154

Respectfully,
CLAUDE KIRK
 Governor

The Honorable Verle A. Pope May 31, 1967
President of the Senate
The Capitol
Tallahassee, Florida

Dear Sir:

I have filed in the office of the Secretary of State the following acts which originated in the Senate, Regular Session, 1967, same having remained in my office for the full constitutional period of five days and will become law without my approval:

SB 26	SB 300
SB 133	SB 746
SB 195	SB 767
SB 294	

Respectfully,
CLAUDE KIRK
 Governor

The Honorable Verle A. Pope May 31, 1967
President of the Senate
The Capitol
Tallahassee, Florida

Dear Sir:

I have today filed with the office of the Secretary of State the following act which originated in the Senate, Regular Session, 1967, and which I approved on May 31, 1967, at 10:00 A.M.:

SB 103

Respectfully,
CLAUDE KIRK
 Governor

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages were read:

The Honorable Verle A. Pope May 30, 1967
President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives has granted the request of the Senate and returns—

By Senator Plante and others—

SCR 1228

Respectfully,
ALLEN MORRIS
 Clerk, House of Representatives

On motion by Senator Plante, the Senate reconsidered the vote by which SCR 1228 as amended, contained in the above message, was adopted on May 24. By permission, Senator Plante withdrew SCR 1228 from the Senate.

The Honorable Verle A. Pope May 30, 1967
President of the Senate

Sir:

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

By Representative Dubbin and others—

HB 629—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.

By Representative Yarborough—

HB 1902—A bill to be entitled An act relating to jai alai frontons; amending chapter 551, Florida Statutes, by adding section 551.16 to allow state racing commission to allocate and grant additional operational dates to jai alai permittee to replace dates lost to such permittee as a result of fire, strike or circumstances beyond the control of such permittee; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
 Clerk, House of Representatives

HB 629, contained in the above message, was read the first time by title and referred to the Committee on Judiciary "A".

On motion by Senator Hollahan, by two-thirds vote, HB 629 was withdrawn from the Committee on Judiciary "A" and placed on the Calendar.

HB 1902, contained in the above message, was read the first time by title and referred to the Committee on Ethics and Privileged Businesses.

The Honorable Verle A. Pope May 30, 1967
President of the Senate

Sir:

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

By The Committee on Ad Valorem Taxation—

CS for HB 101—A bill to be entitled An act relating to tax assessment; amending section 193.25, Florida Statutes, to provide filing fees; authorizing the board of county commissioners to employ expert assistants to act as an advisory board; providing procedures; authorizing the board of county commissioners to provide for a deputy equalization; providing a hearing fee; providing a severability clause; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
 Clerk, House of Representatives

CS for HB 101, contained in the above message, was read the first time by title and referred to the Committee on Finance and Taxation.

The Honorable Verle A. Pope May 30, 1967
President of the Senate

Sir:

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

By Representative Hartnett and others—

HB 1003—A bill to be entitled An act relating to junior colleges, creating section 230.0121, Florida Statutes, exempting junior colleges supported by two or more counties and established pursuant to section 230.0101(2), Florida Statutes, from the regulation, supervision and control of the civil service commission of any one county contributing to the support of such junior college; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
 Clerk, House of Representatives

HB 1003, contained in the above message, was read the first time by title and referred to the Committee on Education—Public Schools and Junior Colleges.

The Honorable Verle A. Pope May 30, 1967
President of the Senate

Sir:

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

By the Committee on Judiciary C—

CS for HB 1207—A bill to be entitled An act relating to submerged lands, biological surveys; amending section 253.12; providing that prior to the sale of sovereignty tidal and submerged lands by the trustees of the internal improvement trust fund, the board of conservation shall make a biological survey and ecological study; ratifying and confirming prior sale of fill material; amending sections 253.122 and 253.124, Florida Statutes, to provide a similar procedure pursuant to the setting of bulkhead lines and the granting of fill permits; providing that the trustees may approve or reject applications approved by local governing bodies; amending section 253.123 to prohibit the removal of sand, rock or earth from navigable waters and submerged lands channelward of bulkhead lines with certain exceptions; providing penalties; amending section 253.126, Florida Statutes; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

CS for HB 1207, contained in the above message, was read the first time by title and referred to the Committee on Water Conservation, Salt Water and Natural Resources.

The Honorable Verle A. Pope May 30, 1967
President of the Senate

Sir:

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

By Representative Bassett and others—

HB 1367—A bill to be entitled An act relating to circuit courts and judicial circuits; amending section 26.01, Florida Statutes, relating to the number of judicial circuits; amending sections 26.10 and 26.30, Florida Statutes, relating to composition and terms of court, circuit judge's powers, tenure of office, compensation and residence requirements; eliminating divisions and removing certain counties and circuit judges from the ninth (9th) judicial circuit; amending chapter 26, Florida Statutes, by adding sections 26.163 and 26.363 creating a new circuit for such counties and circuit judges; called the eighteenth (18th) judicial circuit, relating to the composition and terms of court; circuit judge's powers, tenure of office, compensation and residence requirements; providing a method for determining the number of circuit judges; amending chapter 26, Florida Statutes, by adding sections 26.64 and 26.364 creating a new circuit for such counties and circuit judges; called the nineteenth (19th) judicial circuit, relating to the composition and terms of court; circuit judge's powers, tenure of office, compensation and residence requirements; providing a method for determining the number of circuit judges; providing for appropriation; and providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 1367, contained in the above message, was read the first time by title. On motion by Senator Plante, the rules were waived and the bill was placed on the Calendar.

The Honorable Verle A. Pope May 30, 1967
President of the Senate

Sir:

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

By Representatives Yarborough and Featherstone—

HB 919—A bill to be entitled An act relating to race tracks, touting; amending section 817.37(4), Florida Statutes, to make it a misdemeanor for touters to return to a race track.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 919, 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

May 30, 1967

Sir:

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

By Representative Dubbin—

HB 1566—A bill to be entitled An act amending the Florida gas transmission and distribution piping systems' safety code of 1959, chapter 368, Florida statutes, by eliminating its technical provisions and in lieu thereof authorizing the Florida public service commission to adopt rules and regulations pertaining to pipeline safety standards and to issue appropriate orders; amending sections 368.01, 368.03 and 368.05, Florida statutes; repealing section 368.02, Florida statutes, and substituting therefor a new section 368.02; and repealing sections 368.04 and 368.06 through 368.47, Florida statutes; redesignating said code as the gas safety law of 1967; extending its applicability to municipalities, cooperatives, gas districts, and other legal entities either owning or operating facilities supplying gas with the exception of liquefied petroleum gas; and providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 1566, 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

May 30, 1967

Sir:

I am directed to inform the Senate that the House of Representatives has refused to concur in Senate amendments to—

By Representatives Walker and Randell—

HB 1040—A bill to be entitled An act relating to conservation; amending section 370.08(3), Florida Statutes, prohibiting the taking of food fish with certain nets to include additional nets in said prohibition and to prohibit such taking within or without the waters of the state.

Amendment 1

Page 1, following Section 1. insert the following: Section 2. The provisions of this act are both joint and severable. Should any provision hereof be declared invalid, the remaining provisions shall nevertheless remain in full force and effect.

Amendment 2

Page 1, following Section 2. insert the following: Section 3. This act shall take effect on September 1, 1967.

Amendment 3

In title, strike: the period and insert the following: ; providing an effective date.

Amendment 4

In Section 1, line 25, page 1, strike: "only" and insert the following: "or fish to be used by Florida industrial processors when taken from without the waters of this state under supervision of the Florida board of conservation with expenses incurred therefor to be borne by the fishing vessel and all such fish are for industrial processing; and further provided such processors operate under continuous state or federal inspection at their own expense to insure that fish so taken do not enter the fresh or fresh frozen fish market."

—and requests the Senate to recede therefrom.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Young, the Senate refused to recede from Senate amendments 1, 2, 3 and 4 to HB 1040 and requested a Conference Committee be appointed on the part of the Senate to confer with a like committee on the part of the House to adjust the existing differences on Senate amendments 1, 2, 3 and 4 to HB 1040.

The action of the Senate was certified to the House.

The Honorable Verle A. Pope
President of the Senate

May 31, 1967

Sir:

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

By Representative Wolfson—

HCR 2363—A concurrent resolution requesting the Governor of the State of Florida to return House Bill No. 464 to the House of Representatives for the purpose of further consideration.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HCR 2363, contained in the above message, was read the first time in full. On motions by Senator Hollahan, the rules were waived and HCR 2363 was read the second time by title, adopted, and certified to the House.

CONSIDERATION OF SENATE AND OTHER RESOLUTIONS

HCR 2209—A concurrent resolution to recognize the distinguished contributions of John Ollie Edmunds, university president, attorney, judge, statesman and christian lay leader, to the youth of our nation as an educator and to the people of Florida as a dedicated public servant and friend.

WHEREAS, the legislature of the state of Florida has determined that prompt public recognition of outstanding citizens and dedicated public servants, for their contributions to the people of this state, should not be overlooked nor too long delayed, and

WHEREAS, John Ollie Edmunds, born March 1, 1903, in Higgston, Georgia, the son of Plato Durham Edmunds and Lee S. (Ganey) Edmunds, husband of Emily Bryant Edmunds and the father of John and Jane Edmunds, became the first graduate of any Florida college to return to his Alma Mater as its president, and

WHEREAS, John Ollie Edmunds received his college preparatory work at the Y. M. C. A. night school, Jacksonville, Florida, and thereafter entered John B. Stetson University receiving his Bachelor of Arts degree in 1925, his Master of Arts degree in 1927 and a Bachelor of Laws degree in 1928 from John B. Stetson College of Law, and later received his Doctor of Laws degree from the same university in 1943, and

WHEREAS, John Ollie Edmunds, better known as J. Ollie Edmunds, has served well and with distinction the state of Florida in the practice of his profession, with his ability and integrity as a judge, in his leadership to the youth of the world in promotion and development of higher education and in the statesmanship he has given to the church of his choice, and

WHEREAS, J. Ollie Edmunds practiced law both in DeLand and Jacksonville from his admission to the Bar in 1927 until 1931 and again from 1944 until 1948, and that during his years as a practicing attorney took an active part in the Jacksonville Bar Association and in the American Judicature Society, and

WHEREAS, J. Ollie Edmunds served as county judge of Duval county, Florida, from July 31, 1931 until 1944, at which time he resigned his judgeship to enter the race for the United States Senate and that while serving as judge was an active member of the Florida County Judges' Association and served as its president, and

WHEREAS, J. Ollie Edmunds served as chairman of the Duval County War Savings Bond Committee for the United States Treasury Department in 1942 and further served his

country as an officer in the United States Coast Guard during the second world war, and

WHEREAS, he was a candidate for the United States Senate in 1944, and

WHEREAS, J. Ollie Edmunds served as a member of President Eisenhower's Committee for the Development of Scientists and Engineers and also as a member of the Florida Land Use and Control Commission in 1957 and 1958, and

WHEREAS, J. Ollie Edmunds became the first Florida college president to serve as president of the Association of American Colleges in 1959, and

WHEREAS, J. Ollie Edmunds served as a member of the Committee on Education for the Southern Baptist Convention and also was President of the Florida Baptist Convention in 1961, and

WHEREAS, J. Ollie Edmunds served as chairman of the Council of Presidents of Independent Colleges and Universities of Florida and was a member of the Education Committee of the Florida Council of 100, and

WHEREAS, he was a member of the National Council of the Boy Scouts of America, and

WHEREAS, J. Ollie Edmunds is a director of the Barnett National Bank, DeLand, Florida, and is also a director of the Federal Reserve Bank of Atlanta, Jacksonville Branch, and

WHEREAS, J. Ollie Edmunds is a 33° Mason and Shriner and is the former Grand Orator of the Grand Lodge of Florida, and

WHEREAS, J. Ollie Edmunds has been a trustee of John B. Stetson University since 1934 and has served as president of said university since 1948, and

WHEREAS, as a result of his services, J. Ollie Edmunds has been voted the Outstanding Citizenship Award for the city of Jacksonville, Florida, by the Junior Chamber of Commerce in 1937; received national recognition for his writings and addresses concerning the plight of small private church-related colleges; been awarded honorary degrees of Doctor of Letters by the University of Miami, Miami, Florida, in 1950 and by Jacksonville University, Jacksonville, Florida, in 1964 and also the honorary degree of Doctor of Humanities by Rollins College, Winter Park, Florida, in 1963; received the Freedom's Foundation Award in 1952 and again in 1956, and is listed in Who's Who in America and also in Who's Who in the South and Southwest, and

WHEREAS, J. Ollie Edmunds is loved and respected by the people of this state for his dedicated service and gentle leadership, NOW, THEREFORE,

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

Section 1. That the legislature of the state of Florida, in recognition of the meritorious service rendered by J. Ollie Edmunds and in commendation of his labor and unrelenting love for his fellow man, pays tribute to J. Ollie Edmunds for his personal friendship and example to the youth of our nation; to his nineteen (19) years as president of Florida's oldest institution of higher learning; for his integrity as a judge and his service as an attorney; for the statesmanship he has given to the church of his choice and for his kind of christian citizenship which has been a part of the enrichment of all aspects of life in Florida.

Section 2. Be It Further Resolved, that the legislature of the state of Florida publicly thanks and commends the Honorable J. Ollie Edmunds, on behalf of the people of Florida and on behalf of the students of our nation, for his long, distinguished and dedicated service to the law, to education and to christianity as a leader, statesman and friend.

Section 3. Be It Further Resolved, that copies of this concurrent resolution be signed by the speaker and chief clerk of the House of Representatives and by the president and secretary of the Senate and that such copies suitable for framing and bearing the seal of the great state of Florida be transmitted to the Honorable J. Ollie Edmunds and also to John B. Stetson University, DeLand, Florida, and to the John B. Stetson College of Law, St. Petersburg, Florida so that it may serve not only as a symbol of appreciation to J. Ollie Edmunds, but that by so recognizing the work of this great

Floridian that it may also serve as an inspiration to the youth of our state and nation to the fact that dedicated public service shall not go unrewarded nor will it ever be forgotten.

Was taken up and read the second time in full. On motion by Senator Mathews, HCR 2209 was unanimously adopted and certified to the House.

SPECIAL AND CONTINUING ORDER

The President presiding.

By Senator Askew—

SB 1316—A bill to be entitled An act authorizing the state board of education to issue bonds in the amount of fifty-three million dollars (\$53,000,000) during the 1967-69 biennium in accordance with the provisions of Section 19, Article XII of the Constitution of the State of Florida; providing an effective date.

Was taken up. On motions by Senator Askew, the rules were waived and SB 1316 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—47 Nays—None

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

The bill was certified to the House.

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

HB 629—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.

On motions by Senator Hollahan, the rules were waived and HB 629 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	McClain	Stockton
Askew	Elrod	Mathews	Stolzenburg
Bafalis	Fisher	O'Grady	Stone
Barrow	Gong	Ott	Thomas
Bell	Griffin	Plante	Weber
Boyd	Gunter	Poston	Weissenborn
Broxson	Haverfield	Reuter	Wilson
Chiles	Hollahan	Sayler	Young
Cross	Horne	Shevin	
Deeb	Johnson	Slade	
de la Parte	Knopke	Spencer	

The bill was certified to the House.

SB 1317—A bill to be entitled An act making appropriations; providing moneys for the annual periods beginning July 1, 1967, and July 1, 1968, to pay for fixed capital outlay—buildings and improvements; providing an effective date.

Was taken up. On motions by Senator Askew, the rules were waived and SB 1317 was read the second time by title, the third time in full and passed, title as stated. The vote was:

Yeas—25

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

Nays—18

Bafalis	Fisher	Reuter	Weber
Bell	Henderson	Sayler	Wilson
Clayton	Johnson	Slade	Young
Deeb	McClain	Stockton	
Elrod	Plante	Stolzenburg	

The bill was certified to the House.

PAIR

The following Pair was announced by the Secretary in accordance with Senate Rule 8.4:

I am paired with Senator O'Grady on SB 1317. If he were present he would vote "Nay" and I would vote "Yea."

TOM SPENCER
Senator, 45th District

Dated May 31, 1967

SB 1318—A bill to be entitled An act authorizing expenditures for fixed capital outlay projects at junior colleges, area vocational-technical centers provided herein, and institutions under the board of regents; providing an effective date.

Was taken up. On motion by Senator Askew, the rules were waived and SB 1318 was read the second time by title.

The Committee on Appropriations offered the following amendment which was adopted on motion by Senator Askew:

In Section 1, line 29, page 7, strike: "\$2,000,000" and insert the following: \$3,000,000

On motion by Senator Askew, the rules were waived and SB 1318 as amended was read the third time in full and passed. The vote was:

Yeas—30

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

Nays—17

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

The bill was ordered engrossed.

SB 88 was taken up, together with:

By the Committee on Public Roads and Highways—

CS for SB 88—A bill to be entitled An act relating to county engineers; authorizing the employment of the same engineer or firm by more than one county; amending section 336.03, Florida Statutes; providing an effective date.

—which was read the first time by title and SB 88 was laid on the table.

On motions by Senator Poston, the rules were waived and CS for SB 88 was read the second time by title, the third time in full and passed. The vote was: Yeas—45 Nays—None

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

CS for SB 88 was certified to the House.

SB 604—A bill to be entitled An act relating to guardianship law, burial expenses for ward; amending chapter 744, Florida Statutes, by adding section 744.68, authorizing guardian to pay reasonable funeral expenses for ward where ward's estate does not exceed seven hundred fifty dollars (\$750.00); providing an effective date.

Was taken up. On motion by Senator Chiles, the rules were waived and SB 604 was read the second time by title.

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

In Section 2, line 23, strike: entire Section 2. and insert the following: Section 2. This act shall take effect September 1, 1967.

On motion by Senator Chiles, the rules were waived and SB 604 as amended was read the third time in full and passed. The vote was: Yeas—45 Nays—None

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

The bill was ordered engrossed.

On motion by Senator Mathews, it was agreed that when the Senate adjourns it adjourn to reconvene for an afternoon session, pursuant to the rules.

SB 860—A bill to be entitled An act creating Section 394.015 relating to the establishment and construction of a mental health research and training institute in Dade County, Florida, providing for the authority to accept a grant from the board of county commissioners of Dade County, Florida, for the land of said institute and naming the same, and providing an effective date.

Was taken up. On motions by Senator Weissenborn, the rules were waived and SB 860 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—45 Nays—None

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

The bill was certified to the House.

SB 471 was taken up, together with:

By the Committee on Judiciary "B"—

CS for SB 471—A bill to be entitled An Act relating to elections; amending paragraph (b) subsection (4) of section 99.161, Florida Statutes; repealing the prohibition against receiving contributions less than five days before the election; permitting contributions and expenditures until the filing of final report 45 days after election; providing an effective date.

—which was read the first time by title and SB 471 was laid on the table.

On motions by Senator Weissenborn, the rules were waived and CS for SB 471 was read the second time by title, the third time in full and passed. The vote was:

Yeas—27

Bafalis	Cross	McClain	Spencer
Barron	Edwards	Mathews	Stockton
Barrow	Fisher	O'Grady	Stone
Bell	Gong	Ott	Thomas
Broxson	Griffin	Plante	Weber
Chiles	Gunter	Poston	Weissenborn
Clayton	Johnson	Reuter	

Nays—9

Mr. President	Henderson	Shevin	Wilson
Elrod	Sayler	Stolzenburg	Young
Haverfield			

CS for SB 471 was certified to the House.

SB 163—A bill to be entitled An act relating to retirement; amending subsection (1)(b) of section 238.05 and subsection (2) of section 122.24 Florida statutes; providing that certain state university system personnel may reject participation in the teachers retirement system by electing to participate in the state and county officers and employees retirement system; providing an effective date.

Was taken up. On motions by Senator Haverfield, the rules were waived and SB 163 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—45 Nays—None

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

The bill was certified to the House.

SB 662—A bill to be entitled An act relating to malicious injury to buildings and structures; amending section 822.10, Florida Statutes, to include provisions for injury to electric utility lines; providing penalties; providing an effective date.

Was taken up. On motion by Senator Barron, the rules were waived and SB 662 was read the second time by title.

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

In Section 1, line 17, page 2, strike: "fifteen (15)" and insert the following: five (5)

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

In Section 1, lines 19-24, page 2, strike: everything in italics

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

In Section 2, page 2, strike: the entire section 2. and insert the following: Section 2. This act shall take effect immediately upon becoming a law.

On motion by Senator Barron, the rules were waived and SB 662 as amended was read the third time in full and passed. The vote was:

Yeas—44

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

Nays—1

Wilson

The bill was ordered engrossed.

SB 920—A bill to be entitled An act relating to the approval by the supervising architect or engineer of the hotel and restaurant commission of plans for the construction or remodeling of any building to be used as a public lodging or public food service establishment; providing that such approval shall be required of plans for any building which may be located on the premises of an establishment and will be used by the guests thereof; amending subsection (4) of 509.211 Florida statutes; providing an effective date.

Was taken up. On motion by Senator Plante, the rules were waived and SB 920 was read the second time by title.

Senator Plante offered the following amendment which was adopted:

Strike Section 2 and insert the following:

Section 2. Premises shall be defined as that establishment which is licensed by the commission as defined in 509.242, F.S.

Section 3. This act shall take effect July 1, 1967.

On motion by Senator Plante, the rules were waived and SB 920 as amended was read the third time in full and passed. The vote was: Yeas—45 Nays—None

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

The bill was ordered engrossed.

The President recognized Miss Christine Thorgeson, presently Miss Florida; Miss Judee Hardin, presently Miss Manatee County; their chaperone, Mrs. Norma Thorgeson, the mother of Miss Florida; and Mr. John Tarver, President of the Manatee County Chamber of Commerce, and appointed Senators Boyd, Thomas and Mathews as a committee to escort them to the rostrum. Miss Thorgeson and Miss Hardin addressed the Senate briefly and the former extended to the members an invitation to attend the Miss Florida Pageant, which will be held at the Municipal Auditorium in Sarasota, June 12-24, 1967.

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 taken up. On motions by Senator Stolzenburg, the rules were waived and SB 776 was read the second time by title, the third time in full and passed, title as stated. The vote was:

Yeas—28

Askew	Griffin	O'Grady	Spencer
Bafalis	Gunter	Ott	Stockton
Bell	Henderson	Plante	Stolzenburg
Deeb	Johnson	Poston	Thomas
de la Parte	Knopke	Reuter	Weber
Elrod	McClain	Sayler	Wilson
Fincher	Mathews	Shevin	Young

Nays—13

Mr. President	Broxson	Haverfield	Weissenborn
Barron	Cross	Hollahan	
Barrow	Fisher	Horne	
Boyd	Gong	Stone	

The bill was certified to the House.

SB 365—A bill to be entitled An act relating to exemption of homesteads from taxation; amending sections 192.12 and 192.13, Florida Statutes; providing an exemption up to assessed valuation of five thousand dollars (\$5,000.00) on each owner-occupied condominium parcel and on each apartment occupied by tenant-stockholder or member of cooperative apartment corporation; defining cooperative apartment corporation and tenant-stockholder or member; providing that beneficial title in equity shall include interest of tenant-stockholder or member of cooperative apartment corporation; providing an effective date.

Was taken up. On motion by Senator Stone, the rules were waived and SB 365 was read the second time by title.

Senator Mathews offered the following amendment which was adopted:

Strike: Section 3 and insert the following: Section 3. This act shall take effect immediately upon the approval of a majority of the qualified electors voting in an election on a constitutional amendment or provision of a new constitution authorizing the same.

On motion by Senator Stone, the rules were waived and SB 365 as amended was read the third time in full and passed. The vote was:

Yeas—43

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

Nays—2

Fisher Reuter

The bill was ordered engrossed.

SB 680 was taken up, together with:

By the Committee on Rules and Calendar—

CS for SB 680—A bill to be entitled An act relating to confirmation of appointments by the senate; amending section 112.071(1),(b), Florida Statutes, to provide that appointments made by the governor requiring senate confirmation shall, when the senate is in vacancy, be sent to the secretary of the senate; providing an effective date.

—which was read the first time by title and SB 680 was laid on the table.

On motion by Senator Mathews, the rules were waived and CS for SB 680 was read the second time by title.

Senator Young offered the following amendment which was adopted:

In lines 8, 9, 10, strike: "vise the president of the senate, if available, or the president pro tem upon the first day of the next ensuing session of the Senate." and insert the following: vise the President, President Pro Tem and each member of the Senate.

On motion by Senator Mathews, the rules were waived and CS for SB 680 as amended was read the third time in full and passed. The vote was: Yeas—45 Nays—None

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

CS for SB 680 was ordered engrossed.

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

HB 763—A bill to be entitled An act relating to the Caldwell Building in Tallahassee, Florida; authorizing the Florida Industrial Commission to use special administration trust funds to repay monies loaned by the Internal Improvement Fund as part of the cost of constructing an addition to the Caldwell Building; providing an effective date.

On motions by Senator Plante, the rules were waived and

HB 763 was read the second time by title, the third time in full and passed, title as stated. The vote was:

Yeas—41

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

Nays—4

Bell	Fisher	Weissenborn	Wilson
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The bill was certified to the House.

SB 546 was laid on the table.

Consideration of Senate Bills 1011, 458 and 875 was deferred, the bills retaining their places on the Calendar.

SB 650 was taken up, together with:

By the Committee on Judiciary "A"—

CS for SB 650—A bill to be entitled An act relating to department of public welfare; amending section 409.411, Florida Statutes, by allowing one other than family to act in behalf of incompetent; providing an effective date.

—which was read the first time by title and SB 650 was laid on the table.

On motions by Senator Cross, the rules were waived and CS for SB 650 was read the second time by title, the third time in full and passed. The vote was: Yeas—45 Nays—None

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

CS for SB 650 was certified to the House.

Consideration of Senate Bills 836 and 833 was deferred, the bills retaining their places on the Calendar.

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

HB 1200—A bill to be entitled An act relating to Okaloosa county, law library; providing for the establishment and maintenance of a central library for the use of county officials and the judges and officers of the several courts; declaring same to be a public need and for a general county purpose; providing for a board of trustees to operate same and to prescribe rules and regulations as to said library; providing for funds for operation of same; providing that property acquired by purchase or donation by said library be held and used as a charitable trust; providing an effective date.

On motions by Senator Barrow, the rules were waived and HB 1200 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—45 Nays—None

Mr. President	Clayton	Griffin	Mathews
Askew	Cross	Gunter	O'Grady
Bafalis	Deeb	Haverfield	Ott
Barron	de la Parte	Henderson	Plante
Barrow	Edwards	Hollahan	Poston
Bell	Elrod	Horne	Reuter
Boyd	Fincher	Johnson	Sayler
Broxson	Fisher	Knopke	Shevin
Chiles	Gong	McClain	Slade

Spencer	Stone	Weissenborn	Young
Stockton	Thomas	Wilson	
Stolzenburg	Weber		

The bill was certified to the House.

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

HB 1196—A bill to be entitled An act relating to the jurisdiction of the justice of the peace in all counties having a population of not less than eleven thousand nine hundred (11,900) nor more than twelve thousand four hundred (12,400), according to the latest official decennial census; increasing the jurisdiction in civil cases.

On motions by Senator Boyd, the rules were waived and HB 1196 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—45 Nays—None

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

The bill was certified to the House.

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

HB 935—A bill to be entitled An act relating to Hardee county; relating to livestock running at large or straying upon public secondary roads and requiring fencing on said roads; providing for liability of owner of such livestock; providing for impounding, redemption and sale of such livestock; providing a penalty; providing an effective date.

On motions by Senator Boyd, the rules were waived and HB 935 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—45 Nays—None

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

The bill was certified to the House.

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

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

lowed upon the finding of violations; making violations of this act or any code adopted hereunder a misdemeanor and providing for a penalty; providing for a referendum election and the procedure to be followed in such election; and providing an effective date.

On motion by Senator Boyd, the rules were waived and HB 774 was read the second time by title.

Senator Henderson offered the following amendment which was adopted:

In Section 12, line 4, page 11, strike: "by imprisonment not exceeding six months, and/or by fine not exceeding \$1,000." and insert the following: in the manner provided by Law.

Senator Boyd offered the following amendment which was adopted:

In Section 9, line 3, page 10, strike: the entire paragraph, lines 3, 4, 5, 6, 7, and 8 and insert the following: Any person, firm, or corporation, aggrieved by any decision of the Board of County Commissioners of Manatee County on any appeal or application for a variance may present to a court of record a petition setting forth that such decision is illegal, in whole or in part, specifying the grounds of the illegality. Such petition shall be presented to the court within sixty days after the decision appealed from.

Upon the presentation of such petition the court may allow a writ of certiorari directed to the board to review such decision of the board and shall prescribe therein the time within which a return thereto must be made and served upon the relator's attorney, which shall not be less than ten days and may be extended by the court. The allowance of the writ shall not stay proceeding upon the decision appealed from, but the court may, on application, on notice to the board and on due cause shown, grant a restraining order.

The board shall not be required to return the original papers acted upon by it, but it shall be sufficient to return certified or sworn copies thereof or of such portions thereof as may be called for by such writ. The return shall concisely set forth such other facts as may be pertinent and material to show the grounds of the decision appealed from and shall be verified.

If, upon the hearing, it shall appear to the court that the testimony is necessary for the proper disposition of the matter, it may take evidence or appoint a referee to take such evidence as it may direct and report the same to the court with his findings of fact and conclusions of law, which shall constitute a part of the proceedings upon which the determination of the court shall be made. The court may reverse or affirm, wholly or partly, or may modify the decision brought up for review.

On motion by Senator Boyd, the rules were waived and HB 774 as amended was read the third time in full and passed. The vote was: Yeas—45 Nays—None

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

The bill as amended was certified to the House.

The hour of adjournment having arrived, a point of order was called and the Senate recessed at 1:00 p.m. to reconvene at 3:00 p.m.

AFTERNOON SESSION

The Senate was called to order by the President Pro Tempore at 3:00 p.m. The following Senators were recorded present:

Mr. President	Barron	Boyd	Clayton
Askew	Barrow	Broxson	Cross
Bafalis	Bell	Chiles	Deeb

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

46. A quorum present.

Excused: Senators Lane and Friday.

Unanimous consent was granted Senator Gibson to be recorded as voting "Yea" on the passage of Senate Bills 1316, 1317 and 1318.

On motion by Senator Elrod, the Senate reverted to the consideration of Messages from the House of Representatives.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages were read:

The Honorable Verle A. Pope May 31, 1967
President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives has returned as requested—

By Representative Land and others—

HB 876—A bill to be entitled An act to abolish the existing municipality of the Town of Eatonville and simultaneously to create a municipality to be known as the Town of Eatonville, Orange County, Florida; to provide for and determine its territorial boundaries; to establish its form of government; and to define its jurisdiction, powers, duties and privileges, providing for a referendum.

Proof of Publication attached.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator Elrod, the Senate reconsidered the vote by which HB 876 as further amended, contained in the above message, passed on May 16.

By consent of the Senate, Senator Elrod offered the following amendment which was adopted by two-thirds vote:

On page 27, following first paragraph of Section 68, insert Section 69—Audit

On motion by Senator Elrod, HB 876 as further amended was read in full and passed. The vote was: Yeas—46 Nays—None

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

The bill as further amended was certified to the House.

The Honorable Verle A. Pope May 31, 1967
President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives has refused to concur in Senate amendment to—

By Representative Yarborough and others—

HB 416—A bill to be entitled An act relating to state purchasing and contracts; creating the state purchasing commis-

sion of Florida, providing for its membership; providing powers and duties; providing for the adoption of rules and regulations; providing for consolidation of estimates, bids; awarding of contracts; providing for purchase in emergencies; providing for the employment of a director and other employees; providing for other administrative duties and powers; providing for exceptions; providing for preference to be given Florida products; providing for a standardization committee, providing for its membership; providing for exceptions, exemptions; providing penalty for violation; repealing Section 283.10, Florida Statutes, Section 283.11, Florida Statutes, Section 283.21, Florida Statutes; repealing sections 287.011 through and including section 287.111, Florida Statutes; providing an effective date.

which amendment reads as follows:

In Section 13, line 7, page 11, strike: 'in Florida' and insert the following: by residents of the State of Florida

—and requests the Senate to recede therefrom.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator Mathews, the Senate receded from the Senate amendment to HB 416. The action of the Senate was certified to the House.

The Senate resumed consideration of the Special Order Calendar.

SB 296—A bill to be entitled An act relating to the trustees of the internal improvement fund; amending section 253.02, Florida Statutes, relating to membership; providing for an increase in membership to seven persons; amending section 253.03, Florida Statutes, adding a new subsection vesting authority in the trustees of the internal improvement fund over all state owned lands excluding lands held for road and canal rights-of-way; providing for the transfer of title of all land presently held by the state or any of its agencies to the trustees of the internal improvement fund; providing additional duties and powers; repealing section 253.50, Florida Statutes, relating to conveyances between state agencies; providing for an effective date.

Was taken up. On motion by Senator Griffin, the rules were waived and SB 296 was read the second time by title.

The Committee on Water Conservation, Salt Water and Natural Resources and the Committee on Judiciary "B" offered the following amendment which was adopted on motion by Senator Griffin:

In Section 2(2), line 27, page 3, strike: the period "." and insert the following: , except lands which reverted to the state under the provisions of chapter 18296, Laws of Florida, 1937, commonly known and referred to as the "Murphy Act".

The Committee on Water Conservation, Salt Water and Natural Resources and the Committee on Judiciary "B" also offered the following amendment which was adopted on motion by Senator Griffin:

In title, lines 8 and 9, strike: "excluding lands held for road and canal rights-of-way" and insert the following: excluding certain lands

The Committee on Water Conservation, Salt Water and Natural Resources and the Committee on Judiciary "B" also offered the following amendment which was adopted on motion by Senator Griffin:

In Section 2(1)(g), line 3, page 3, strike: the period after the words "rights-of-way" and insert the following: or borrow pits, and any land, title to which is vested or may become vested in any port authority, flood control or water management district created by any general or special act.

The Committee on Water Conservation, Salt Water and Natural Resources and the Committee on Judiciary "B" also offered the following amendment which was adopted on motion by Senator Griffin:

In Section 2(1), line 12, page 2, strike: the period after the words "rights-of-way" and insert the following: or borrow pits, and any land, title to which is vested or may become vested in any port authority, flood control or water management district created by any general or special act.

The Committee on Water Conservation, Salt Water and Natural Resources and the Committee on Judiciary "B" also offered the following amendment which was adopted on motion by Senator Griffin:

In Section 2(f), line 1, page 3, strike: the word "bottoms" and insert the following: bottoms

On motion by Senator Griffin, the rules were waived and SB 296 as amended was read the third time in full and passed. The vote was: Yeas—46 Nays—None

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

The bill was ordered engrossed.

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

SB 1011—A bill to be entitled An act relating to education; amending section 228.041(11), Florida Statutes, defining instructional personnel; amending section 229.0102(3), Florida Statutes, providing for in-service training and staff development; amending section 230.23(5)(b), Florida Statutes, prescribing procedure for appointing non-instructional personnel; amending section 230.23(6), Florida Statutes, removing requirement for school census; amending section 230.33(7)(b), Florida Statutes, providing for recommendation of non-instructional personnel; amending section 230.33(8), Florida Statutes, removing requirement for school census; amending introductory paragraph of section 231.36, Florida Statutes, providing that a written offer and written acceptance shall constitute a contract; removing an examination score as a prerequisite for a continuing contract and defining the effective date of a continuing contract; amending subsections (1) and (3) of section 231.57, Florida Statutes, removing reference to Florida state teachers association; increasing representation of Florida education association on professional practices commission to four (4); amending section 233.14, Florida Statutes; requiring advertising on or before May 15 (fifteen) of a year in which a textbook adoption is to be initiated and requiring specimen copy of book; amending section 236.04(5), Florida Statutes, providing instruction units for vocational education; amending section 236.071(1), Florida Statutes; including junior college instruction units in determining state supervisory service fund; amending section 239.67(4), Florida Statutes; adding books and housing to college expenses for authorized loans and increasing amount of such loans; providing an effective date.

On motion by Senator Ott, the rules were waived and SB 1011 was read the second time by title.

Senator Ott offered the following amendment which was adopted:

In Section 3, line 21, page 4, strike: "legal counsel"

Senator Ott also offered the following amendment which was adopted:

In Section 5, line 12, page 7, strike: legal counsel,

Senator Ott also offered the following amendment which was adopted:

In Section 13, line 8, page 16, strike: "Section 13. This act shall take effect July 1, 1967." and insert the following: Section 13. Subsection (20) of section 229.521, Florida Statutes, is amended to read:

229.521 Duties and responsibilities of state superintendent.—It shall be the responsibility of the state superintendent to exercise all powers and perform all duties prescribed below; provided, that in those fields in which policies are required by law to be approved by the state board the state superintendent shall act as the advisor and executive officer of the state board.

(20) MINIMUM STANDARDS AND RULES AND REGULATIONS.—To prepare, organize, and recommend to the state board such minimum standards and rules and regulations [in the following fields] as are required by law or as he may find necessary to aid in carrying out the purposes and objectives of the school code; and to execute such standards and rules and regulations as are adopted by the state board [in the following fields: (1) establishment, organization, and operation of schools, agencies, services, and institutions, including the classification or accreditation of parochial, denominational, and private schools; (2) personnel; (3) child welfare; (4) courses of study and instructional aids; (5) transportation; (6) school plant; (7) finance; (8) records and reports.].

Section 14. This act shall take effect July 1, 1967.

Senator Ott also offered the following amendment which was adopted:

In title, line 8, page 2, following words "such loans" insert the following: amending section 229.521(20), Florida Statutes, deleting authority to accredit private schools;

Senator Wilson offered the following amendment which was adopted on motion by Senator Ott:

In Section 1, line 29, page 3, strike "shall" and insert the following: may

On motion by Senator Ott, the rules were waived and SB 1011 as amended was read the third time in full and passed. The vote was:

Yeas—44

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

Nays—2

Barron Clayton

The bill was ordered engrossed.

On motion by Senator Plante, the Senate reconsidered the vote by which—

SB 920—A bill to be entitled An act relating to the approval by the supervising architect or engineer of the hotel and restaurant commission of plans for the construction or remodeling of any building to be used as a public lodging or public food service establishment; providing that such approval shall be required of plans for any building which may be located on the premises of an establishment and will be used by the guests thereof; amending subsection (4) of 509.211 Florida statutes; providing an effective date.

—as amended passed this day.

By consent of the Senate, Senator Plante offered the following amendment which was adopted by two-thirds vote:

In Section 2, line 28, page 2, strike: "509.242 F.S." and insert the following: Chapter 509, F.S.

On motion by Senator Plante, SB 920 as further amended was read in full and passed. The vote was: Yeas—45 Nays—None

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

The bill was ordered engrossed.

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

HB 754—A bill to be entitled An act relating to public schools; revising and amending sections 228.002, 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; restoring junior college instruction units inadvertently omitted in a 1963 revision; deleting requirement of certificate for administrative personnel; 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.

On motions by Senator Ott, the rules were waived and HB 754 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	Horne	Slade
Askew	Edwards	Johnson	Spencer
Bafalis	Elrod	Knopke	Stockton
Barron	Fincher	McClain	Stolzenburg
Barrow	Fisher	Mathews	Stone
Bell	Gibson	O'Grady	Thomas
Boyd	Gong	Ott	Weber
Broxson	Griffin	Plante	Weissenborn
Chiles	Gunter	Poston	Wilson
Clayton	Haverfield	Reuter	Young
Cross	Henderson	Sayler	
Deeb	Hollahan	Shevin	

The bill was certified to the House.

SB 458 was laid on the table.

The President presiding.

SB 292 was taken up, together with:

By the Committee on Judiciary "B"—

CS for CS for SB 292—A bill to be entitled An act relating to regulation of promotional real estate offerings; amending chapter 478, Florida Statutes; dissolving the Florida installment land sales board; creating a state agency to be known as the Florida land sales board; providing for the appointment and terms of its members; providing for its powers and duties; providing for the definition of certain terms; providing for executive offices; authorizing the holding of meetings throughout the state; providing for meetings of such board; providing for compensation of members; providing for the employment of employees; providing for the seal of the board; providing for the disposition of moneys received; providing for the payment of expenses; providing for applications for registration of subdivided lands; providing for fees; providing for inquiry and examination by the board; providing for investigations by the board; providing for the revocation of registrations; providing for cease and desist orders; providing for the imposition of civil remedy; providing for penalties; providing for exemptions; providing for prohibitions relating to the disposition of interests in subdivisions; providing for the public offering statement; providing for notice of filing and registrations; providing for an annual report; providing for the jurisdiction of the board; providing for interstate rendition; providing for service of process; providing for uniformity of interpretation; providing for severability; providing for the registration and regulation of salesmen; providing for the transfer of responsibilities; providing for inactive subdividers; repealing sections 478.051, 478.181, and 478.201, Florida Statutes; providing an effective date.

—which was read the first time by title and SB 292 was laid on the table.

On motion by Senator Mathews, it was agreed by two-thirds vote that when the Senate adjourns it adjourn to reconvene at 10:30 a.m., June 1, 1967.

On motion by Senator Hollahan, the rules were waived and time of adjournment was extended until final action on CS for CS for SB 292 and CS for SB 820.

On motion by Senator Hollahan, the rules were waived and CS for CS for SB 292 was read the second time by title.

Senator Deeb offered the following amendment which failed:

In title, lines 6-19, page 1, strike: "creating a state agency to be known as the Florida land sales commission; providing for the appointment and terms of its members; the designation of the place of its executive offices, time and place of meeting; compensation of members; employment of personnel; adoption of a seal; disposition of monies received; payment of expenses;"

and insert the following: vesting its duties in the Florida real estate commission.

Senator Deeb also offered the following amendment which failed:

In Section 4(3), line 9, page 7, strike: "or is about to engage"

Senator Deeb also offered the following amendment which failed:

In Section 14, lines 8 and 9, page 16, strike: "or is about to violate"

Senator Deeb also offered the following amendment which failed:

In Section 19, line 11, page 22, strike: entire subsection (1) and insert new subsection (1) as follows:

(1) The provisions of this act shall not apply to those developers or sellers who, at the time of the sale if sold by warranty deed, have clear title, or at all times during the life of the agreement of purchase and sale for clear title are immediately prepared to convey clear title to the purchaser, and have completed all improvements promised, if any, and the land sold is useful for the purpose for which it is offered and the purchaser has personally inspected the property to be purchased prior to the execution of the agreement and has so certified in writing. Renumber remaining subsections accordingly.

Senator Stone offered the following amendment which failed:

In Section 3CE, line 7, page 25, strike: "Five thousand dollars (\$5,000.00)" and insert the following: Twelve thousand five hundred dollars (\$12,500.00)

On motion by Senator Hollahan, the rules were waived and CS for CS for SB 292 was read the third time in full and passed. The vote was: Yeas—46 Nays—None

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

CS for CS for SB 292 was certified to the House.

By permission, Senator Barrow withdrew Senate Bills 719 and 987 from the Senate.

By permission, Senator Plante withdrew SB 543 from the Senate.

SB 956—A bill to be entitled An act amending subsection (3) of section 350.78, Florida Statutes, relating to the Florida public utilities regulatory trust fund; providing that the one twenty-fifth of one percent of the gross operating revenues of telephone, telegraph, electric, and gas utilities, required to be paid annually to the Florida public service commission, for deposit to the credit of such fund, shall be increased to one fifteenth of one percent of such gross operating revenues, and shall be based on the operating revenues for the calendar year of 1966 instead of 1964; changing from July 1, 1965 to July 1, 1967, the date on or before which such utilities shall make such payment; and providing that such amendment become effective immediately upon becoming law.

Was taken up. On motions by Senator Chiles, the rules were waived and SB 956 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	Horne	Slade
Askew	Edwards	Johnson	Spencer
Bafalis	Elrod	Knopke	Stockton
Barron	Fincher	McClain	Stolzenburg
Barrow	Fisher	Mathews	Stone
Bell	Gibson	O'Grady	Thomas
Boyd	Gong	Ott	Weber
Broxson	Griffin	Plante	Weissenborn
Chiles	Gunter	Poston	Wilson
Clayton	Haverfield	Reuter	Young
Cross	Henderson	Sayler	
Deeb	Hollahan	Shevin	

The bill was certified to the House.

SB 820 was taken up, together with:

By the Committee on Finance and Taxation—

CS for SB 320—A bill to be entitled An act relating to taxation; repealing chapter 212, part II, Florida Statutes, wholesale fishing and other equipment revenue act; amending chapter 201, Florida Statutes, by adding section 201.021 to levy a sur tax on documents relating to land to be deposited in land acquisition trust fund; providing certain limits on trust fund expenditures; providing an effective date.

—which was read the first time by title and SB 820 was laid on the table.

On motion by Senator Chiles, the rules were waived and CS for SB 820 was read the second time by title.

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

In Section 3, line 10, page 2, strike: the period (.) and insert the following: , or when the documentary stamp tax levied by the United States under Section 4361, Title 26, U. S. Code, with respect to conveyances is repealed and ceases to be levied, whichever date is later.

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

In Section 2, line 18, page 1, strike: "trstut" and insert the following: trust

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

In Section 2, line 26, page 1, strike: "existing" and insert the following: purchase money

Senator Weber offered the following amendment which failed:

In Section 2, line 15, page 1, strike: Section 2 and all thereafter, of said section

Senator Broxson offered the following amendment which failed:

In Section 1, line 22, page 1, strike: "fifty-five (55¢)" and insert the following: Thirty (30¢)

Senator Haverfield offered the following amendment which failed:

In Section 1, line 13, page 1, strike: Section 1. Chapter 212, part II Florida Statutes, is repealed—

The vote was:

Yeas—17

Mr. President	Haverfield	Reuter	Weissenborn
Broxson	Hollahan	Sayler	Wilson
Deeb	Horne	Stone	
Fincher	McClain	Thomas	
Gong	Poston	Weber	

Nays—28

Askew	Bell	Clayton	Edwards
Bafalis	Boyd	Cross	Elrod
Barrow	Chiles	de la Parte	Fisher

Gibson	Johnson	Ott	Spencer
Griffin	Knopke	Plante	Stockton
Gunter	Mathews	Shevin	Stolzenburg
Henderson	O'Grady	Slade	Young

On motion by Senator Chiles, the rules were waived and CS for SB 820 as amended was read the third time in full and passed. The vote was:

Yeas—34

Mr. President	Edwards	Johnson	Spencer
Askew	Elrod	Knopke	Stockton
Bafalis	Fincher	Mathews	Stolzenburg
Bell	Fisher	Ott	Stone
Boyd	Gibson	Plante	Thomas
Broxson	Griffin	Poston	Wilson
Chiles	Gunter	Reuter	Young
Cross	Henderson	Shevin	
de la Parte	Horne	Slade	

Nays—11

Barrow	Gong	McClain	Weber
Clayton	Haverfield	O'Grady	Weissenborn
Deeb	Hollahan	Saylor	

CS for SB 820 was ordered engrossed.

On motion by Senator Gibson, by two-thirds vote, HB 1332 was withdrawn from the Committee on Finance and Taxation and placed on the Calendar.

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

HB 1332—A bill to be entitled An act relating to Franklin county; creating a special water and sewer district in the area of the unincorporated community of Eastpoint which will be a special taxing district; defining its boundaries; providing for a water or sewer system or both; providing for issuance of revenue bonds or certificates to be repaid from the revenues of said systems; prescribing the powers of the district including the power to contract with any municipality or governmental agency for water distribution and sewage collection; defining powers, franchises and privileges; providing for governing body of said district; authorizing the district for purpose of carrying on its operations to acquire by gift, purchase or by eminent domain lands and title to rights of way over lands and under navigable waters within and without said district necessary in operation of system; providing for a fire department; providing for garbage and trash collection and disposal; providing an effective date.

On motions by Senator Gibson, the rules were waived and HB 1332 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	Horne	Slade
Askew	Edwards	Johnson	Spencer
Bafalis	Elrod	Knopke	Stockton
Barron	Fincher	McClain	Stolzenburg
Barrow	Fisher	Mathews	Stone
Bell	Gibson	O'Grady	Thomas
Boyd	Gong	Ott	Weber
Broxson	Griffin	Plante	Weissenborn
Chiles	Gunter	Poston	Wilson
Clayton	Haverfield	Reuter	Young
Cross	Henderson	Saylor	
Deeb	Hollahan	Shevin	

The bill was certified to the House.

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

SB 944—A bill to be entitled An act creating and establishing the Brevard county expressway authority; providing definitions of terms; providing for members thereon; providing purposes and powers for said authority; providing for the issuance of bonds and remedies of bondholders; providing an effective date.

On motion by Senator Reuter, the rules were waived and SB 944 was read the second time by title.

Senator Reuter offered the following amendment which was adopted:

In Section 1, page 3, strike: all of lines 23, 24, 25 and 26, and insert in lieu thereof the following: means generally a modern highway system of roads, bridges and causeways within Brevard county, with access limited or unlimited, as the authority may determine, and such structures, appurtenances and facilities related thereto, including all approaches, streets, roads, bridges and avenues of access for such system.

Senator Reuter also offered the following amendment which was adopted:

In Section 1, line 8, page 3, strike: the period following the words "outstanding obligations." and add the following: , or all other such funds as may otherwise be provided by the constitution for use in Brevard county.

The Committee on Rules and Calendar offered the following amendment which was adopted on motion by Senator Reuter:

In Section 3, line 8, page 4, strike: "The members of said authority shall be the members of the board of county commissioners of Brevard county and their successors in office." and insert the following: Three members shall be citizens of Brevard County, who shall be appointed by the governor; the fourth member shall be the chairman of the county commissioners of Brevard county, and the fifth member shall be the member of the state road board from the district of which Brevard county shall from time to time be a part. Two of the members who are first appointed shall be designated by the governor for terms expiring January 3, 1968, and the other member of the authority who is first appointed shall be designated by the governor to serve for a term expiring January 3, 1971. Thereafter, the term of each appointed member shall be for four years. Each appointed member shall hold office until his successor has been appointed and he has qualified. A vacancy occurring during a term shall be filled only for the balance of the unexpired term. Each appointed member of the authority shall be a person of outstanding reputation for integrity, responsibility and business ability; but no person who is an officer or employee of any city or of Brevard county in any other capacity shall be an appointed member of the authority. Each such original appointment shall be made within thirty days of the effective date of this act. Any member of the authority shall be eligible for reappointment.

The Committee on Rules and Calendar also offered the following amendment which was adopted on motion by Senator Reuter:

In Section 3, lines 12 and 13, page 4, strike: "The chairman of the board of county commissioners shall act as chairman of the authority." and insert the following: The authority shall elect one of its members as chairman of the authority.

On motion by Senator Reuter, the rules were waived and SB 944 as amended was read the third time in full and passed. The vote was: Yeas—46 Nays—None

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

The bill was ordered engrossed.

The hour of adjournment having arrived, a point of order was called and the Senate adjourned at 5:22 p.m. to reconvene at 10:30 a.m., June 1, 1967.