

JOURNAL OF THE SENATE

Thursday, May 22, 1969

The Senate was called to order by the President at 9:30 a.m. for the purpose of conducting the order of business of Introduction and reference of Resolutions, Memorials, Bills and Joint Resolutions, pursuant to Rule 4.3.

INTRODUCTION

By Senator Stone—

SB 1436—A bill to be entitled An act relating to alcoholic beverage licenses in any county having a population in excess of four hundred thousand (400,000), according to the latest official decennial census; providing for additional beverage licenses; providing an effective date.

Was read the first time by title and referred to the Committees on Commerce and Licensed Businesses and Rules and Calendar.

By Senator Weissenborn—

SB 1437—A bill to be entitled An act relating to unemployment compensation; repealing section 443.03 (5) (g) 1., Florida Statutes; removing the exception of agricultural workers from unemployment compensation; providing an effective date.

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

By Senator Weissenborn—

SB 1438—A bill to be entitled An act relating to the real estate commission; providing for the issuance of a license to John Sewell; authorizing John Sewell to sue the real estate commission for damages; providing an effective date.

Was read the first time by title and referred to the Committees on Commerce and Licensed Businesses and Ways and Means.

By Senator Weissenborn—

SB 1439—A bill to be entitled An act creating a select interim committee to study the regulation of public utilities in Florida, with special emphasis on the role of the Florida public service commission; providing an effective date.

Was read the first time by title and referred to the Committees on Commerce and Licensed Businesses and Rules and Calendar.

By Senator Weissenborn—

SB 1440—A bill to be entitled An act relating to exemptions from the transient rental sales tax; amending section 212.03(4), Florida Statutes, to provide that persons who rent continuously shall not pay the tax more than twelve (12) months; providing an effective date.

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

By Senator Weissenborn—

SB 1441—A bill to be entitled An act relating to trustees of the internal improvement trust fund; amending section 253.122, F. S., to locate bulkhead lines at the line of mean high water in areas where the same has been established; providing criteria regarding relocation of such bulkhead lines; providing an exception; providing an effective date.

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

By Senator Weissenborn—

SB 1442—A bill to be entitled An act creating a legislative tax policy commission; determining its membership and duties; providing an appropriation and an effective date.

Was read the first time by title and referred to the Committees on Ways and Means and Rules and Calendar.

By Senator Weissenborn—

SB 1443—A bill to be entitled An act relating to county public assistance programs; authorizing the department of public welfare to promulgate rules and regulations; requiring each county to maintain records and make reports; providing an effective date.

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

By Senator Weissenborn—

SB 1444—A bill to be entitled An act relating to the practice of dentistry; requiring the Florida state board of dentistry to issue to Dr. Herman Eger, a resident of North Miami Beach, Florida, a certificate to practice dentistry without taking the required examination as provided for by chapter 466, Florida Statutes; providing an effective date.

Was read the first time by title and referred to the Committees on Health, Welfare, and Institutions and Judiciary.

By Senator Weissenborn—

SB 1445—A bill to be entitled An act relating to the documentary surtax; amending chapter 301, Florida Statutes, by adding section 201.021(3) (a) and (b), to provide for an additional documentary surtax of fifty-five cents per five hundred dollars, and earmarking the funds collected; providing an effective and expiration date.

Was read the first time by title and referred to the Committees on Natural Resources and Conservation and Ways and Means.

By Senators Weissenborn, Hollahan, Poston, Saylor, Wilson, Scarborough, Gong, Bell, Stolzenburg, Haverfield and Thomas—

SJR 1446—A joint resolution proposing an amendment to Section 5 of Article IV of the State Constitution, relating to election of lieutenant governor.

Was read the first time by title and referred to the Committee on Constitutional Amendments and Revision.

By Senator Weissenborn—

SB 1447—A bill to be entitled An act for relief of Robert Stuart Fisher and Edward A. Fisher, his father; providing an appropriation to compensate them for damages sustained as a result of the negligence of the state road department; providing an effective date.

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

By Senator Weissenborn—

SB 1448—A bill to be entitled An act relating to regulation of traffic on highways; revising section 317.221, Florida Statutes; providing a change in speed limits on certain highways for certain types of vehicles; providing an effective date.

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

By Senator Weissenborn—

SB 1449—A bill to be entitled An act relating to school transportation; amending section 236.05(1), Florida Statutes, to provide for bus transportation to pupils in grades one through six living more than one and one-half miles from the nearest appropriate school; providing an effective date.

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

By Senators Weissenborn, Haverfield and Hollahan—

SB 1450—A bill to be entitled An act relating to summer thoroughbred racing tracks in any county in the state having a population of not less than nine hundred thousand (900,000)

and in counties having a population of not less than three hundred fifty thousand (350,000) nor more than three hundred eighty-five thousand (385,000), according to the latest official decennial census; authorizing two extra days of racing and all profits from such days shall be paid to Variety Children's Hospital and Florida Memorial College; providing that such extra days shall be in addition to any other additional days of racing otherwise authorized; providing that these two extra days shall be run before any other authorized days; and providing an effective date.

Was read the first time by title and referred to the Committees on Commerce and Licensed Businesses and Rules and Calendar.

By Senators Weissenborn, Haverfield and Hollahan—

SB 1451—A bill to be entitled An act relating to Senate Bill 1450, repealing the provision in such act relating to counties having a population of not less than three hundred fifty thousand (350,000) nor more than three hundred eighty-five thousand (385,000), according to the latest official decennial census; providing an effective date.

Was read the first time by title and referred to the Committees on Commerce and Licensed Businesses and Rules and Calendar.

By Senator Weissenborn—

SB 1452—A bill to be entitled An act relating to narcotics and other closely relating addicting compounds.

Was read the first time by title and referred to the Committees on Health, Welfare, and Institutions and Ways and Means.

By Senator Weissenborn—

SB 1453—A bill to be entitled An act establishing minimum wages in Florida; excluding certain establishments; providing by regulation for employment of handicapped workers, learners and apprentices; providing enforcement powers; providing remedies for employees; providing penalties; providing an effective date.

Was read the first time by title and referred to the Committees on Commerce and Licensed Businesses and Judiciary.

By Senator Weissenborn—

SB 1454—A bill to be entitled An act relating to public utilities; establishing a unit within the office of the legislative auditor to be known as the office of utility rate review to represent the interests of the consumers of the state and the state government before state regulatory agencies and all courts with respect to certain matters pertaining to certain electric, gas, and telephone utilities, including their rates and tariffs; prescribing powers and duties of such office and the legislative auditor in connection therewith; authorizing the legislative auditor to undertake the study and collection of information relating to utility consumer matters and to improve methods for obtaining and disseminating information with respect to the operations of utility companies of interest to the state government and other consumers; transferring appropriation, personnel and property to the office; providing an effective date.

Was read the first time by title and referred to the Committees on Commerce and Licensed Businesses and Ways and Means.

By Senator Hollahan—

SB 1455—A bill to be entitled An act relating to alcoholic beverage licenses in counties of the state having a population of more than four hundred thousand (400,000) but less than nine hundred thousand (900,000) according to the latest official decennial census; repealing Senate Bill 1436, 1969, insofar as it may relate to the aforesaid population bracket; providing an effective date.

Was read the first time by title and referred to the Committees on Commerce and Licensed Businesses and Rules and Calendar.

By Senator Haverfield—

SB 1456—A bill to be entitled An act relating to drivers' licenses; amending subsections (1) and (6) of section 322.211, Florida Statutes, as amended by section 1 of chapter 67-272, Laws of Florida; prohibiting the cancellation of subagent appointments made prior to July 1, 1970, under certain circumstances; providing a twenty-five cents (25c) service charge for each year of issuance; providing an effective date.

Was read the first time by title and referred to the Committees on Transportation and Ways and Means.

By Senators Stone and Henderson—

SM 1457—A memorial to the United States Army Corps of Engineers relating to the mining of Lake Okeechobee.

Was read the first time in full and referred to the Committee on Natural Resources and Conservation.

By Senator Myers—

SB 1458—A bill to be entitled An act relating to the duty of officer after arresting with warrant and to the duty of others after arresting without warrant; amending section 901.06, Florida Statutes, providing the duties of an arresting officer and others; repealing sections 901.07, 901.08 and 901.23, Florida Statutes; relating to admission to bail when arrest occurs in another county, issue of warrant when offense triable in another county and duty of officer after arrest without warrant; providing an effective date.

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

By Senators Knopke, de la Parte and McClain—

SB 1459—A bill to be entitled An act relating to the Tampa-Hillsborough County expressway authority; amending section 348.51(8), Florida Statutes; defining Hillsborough County gasoline tax funds; providing effective date.

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

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

SB 1460—A bill to be entitled An act relating to county judges; providing for an additional county judge, in addition to those now provided by law, in all counties of the state not having home rule under the Constitution or single consolidated government and having a population of three hundred ninety thousand (390,000) or more, according to the latest official decennial census; relating to and providing for election, term of office, and amount of compensation of such additional county judge; providing for payment thereof from the general revenue fund of the county; prohibiting such county judges from engaging in the private practice of law; providing for a senior county judge and the administration of the office of county judges in said counties, with power to apportion the judicial and administrative work of the courts; declaring this law a county purpose; 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, McClain, Knopke and Ott—

SB 1461—A bill to be entitled An act relating to expressway authorities; repealing section 348.55, and amending section 348.56(1), Florida Statutes, relating to the issuance of bonds of the Tampa-Hillsborough County expressway authority; providing an effective date.

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

By Senators Daniel and Karl—

SB 1462—A bill to be entitled An act relating to official court reporters, fifth judicial circuit; providing for compensation, duties and expenses; providing an effective date.

Was read the first time by title and referred to the Committees on Judiciary and Ways and Means.

By Senator Friday—

SB 1463—A bill to be entitled An act relating to the police standards council; amending section 23.062(1) and (2), Florida Statutes; increasing the membership of the council to fourteen (14); providing an effective date.

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

By Senator Fincher—

SB 1464—A bill to be entitled An act relating to firemen generally; amending section 175.231, Florida Statutes, providing that certain diseases and disability or death of firemen shall be presumed to have been accidental and suffered in the line of duty; effecting all firemen employed in Florida, who are subject to a municipal fireman's pension trust fund created by chapter 175, Florida Statutes, a municipal charter, or a special act of the legislature; repealing all provisions found in existing pension plans that are inconsistent with this act; providing an effective date.

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

By Senator Deeb—

SB 1465—A bill to be entitled An act relating to rate of wages for laborers, mechanics and apprentices employed on public works; repealing Section 215.19, Florida Statutes; providing an effective date.

Was read the first time by title and referred to the Committees on Commerce and Licensed Businesses and Judiciary.

By Senators Horne and Bishop—

SB 1466—A bill to be entitled An act relating to the highway patrol; amending section 321.17, Florida Statutes, by adding subsection (5) to require membership in the highway patrol retirement plan of transferees from other law enforcement units; amending chapter 321, Florida Statutes, by adding section 321.191 providing for nonservice connected disability retirement, section 321.201 providing for early retirement benefits for members of the highway patrol, and section 321.202 providing a presumption that a member dying subsequent to his normal retirement date but prior to actual retirement had elected the most favorable option for his spouse; amending section 321.221(1) and (2); providing benefits for minor children in the event of the remarriage of the widow of a patrolman killed in the line of duty; providing an effective date.

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

By Senators Reuter, Plante, Ducker and Johnson—

SB 1467—A bill to be entitled An act relating to circuit courts; providing for appointment by governor of a census committee pursuant to section 26.011, Florida Statutes, to determine population of the eighteenth judicial circuit; providing an effective date.

Was read the first time by title and referred to the Committees on Judiciary and Ways and Means.

By Senator Horne—

SB 1468—A bill to be entitled An act relating to the state and county retirement system; amending section 122.24, Florida Statutes, by adding subsection (4) to allow highway patrolmen retired under the highway patrol retirement system on disability to become members of the state and county retirement system; providing an effective date.

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

By Senators Friday and Horne—

SB 1469—A bill to be entitled An act relating to the judicial retirement system; amending chapter 123, Florida Statutes, by adding section 123.401 pertaining to prior legislative service and basis for additional retirement contributions; providing an effective date.

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

By Senator Gunter—

SB 1470—A bill to be entitled An act relating to transient rental tax; amending chapter 212, Florida Statutes, by adding section 212.031 providing for the imposition of a community transient rental tax by counties or municipalities; prescribing procedure for the collection, distribution and disposition of funds derived therefrom; repealing all laws in conflict; providing an effective date.

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

By Senator Horne—

SB 1471—A bill to be entitled An act relating to transportation brokers; amending section 323.31(1), Florida Statutes; requiring certificates of public convenience and necessity instead of licenses and providing certificates for certain persons already operating as brokers; amending and renumbering subsection (3) of section 323.31, Florida Statutes, as subsection (2); increasing certain standards for certificates, reducing the renewal fee, and providing a basis for the issuance of certificates by the commission; renumbering subsection 323.31(2), Florida Statutes, as subsection (3) and amending certain provisions for public hearings; adding subsection (4) to section 323.31, Florida Statutes, and renumbering and amending existing subsections (4) and (5) as (5) and (6), respectively; providing for the contents of a certificate, revocation and cancellation of certificates, and hearings on revocation, cancellation, or suspension; amending and renumbering subsection (6) of section 323.31, Florida Statutes, as subsection (7); prohibiting assignment of certificates without commission approval; renumbering subsections (7), (8), and (9) of section 323.31, Florida Statutes, as subsections (8), (9), and (10), respectively, and adding a new subsection (11) providing a definition of "public interest"; providing an effective date.

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

By Senators Daniel and Hollahan—

SB 1472—A bill to be entitled An act relating to the Florida electronic data processing management board; amending section 23.027(8), Florida Statutes, providing for authorization of the board to make and enter into contracts and agreements; providing an effective date.

Was read the first time by title and referred to the Committees on Governmental Organization and Rules and Calendar.

By Senators Poston, Henderson, Reuter and Wilson—

SB 1473—A bill to be entitled An act relating to the internal improvement trust fund; amending subsection 253.55(1), F. S., to reduce the maximum term of oil and gas leases to five years; prohibiting automatic options to renew upon termination; providing an effective date.

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

By Senators Poston, Henderson, Reuter and Wilson—

SB 1474—A bill to be entitled An act relating to mineral leases granted by state agencies; amending section 253.45, F. S.; providing for specific terms and limitations of mining leases; providing an effective date.

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

By Senators Poston, Henderson and Reuter—

SB 1475—A bill to be entitled An act relating to the trustees of the internal improvement trust fund; amending section 253.45, F. S., to require competitive bids as provided for in sections 253.52, 253.53, and 253.54, F. S., in the sale or lease of mineral rights; providing an effective date.

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

By Senators Poston, Henderson and Reuter—

SB 1476—A bill to be entitled An act relating to the trustees of the internal improvement trust fund; amending sections 253.45, 253.51, 253.52, 253.53, 253.54, 253.55, 253.56, 253.60, and 253.601, F. S., to require the trustees to administer the leasing or selling of any oil or mineral rights on lands held by the state or one of its subdivisions; providing an effective date.

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

By Senator Chiles—

SB 1477—A bill to be entitled An act amending chapter 136, Florida Statutes, by adding section 136.10, relating to depositories for trust funds derived from the sale of bonds, certificates or other obligations of counties or created for the payment of the principal of and interest on such bonds, certificates or other obligations, or for reserves therefor; providing an effective date.

Was read the first time by title and referred to the Committees on Commerce and Licensed Businesses and Rules and Calendar.

By Senator Chiles—

SB 1478—A bill to be entitled An act relating to locally owned utility services; authorizing the construction, acquisition, improvement, extension, and operation of water systems, sewer systems, gas systems, electric systems, and public parking systems by local governmental units; authorizing the issuance of revenue bonds, excise tax bonds, and assessment bonds to finance the cost of such systems; providing for the pledge of the full faith and credit of such local governmental units upon approval by referendum of freeholders; providing for the rights, security, and remedies of the holders of such bonds; providing an effective date.

Was read the first time by title and referred to the Committees on Governmental Organization and Ways and Means.

By Senator Chiles—

SB 1479—A bill to be entitled An act relating to municipal sewer financing; amending section 184.06(1)(c)1. and 6.; increasing maximum interest rate on bonds to seven percent (7%); providing an effective date.

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

By Senator Chiles—

SB 1480—A bill to be entitled An act relating to school finance; amending section 236.42, Florida Statutes; reducing to six (6) months the period during which an election may not be held after an adverse referendum vote on the issuance of bonds; providing an effective date.

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

By Senator Chiles—

SB 1481—A bill to be entitled An act relating to bonds or other obligations issued by counties, municipalities or other political subdivisions or public agencies; providing for maximum rate of interest, method of sale and holding of freeholder elections for such bonds or other obligations; providing an effective date.

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

By Senator Chiles—

SB 1482—A bill to be entitled An act relating to the tax on cigarettes; amending section 210.03(5), Florida Statutes; deleting the detailed list of purposes for which funds received under chapter 210, Florida Statutes, may be expended; providing an effective date.

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

By Senator Chiles—

SB 1483—A bill to be entitled An act relating to water and sewer revenue bonds; amending section 153.06(1), (4), Florida Statutes, relating to the maximum interest rate to be borne by water revenue bonds, sewer revenue bonds, water and sewer revenue bonds or general obligation bonds issued pursuant to chapter 153, Florida Statutes, part I; providing an effective date.

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

By Senator Chiles—

SB 1484—A bill to be entitled An act relating to revenue bonds; amending section 159.02(4), Florida Statutes; redefining the term "project" to include various recreational facilities and various revenue producing enterprises; amending section 159.08(1), Florida Statutes; increasing the maximum interest payable on revenue bonds to seven percent (7%); providing an effective date.

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

By Senator de la Parte—

SB 1485—A bill to be entitled An act relating to the board of health; providing for the establishment of a statewide information exchange and referral service for children; providing an appropriation; providing an effective date.

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

By Senator de la Parte—

SB 1486—A bill to be entitled An act establishing a Division of Children's Services in Hillsborough County, providing for a Director thereof; the method of appointment and removal of the Director; providing the position of Director shall not be subject to the civil service law affecting employees of the county; providing for other personnel of the Division; setting the qualifications of the Director; his duties and responsibilities; fixing his salary, and providing for the payment thereof; and prescribing an effective date.

Was read the first time by title and referred to the Committees on Rules and Calendar and Health, Welfare, and Institutions.

By Senator Askew—

SB 1487—A bill to be entitled An act relating to regents scholarships and loans; amending section 239.451(1) and (2), Florida Statutes, to make program available to certain Florida junior college sophomores.

Was read the first time by title and referred to the Committees on Education and Ways and Means.

By Senators Askew, Mathews and Boyd—

SB 1488—A bill to be entitled An act establishing a select council on post-high-school education; providing for the membership of the council; providing for the duties and responsibilities of said council; providing an effective date.

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

By Senator Gong—

SB 1489—A bill to be entitled An act relating to Indian reservation lands; authorizing Indian tribes to benefit from the exploration, discovery or development of all gas, oil or other minerals on the said lands as if the fee simple title was vested in the tribes and exempting Indian reservation lands from the provisions of any and all general and special laws relating to "public lands."

Was read the first time by title and referred to the Committees on Natural Resources and Conservation and Ways and Means.

By Senators Sayler and Young—

SB 1490—A bill to be entitled An act relating to assault of recruiting officers and non-commissioned officers of the Florida National Guard or the Armed Forces of the United States; prohibiting the assault of such officers; providing penalties; providing an effective date.

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

By Senator Barrow—

SB 1491—A bill to be entitled An act relating to the Florida consumer finance law; amending section 519.03, Florida Statutes, relating to certain transactions deemed loans; authorizing credit life insurance and credit disability insurance, and insurance on property securing a loan; providing effective date.

Was read the first time by title and referred to the Committee on Commerce and Licensed Businesses.

By Senator Scarborough (By Request)—

SB 1492—A bill to be entitled An act providing for the relief of James W. Dalzell on account of injuries sustained by his minor daughter, Sandra V. Dalzell and expenses incurred by James W. Dalzell, as a result of the negligence of the state road department; providing an effective date.

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

By Senator Hollahan—

SB 1493—A bill to be entitled An act relating to the insurance code; amending chapter 626, Florida Statutes, by adding section 626.452 prohibiting any contractual arrangement between an insurer and its agent whereby the latter is precluded from engaging in the insurance business on his own or another's account for any period of time following termination of employment; providing an effective date.

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

By Senator Shevin—

SB 1494—A bill to be entitled An act providing for state attorneys and certain assistant state attorneys no longer engaging in the private practice of law, and their salaries; establishing maximum salaries for assistant state attorneys; authorizing state attorneys to establish salary schedules for certain personnel on their staffs; providing for the employment by state attorneys of temporary personnel; repealing all laws in conflict therewith and providing an effective date.

Was read the first time by title and referred to the Committees on Judiciary and Ways and Means.

By Senators Williams, Mathews, Askew, Bafalis, Barron, Barrow, Beaufort, Bell, Bishop, Boyd, Broxson, Chiles, Daniel, Deeb, de la Parte, Ducker, Fincher, Friday, Gong, Gunter, Haverfield, Henderson, Hollahan, Horne, Johnson, Karl, Knopke, Lane, McClain, Myers, Ott, Plante, Pope, Poston, Reuter, Saunders, Sayler, Scarborough, Shevin, Slade, Stolzenburg, Stone, Thomas, Trask, Weber, Weissenborn, Wilson and Young—

SR 1495—A Resolution in Memoriam Basil Charles (Bill) Pearce

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

By Senator Friday—

SB 1496—A bill to be entitled An act relating to Florida outdoor recreation and conservation; amending section 375.021, Florida Statutes, by adding subsection (6); establishing the Florida Outdoors Foundation for the purpose of accepting land, money, property, labor or other things of value for outdoor recreation; providing an effective date.

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

By Senator Friday—

SCR 1497—A concurrent resolution requesting the speaker of the Florida House of Representatives and the President of the Senate to refer to the appropriate committee or committees of each house the matter of the protection of scenic rivers of Florida and to provide for public hearings thereon with recommendations made to the next annual session of the Florida Legislature.

Was read the first time in full and referred to the Committee on Natural Resources and Conservation.

By Senator Barrow—

SB 1498—A bill to be entitled An act relating to poultry inspections; amending section 583.18, Florida Statutes; exempting from state inspection requirements and fee live and dressed poultry which has been federally inspected; providing an effective date.

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

By Senator Barrow—

SB 1499—A bill to be entitled An act relating to state buildings; requiring that buildings built after the effective date of this act shall comply with all state, county, district and municipal fire and safety regulations.

Was read the first time by title and referred to the Committees on Judiciary and Ways and Means.

By Senator Barrow—

SB 1500—A bill to be entitled An act relating to sale of alcoholic beverages; amending section 562.13, Florida Statutes, providing that married persons over the age of seventeen (17) may be employed to sell beer and wine in grocery stores; providing an effective date.

Was read the first time by title and referred to the Committee on Commerce and Licensed Businesses.

By Senator Deeb—

SB 1501—A bill to be entitled An act relating to police training programs; amending section 23.069, Florida Statutes, by adding subsections (4),(5),(6),(7),(8),(9), and (10); defining private police schools; providing for the regulation of private police training schools; providing for certain exemptions; providing for injunctions against any school operating in violation of this section; providing an effective date.

Was read the first time by title and referred to the Committees on Education and Judiciary.

By Senator Friday—

SB 1502—A bill to be entitled An act relating to the Florida Outdoor Recreational Development Council; amending section 375.031 (6), Florida Statutes; providing that the Council may acquire by condemnation by counties private lands and water areas it determines necessary for public park or outdoor recreation purposes; providing an effective date.

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

By Senator Slade—

SB 1503—A bill to be entitled An act relating to possession of marijuana and hallucinogenic drugs by students in the public school system; providing for suspension of students so charged; providing waiver for students divulging information leading to conviction of person supplying drugs; providing an effective date.

Was read the first time by title and referred to the Committees on Education and Judiciary.

By Senators Myers, Poston, Hollahan and Fincher—

SB 1504—A bill to be entitled An act relating to the compensation of the clerks of the circuit court in all counties of the state having more than seventeen (17) circuit judges and having

a population of over seven hundred fifty thousand (750,000), according to the latest official decennial census; amending section 1 of chapter 61-1212, Laws of Florida, as amended by chapter 65-890, Laws of Florida, increasing the filing fee to the clerks from eighteen dollars and fifty cents (\$18.50) to twenty-five dollars (\$25.00); providing an effective date.

Was read the first time by title and referred to the Committees on Rules and Calendar and Ways and Means.

By Senator Wilson—

SB 1505—A bill to be entitled An act relating to the Estate Tax; amending section 198.32, Florida Statutes; providing for increased fees; providing an effective date.

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

By Senator McClain—

SB 1506—A bill to be entitled An act relating to counties of the state having a population of not less than three hundred and ninety thousand (390,000) and not more than four hundred and fifty thousand (450,000) inhabitants according to the latest official federal decennial census; providing there shall be no limitation of special beverage licenses issued to certain hotels, motels, motor courts and restaurants; providing for the issuance of such licenses; providing for the operation and transfer of such licenses; repealing laws in conflict; providing an effective date.

Was read the first time by title and referred to the Committees on Commerce and Licensed Businesses and Rules and Calendar.

By Senator Stone—

SB 1507—A bill to be entitled An act relating to alcoholic beverage licenses in any county having a population not less than forty-five thousand (45,000) and not more than fifty-one thousand (51,000), according to the latest official decennial census; providing for an additional beverage license; providing an effective date.

Was read the first time by title and referred to the Committees on Commerce and Licensed Businesses and Rules and Calendar.

By Senator Slade—

SB 1508—A bill to be entitled An act relating to postaudits of the district school system; amending section 11.186, Florida Statutes, to require the legislative auditor to audit each school system within ninety (90) days following the end of the fiscal year; amending section 230.23, Florida Statutes, by adding subsection (19) to permit the district school board to employ auditors under certain conditions.

Was read the first time by title and referred to the Committees on Education and Ways and Means.

By Senator Slade—

SB 1509—A bill to be entitled An act relating to school personnel, continuing contracts; amending section 231.36 (3), Florida Statutes, by adding new paragraph (f); requiring district school boards to issue continuing contracts to transferring teachers.

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

By Senator Slade—

SB 1510—A bill to be entitled An act relating to education, textbooks; amending section 233.09 (1), Florida Statutes, directing the commissioner of education to call meetings of the state textbook committees at certain times; providing an effective date.

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

By Senator Slade—

SB 1511—A bill to be entitled An act relating to state universities and junior colleges; providing for suspension of students arrested for possession of marijuana or any hallucinogenic drug; providing automatic expulsion of such students upon conviction; providing waiver for students divulging information leading to conviction of person supplying drugs; providing an effective date.

Was read the first time by title and referred to the Committees on Education and Judiciary.

By Senator Slade—

SB 1512—A bill to be entitled An act relating to sick and emergency leave for school teachers; amending section 231.40 (1) (b), Florida Statutes, providing for mandatory leave for school teachers for religious holidays and emergencies; providing an effective date.

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

By Senator Slade—

SB 1513—A bill to be entitled An act relating to ad valorem taxation; amending section 192.06, Florida Statutes, by adding subsection (15) to exempt from taxation the property of non-profit corporations used to provide utility services to twenty-five (25) or more residential users; providing an effective date.

Was read the first time by title and referred to the Committees on Commerce and Licensed Businesses and Ways and Means.

By Senator Slade—

SB 1514—A bill to be entitled An act relating to school construction; amending sections 235.26 (3) and 235.30, Florida Statutes, requiring the commissioner of education to approve certain materials, designs, and systems; requiring district school boards to provide for inspection and supervision of plans and work by certain persons; providing an effective date.

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

By Senator Slade—

SCR 1515—A concurrent resolution directing the state department of education to conduct a study to determine the economic feasibility of using paperback textbooks in the public schools of Florida.

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

By Senator Slade—

SB 1516—A bill to be entitled An act relating to the state plan for public education; amending section 228.16 (4), Florida Statutes, to provide that state financial support shall be extended first to technical or vocational programs that have as an objective the preparation of students for gainful employment; providing an effective date.

Was read the first time by title and referred to the Committees on Education and Ways and Means.

By Senator Slade—

SB 1517—A bill to be entitled An act relating to aid to dependent children; amending section 409.18, Florida Statutes, by adding subsection (4) to provide that aid to dependent children shall not be granted to certain mothers of illegitimate children unless they submit to the use of an intrauterine device or other duly prescribed birth control method; providing that aid shall be stopped if second illegitimate child is born; providing that the department of public welfare shall promulgate rules

and regulations to carry out the provisions of this act; amending section 414.03, Florida Statutes, by adding subsection (5) to provide that aid to poor mothers with dependent children shall not be granted to certain mothers of illegitimate children unless they submit to the use of an intrauterine device, or other duly prescribed birth control method; providing that aid shall be stopped if second illegitimate child is born; providing that the provisions of this act shall not apply to illegitimate children born within ten (10) months of the effective date of this act; providing an effective date.

Was read the first time by title and referred to the Committees on Health, Welfare, and Institutions and Ways and Means.

By Senator Slade—

SB 1518—A bill to be entitled An act relating to teachers of specialized subjects; providing that district school boards may hire teachers of specialized subjects for less than a full school day.

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

By Senator Slade—

SB 1519—A bill to be entitled An act relating to the state university system; amending chapter 239, Florida Statutes, by adding section 239.581; providing for review of employment status of faculty members convicted of a crime arising out of obstructive conduct by him on the campus of his institution; providing for possible dismissal and subsequent ineligibility for employment in the state university system; providing an effective date.

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

By Senator Slade—

SB 1520—A bill to be entitled An act relating to the state university system; amending chapter 239, Florida Statutes, by adding section 239.583; forbidding the use of sound-amplifying equipment on a university campus in a manner likely to obstruct or impair university activities without the prior permission of the administrative head of the institution or his designee; providing a penalty; providing an effective date.

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

By Senator Slade—

SB 1521—A bill to be entitled An act relating to the state university system; amending chapter 239, Florida Statutes, by adding section 239.582; providing for a period of ineligibility for readmission of a student who is suspended or expelled as a result of being convicted of a crime arising from obstructive conduct by him at his university; providing an effective date.

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

By Senator Slade—

SB 1522—A bill to be entitled An act relating to the state university system; amending chapter 239, Florida Statutes, by adding section 239.584; forbidding the unauthorized presence on the campus of any state university of any person who has been discharged from academic employment or expelled or suspended as a student as a result of having been convicted of a crime arising from obstructive conduct by him at said institution; providing penalties; providing an effective date.

Was read the first time by title and referred to the Committees on Education and Judiciary.

By Senator Pope—

SB 1523—A bill to be entitled An act relating to insurance; amending Chapter 631, Florida Statutes (rehabilitation and liquidation), by adding section 631.401, Florida Statutes, to provide that upon the impairment or insolvency of an insurer all insurers engaged in transacting the same type of insurance as said impaired or insolvent insurer shall be assessed on a post assessment basis one per cent of their net written premiums

derived from the writing of such types of insurance for the establishment of security funds to defray the losses to claimants occasioned by the impairment or insolvency of such insurer; providing for the promulgation by the insurance commissioner of rules and regulations to implement the administration of such assessment and security funds; providing an effective date.

Was read the first time by title and referred to the Committees on Insurance and Ways and Means.

By Senator Ott—

SB 1524—A bill to be entitled An act to amend the Insurance Code, in relation to authorizing the assessment of insurers to create a fund for the purpose of providing reimbursement to the secretary of housing and urban development of the United States in compliance with the federal urban property protection and reinsurance act of 1968.

Was read the first time by title and referred to the Committees on Insurance and Ways and Means.

By Senator Stone—

SB 1525—A bill to be entitled An act relating to the board of parks and historic memorials; amending section 592.07(1), Florida Statutes, to grant power to the board to maintain and insure buildings on state-owned property.

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

By Senator Stone—

SB 1526—A bill to be entitled An act relating to salt water fisheries in any county of the state having a population of not less than 45,000 and not more than 51,000 and any county of the state having a population of more than 460,000 according to the latest official decennial census; describing a certain area to be regulated; prohibiting trawling; closing certain areas to shrimping; giving the board of conservation expressed regulatory authority; providing penalty; providing an effective date.

Was read the first time by title and referred to the Committees on Natural Resources and Conservation and Rules and Calendar.

By Senator Lane—

SB 1527—A bill to be entitled An act relating to the regulation of public utilities supplying water and sewer service, or both, to the public for compensation; amending section 367.02, subsection (7), repealing section 367.03, amending sections 367.04, 367.05, 367.06, 367.07, 367.08, 367.10, amending and repealing portions of section 367.12, and adding subsection (c) to subsection 367.12(2), amending sections 367.14, 367.15, 367.19, 367.23, and by adding section 367.24, Florida Statutes, for the purpose of defining the public utilities affected by this act; requiring certificate of public convenience and necessity; specifying fees for certification; prescribing grandfather provisions for obtaining certificates; prescribing the powers of the commission to issue certificates; prescribing fees for amendment and transfer of certificates; prescribing procedure for fixing and changing rates; prescribing presumption in favor of the commission; prescribing fees for rate change applications; providing for the deposit of fees and the gross receipts tax in the Florida public service regulatory trust fund; providing for the exclusion of counties having home rule under the Florida Constitution from the provisions of this law; providing an effective date.

Was read the first time by title and referred to the Committees on Commerce and Licensed Businesses and Ways and Means.

By Senator Lane—

SB 1528—A bill to be entitled An act relating to the Florida state board of dentistry; amending section 466.08, F. S., by adding subsection (10); permitting the board to employ legal counsel; providing an effective date.

Was read the first time by title and referred to the Committees on Governmental Organization and Health, Welfare, and Institutions.

By Senator Stone—

SB 1529—A bill to be entitled An act relating to the inter-american center authority; providing for the reversion and

conveyance of the property known as the Graves tract to the city of Miami in the event of default of the provisions of subsections (a) and (b) of section 1002 of the trust indenture between the inter-american center authority and the Florida national bank and trust company at Miami as trustee; providing for the exclusion from the conveyance of certain rights-of-way; providing for postponement of said reversion and conveyance; providing an effective date.

Was read the first time by title and referred to the Committees on Governmental Organization and Ways and Means.

By Senator Stone—

SB 1530—A bill to be entitled An act relating to meetings of public bodies; adding sections 286.021, 286.031 and 286.041 to chapter 286, Florida Statutes; prescribing certain requirements and procedures in connection with public notice, agendas and maintenance of records by public bodies; providing limited exceptions to compliance with said chapter 286, Florida Statutes; providing an effective date.

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

By Senator Stone—

SCR 1531—A concurrent resolution requesting the appropriate department of the institute of food and agricultural sciences at the University of Florida study the possible detrimental effects of the Bibionid Fly, *Pleica Nearcitca*; alias "the love bug", or "Airplane Bug".

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

By Senator Beaufort—

SB 1532—A bill to be entitled An act relating to motor vehicles; amending section 317.501, Florida Statutes, by adding subsection (7), to require prescribed equipment for slow-moving vehicles; providing an effective date.

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

By Senators Shevin, Poston, Mathews, Horne, Trask, Thomas, Hollahan, de la Parte and Fincher—

SB 1533—A bill to be entitled An Act relating to the establishment of the Florida police academy; providing for supervision by the Florida bureau of law enforcement; providing for standards for admission; providing scholarships for officers; providing for funding; providing for an appropriation; providing an effective date.

Was read the first time by title and referred to the Committees on Judiciary and Ways and Means.

By Senator Slade—

SB 1534—A bill to be entitled An act relating to Chapter 122, Florida Statutes, adding section 122.031; granting the city council of the city of Jacksonville the option to elect by ordinance whether employees of the city of Jacksonville not under civil service provisions of the city of Jacksonville shall be members of pension plans established by the city of Jacksonville or the retirement system established by chapter 122, Florida Statutes; providing an effective date.

Was read the first time by title and referred to the Committees on Rules and Calendar and Ways and Means.

By Senators Boyd and Mathews—

SCR 1535—A concurrent resolution commending the university presidents and students of the state university system for maintaining conditions free from violence and declaring the intent of the legislature to act if any disorder is not dealt with in a positive and forthright manner.

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

By Senator Barrow—

SB 1536—A bill to be entitled An act relating to the small loan business; amending section 516.20, Florida Statutes, defining interest; providing for credit life insurance and credit disability insurance and insurance on property securing a loan; providing an effective date.

Was read the first time by title and referred to the Committees on Commerce and Licensed Businesses and Insurance.

By Senator Saylor—

SB 1537—A bill to be entitled An act relating to Taylor County; repealing chapter 24952 Laws of Florida, 1947.

Was read the first time by title and referred to the Committees on Rules and Calendar and Natural Resources and Conservation.

By Senator Chiles—

SB 1538—A bill to be entitled An act relating to security for bond anticipation notes; amending section 215.431, Florida Statutes; providing that state authorities and other agencies may issue bond anticipation notes; providing that such short term borrowings shall be repaid within five (5) years after their authorization; providing that the rights and remedies of holders of bond anticipation notes shall be the same as if they were the holders of the definitive bonds; providing an effective date.

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

By Senator Hollahan—

SB 1539—A bill to be entitled An act amending Chapter 736, Florida Statutes, by adding section 736.171; relating to payment of proceeds of life, health, accident, endowment and annuity insurance policies, proceeds of an employees' trust, or other death benefits, to a trustee named in a revocable or irrevocable trust or to a trustee named in a will; providing for disposition of proceeds to an executor or administrator where there is no trustee to receive proceeds; providing that proceeds payable to trustee shall not be part of decedent's estate and may be commingled with other trust assets; providing that act does not affect validity of trusts established before effective date of act; providing an effective date.

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

By Senator Chiles—

SB 1540—A bill to be entitled An act relating to laboratory schools; amending section 236.0705, Florida Statutes; and providing an effective date.

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

By Senator Lane—

SB 1541—A bill to be entitled An act relating to residential picketing; providing an expression of legislative intent; prohibiting the picketing of residences and dwellings and exceptions thereto; providing penalties; providing an effective date.

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

By Senator Broxson—

SB 1542—A bill to be entitled An act relating to educational broadcasting; providing for the establishment and administration of a state-wide network of interconnected educational radio stations; providing an appropriation; providing an effective date.

Was read the first time by title and referred to the Committees on Education and Ways and Means.

By Senators Broxson and Lane—

SB 1543—A bill to be entitled An act relating to the district school system, investment of deposits of school funds; amending section 230.23(10), Florida Statutes, by adding paragraph (k); amending section 230.33(12), Florida Statutes, by

adding paragraph (j); providing for the investment of school funds not needed for immediate expenditures; making minor changes of terminology; providing an effective date.

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

By Senators Broxson and Lane—

SB 1544—A bill to be entitled An act relating to blood banks; declaring the purposes of the act; stating the application of the act and the exemptions thereto; providing definitions; stating the power of the state board of health to promulgate rules hereunder; providing for inspection of blood banks; providing for an advisory committee; requiring licensure of blood banks and providing for the application therefor and the display of such licenses; setting operational standards for blood banks; prescribing procedures for revocation and suspension of licenses, for criminal penalties, and for injunctive relief; providing an effective date.

Was read the first time by title and referred to the Committees on Health, Welfare, and Institutions and Judiciary.

By Senator Deeb—

SB 1545—A bill to be entitled An act relating to personal property; prohibiting the creation of an estate by the entirety when the disjunctive term "or" is used; authorizing the transfer of certain personal property by one spouse without the joinder of the other.

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

By Senator Haverfield—

SB 1546—A bill to be entitled An act amending section 193.111, Florida Statutes, by empowering boards of county commissioners to employ qualified appraisers to advise said boards during equalization or, in the alternative to delegate equalization powers and functions to a citizen's equalization board; providing for composite of citizen's equalization board; providing effective date.

Was read the first time by title and referred to the Committees on Governmental Organization and Ways and Means.

By Senator Chiles—

SB 1547—A bill to be entitled An act relating to tax assessments and tax sales; amending section 193.03(5), Florida Statutes, relating to the levy of ad valorem taxes for the payment of the principal of and interest on bonds, certificates or other obligations of counties, municipalities or other political subdivisions or taxing districts of the state; providing an effective date.

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

By Senator Chiles—

SB 1548—A bill to be entitled An act relating to school finance; amending section 236.36, Florida Statutes; permitting any county to dispense with the petition for the issuance of school district bonds; providing an effective date.

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

By Senator Trask—

SB 1549—A bill to be entitled An act relating to budgetary funds of the Boards of County Commissioners; authorizing the Board of County Commissioners to consolidate any or all of its separate funds into a general fund; providing that millage shall not be affected by such consolidation; providing an effective date.

Was read the first time by title and referred to the Committees on Governmental Organization and Ways and Means.

By Senators Slade, Mathews, Pope and Scarborough—

SB 1550—A bill to be entitled An act relating to Duval county; amending certain portions of chapter 25489, Laws of

Florida, 1949, as amended, relating to the small claims court of Duval county; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1550.

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

By Senator Scarborough—

SB 1551—A bill to be entitled An act relating to the office of the public defender for the fourth judicial circuit; providing for the compensation and duties of the public defender; providing for the qualification, number, appointment, employment and compensation of assistant public defenders; providing for the number, appointment, employment and compensation of investigators for the office of the public defender; providing for the facilities, office equipment and supplies; secretarial salaries and other expenses for the office of the public defender; prohibiting the public defender and certain assistant public defenders from engaging in the private practice of law; authorizing the use of federal funds; providing for the budget of the public defender's office; providing for appropriations by the counties of the fourth judicial circuit to pay salaries and expenses of the public defender's office; providing for the repeal of laws in conflict herewith; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1551.

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

By Senator Horne—

SB 1552—A bill to be entitled An act relating to the board of regents; amending section 240.042(2), Florida Statutes, by adding paragraph (p) requiring the board to approve all architectural and other plans for state universities; amending chapter 240, Florida Statutes, by adding section 240.142, creating university planning and architectural advisory councils to advise on all buildings to be constructed or remodeled for the state under the authority of the board of regents, and to develop a comprehensive plan for the universities; providing an effective date.

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

By Senator Horne—

SB 1553—A bill to be entitled An act relating to the board of commissioners of state institutions; amending chapter 272, Florida Statutes, by adding section 272.025 requiring the board to approve programs for all state buildings and comprehensive land use plans; amending chapter 272, Florida Statutes, by adding section 272.23 creating the state buildings advisory council to advise on all buildings to be constructed or remodeled for the state or develop a comprehensive land use plan for state building complexes; exempting buildings under capitol center planning committee and board of regents; providing an effective date.

Was read the first time by title and referred to the Committees on Governmental Organization and Ways and Means.

By Senator de la Parte—

SB 1554—A bill to be entitled An act relating to taxes on gasoline and like products; amending chapter 208, Florida Statutes, by adding section 208.461, to exempt gasoline and other like products sold to municipalities from excise taxes; authorizing the state revenue commission to promulgate rules and regulations to effectuate this act; providing an effective date.

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

By Senator Wilson—

SB 1555—A bill to be entitled An act for relief of Roger Stinson; providing an appropriation to compensate him for the wrongful death of his wife, Jane Stinson, caused by the collapse of the Anclote River Bridge located on U. S. Highway 19, Pinellas County; providing for appropriation from the funds of the Florida State Road Department; providing an effective date.

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

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

SR 1556—A senate resolution providing for recognition of the Tampa Junior Woman's Club for activities on behalf of preventing and correcting juvenile delinquency.

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

By Senator Pope—

SB 1557—A bill to be entitled An act relating to Division C of the state and county officers and employees retirement; amending section 3 of chapter 67-447, laws of Florida, to make the effective date of said chapter July 1, 1970; providing an effective date.

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

By Senator Pope—

SB 1558—A bill to be entitled An act relating to the state and county officers and employees retirement system; creating a new section 122.321 to require all new officers and employees of any county coming under the provisions of section 122.32, F. S., joining the retirement system subsequent to July 1, 1969, to become members of Division B in the event Division C or some consolidated state retirement system does not become effective on that date; providing an effective date.

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

By Senator Pope—

SB 1559—A bill to be entitled An act relating to education, personnel; amending section 231.50, Florida Statutes, by reducing aggregate period for pension eligibility; providing an effective date.

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

By Senator Pope—

SB 1560—A bill to be entitled An act relating to the state and county officers and employees retirement system; adding subsections 122.03(9) and 321.17(5) and section 238.051, F. S.; providing procedures whereby members of the teachers' retirement system or the highway patrol pension trust fund may elect to join the state and county officers and employees retirement system; providing specified time limits; providing an effective date.

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

By Senator Pope—

SB 1561—A bill to be entitled An act relating to social security for public employees; amending subsection 650.02 (1) (c) (1) by deleting services of an emergency nature; and providing an effective date.

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

By Senator Pope—

SB 1562—A bill to be entitled An act relating to state and county officers and employees retirement system; amending section 122.13, Florida Statutes, and adding a new section 122.131, Florida Statutes, to provide for the payment of administrative cost and the benefits accruing to members from the state and county officers and employees trust fund; providing an effective date.

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

By Senator Pope—

SB 1563—A bill to be entitled An act relating to supplemental benefits payable to retired employees receiving state retirement benefits; creating section 112.361, Florida Statutes, providing additional and updated benefits for retired employees; providing an appropriation; providing an effective date.

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

By Senator Pope—

SB 1564—A bill to be entitled An act relating to the state and county retirement system; amending section 122.03(5), Florida Statutes, extending the deadline for contributions by certain employees to avail themselves of retirement fund benefits; providing an effective date.

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

By Senator de la Parte—

SB 1565—A bill to be entitled An act relating to state and county retirement system; amending section 122.35, Florida Statutes, providing for funding retirement system; providing an effective date.

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

By Senator de la Parte—

SB 1566—A bill to be entitled An act for the relief of Mrs. Donald C. Williams; providing an annual appropriation; providing an effective date.

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

By Senators Slade, Mathews, Pope, Beaufort and Scarborough—

SB 1567—A bill to be entitled An act relating to the fourth judicial circuit; providing for four special assistant official court reporters in said circuit; providing for their compensation by the city of Jacksonville; repealing chapter 67-782, Laws of Florida; repealing chapter 65-815, Laws of Florida; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1567.

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

By Senators Slade, Mathews, Pope, Beaufort and Scarborough—

SB 1568—A bill to be entitled An act amending article 18 of chapter 67-1320, Laws of Florida, being the consolidated government charter of the city of Jacksonville, relating to the retirement and pension system authorized for the officers and employees of the consolidated government, by adding a new section to permit certain officers and employees appointed, elected or employed by the consolidated government to elect to become a member of the retirement and pension system of the city of Jacksonville or to become or remain members of some other pension fund under certain conditions; repealing all laws in conflict herewith; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1568.

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

By Senators Slade, Pope, Mathews, Beaufort and Scarborough—

SB 1569—A bill to be entitled An act relating to the city of Jacksonville; amending chapter 67-1320, Laws of Florida, the charter of the city of Jacksonville; empowering the city council to fix the salaries of elected officials; amending the method of fixing the salaries of the councilmen, the tax assessor, the tax collector, the sheriff of Duval county, the clerk of the circuit

and criminal court, and the supervisor of elections; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1569.

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

By Senators Slade, Scarborough, Mathews, Pope and Beaufort—

SB 1570—A bill to be entitled An act relating to alcoholic beverage licenses in Duval County; providing for an additional beverage license for the NORTH JACKSONVILLE LODGE, NUMBER 2134, LOYAL ORDER OF MOOSE; providing for the waiver of the term of existence of the licensee; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1570.

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

By Senators Slade, Pope, Mathews, Beaufort and Scarborough—

SB 1571—A bill to be entitled An act relating to the compensation of the official court reporters of the division of the criminal court of record of Duval county; providing that such compensation shall be set by the council of the city of Jacksonville; providing for the repeal of conflicting laws; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1571.

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

By Senators Slade, Mathews, Pope, Beaufort and Scarborough—

SB 1572—A bill to be entitled An act relating to the justices of the peace of Duval county; providing for trial jurisdiction of certain misdemeanors; providing for the maintenance and disposition of certain records; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1572.

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

By Senators Slade, Pope, Mathews and Beaufort—

SB 1573—A bill to be entitled An act providing for a study of the condition and prospects of the Jacksonville Electric Authority created by chapter 67-1569, Laws of Florida; providing for an appropriation by the Council of the City of Jacksonville for such a study; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1573.

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

By Senators Slade, Pope, Mathews, Beaufort and Scarborough—

SB 1574—A bill to be entitled An act relating to justice of peace districts in Duval county; providing for new districts; providing for a referendum.

Evidence of notice and publication was established by the Senate as to SB 1574.

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

By Senator Karl—

SB 1575—A bill to be entitled An act relating to retail installment sales; amending sections 520.02, 520.07, 520.08, 520.09, 520.10, 520.13, 520.31, 520.34, 520.35, 520.36,

520.39, Florida Statutes; amending certain definitions and terminology to conform with the Federal Truth and Lending Act; requiring specific disclosures to be made by the seller in a retail installment transaction; deleting reference to repealed section 520.11, Florida Statutes; rewording and standardizing disclosure section of retail installment sales act to conform with motor vehicle sales act; specifying minimum size type for printed portions of retail installment sales contracts; specifying time when seller must make disclosures in telephone or mail order installment sales; providing an effective date.

Was read the first time by title and referred to the Committee on Commerce and Licensed Businesses.

By Senator Beaufort—

SB 1576—A bill to be entitled An act relating to pest control; repealing sections 482.011, 482.021, 482.032, 482.051-482.121, 482.132, 482.133, 482.141, 482.151, 482.152, 482.161, 482.162, 482.171, 482.181, 482.182, 482.183, 482.191-482.241, 482.242 and 482.25, Florida Statutes; providing definitions; pest control board, pest control technical committee; administration, rules and procedure; enforcement, inspection, sampling and analysis; licenses, certificates, identification cards, special permits and fees; examination and duties of certified operators; deposit of fees in general inspection trust fund and expenses therefrom; revocation, suspension and refusal of license, certificate, identification card and special permit, disciplinary measures and probation; judicial review; limitation of charges for violations; violations and penalty; preemption of municipal and county ordinances; exemptions; transfer of funds and records; and providing effective date.

Was read the first time by title and referred to the Committees on Governmental Organization and Agriculture.

The Senate was called to order by the President at 10:00 a.m. A quorum present—47:

Mr. President	Deeb	Karl	Scarborough
Askew	de la Parte	Knopke	Shevin
Bafalis	Ducker	Lane	Stolzenburg
Barron	Fincher	McClain	Stone
Barrow	Friday	Myers	Thomas
Beaufort	Gong	Ott	Trask
Bell	Gunter	Plante	Weber
Bishop	Haverfield	Pope	Weissenborn
Boyd	Henderson	Poston	Williams
Broxson	Hollahan	Reuter	Wilson
Chiles	Horne	Saunders	Young
Daniel	Johnson	Saylor	

Excused: Senator Slade.

Prayer by the Rev. Alva H. Brock, Senate Chaplain:

The Heavens are declaring the glory of God. Psalm 19:1

O God, as our fellow human beings soar through space, encircling the moon, we remember the words of the psalmist: "When I look at thy heavens, the work of thy fingers, the moon and the stars which thou hast established: what is man that thou art mindful of him—yet thou hast made him little less than God and dost crown him with glory and honor."

O God, how grateful we are for the dependability of this universe, for the gifts of heart and mind, that you have given to the children of men. We thank you for our fellow human beings. We know that our chief concerns in this senate are the needs of men. May we be strengthened for the task. May we not just hear the exciting sounds from outer space but also the sounds of people in hospitals who are in despair and facing an uncertain future... The sounds of youth who have become slaves to drink or to drugs... The sounds of people in our cities and counties who have inherited a legacy of poverty and despair. May we hear these human sounds from inner space, "I was hungry... naked... stranger... sick... in prison" "Inasmuch as we do it unto one of the least of these we do it unto you, O God." In Jesus' name. Amen.

The Journal of May 21 was corrected and approved as follows:

Page 494, column 1, strike lines 3 through 10 and insert the following:

SB 377—A bill to be entitled An act relating to plumbing law; amending section 553.12, Florida Statutes, by deleting subsection 2, concerning a population bracket for counties having a population of not less than 36,300 nor more than 37,000; and amending section 553.13, Florida Statutes, by deleting Pasco from the counties exempted from the provisions of this chapter; providing an effective date.

REPORTS OF COMMITTEES

The Honorable John E. Mathews, Jr.
President of the Senate

May 21, 1969

Sir:

Pursuant to the Rules and Calendar Committee meeting today at 12:00 o'clock Noon, the committee submits the following for Special Order Calendar Thursday, May 22, 1969:

SB 190—A bill to be entitled An act relating to medical assistance for the needy; amending section 409.45, Florida Statutes; providing for the state department to provide medical services; creating a medical assistance advisory committee; repealing section 409.44, Florida Statutes; providing an appropriation; providing an effective date.

and

SB 172—A bill to be entitled An act relating to medical assistance for the needy; amending section 409.45, Florida Statutes; providing for the state department to provide medical services; creating a medical assistance advisory committee; providing an appropriation; providing an effective date.

The Committee on Health, Welfare and Institutions has offered a Committee Substitute for Senate Bills 172 and 190, and the Committee on Ways and Means has reported the Committee Substitute favorably.

Respectfully,
Elmer O. Friday, Jr.
Chairman

The Committee on Judiciary recommends the following pass:

SB 520 with 3 amendments	SB 710
SB 392 with 1 amendment	SB 1162 with 3 amendments

The Committee on Governmental Organization recommends the following pass:

SB 1326	SB 1284 with 1 amendment
SB 363 with 2 amendments	SB 1285
SB 1287	SB 1286

The Committee on Health, Welfare, and Institutions recommends the following pass:

SB 899 with 4 amendments	SB 470 with 3 amendments
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The bills contained in the foregoing reports were placed on the Calendar.

The Committee on Judiciary recommends Committee Substitutes for the following:

SB 237 with 2 amendments	SB 250	SB 524
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The bills with Committee Substitutes attached were placed on the Calendar.

The Committee on Governmental Organization recommends the following pass: SB 947 SB 1245 with 1 amendment

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

The Committee on Judiciary recommends the following pass: SB 519

The bill was referred to the Committee on Education under the original reference.

The Committee on Governmental Organization recommends the following pass:

SB 638 with 1 amendment	SB 413 with 4 amendments
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The Committee on Judiciary recommends the following pass: SB 602 with 1 amendment

The Committee on Health, Welfare, and Institutions recommends the following pass: SB 846 with 2 amendments

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

The Committee on Health, Welfare, and Institutions recommends the following pass: SB 794 with 4 amendments

The Committee on Governmental Organization recommends the following pass: SB 1070

The bills contained in the foregoing reports were referred to the Committee on Commerce and Licensed Businesses under the original reference.

The Committee on Health, Welfare, and Institutions recommends a Committee Substitute for the following: SB 536 with 3 amendments

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

The Committee on Judiciary recommends a Committee Substitute for the following: SB 223

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

The Committee on Judiciary advises that the following bills were reported unfavorably by the Subcommittee on Jurisprudence, and that the committee, having taken no action to remove from the table, hereby reports same unfavorably: SB 708, SB 712, SB 938, HB 175

The Committee on Governmental Organization recommends the following not pass: SJR 1124

The Committee on Judiciary recommends the following not pass:

SB 866	SB 340	SB 522
SB 437	SB 525	SB 521

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

ENGROSSING REPORTS

Your Engrossing Clerk to whom was referred—

SB 499 with 3 amendments

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

EDWIN G. FRASER
Secretary of the Senate

The bill was placed on the calendar pending roll call.

Your Engrossing Clerk to whom was referred—

SB 158 with 2 amendments	SB 465 with 1 amendment
SB 203 with 1 amendment	SB 478 with 7 amendments
SB 231 with 2 amendments	SB 724 with 1 amendment
SB 377 with 2 amendments	

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

EDWIN G. FRASER
Secretary of the Senate

The bills were certified to the House.

ENROLLING REPORT

Your Enrolling Clerk to whom was referred—

SB 7	SB 646	SB 656
SB 514	SB 647	SB 761

—reports same have been enrolled, signed by the required Constitutional officers and presented to the Governor on May 22, 1969.

EDWIN G. FRASER
Secretary of the Senate

BILLS REFERRED TO SUBCOMMITTEES

Labor and Industrial Relations: Senate Bills 843, 844, 1310 and 1322 (7 days to report to Committee on Judiciary) SB 491 withdrawn

Law and Order: CS for SB 924, Senate Bills 1307, 1312, 1331, 1332, 1333 and 1336 (7 days to report to Committee on Judiciary) Senate Bills 1380, 908, 1314, 1311 and 1541 (10 days to report to Committee on Judiciary)

Jurisprudence: Senate Bills 1302, 1335, 771, 433, 834, 1357, 1358 and SJR 1350 (7 days to report to Committee on Judiciary) Senate Bills 1458, 1494, 1530, 1545, 1382, 1383, 1385, 1386, 1388, 1394, 1410, 1417, 1419 and 1422 (10 days to report to Committee on Judiciary)

Financial Institutions and Consumer Protection: SB 1306 (7 legislative days to report to Committee on Commerce and Licensed Businesses)

Senator Friday, Chairman of the Committee on Rules and Calendar, announced that at the hour of 11:00 a.m. this day, the Senate would proceed to the consideration of House Bills on second reading.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Hollahan, the rules were waived and the Conference Committee on SB 650 was granted an additional 7 days in which to complete its report.

On motion by Senator Thomas, the rules were waived and the Committee on Agriculture was granted an additional day for the consideration of HB 1066.

On motion by Senator Chiles, by two-thirds vote, Senate Bills 1273 and 1117 were withdrawn from the Committee on Ways and Means and placed on the Calendar.

On motion by Senator Chiles, by two-thirds vote, Senate Bills 1230 and 1030 were withdrawn from the Committee on Ways and Means and placed on the Calendar.

On motions by Senator Broxson, by two-thirds vote, SB 993 was withdrawn from the Committee on Transportation and from the Senate.

On motions by Senator Thomas, by two-thirds vote, SB 1079 was withdrawn from the Committee on Ways and Means and from the Senate.

On motion by Senator Friday, the rules were waived and the Senate took up in open session—

REPORT OF COMMITTEE ON EXECUTIVE APPOINTMENTS

Senator John E. Mathews
President, The Florida Senate
The Capitol

May 13, 1969

Dear Mr. President:

Your Standing Committee on Transportation to whom was referred for inquiry and recommendation the following appointments for confirmation by the Senate:

NAME	OFFICE	FOR TERM ENDING
James W. Lee Crestview	Member, State Road Board, District Three	June 30, 1972
Rodger P. Doyle Pensacola	Member, Florida State Turnpike Authority, Third Congressional District	January 3, 1973
Wellington Paul Jacksonville	Member, Florida State Turnpike Authority, Second Congressional District	January 10, 1973

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

Respectfully submitted,
VERLE A. POPE, Chairman
RALPH R. POSTON
C. WILLIAM BEAUFORT
C. WELBORN DANIEL
CHARLES H. WEBER
LEE WEISSENBORN
W. E. BISHOP
DICK FINCHER
CHESTER W. STOLZENBURG
C. W. YOUNG

On motions by Senator Poston, the Report of the Committee was adopted, the rules were waived and the Senate in open session advised and consented to the aforesaid appointments made by the Governor, as contained and set forth in the foregoing Report. The vote was: Yeas—33 Nays—None

Mr. President	de la Parte	McClain	Stone
Bafalis	Ducker	Ott	Thomas
Barron	Fincher	Plante	Trask
Barrow	Friday	Poston	Williams
Beaufort	Haverfield	Saunders	Wilson
Bell	Hollahan	Saylor	Young
Bishop	Horne	Scarborough	
Broxson	Johnson	Shevin	
Daniel	Karl	Stolzenburg	

By direction of the President, the Secretary read the following—

MESSAGES FROM THE GOVERNOR

Honorable John E. Mathews
President of the Senate
The Capitol
Tallahassee, Florida

May 21, 1969

Dear Mr. President:

It is my pleasure to inform the Senate of the following appointment and respectfully request confirmation thereof:

Mr. Warren Webster, Crystal River, Florida, to the Citrus County Port Authority, succeeding Charles A. Mickle, resigned. The term ending date is August 18, 1971.

Sincerely,
CLAUDE R. KIRK, JR.
Governor

Which was referred to the Committee on Transportation.

Honorable John E. Mathews
President of the Senate
The Capitol
Tallahassee, Florida

May 20, 1969

Dear Mr. President:

It is my pleasure to inform the Senate of the following appointment and respectfully request confirmation thereof:

Mrs. Jack Finger, Eau Gallie, Florida, to the State Welfare Board, Fifth Congressional District, succeeding Lori Wilson, resigned. The term ending date is July 2, 1972.

Sincerely,
CLAUDE R. KIRK, JR.
 Governor

Which was referred to the Committee on Health, Welfare, and Institutions.

Honorable John E. Mathews
 President of the Senate
 The Capitol
 Tallahassee, Florida

May 20, 1969

Dear Mr. President:

It is my pleasure to inform the Senate of the following appointment and respectfully request confirmation thereof:

Mr. George M. Adams, Tampa, Florida, to the Civil Service Board, Hillsborough County, succeeding Ernest H. Atkins, deceased. The term ending date is September 1, 1971.

Sincerely,
CLAUDE R. KIRK, JR.
 Governor

Which was referred to the Select Committee on Executive Suspensions.

Honorable John E. Mathews
 President of the Senate
 The Capitol
 Tallahassee, Florida

May 19, 1969

Dear Mr. President:

It is my pleasure to inform the Senate of the following appointment and respectfully request confirmation thereof:

Mr. George R. Chavez, Tampa, Florida, to the Hillsborough County Civil Service Board, succeeding Joseph Di Stefano, resigned. The term ending date is September 1, 1969.

Sincerely,
CLAUDE R. KIRK, JR.
 Governor

Which was referred to the Select Committee on Executive Suspensions.

The Governor advised that on May 22 he had filed in the Office of the Secretary of State Senate Concurrent Resolutions 1168 and 1172 which he approved.

On motion by Senator Barrow, the rules were waived and the Committee on Commerce and Licensed Businesses was granted an additional 6 legislative days for the consideration of Senate Bills 582, 1057, 1063 and 669.

On motion by Senator Barron, the rules were waived and the Committee on Insurance was granted an additional 7 days for the consideration of SB 1023.

On motions by Senator Horne, by two-thirds vote, SB 706 and SB 319 were withdrawn from the Committee on Judiciary and placed on the Calendar.

On motion by Senator de la Parte, the rules were waived and the Committee on Health, Welfare, and Institutions was granted an additional 7 days for the consideration of Senate Bills 1034 and 1042.

CONSIDERATION OF SENATE RESOLUTIONS

SR 1495—A Resolution in Memoriam Basil Charles (Bill) Pearce

WHEREAS, in that galaxy unselfishly devoting time and talents to better government for men at all levels, no individual work is fraught with more lasting and meritorious quality than that of a late former colleague who bore the universal appellation of Bill Pearce, and

WHEREAS, he labored with no thought of self-aggrandizement but for the love of a job well done, especially bending his efforts to the end that contemporaries and posterity alike might have the salutary benefits of living in a state blessed with a sound tax structure, and

WHEREAS, his personal and private life and long period of faithful public service were so marked with an unswerving honesty and sincerity of purpose, and addiction to sound principles and high ideals that he endeared himself to those with whom he worked in legislative halls, other high government circles and to the populace as an estimable Christian gentleman and a true exponent of good government, and

WHEREAS, out of the deep sadness engendered by his demise, we would honor the memory of this esteemed former co-worker, NOW, THEREFORE,

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

That this Resolution be spread upon the pages of the Senate Journal

IN MEMORIAM

BASIL CHARLES (BILL) PEARCE

—who was born at Columbia, Alabama, on November 29, 1894. In 1896, at the age of two years, his Florida residence began and continued to the end of his lifetime, August 1, 1968. He was educated in the public schools of Putnam County and married Miss Anne F. Hardon of Wilton, Connecticut, who predeceased him on August 6, 1965. To them was born a son, Basil Charles Pearce, Jr., who gave his life for his country in submarine action in the China Seas in World War II, and a daughter, Nancy, now Mrs. Carl Johnson of Cleveland Heights, Ohio.

He was an active member of St. Marks Episcopal Church, Palatka, which he served as a vestryman. During World War I he spent two years overseas with the Army Engineers. He was a member of the Elks, past Exalted Ruler; Rotary Club, past president; Masons, Shrine, Chamber of Commerce, past director; State Chamber of Commerce, past director; American Legion, past commander; Veterans of Foreign Wars, Selective Service Board, Chairman; Palatka City Council and Board of Bond Trustees of Putnam County.

He pursued vigorously any undertaking in which he engaged and his efforts always seemed crowned with an unusual success. The business from which he derived a livelihood was the precarious one of farming in which he was eminently proficient. The quality of the Irish potatoes and cabbages he produced became almost legendary and the many who were objects of his largesse still remember these gastronomical delights.

However, it was in the field of public service, where he came to be considered an expert on finance and taxation, that he won his greatest acclaim. He served as a member of the Florida House of Representatives in 1933. In 1946 he was elected to the Senate, where he established a phenomenal record of service with the Senate Standing Committee on Finance and Taxation. During the Sessions of 1947, 1949, 1951 and 1953 he was a member of that committee; in 1955, Vice-Chairman; in 1957, Chairman; in 1959, a member; in 1961, Vice-Chairman, and in 1963 and 1965, Chairman. He was Chairman of the Florida Commission for Tax Reform created by Senate Bill 1015 in 1965, composed of fifteen members charged with the duty of conducting a thorough study of the sources and conditions of Florida's tax system at all levels of government, state, county and municipal, pointing out existing inequities and defects and making recommendations of reforms and revision of the tax structure of the state.

He was a staunch Democrat and labored long and hard with his group of Senators, which regime was known as "the Pork Choppers", in an effort to keep taxes down and give the people good government. His co-workers and contemporaries ever held him in the highest respect because of his abilities and earnest efforts. He was widely regarded as an authority on the subject of finance and taxation to which he unstintingly devoted his great talents and energies not only during his long tenure as a legislator but during his few remaining years thereafter. He was beloved, trusted and depended upon by House as well as Senate members for his knowledge and acumen.

He was an inherently honest and forthright person who gave no quarter as to what he considered the right as against the wrong of a matter. In an espoused cause he went full armed into battle. He "sunk the self, forgot the I". He was possessed of a delightfully ready wit which in debate could resolve itself into caustic utterances, and even as the great Kipling is said to have sacrificed the poet laureateship of England to what he conceived to be the verity of his pen, so in the opinion of many did Senator Pearce, by dint of vitriolic word flagellation administered to opponents of measures he believed to be for the best interests of the people, renounce his chances of receiving the coveted presidency of the Florida Senate.

Despite the fact that his service in the Senate was ultimately disrupted when in 1966 his long-time 26th District was converted to the 6th, comprising twenty-four counties, and in 1967 when the County of Putnam saw another change to the 13th District, consisting of four counties, he never lost his avid interest in affairs of state. A heart attack in April, 1968, reduced his activities but did nothing to dim his concern for public affairs and the welfare of the people to which he had so greatly contributed of time and talents. As a lasting tribute, the people of his community, on April 10, 1969, dedicated to his memory the Learning Resources Center of St. Johns River Junior College, which school he had been instrumental in locating and establishing at Palatka.

BE IT FURTHER RESOLVED, that a copy of this Resolution, duly attested, be forwarded to Mrs. Carl Johnson, 724 Quilliams Road, Cleveland Heights, Ohio; Mrs. James A. Winfield, 7 May Street, St. Augustine, and Mr. Oliver W. Pearce, 25 SW 38th Avenue, Miami, daughter, sister and brother respectively of our beloved and esteemed former colleague together with the condolences of the members of this Senate Body.

Was taken up and read the second time in full. On motion by Senator Williams, SR 1495 was adopted. The vote was: Yeas—34 Nays—None

Mr. President	Ducker	Knopke	Shevin
Bafalis	Fincher	Lane	Stolzenburg
Beaufort	Friday	McClain	Thomas
Bell	Gong	Ott	Weissenborn
Bishop	Haverfield	Plante	Williams
Broxson	Henderson	Pope	Wilson
Chiles	Hollahan	Reuter	Young
Daniel	Johnson	Saunders	
de la Parte	Karl	Sayler	

SR 1556—A senate resolution providing for recognition of the Tampa Junior Woman's Club for activities on behalf of preventing and correcting juvenile delinquency.

WHEREAS, the Tampa Junior Woman's Club has made a significant contribution to the prevention and correction of juvenile delinquency by its efforts in the establishment of the Hillsborough County Juvenile Home Volunteer Auxiliary, Inc., which was created to educate the community to the goals and needs of the juvenile homes and to provide volunteer services, and

WHEREAS, each of the one hundred nineteen (119) members of the Tampa Junior Woman's Club gives a minimum of twelve (12) hours a week to volunteer service at the juvenile home serving as teachers' aides, establishing a library, arranging for attendance of the children at cultural events and many other similar activities, and

WHEREAS, the Tampa Junior Woman's Club has provided two (2) scholarships at the University of Tampa for students majoring in sociology who intend to work in the field of juvenile rehabilitation, and

WHEREAS, the Tampa Junior Woman's Club was honored at the 1969 Convention of the Florida Federation of Womens' Clubs by being granted a first award for its aid-to-education program, this award being the highest of three presented by the Shell Oil Company, and also received another first award, and four second awards at the 1969 Convention, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida,

That this Senate does commend and accord thanks to the Tampa Junior Woman's Club for its efforts and activities in the prevention and control of juvenile delinquency.

BE IT FURTHER RESOLVED that this resolution be spread upon the journal of the Senate and a copy be executed and sent to the Tampa Junior Woman's Club.

Was taken up and read the second time in full. On motion by Senator de la Parte, SR 1556 was adopted. The vote was: Yeas—33 Nays—None

Mr. President	de la Parte	McClain	Stolzenburg
Askew	Ducker	Ott	Thomas
Beaufort	Friday	Plante	Weber
Bell	Gong	Pope	Weissenborn
Bishop	Henderson	Poston	Wilson
Boyd	Hollahan	Reuter	Young
Broxson	Johnson	Saunders	
Chiles	Karl	Sayler	
Daniel	Knopke	Shevin	

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable John E. Mathews, Jr. May 21, 1969
President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives has passed SB 169.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

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

The Honorable John E. Mathews, Jr. May 22, 1969
President of the Senate

Sir:

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

SB 978	SB 1175	SB 1179	SB 1178
SB 1174	SB 1088	SB 1087	SB 1086
SB 1085	SB 1083	SB 1051	SB 1049
SB 1045	SB 981	SB 979	SB 977
SB 836			

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The bills, contained in the above message, were ordered enrolled.

The Honorable John E. Mathews, Jr. May 21, 1969
President of the Senate

Sir:

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

CS for HB 1037	HB 92	HB 1732
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Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable John E. Mathews, Jr. May 21, 1969
President of the Senate

Sir:

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

By The Committee on Judiciary—

CS for SB 125—A bill to be entitled An act relating to "stop and frisk"; authorizing a law enforcement officer to temporarily detain and question a person under circumstances which reasonably indicate that such person has committed, is committing, or is about to commit a criminal offense; permits search of the person detained, to the extent necessary, to disclose if said

person is armed, when the officer reasonably believes that said person is armed with a dangerous weapon; provides that said person shall not be detained more than is reasonably necessary for such search unless an arrest is made; providing an effective date.

Which amendment reads as follows:

In Section 2, on page 2, line 28, strike "reasonably believes" and insert the following: has probable cause to believe

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator Shevin, the Senate concurred in the House amendment to CS for SB 125.

CS for SB 125 was ordered engrossed and the action of the Senate was certified to the House.

The Honorable John E. Mathews, Jr. May 21, 1969
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 Public School Education—

CS for HB 313—A bill to be entitled An act relating to the professional practices commission; amending sections 231.55, 231.57, and 231.59, Florida Statutes; altering the composition of the commission and clarifying its functions and operations; amending chapter 231, Florida Statutes, by adding section 231.60; requiring the commission to submit an annual report to the legislature; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

CS for HB 313, contained in the above message, was read the first time by title and referred to the Committee on Education.

The Honorable John E. Mathews, Jr. May 21, 1969
President of the Senate

Sir:

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

By Representative Reed and others—

HB 230—A bill to be entitled An act relating to candidates for public office; amending section 99.012, Florida Statutes, to provide that an individual who holds elective public office may not qualify as a candidate for another public office; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable John E. Mathews, Jr. May 21, 1969
President of the Senate

Sir:

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

By Representative Culbreath—

HB 521—A bill to be entitled An act relating to trespass; adding section 821.011, Florida Statutes, giving definitions; amending sections 821.01, 821.03, 821.05, 821.12, 821.121, 821.13, 821.14, 821.15 and 821.16, F. S., repealing the penalties prescribed therein; adding a new section 821.38, Florida

Statutes, to prescribe the penalty therefor; amending section 821.04, F. S., to define and make it unlawful to trespass on posted, cultivated, or fenced land; deleting section 821.06 relating to posted land; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

House Bills 230 and 521, contained in the above messages, were read the first time by title and referred to the Committee on Judiciary.

The Honorable John E. Mathews, Jr. May 21, 1969
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—

HB 747—A bill to be entitled An act correcting, reorganizing, renumbering and clarifying certain sections of the Florida Statutes relating to ad valorem taxation pursuant to section 11.242, Florida Statutes, in accordance with the revisor's notes included herein showing changes made and the reasons therefore.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 747, contained in the above message, was read the first time by title. On motion by Senator Friday the rules were waived and the bill was placed on the Calendar.

The Honorable John E. Mathews, Jr. May 21, 1969
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 Public Health & Welfare—

CS for HB 348—A bill to be entitled An act relating to public hospitals; permitting physicians licensed under chapters 458, 459, 461, or 466, Florida Statutes, to practice in public hospitals; prohibiting discrimination against such physicians or surgeons; prohibiting the denial of such privileges based on membership in professional associations or graduation from a school or college of medicine, osteopathy, podiatry, or dentistry; providing for the promulgation of rules and regulations; defining the term "public hospital"; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

CS for HB 348, contained in the above message, was read the first time by title and referred to the Committee on Health, Welfare, and Institutions.

The Honorable John E. Mathews, Jr. May 21, 1969
President of the Senate

Sir:

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

By Representative Renick and others—

HB 1307—A bill to be entitled An act relating to salt water fisheries and conservation; amending section 370.113, Florida Statutes, by placing a limit on the number of queen conchs a person may take or have in his possession in a calendar day; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 1307, contained in the above message, was read the first time by title and referred to the Committee on Natural Resources and Conservation.

The Honorable John E. Mathews, Jr. May 21, 1969
President of the Senate

Sir:

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

By Representative Smith and others—

HB 841—A bill to be entitled An act relating to education; relating to appointive superintendents of schools; prescribing procedures for adopting the appointive system; providing for return to elective system; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 841, contained in the above message, was read the first time by title. On motion by Senator Friday the rules were waived and the bill was placed on the Calendar.

The Honorable John E. Mathews, Jr. May 21, 1969
President of the Senate

Sir:

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

By Representative Reeves—

HB 850—A bill to be entitled An act relating to hotel and restaurant commission; removing jurisdiction of commission regarding approval of plans, inspection, and license fees for apartment houses during the course of construction by repealing subsection (10) of section 509.211, Florida Statutes; amending section 509.211(4)(a), Florida Statutes; amending section 509.212, Florida Statutes; and amending section 509.251(2)(b), Florida Statutes.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 850, contained in the above message, was read the first time by title and referred to the Committee on Commerce and Licensed Businesses.

The Honorable John E. Mathews, Jr. May 21, 1969
President of the Senate

Sir:

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

By Representative Wolfson—

HB 1346—A bill to be entitled An act relating to motorboats, title certificates; amending chapter 371, Florida Statutes, by adding section 371.791, requiring dealers selling boats in the state to furnish a manufacturer's certificate of origin to the purchaser; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 1346, contained in the above message, was read the first time by title. On motion by Senator Friday the rules were waived and the bill was placed on the Calendar.

The Honorable John E. Mathews, Jr. May 21, 1969
President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives has passed as amended by the required two-thirds vote of all members elected to the House.

By Representative David Clark—

HB 1047—A bill to be entitled An act providing for the relief of Harold Elliott, a minor, providing for reimbursement for related damages arising out of an accident on March 17, 1965, while he was in attendance as a pupil in the public schools of Palm Beach County, Florida, which resulted in fractures around his eye, partial loss of vision, and other grievous injuries; providing an appropriation; and providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

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

The Honorable John E. Mathews, Jr. May 21, 1969
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—

HB 748—A bill to be entitled An act repealing certain sections of the Florida Statutes relating to ad valorem taxation pursuant to section 11.242, Florida Statutes, in accordance with the revisor's notes included herein showing the reasons for the repeal of each section.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 748, contained in the above message, was read the first time by title. On motion by Senator Friday the rules were waived and the bill was placed on the Calendar.

The Honorable John E. Mathews, Jr. May 21, 1969
President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives has passed as amended by the required two-thirds vote of all members elected to the House.

By Representative Gustafson and others—

HB 239—A bill to be entitled An act for relief of Donald M. Waltrip as Father and next friend of Donn Vern Waltrip, a minor, providing an appropriation to compensate for damages sustained as a result of the negligence of the Board of Public Instruction of Broward County, Florida; providing an effective date.

Proof of Publication attached.

By Representative Gustafson and others—

HB 240—A bill to be entitled An act for relief of Thelbert R. Holloman as Father and next friend of Phillip W. Holloman, a minor, providing an appropriation to compensate for damages sustained as a result of the negligence of the Board of Public Instruction of Broward County, Florida; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

Evidence of notice and publication was established by the Senate as to HB 239.

House Bills 239 and 240, contained in the above message, were read the first time by title and referred to the Committee on Ways and Means.

The Honorable John E. Mathews, Jr. May 21, 1969
President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives has passed by the required two-thirds vote of all members elected to the House—

By Representative Whitson and others—

HB 2012—A bill to be entitled An act providing for the relief of Sandra Lynn Berger; providing for the payment of moneys from funds of the Pinellas County district school board; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable John E. Mathews, Jr. May 21, 1969
President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives has passed by the required two-thirds vote of all Members elected to the House—

By Representative Lancaster—

HB 1553—A bill to be entitled An act for the relief of J. W. Turner for civil liabilities incurred by him while serving as Sheriff of Levy County, by reason of the acts of a duly appointed and acting deputy sheriff in the operation of a vehicle belonging to the office of the sheriff, while in the process of transporting certain persons to jail subsequent to a lawful arrest; providing an appropriation; providing for a referendum.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable John E. Mathews, Jr. May 21, 1969
President of the Senate

Sir:

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

By Representatives Pratt and Gallen—

HB 1790—A bill to be entitled An act relating to the court of record, Manatee County; amending section 7(b) of chapter 67-1062, Laws of Florida, as amended by section 7 of chapter 68-79, Laws of Florida; providing for official court reporter's duties, salary, and other compensation; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable John E. Mathews, Jr.
President of the Senate

May 21, 1969

Sir:

I am directed to inform the Senate that the House of Representatives has passed by the required two-thirds vote of all Members elected to the House—

By Representative Sweeny and others—

HB 1953—A bill to be entitled An act relating to relief of Dewey Baylor, providing an appropriation from the Volusia county general revenue fund to compensate him for damages inflicted upon him by a gunshot wound received in line of duty as deputy sheriff of Volusia county, Florida; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable John E. Mathews, Jr. May 21, 1969
President of the Senate

Sir:

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

By Representative Lancaster—

HB 2202—A bill to be entitled An act relating to the police powers of the City of Live Oak, Florida, making the provisions of Section 901.25, Florida Statutes, concerning arrests in fresh pursuit applicable to said city; providing an effective date.

Proof of Publication attached.

By Representative Lancaster—

HB 2190—A bill to be entitled An act relating to Dixie County, regulation of fishing; prohibiting the taking of salt-water fish except by rod and reel or hook and line in any man-made canal in said county; providing for arrest; making violation of provisions a misdemeanor; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable John E. Mathews, Jr. May 21, 1969
President of the Senate

Sir:

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

By Representative Lancaster—

HB 2193—A bill to be entitled An act relating to Hamilton County; authorizing the board of county commissioners of said county to maintain any public noncommercial cemetery in said county for which there exists no perpetual care or other means of maintenance; providing same to be a county purpose; authorizing the board of county commissioners to use county equipment and certain persons detained in county jails for maintenance of such cemeteries; providing for a referendum.

By Representative Roberts and others—

HB 1645—A bill to be entitled An act repealing chapter 65-1916, Laws of Florida, Special Acts of the Legislature Year 1965, entitled "an act giving to the county commissioners of Monroe county the power to grant franchises or licenses for the establishment, maintenance and operation of community antenna systems, closed circuit or cable television systems, or any

other similar communication or distribution systems or services; prohibiting municipalities from granting franchises or licenses in conflict with those granted by the county commissioners; providing a maximum term for such franchises or licenses; providing for renewal of such franchises or licenses at the end of said term; providing for the manner and method of terminating such franchises or licenses, ratifying prior agreements in the nature of franchise or license rights in existence at the time this act takes effect; repealing all laws or parts of laws in conflict herewith; and providing for the effective date of this act”.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable John E. Mathews, Jr. May 21, 1969
President of the Senate

Sir:

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

By Representatives Woodward and Mixson—

HB 454—A bill to be entitled An act relating to Gadsden County, Florida, public works, county buildings and facilities, recreation areas, roads and bridges: authorizing and providing for the acquisition, construction, improvement, extension, maintenance, operation, equipping, furnishing, enlarging, repairing, renovating, remodeling and financing thereof: authorizing and providing for the issuance by the board of county commissioners of said county of interest-bearing revenue certificates for the purpose of paying all or part of the costs of such projects and the financing thereof which revenue certificates shall be payable solely from, and secured by a pledge of, taxes collected from the operation of pari-mutuel pools accruing annually to said county and allocated to said board: providing for the sale of such certificates: repealing chapter 65-598 of the Laws of Florida acts of 1965: providing an effective date and validating certain actions taken prior to that time.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable John E. Mathews, Jr. May 21, 1969
President of the Senate

Sir:

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

By Representative Roberts and others—

HB 1644—A bill to be entitled An act repealing chapter 65-1932, Laws of Florida, Special Acts of the Legislature Year 1965, entitled “an act relating to Monroe county; terminating and cancelling the understanding and agreement between the overseas road and toll bridge district as grantor and Monroe county as grantee, whereby said grantee agreed to maintain for public parking areas, parkways and parks, certain parcels of land conveyed by the grantor to the grantee with respect to the land conveyed pursuant to authority of this act, but to no other lands; providing for the sale of a certain parcel of said lands; providing for appraisal prior to sale; repealing all laws and parts of laws, whether general, special or local, in conflict with this act, to the extent of such conflict; and providing when this act shall take effect”; and providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable John E. Mathews, Jr. May 21, 1969
President of the Senate

Sir:

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

By Representative McNulty and others—

HB 2141—A bill to be entitled An act relating to Osceola county, board of county commissioners; authorizing the board of county commissioners to consolidate any or all of its separate budgetary funds into a single general fund; providing that the millage shall not be affected by such consolidation; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable John E. Mathews, Jr. May 21, 1969
President of the Senate

Sir:

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

By Representative Poorbaugh and others—

HB 2195—A bill to be entitled An act to amend Chapter 67-1873, Laws of Florida, Special Acts of 1967, which created the Palm Beach County Industrial Development Board, amending section 2 thereof to change the name of the board to the Palm Beach County Development Board; amending section 4 thereof to provide staggered terms for the members of the board; amending section 5 to provide that the board of county commissioners shall transfer a designated dollar amount to the Palm Beach County Development Board at the beginning of each fiscal year, that the books and records of the board shall be subject to audit by the state auditor, and that the budget of the board shall be subject to change during the fiscal year with the approval of the board of county commissioners; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable John E. Mathews, Jr. May 21, 1969
President of the Senate

Sir:

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

By Representative Roberts and others—

HB 1643—A bill to be entitled An act repealing chapter 65-1927, Laws of Florida, Special Acts of the Legislature Year 1965, entitled “an act granting to Cable-Vision, Inc., a Florida corporation, the right, privilege, license and franchise, for a period of thirty (30) years for the operation of a cable television system throughout Monroe county, Florida, and all municipalities therein, including the furnishing of direct wire reception of television, radio, music, closed circuit programs, signals, and similar services, together with necessary rights to erect and maintain poles, wires, fixtures, towers, amplifiers, electronic equipment, etc., along the streets, alleys, avenues and highways and other public places throughout the county and all municipalities therein; providing the terms and conditions of such franchise; prescribing charges and service rates; providing for taxes; providing for termination and lease of this franchise and providing an effective date.”

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

Evidence of notice and publication was established by the Senate as to House Bills 2012, 1790, 1953, 2202, 2190, 1645, 454, 1644, 2141, 2195, and 1643.

House Bills 2012, 1553, 1790, 1953, 2202, 2190, 2193, 1645, 454, 1644, 2141, 2195 and 1643, contained in the above messages, were read the first time by title and referred to the Committee on Rules and Calendar.

The Honorable John E. Mathews, Jr. May 22, 1969
President of the Senate

Sir:

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

By Representatives Pratt and Gallen—

HB 2060—A bill to be entitled An act relating to the Prosecuting Attorney for the Court of Record in and for Manatee County, Florida; providing a salary for the said Prosecuting Attorney; requiring that said Prosecuting Attorney submit an annual budget to the Board of County Commissioners for the purpose of defraying expenses of said office; prescribing a method of payment; repealing 67-726, Laws of Florida; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator Boyd, by two-thirds vote, HB 2060 was withdrawn from the Committee on Rules and Calendar and returned to the House as requested.

The Honorable John E. Mathews, Jr. May 21, 1969
President of the Senate

Sir:

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

By Senator Myers—

SB 176—A bill to be entitled An act relating to the Florida insurance code; amending Section 626.0617 Florida Statutes by adding a new subsection, prohibiting insurance companies from requesting or charging additional premiums for, or refusing to renew, automobile liability policies because of involvement in an accident except under certain conditions, requiring them to notify insureds of their right to reimbursement and to reimburse insureds who are improperly surcharged, providing a penalty; providing an effective date.

Amendment 1—

In Subsection 3, on page 3, lines 16-19, strike ; or (g) Has secured a duly acknowledged written agreement providing for release from liability by all parties injured as the result of said accident.

and insert the following: on line 16, a period after the word jurisdiction.

Amendment 2—

On page 3, line 23, after Subsection (3) insert new subsection (4)

(4) Upon the request of the insured the insurer and licensed agent shall supply to the insured the complete proof of fault or other criteria which justifies the additional charge or cancellation, and such additional charge or cancellation shall not be effective until 20 days after the same is supplied.

Renumber present (4) as (5)

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator Myers, the Senate concurred in House amendment 1 to SB 176.

Senator Myers offered the following amendment to House amendment 2 to SB 176, which was adopted:

Strike: last two lines and insert (.) period after word “cancellation”.

On motion by Senator Myers, the Senate concurred in House amendment 2 as amended by the Senate amendment.

The action of the Senate was certified to the House.

The Honorable John E. Mathews, Jr. May 22, 1969
President of the Senate

Sir:

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

By Representative Rude and others—

HCR 2184—A concurrent resolution commending Colonel David E. Lownds, a twice wounded veteran of World War II, the Korean Conflict, the Dominican Republic crisis, and Vietnam, for his service, valor, and devotion to duty while serving with the United States Marine Corps as Commanding Officer of the Khe Sahn combat base in connection with operations against the enemy in the Republic of Vietnam from August 1967 through March 1968.

WHEREAS, in October 1942, he was commissioned a second Lieutenant in the Marine Corps Reserve and shortly thereafter, reported to the 4th Marine Division where he served as a platoon leader. He was promoted to first lieutenant in July 1943. During World War II, Lieutenant Lownds saw action as a platoon leader with Company “B”, 1st Battalion, 24th Marines, 4th Marine Division, at Roi-Namur in the Marshal Islands, Saipan in the Marianas, and at Iwo Jima. He was first wounded at Saipan, and again at Iwo Jima.

Upon his return to the United States in April 1945, he was assigned duty as Executive Officer, Signal Battalion, Special Training Regiment, Marine Training Command, Camp Lejeune, North Carolina, until his tour of active duty ended, December 1945. While stationed at Camp Lejeune, he was promoted to captain in July 1945.

WHEREAS, Captain Lownds returned to extended active duty on August 7, 1950, shortly after the outbreak of the Korean Conflict and was assigned duty as Assistant Operations Officer of the 2nd Marines, 2nd Marine Division, then served as Assistant Operations Officer of the 2nd Marine Division. He was promoted to major in January 1951, and integrated into the regular Marine Corps that same year.

From July 1953 until February 1954, he served as the Intelligence Officer of the 9th Marines, as Executive Officer of the 3rd Battalion, 9th Marines, 3rd Marine Division. He then served as the Operations Officer and Executive Officer of the 1st Shore Party Battalion, 1st Marine Division. He was promoted to lieutenant colonel in July 1958.

WHEREAS, Lieutenant Colonel Lownds saw a year’s tour of duty as Commanding Officer of the 3rd Battalion, 8th Marines, 2nd Marine Division. He then became Plans Officer of the 2nd Marine Division. From September 1964 until July 1965, he served as Operations Officer of the 4th Marine Expeditionary Brigade during the Santo Domingo involvement. For his actions in connection with operations in Santo Domingo, Dominican Republic, he was awarded the Bronze Star Medal with Combat “V”.

WHEREAS, Colonel David E. Lownds was awarded the Navy Cross for extraordinary heroism while serving as Commanding Officer of the Khe Sanh combat base in connection with operations against the enemy in the Republic of Vietnam from August 1967 through March 1968. Upon assuming command of

the vital combat base located in western Quang Tri Province and tasked with the responsibility of interdicting major North Vietnamese resupply routes and blocking any enemy invasion attempt from the west into the northern provinces of South Vietnam, Colonel Lownds immediately established combat outposts on Hills 881 South, 861, and 950, and launched extensive and highly effective patrol activities throughout his area of responsibility. Despite the hazardous, mountainous terrain, thick jungle foliage, and adverse weather conditions, Colonel Lownds' valiant combat leadership and indomitable command ability were the central instrument in achieving and maintaining the superb combat posture of the base. On 28 January 1968, when North Vietnamese divisions launched a coordinated attack on the Khe Sanh combat base with rockets, artillery, mortar, and machine-gun and small-arms fire, and with their main attack directed at Hill 861-A, Colonel Lownds' superb knowledge of and appreciation for the terrain and his aggressive utilization of all supporting arms minimized the effectiveness of the enemy attack and resulted in a large number of enemy casualties. During daily enemy rocket and artillery attacks, and on 23 February, when the firing reached its peak with more than 1,300 rounds impacting on the combat base; his superior tactical judgment, calm leadership, brave demeanor, and resolute endurance were an inspiration to all around him and were a prime factor in maintaining a high level of morale among his men. Giving no thought to his own safety, while exhibiting a compassionate concern for the welfare of his Marines, he gallantly and repeatedly exposed himself to hostile fire making daily visits to outlying units to observe tactical operations and to study conditions confronting his unit commanders. During the period 1 November 1967 to 31 March 1968, Colonel Lownds organized and directed Operation Scotland, a highly effective search and destroy operation throughout the Khe Sahn tactical area of responsibility, which resulted in numerous enemy casualties, the capture of several enemy, and a large number of weapons confiscated. By his gallant leadership, distinguished personal bravery, and selfless devotion to duty throughout, Colonel Lownds upheld the highest traditions of the Marine Corps and the United States Naval Service.

WHEREAS, Colonel David E. Lownds and his wife, the former Jean C. Bruner of Cranston, Rhode Island, have six daughters and one son, now residing in Plantation Florida.

WHEREAS, by his uncompromising devotion and dedication to duty, his leadership and integrity, he has earned the respect and esteem of all Americans.

WHEREAS, through this resolution, the people of Florida would like to preserve for all times in the public records their expression of pride and appreciation to Colonel David E. Lownds, for reflecting the highest honor and credit to the state and to the nation, NOW, THEREFORE,

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

That the Legislature of the State of Florida commends and pays tribute to Colonel David E. Lownds for his bravery, heroism, dedication, and devotion to the people of Florida, the nation, and to the United States Marine Corps in which he has served so well.

BE IT FURTHER RESOLVED that a copy of this resolution with the Great Seal of the State of Florida be sent to Colonel David E. Lownds as a tangible token of the sentiments expressed herein and a lasting symbol of the appreciation and gratitude of his fellow Floridians.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HCR 2184, contained in the above message, was read the first time in full. On motion by Senator Broxson, the rules were waived and HCR 2184 was read the second time in full, adopted and certified to the House. The vote was: Yeas—44 Nays—None

Mr. President	Bell	Deeb	Haverfield
Askew	Bishop	de la Parte	Hollahan
Bafalis	Boyd	Ducker	Horne
Barron	Broxson	Fincher	Johnson
Barrow	Chiles	Friday	Karl
Beaufort	Daniel	Gong	Knopke

Lane	Pope	Scarborough	Weber
McClain	Poston	Shevin	Weissenborn
Myers	Reuter	Stolzenburg	Williams
Ott	Saunders	Thomas	Wilson
Plante	Sayler	Trask	Young

The Honorable John E. Mathews, Jr.
President of the Senate

May 22, 1969

Sir:

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

By Representative Heath and others—

HCR 2054—A concurrent resolution commending Navy Lt. Clyde E. Lassen, of Venice, Florida, winner of the Congressional Medal of Honor.

WHEREAS, Navy Lt. Clyde E. Lassen has been a resident of the Venice, Florida, area for the entire twenty-seven years of his life,

WHEREAS, Lt. Lassen has been in the United States Navy for seven years and has just completed a three-year tour of duty as a helicopter pilot in South Vietnam, and

WHEREAS, during said tour of duty in Vietnam, Lt. Lassen made a daring nighttime rescue of two downed pilots amid heavy enemy groundfire and surface-to-air missiles, and

WHEREAS, Lt. Lassen's extraordinary heroism has been recognized by his country, and he has been awarded the Congressional Medal of Honor, the highest decoration that can be awarded to an American fighting man, and

WHEREAS, Lt. Lassen's exploit reflects great credit not only upon him personally and upon his family, but upon the State of Florida as well, NOW, THEREFORE,

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

That the Legislature of the State of Florida publicly thank and commend Lt. Lassen for his outstanding courage and for the standard of conduct and service that he has presented to the young manhood of the nation.

BE IT FURTHER RESOLVED that copies of this concurrent resolution be signed by the Speaker and Clerk of the House of Representatives and by the President and Secretary of the Senate and that copies suitable for framing and bearing the seal of the State of Florida be transmitted to Lt. Lassen.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HCR 2054, contained in the above message, was read the first time in full. On motion by Senator Broxson, the rules were waived and HCR 2054 was read the second time in full, adopted and certified to the House. The vote was: Yeas—44 Nays—None

Mr. President	Daniel	Karl	Sayler
Askew	Deeb	Knopke	Scarborough
Bafalis	de la Parte	Lane	Shevin
Barron	Ducker	McClain	Stolzenburg
Barrow	Fincher	Myers	Thomas
Beaufort	Friday	Ott	Trask
Bell	Gong	Plante	Weber
Bishop	Haverfield	Pope	Weissenborn
Boyd	Hollahan	Poston	Williams
Broxson	Horne	Reuter	Wilson
Chiles	Johnson	Saunders	Young

The Honorable John E. Mathews, Jr.
President of the Senate

May 22, 1969

Sir:

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

By Representative Reed and others—

HCR 1720—A concurrent resolution commending First Lieutenant William J. Schmitt, United States Marine Corps, of Boca Raton, for his leadership and attention to duty during combat in Vietnam where he was wounded on March 4, 1969, and awarded the Bronze Star and Purple Heart on April 4, 1969, in Key West where he was recuperating from wounds in both legs and his right hand.

Whereas, on March 4, 1969, First Lieutenant Schmitt's Marine platoon came under a heavy volume of hostile small arms and automatic weapons fire, and

Whereas, First Lieutenant Schmitt reacting instantly and disregarding his own safety, he deployed his men into effective fighting position, and

Whereas, this proud marine exposed to the enemy moved from one emplacement to another to direct suppressive fire upon the hostile force, and

Whereas, disregarding his own safety, he boldly adjusted supporting artillery fire upon the enemy positions and at the same time was severely wounded, and

Whereas, this great act of heroism inspired all who observed him and was representative of the same tireless leadership First Lieutenant Schmitt exemplified in training and molding his unit into an effective fighting force, NOW THEREFORE,

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

The above marine brought honor and respect to the young adults of this great state. His training and education in Florida was an example of his attention to training and educating his men for the task they were to perform. Therefore, First Lieutenant Schmitt is hereby commended for his heroic act, his example to duty, and his untiring capacity to detail and preparation which saved lives, forged his men onward, and gave his men and his state an example of the genuine product of today's young adults.

BE IT FURTHER RESOLVED that a copy of this resolution signed by officers of the House of Representatives and Senate and certified by the Secretary of State of the State of Florida under the Great Seal of the State of Florida, be forwarded to the President of Florida Atlantic University and a copy to First Lieutenant William J. Schmitt, 527 Northeast 17 Avenue, Boca Raton.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HCR 1720, contained in the above message, was read the first time in full. On motion by Senator Broxson, the rules were waived and HCR 1720 was read the second time in full, adopted and certified to the House. The vote was: Yeas—44 Nays—None

Mr. President	Daniel	Karl	Sayler
Askew	Deeb	Knopke	Scarborough
Bafalis	de la Parte	Lane	Shevin
Barron	Ducker	McClain	Stolzenburg
Barrow	Fincher	Myers	Thomas
Beaufort	Friday	Ott	Trask
Bell	Gong	Plante	Weber
Bishop	Haverfield	Pope	Weissenborn
Boyd	Hollahan	Poston	Williams
Broxson	Horne	Reuter	Wilson
Chiles	Johnson	Saunders	Young

The Honorable John E. Mathews, Jr.
President of the Senate

May 22, 1969

Sir:

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

By Representative Rude and others—

HCR 673—A resolution commending Major Stephen W. Pless for his service, valor, and devotion to duty while serving with the United States Marine Corps in Vietnam and elsewhere.

WHEREAS, Major Stephen W. Pless is serving his country and the State of Florida as a commissioned officer of the United States Marine Corps, and

WHEREAS, he has performed his military duties as an aviator for the United States Marine Corps in all parts of the world, including two combat tours of duty in Vietnam, and

WHEREAS, Major Stephen W. Pless has distinguished himself among men by his untiring devotion to duty and his superior valor which has resulted in his being awarded fifty-four military decorations and medals, and

WHEREAS, the first Congressional Medal of Honor recipient during World War II was a Broward County resident, and Major Pless has honorably carried on in this tradition and was awarded the Congressional Medal of Honor by the President of the United States, and

WHEREAS, having served his country on the battlefields of Vietnam, Major Pless is now continuing his faithful and valiant service on the domestic front by guiding American youth through his exemplary conduct and patriotism, and

WHEREAS, by his uncompromising devotion and dedication to duty, his leadership and integrity, he has earned the respect and esteem of all Americans, and

WHEREAS, through this resolution, the people of Florida would like to preserve for all times in the public records their expression of pride and appreciation to Major Stephen W. Pless, for reflecting the highest honor and credit to the state and to the nation, NOW, THEREFORE,

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

That the Legislature of the State of Florida commends and pays tribute to Major Stephen W. Pless for his bravery, heroism, dedication, and devotion to the people of Florida, the nation, and to the United States Marine Corps in which he has served so well.

BE IT FURTHER RESOLVED that a copy of this resolution with the Great Seal of the State of Florida be sent to Major Stephen W. Pless as a tangible token of the sentiments expressed herein and a lasting symbol of the appreciation and gratitude of his fellow Floridians.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HCR 673, contained in the above message, was read the first time in full. On motion by Senator Broxson, the rules were waived and HCR 673 was read the second time in full, adopted and certified to the House. The vote was: Yeas—44 Nays—None

Mr. President	Daniel	Karl	Sayler
Askew	Deeb	Knopke	Scarborough
Bafalis	de la Parte	Lane	Shevin
Barron	Ducker	McClain	Stolzenburg
Barrow	Fincher	Myers	Thomas
Beaufort	Friday	Ott	Trask
Bell	Gong	Plante	Weber
Bishop	Haverfield	Pope	Weissenborn
Boyd	Hollahan	Poston	Williams
Broxson	Horne	Reuter	Wilson
Chiles	Johnson	Saunders	Young

On motion by Senator Young, the President appointed Senators Young, Boyd and Bafalis as a committee to escort Colonel Lownds, Lieutenant Lassen and Major Pless to the rostrum. Colonel Lownds addressed the Senate as follows:

I really didn't come prepared to make a speech and I doubt I could make one on any subject that would make sense to you gentlemen who have such voluminous volumes in front of you.

I do have one qualification, I think you perhaps noted if you followed Khe Sanh that I'm a cigar smoker from a way back and I buy my cigars in Tampa. I do have something that I think I can talk to you sensibly about, something that I take the opportunity to say every time I'm on my feet. I think it needs to be said and I say it, and people have always been courteous enough to listen to me. You read many things in the papers which seem to reflect adversely upon the youth of this nation. I, for one, will stand on my feet and defend them. The young man we have in Viet Nam is better trained, better educated and in all ways better than I've seen in my whole career. They're real fine young men. This, of course, reflects very favorably upon all of you people since many of them come from the state of Florida. I don't know whether you quite realize what we ask of this young man. We ask a young man 17, 18 or 19 years old to do many things we never asked him to do before. As you know, our technology has increased, the sophistication of our weapon systems are greater, requiring a greater degree of education to be able to repair them. Even our airplanes today are more sophisticated and require a greater mechanic. We also are endeavoring in many ways to fight the war somewhat the way that the North Vietnamese—we're really being forced to—and that is fight in small units, guerrilla, ambushes. So we take this young man and put him on a hill somewhere and ask him to make the decisions. What supporting arms do I use: How do I set up this ambush: He gets guidance but when he's out there he's a young man on his own. And I'm here to tell you that they're doing a damn fine job. They're wonderful young people and I don't think you have to look any further than the rostrum in front of you here and you look at three fine representatives of what you have there—young men who are really good. One of the things that bothers me a little bit is that we read, or the impression is given—I don't know how it gets into being, that the youth are really tired of their part in Viet Nam. I say that the youth who have gone there understand, and they do understand why they are there, they don't express this feeling. Otherwise, why would in excess of (and I can only speak for Marines) thirty-three thousand Marines extend their tours of duty in Viet Nam: I asked you the question and I'll answer it. I answer it this way—that they know why they are there, they want to serve their country and therefore, they extend. These are real fine young people and they are a credit to you, as I have said. Their morale is outstanding. They understand not only the art of fighting, but also, you know there are two wars in Viet Nam. There's the war that the military man fights and then on the side is the war of what we call civic action and that is for the hearts and minds of the people so they understand. It would not be unusual for one of these three men to go out some day on patrol and get in a good scrap and then come back for a few hours' rest and spend a few hours maybe building a church or a hospital or working with some Vietnamese children and they understand it. I have two other remarks. One is that I personally, and I'm sure that they feel the same way, I don't stand up here, although I greatly appreciate your listening to me because it isn't often I get a chance to speak before such a wonderful group, but I think we all feel that we accept your applause and the joint resolution which was passed for which we are very grateful, we accept it not for ourselves but we accept it for the many people in Florida—the young men, the trooper on the ground, the aviator in the air—we accept it for them, they are doing a fine job, and many of them won't be here on this Memorial Day. I'd just like to honor them. I think they are wonderful and I'm really proud of them. My second point is that I'm sure you know that when any man goes to war, unfortunately he can't take his wife with him and this is, and I know that all the married men on this stage would agree with me, an important part of a man's life which he has had to leave behind. Now the woman he leaves behind is, in all cases I know, devoted, sincere, encourages, gives you faith when everything else seems to be at its worst point, and yet they receive very little of the credit. Unfortunately, my wife isn't here, nor Major Pless' wife, but Mrs. Lassen is here and if you don't mind I'd like to introduce her if she will stand up please. I thank you for your time. It has been a real pleasure to me, thank you.

RECONSIDERATION

The motion by Senator Shevin to reconsider the vote by which—

SJR 260—A joint resolution proposing an amendment to section 16 of Article III of the state Constitution, to provide for single member senatorial and representative districts; providing that only the electorate of each district shall elect the representative or senator of that district.

failed to pass on May 21, was taken up and the Senate reconsidered.

The question recurred and SJR 260 failed to pass. The vote was:

Yeas—28

Mr. President	Boyd	Henderson	Reuter
Askew	Broxson	Horne	Saunders
Bafalis	Chiles	Johnson	Saylor
Barron	Deeb	Karl	Trask
Barrow	de la Parte	McClain	Weissenborn
Beaufort	Ducker	Ott	Williams
Bishop	Friday	Plante	Young

Nays—18

Bell	Haverfield	Pope	Thomas
Daniel	Hollahan	Poston	Weber
Fincher	Knopke	Scarborough	Wilson
Gong	Lane	Shevin	
Gunter	Myers	Stolzenburg	

The motion by Senator Daniel to reconsider the vote by which CS for SB 804 failed to pass on May 20 was taken up and the Senate refused to reconsider.

On motion by Senator Boyd, Rule 2.5 was waived and the Committee on Education was granted permission to consider Senate Bills 1056, 1059, 1060, 1061, 1062, 1120, 1122, 1133 and 1159 at the scheduled meeting on May 23.

On motion by Senator Thomas, the House was requested to return SB 116.

HOUSE BILLS ON SECOND READING

HB 300—A bill to be entitled An act relating to pesticides; amending subsection (1) of section 487.061, Florida Statutes, to provide a two year term for the industry representative on the pesticide technical committee; providing an effective date.

Was taken up and read the second time by title.

Senator Myers offered the following amendment which was adopted:

In Section 1, delete lines 17 through 31, page 1; and lines 3 through 9, page 2, and insert the following: (1) Composition.—The pesticide technical committee is that committee which is created by paragraph (b) of section 570.52(1), Florida Statutes.

On motion by Senator Myers, the rules were waived and HB 300 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—42 Nays—None

Mr. President	de la Parte	Karl	Shevin
Askew	Ducker	Knopke	Stolzenburg
Bafalis	Fincher	Lane	Thomas
Beaufort	Friday	McClain	Trask
Bell	Gong	Myers	Weber
Bishop	Gunter	Ott	Weissenborn
Boyd	Haverfield	Poston	Williams
Broxson	Henderson	Reuter	Wilson
Chiles	Hollahan	Saunders	Young
Daniel	Horne	Saylor	
Deeb	Johnson	Scarborough	

HB 206—A bill to be entitled An act relating to mental health; amending section 402.01, Florida Statutes, to change the name of the council provided for therein to Council on Training and Research in Mental Health; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Poston, the rules were waived and HB 206 was read the third time by title, passed and certified to the House. The vote was: Yeas—41 Nays—None

Mr. President	Boyd	Ducker	Hollahan
Askew	Broxson	Fincher	Horne
Bafalis	Chiles	Friday	Johnson
Barrow	Daniel	Gong	Karl
Beaufort	Deeb	Gunter	Knopke
Bell	de la Parte	Haverfield	Lane

Myers	Saunders	Stolzenburg	Weissenborn
Ott	Sayler	Thomas	Williams
Plante	Scarborough	Trask	Wilson
Poston	Shevin	Weber	Young

HB 207—A bill to be entitled An act relating to mental health; repealing section 402.081, Florida Statutes, creating an advisory committee on mental health; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Poston, the rules were waived and HB 207 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

Mr. President	Daniel	Johnson	Sayler
Askew	Deeb	Karl	Scarborough
Barron	de la Parte	Knopke	Shevin
Barrow	Ducker	Lane	Stolzenburg
Beaufort	Fincher	McClain	Thomas
Bell	Friday	Myers	Trask
Bishop	Gong	Ott	Weber
Boyd	Gunter	Pope	Weissenborn
Broxson	Haverfield	Poston	Williams
Chiles	Hollahan	Saunders	Wilson

Senator Bafalis was recorded as voting yea.

HB 208—A bill to be entitled An act relating to mental health; amending section 402.07, Florida Statutes, to put repayment in service on a month to month basis rather than year to year; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Poston, the rules were waived and HB 208 was read the third time by title, passed and certified to the House. The vote was: Yeas—38 Nays—None

Mr. President	Chiles	Johnson	Scarborough
Askew	Daniel	Karl	Shevin
Bafalis	de la Parte	Knopke	Stolzenburg
Barron	Ducker	Myers	Thomas
Barrow	Fincher	Ott	Trask
Beaufort	Friday	Plante	Weber
Bell	Gong	Pope	Weissenborn
Bishop	Gunter	Poston	Wilson
Boyd	Haverfield	Saunders	
Broxson	Hollahan	Sayler	

HB 209—A bill to be entitled An act relating to mental health; amending section 402.06, Florida Statutes, to provide that interest on notes given by grantees of scholarships or stipends shall begin ninety (90) days after completion or termination of the training program; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Poston, the rules were waived and HB 209 was read the third time by title, passed and certified to the House. The vote was: Yeas—37 Nays—None

Mr. President	Deeb	Karl	Sayler
Askew	de la Parte	Knopke	Shevin
Bafalis	Ducker	Lane	Stolzenburg
Barron	Friday	McClain	Thomas
Barrow	Gong	Myers	Weber
Beaufort	Gunter	Ott	Weissenborn
Bell	Haverfield	Plante	Wilson
Bishop	Hollahan	Pope	
Boyd	Horne	Poston	
Daniel	Johnson	Saunders	

HB 6—A bill to be entitled An act relating to the Florida bureau of law enforcement; amending subsection 23.086(5)(b), Florida Statutes, to provide for the service of arrest warrants, capias or other court process; granting subpoena duces tecum authority; providing an effective date.

Was taken up and read the second time by title.

The Committee on Judiciary offered the following amendment which was adopted on motion by Senator Shevin:

Page 2, strike entire Section 2 and insert the following:

Section 2. Subsection (9) of section 23.086, Florida Statutes, is amended to read:

23.086 Florida bureau of law enforcement; creation; organization; powers.—

(9) Pursuant to chapter 120, Florida Statutes, the [The] bureau shall adopt such rules and regulations deemed necessary to carry out its duties and responsibilities under this act.

Section 3. This act shall take effect immediately upon becoming a law.

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

Strike entire title and insert the following: A bill to be entitled An act relating to the Florida bureau of law enforcement; amending subsections 23.086 (5)(b) and 23.086 (9), Florida Statutes, to provide for the service of arrest warrants, capias or other court process; granting subpoena duces tecum authority; providing that the bureau adopt such rules and regulations pursuant to chapter 120, F. S.; providing an effective date.

Senator Broxson offered the following amendment which was adopted:

In Section 1, line 25, page 1, strike "The bureau may compel by subpoena duces tecum." and all thereafter in section 1

Senator Shevin offered the following amendment which was adopted:

In title, line 6, page 1, strike "granting subpoena duces tecum authority;"

On motion by Senator Shevin, the rules were waived and HB 6 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—38 Nays—None

Mr. President	Deeb	Johnson	Scarborough
Askew	de la Parte	Karl	Shevin
Bafalis	Ducker	Knopke	Stolzenburg
Barrow	Friday	Lane	Thomas
Beaufort	Gong	Myers	Weissenborn
Bell	Gunter	Ott	Williams
Boyd	Haverfield	Plante	Wilson
Broxson	Henderson	Pope	Young
Chiles	Hollahan	Reuter	
Daniel	Horne	Saunders	

CS for HB 202—A bill to be entitled An act relating to gambling; amending subsection 849.09(1), F. S., by adding a new paragraph (k); making illegal the possession of run down sheets, tally sheets, papers, records, instruments and paraphernalia designed for use in violation of gambling laws; amending subsection 849.09(3), F. S., to provide a penalty therefor; providing an effective date.

Was taken up and read the second time by title.

The Committee on Judiciary offered the following amendment which was adopted on motion by Senator Shevin:

In Section 3, line 13, page 2, strike "July 1, 1969" and insert the following: January 1, 1970

On motion by Senator Shevin, the rules were waived and CS for HB 202 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—36 Nays—None

Mr. President	de la Parte	Knopke	Saunders
Bafalis	Ducker	Lane	Shevin
Barrow	Gong	McClain	Stolzenburg
Beaufort	Gunter	Myers	Thomas
Bell	Haverfield	Ott	Weber
Bishop	Hollahan	Plante	Weissenborn
Boyd	Horne	Pope	Williams
Broxson	Johnson	Poston	Wilson
Daniel	Karl	Reuter	Young

Senator Askew was recorded as voting yea.

HB 308—A bill to be entitled An act relating to commercial feed; amending subsection (8) of section 580.031, Florida Statutes; amending subsections (1) and (4) of section 580.041, Florida Statutes, to provide minor clarifications; amending section 580.041, Florida Statutes, by adding subsection (5) to provide effect of master registration; amending paragraphs (a) (c) (d) and (e) of subsection (1) of section 580.051, Florida Statutes, to provide minor clarifications; amending section 580.061, Florida Statutes, to provide reorganization and minor clarifications; amending subsection (1) of section 580.071, Flor-

ida Statutes, relating to adulteration; amending section 580.101, Florida Statutes, to provide reorganization and additional rule making authority; amending section 580.111, Florida Statutes, to provide an editorial change; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Bishop, the rules were waived and HB 308 was read the third time by title, passed and certified to the House. The vote was: Yeas—38 Nays—None

Mr. President	de la Parte	Knopke	Shevin
Askew	Ducker	Lane	Stolzenburg
Bafalis	Friday	McClain	Thomas
Barrow	Gong	Myers	Weber
Beaufort	Gunter	Ott	Weissenborn
Bell	Haverfield	Plante	Williams
Bishop	Hollahan	Pope	Wilson
Boyd	Horne	Poston	Young
Broxson	Johnson	Reuter	
Daniel	Karl	Saunders	

HB 102—A bill to be entitled An act relating to the State Road Board; amending chapter 334, Florida Statutes, by adding section 334.063, directing the board to include certain statistical studies in criteria for planning, construction, and maintenance of state roads; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Thomas, the rules were waived and HB 102 was read the third time by title, passed and certified to the House. The vote was: Yeas—39 Nays—None

Mr. President	Deeb	Johnson	Scarborough
Askew	de la Parte	Karl	Shevin
Bafalis	Ducker	Knopke	Stolzenburg
Barrow	Fincher	Lane	Thomas
Beaufort	Friday	Myers	Trask
Bell	Gong	Ott	Weissenborn
Boyd	Gunter	Plante	Williams
Broxson	Henderson	Pope	Wilson
Chiles	Hollahan	Reuter	Young
Daniel	Horne	Saunders	

HB 128—A bill to be entitled An act relating to regulation of traffic on highways; amending section 317.221(4), Florida Statutes, to increase the permissible speed of school buses on limited access roads to fifty-five (55) miles per hour.

Was taken up and read the second time by title. On motion by Senator Broxson, the rules were waived and HB 128 was read the third time by title, passed and certified to the House. The vote was: Yeas—35 Nays—None

Mr. President	Deeb	Johnson	Shevin
Askew	de la Parte	Karl	Stolzenburg
Bafalis	Ducker	Knopke	Thomas
Beaufort	Fincher	Lane	Trask
Bell	Gong	Myers	Weber
Bishop	Gunter	Ott	Weissenborn
Boyd	Henderson	Plante	Williams
Broxson	Hollahan	Pope	Wilson
Daniel	Horne	Saunders	

HB 13—A bill to be entitled An act relating to grand larceny; amending section 811.021(2) and (3), Florida Statutes, redefining grand larceny to include the fraudulent taking of property of an aggregate value of two hundred dollars (\$200.00) or more in any twelve (12) consecutive month period; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Hollahan, the rules were waived and HB 13 was read the third time by title, passed and certified to the House. The vote was: Yeas—35 Nays—None

Mr. President	de la Parte	Johnson	Shevin
Bafalis	Ducker	Knopke	Stolzenburg
Beaufort	Fincher	Lane	Thomas
Bell	Friday	Myers	Trask
Bishop	Gong	Ott	Weber
Boyd	Gunter	Plante	Weissenborn
Broxson	Henderson	Pope	Williams
Daniel	Hollahan	Reuter	Wilson
Deeb	Horne	Saunders	

Consideration of HB 33 was deferred, the bill retaining its place on the Calendar.

HB 168—A bill to be entitled An act relating to drivers' licenses; amending section 322.15, Florida Statutes, providing a twenty-four (24) hour period within which a person may produce an operator's or chauffeur's license after it is demanded by certain officers; providing a penalty; providing an effective date.

Was taken up and read the second time by title.

Senator Ott offered the following amendment which was adopted:

In Section 1, line 28, page 1, strike all of subsection (2) and insert the following: (2) No person charged with violating this section shall be convicted if he produces in court an operator's or chauffeur's license theretofore issued to him and valid at the time of his arrest or produces such a license to the clerk of the court in which said charge is pending within twenty-four (24) hours after receiving such citation, excluding Saturdays, Sundays or legal holidays.

On motion by Senator Ott, the rules were waived and HB 168 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—32 Nays—None

Mr. President	de la Parte	Karl	Scarborough
Bafalis	Ducker	Myers	Shevin
Barrow	Fincher	Ott	Stolzenburg
Beaufort	Gong	Plante	Thomas
Bell	Gunter	Pope	Weissenborn
Boyd	Hollahan	Poston	Williams
Chiles	Horne	Reuter	Wilson
Deeb	Johnson	Saylor	Young

HB 200—A bill to be entitled An act relating to police power of municipalities; amending section 168.03, Florida Statutes; by providing that all laws in conflict therewith are repealed.

Was taken up and read the second time by title.

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

In Section 1, page 1, add at end: Provided, special or local acts heretofore or hereafter enacted shall not confer jurisdiction for service of such process beyond the confines of the county wherein the municipality is situate.

On motion by Senator Askew, the rules were waived and HB 200 as amended was read the third time by title, passed and certified to the House. The vote was:

Yeas—35

Mr. President	Deeb	Hollahan	Reuter
Askew	de la Parte	Horne	Saunders
Bafalis	Ducker	Johnson	Scarborough
Beaufort	Fincher	Karl	Shevin
Bishop	Friday	Lane	Weber
Boyd	Gong	Myers	Weissenborn
Broxson	Gunter	Ott	Williams
Chiles	Haverfield	Pope	Wilson
Daniel	Henderson	Poston	

Nays—3

Bell	Plante	Stolzenburg
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The hour of adjournment having arrived, a point of order was called and the Senate recessed at 12:00 noon to reconvene at 1:30 p.m.

AFTERNOON SESSION

The Senate was called to order by the President at 1:30 p.m. A quorum present—47:

Mr. President	Broxson	Gunter	McClain
Askew	Chiles	Haverfield	Myers
Bafalis	Daniel	Henderson	Ott
Barron	Deeb	Hollahan	Plante
Barrow	de la Parte	Horne	Pope
Beaufort	Ducker	Johnson	Poston
Bell	Fincher	Karl	Reuter
Bishop	Friday	Knopke	Saunders
Boyd	Gong	Lane	Saylor

Scarborough	Stone	Weber	Wilson
Shevin	Thomas	Weissenborn	Young
Stolzenburg	Trask	Williams	

On motion by Senator Friday, the rules were waived and the Senate reverted to the order of—

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable John E. Mathews, Jr. May 22, 1969
President of the Senate

Sir:

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

By The Committee on Judiciary—

CS for SB 1129—A bill to be entitled An act amending and revising Chapter 473, Florida Statutes, relating to Public Accountancy and regulating its practice in the state of Florida; amending Section 473.01, adding the definitions of Florida practitioner, out of state practitioner, and public accounting; amending Section 473.25 regarding practicing without a certificate or permit and renumbering it as Section 473.02; amending Section 473.03, regarding the state board of accountancy; amending Section 473.04, powers and duties of the board, concerning special permits; amending Section 473.05(1), adding stockholders or employees to persons who may be enjoined; amending Section 473.06, authorizing the board to designate an executive director; amending Section 473.07, regarding meetings and personnel and facilities of the board; amending Section 473.08, regarding qualifications of applicants; amending Section 473.09, regarding application fees; amending Section 473.10, adding ethics to the list of subjects on the examination; amending Section 473.12, by authorizing the board to charge double delinquent fees, to require partnerships and professional corporations to pay registration fees, and renumbering as Section 473.11; amending Section 473.13, regarding publication of lists of accountants and renumbering as Section 473.12; amending Section 473.14, regarding special permits for out of state practitioners and renumbering as Section 473.13; renumbering Section 473.15 regarding confidential communications as Section 473.14; amending Section 473.17, regarding use of certified public accountants or public accountants in firm name, and renumbering as Section 473.15; amending Section 473.26, regarding practice without a certificate and renumbering as Section 473.16; renumbering Section 473.24(1) and 473.24(2) as Sections 473.17(1) and 473.17(2); adding a new Section 473.18, regarding use of names by Florida practitioners; renumbering present Section 473.18 as Section 473.19; amending Section 473.19, regarding certificates to out of state practitioners and renumbering as Section 473.20; amending Section 473.21, regarding fees and expenses of the board; amending Section 473.27, regarding occupational licenses and renumbering as Section 473.23, amending Section 473.16, regarding Florida practitioners acting as agents for out of state practitioners, and renumbering as Section 473.24; amending Section 473.20, regarding suspension or revocation of certificates and renumbering as Section 473.25; adding a new Section 473.26, regarding procedures for enforcement; adding a new Section 473.27, regarding contingent fees; adding a new Section 473.28, regarding employment of felons; adding a new Section 473.29, regarding solicitation; adding a new Section 473.30, regarding bidding; amending Section 473.23, regarding penalties and renumbering as Section 473.31; adding Section 473.32, regarding severability; adding Section 473.33, regarding repealer with savings provision; repealing Sections 473.02, 473.24(3), 473.24(4), and 473.29; providing an effective date.

Which amendment reads as follows:

In Section 6, on page 10, line 1, after the word "director" strike the comma and remainder of the sentence. and insert: a period

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator Friday, the Senate concurred the House amendment to CS for SB 1129.

CS for SB 1129 was ordered engrossed and the action of the Senate was certified to the House.

The Senate resumed consideration of—

HOUSE BILLS ON SECOND READING

HB 188—A bill to be entitled An act relating to local government; authorizing creation of voluntary councils of local public officials; providing for the membership, powers and administration of such councils; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Shevin, the rules were waived and HB 188 was read the third time by title, passed and certified to the House. The vote was: Yeas—28 Nays—None

Mr. President	Fincher	Karl	Shevin
Askew	Friday	Lane	Stolzenburg
Bafalis	Gunter	Ott	Thomas
Barrow	Haverfield	Pope	Trask
Beaufort	Henderson	Poston	Williams
Bishop	Hollahan	Reuter	Wilson
Broxson	Johnson	Sayler	Young

A motion by Senator Friday was adopted that CS for HB 353 be removed from the Calendar and re-referred to an appropriate Committee. The bill was recommitted to the Committee on Transportation.

Consideration of House Bills 32 and 153 was deferred, the bills retaining their places on the Calendar.

HB 237—A bill to be entitled An act relating to hospital and medical service plan corporations; repealing subsection 641.01(2), F. S., to remove their designation as a charitable and benevolent institution; amending subsection 641.13(1), F. S., to impose the license fees and premium receipt tax of chapter 624, F. S., upon such corporations; providing an effective date.

Was taken up and read the second time by title.

The Committee on Ways and Means offered the following amendment which was adopted on motion by Senator Pope:

In Section 2, pages 1 and 2, strike lines 23 through 31 on page 1 and lines 1 through 4 on page 2 and insert the following: and funds shall not be exempt from any license fees or taxes, except as provided in chapter 624 for domestic insurance companies, and with respect to the computation of such taxes and for the purpose of this provision only, the rates paid by subscribers as provided herein shall be construed as "premiums" and the "contract" provided herein shall be construed as "policy."

The Committee on Ways and Means also offered the following amendment which was adopted on motion by Senator Pope:

In title, lines 9-13, page 1, strike: lines 9 through 13 and insert the following: section 641.13(1), Florida Statutes, to subject such corporations to certain license fees, taxes, and exemptions therefrom set forth in chapter 624, Florida Statutes; providing an effective date.

On motion by Senator Pope, the rules were waived and HB 237 as amended was read the third time by title, passed and certified to the House. The vote was:

Yeas—31

Bafalis	Ducker	Karl	Sayler
Barrow	Friday	Knopke	Scarborough
Beaufort	Gong	Myers	Shevin
Bell	Gunter	Ott	Thomas
Bishop	Henderson	Plante	Williams
Boyd	Hollahan	Pope	Wilson
Deeb	Horne	Poston	Young
de la Parte	Johnson	Reuter	

Nays—3

Fincher	Lane	Stolzenburg
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HB 247—A bill to be entitled An act relating to taxation of subsurface rights in real property; amending section 193.221(1) and (2), Florida Statutes, by providing that subsurface rights

shall be taxed separately from the remaining interest in the fee; providing priority for fee holders at sales of tax certificates; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Karl, the rules were waived and HB 247 was read the third time by title, passed and certified to the House. The vote was: Yeas—32 Nays—None

Mr. President	Chiles	Karl	Shevin
Bafalis	Deeb	Myers	Stolzenburg
Barrow	Ducker	Ott	Thomas
Beaufort	Gong	Plante	Weber
Bell	Gunter	Pope	Weissenborn
Bishop	Hollahan	Poston	Williams
Boyd	Horne	Reuter	Wilson
Broxson	Johnson	Sayler	Young

HB 16—A bill to be entitled An act relating to unsolicited goods; releasing recipients of unsolicited goods from any obligation to return or pay for such goods; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Hollahan, the rules were waived and HB 16 was read the third time by title, passed and certified to the House. The vote was: Yeas—33 Nays—None

Mr. President	Deeb	Myers	Thomas
Bafalis	de la Parte	Ott	Weber
Barrow	Ducker	Plante	Weissenborn
Beaufort	Gong	Pope	Williams
Bell	Gunter	Poston	Wilson
Bishop	Hollahan	Reuter	Young
Boyd	Horne	Sayler	
Broxson	Johnson	Shevin	
Chiles	Karl	Stolzenburg	

CS for HB 89—A bill to be entitled An act adopting the uniform anatomical gift law; authorizing the gift of all or part of a human body after death for specified purposes; repealing Sections 736.08 through, and including, Section 736.18, Florida Statutes; providing specific procedures, rights and duties; providing an effective date.

Was taken up and read the second time by title.

The Committee on Health, Welfare, and Institutions offered the following amendment which was adopted on motion by Senator Myers:

In Section 9, line 30, page 7, after the words "in good faith," add: and without negligence

On motion by Senator Myers, the rules were waived and CS for HB 89 as amended was read the third time by title, passed and certified to the House. The vote was:

Yeas—32

Mr. President	de la Parte	Myers	Stolzenburg
Askew	Ducker	Ott	Thomas
Bafalis	Gong	Plante	Trask
Barrow	Gunter	Pope	Weber
Bell	Hollahan	Poston	Weissenborn
Boyd	Horne	Reuter	Williams
Broxson	Karl	Sayler	Wilson
Deeb	Lane	Shevin	Young

Nays—1

Scarborough

Senator Johnson was recorded as voting yea.

CS for HB 176—A bill to be entitled An act relating to planning and zoning; establishing minimum standards of notice by municipal or county zoning authorities regarding proposed changes in zoning classification; providing an effective date.

Was taken up and read the second time by title.

The Committee on Governmental Organization offered the following amendment which was adopted on motion by Senator Wilson.

In Section 3, line 19, page 2, strike present Section 3 and insert the following: Section 3. This act shall take effect September 1, 1969.

On motion by Senator Wilson, the rules were waived and CS for HB 176 as amended was read the third time by title, passed and certified to the House. The vote was:

Yeas—27

Mr. President	Ducker	Karl	Scarborough
Askew	Fincher	Lane	Shevin
Barrow	Friday	McClain	Weber
Beaufort	Gong	Myers	Weissenborn
Bell	Hollahan	Plante	Williams
Broxson	Horne	Pope	Young
Deeb	Johnson	Poston	

Nays—8

de la Parte	Knopke	Reuter	Stolzenburg
Gunter	Ott	Saunders	Wilson

HB 33—A bill to be entitled An act relating to mechanics' liens amending sections 713.02, 713.50, 713.74 and 713.75; repealing sections 713.55, 713.51, 713.52, 713.53, 713.54, 713.681 and 713.72; providing that chapter 713, part II, shall not provide a method of enforcement for mechanics' liens on real property; providing an effective date.

Was taken up and read the second time by title.

The Committee on Judiciary offered the following amendment which was adopted on motion by Senator Deeb:

In Section 1, lines 22, 23, 24, page 1, underline the typewritten words and insert the following: *Part II of this chapter is limited to liens on personal property and their enforcement and related matters.*

On motion by Senator Deeb, the rules were waived and HB 33 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—33 Nays—None

Mr. President	Ducker	Myers	Stolzenburg
Askew	Friday	Ott	Thomas
Bafalis	Gong	Plante	Weber
Barrow	Gunter	Pope	Weissenborn
Beaufort	Hollahan	Poston	Williams
Bell	Johnson	Reuter	Wilson
Boyd	Karl	Saunders	
Broxson	Knopke	Scarborough	
Deeb	Lane	Shevin	

HB 212—A bill to be entitled An act relating to the county school system; amending section 230.17, Florida Statutes, to authorize the school board to meet in appropriate public places in the county; providing an effective date.

Was taken up and read the second time by title.

The Committee on Education offered the following amendment which was adopted on motion by Senator Wilson:

In Section 3, line 26, page 1, after "published in the county" insert the following: or

The Committee on Education also offered the following amendment which was adopted on motion by Senator Wilson:

In Section 3, line 26, page 1, strike "published in the county" and insert the following: of general circulation in the county

The Committee on Education also offered the following amendment which was adopted on motion by Senator Wilson:

In Section 3, line 27, page 1, strike "daily" and after the word "newspaper" insert the following: of general circulation in the county

On motion by Senator Wilson, the rules were waived and HB 212 as amended was read the third time by title, passed and certified to the House. The vote was:

Yeas—33

Mr. President	Barrow	Broxson	Gunter
Askew	Beaufort	Ducker	Haverfield
Bafalis	Bell	Friday	Hollahan
Barron	Boyd	Gong	Horne

Johnson	Ott	Shevin	Wilson
Karl	Plante	Thomas	Young
Knopke	Reuter	Weber	
Lane	Saunders	Weissenborn	
Myers	Scarborough	Williams	

Nays—2

Reuter Scarborough

HB 262—A bill to be entitled An act relating to the first accredited medical school; amending paragraph (d) of subsection (2) of section 242.62, Florida statutes, by deleting the requirement that enrollment shall be certified sixty days prior to commencement of any school year; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Haverfield, the rules were waived and HB 262 was read the third time by title, passed and certified to the House. The vote was:

Yeas—37

Mr. President	Friday	McClain	Thomas
Askew	Gong	Myers	Trask
Bafalis	Haverfield	Ott	Weber
Barron	Henderson	Plante	Weissenborn
Barrow	Hollahan	Pope	Williams
Beaufort	Horne	Poston	Wilson
Bell	Johnson	Reuter	Young
Boyd	Karl	Saunders	
Broxson	Knopke	Sayler	
Ducker	Lane	Stolzenburg	

Nays—1

Scarborough

By unanimous consent, Senator Scarborough changed his vote from nay to yea.

HB 1082—A bill to be entitled An act relating to the assessment, equalization and collection of ad valorem taxes by municipalities; providing for the assessment and collection of all ad valorem taxes levied by municipalities to be assessed by the county tax assessor and collected by the county tax collector of the county in which the municipalities are located; repealing all laws in conflict herewith; providing an effective date.

Was taken up and read the second time by title.

The Committee on Governmental Organization offered the following amendment which was adopted on motion by Senator Sayler:

In Section 13, line 19, page 4, strike "Nothing contained herein shall prevent the governing body of the county, or other concerned county officials from negotiating" and insert the following: The governing body of the county, or other concerned county officials shall negotiate

On motion by Senator Sayler, the rules were waived and HB 1082 as amended was read the third time by title, passed and certified to the House. The vote was:

Yeas—29

Mr. President	Henderson	Ott	Trask
Askew	Hollahan	Pope	Weber
Bell	Horne	Poston	Weissenborn
Deeb	Karl	Reuter	Wilson
de la Parte	Knopke	Sayler	Young
Ducker	Lane	Scarborough	
Friday	McClain	Shevin	
Gong	Myers	Stolzenburg	

Nays—10

Bafalis	Bishop	Johnson	Williams
Barron	Boyd	Plante	
Beaufort	Broxson	Thomas	

HB 920—A bill to be entitled An act relating to the retirement system for school teachers; providing that certain retirement allowances shall not be reduced by social security benefits received by a member of the retirement system; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Horne, the rules were waived and HB 920 was read the third time by title, passed and certified to the House. The vote was: Yeas—38 Nays—None

Nays—1

Poston

By unanimous consent, Senator Poston changed his vote from nay to yea.

HB 361—A bill to be entitled An act relating to obstructions in navigable waters; amending chapter 861, Florida Statutes, by adding section 861.021 prohibiting the floating of certain trap buoys in channels; making violations a misdemeanor; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Shevin, the rules were waived and HB 361 was read the third time by title, passed and certified to the House. The vote was: Yeas—29 Nays—None

Mr. President	Ducker	Lane	Thomas
Bafalis	Friday	Myers	Trask
Barron	Gong	Ott	Weber
Barrow	Gunter	Plante	Weissenborn
Beaufort	Haverfield	Poston	Wilson
Bell	Hollahan	Reuter	
Boyd	Johnson	Scarborough	
Broxson	Knopke	Shevin	

HB 4—A bill to be entitled An act relating to public officers and employees; amending sections 112.02 and 112.03, Florida Statutes; deleting the requirement that state or county employees be residents for two years prior to employment; providing an effective date.

Was taken up and read the second time by title.

A motion by Senator Shevin was adopted that HB 4 be re-referred to an appropriate committee. The bill was recommit- ted to the Committee on Governmental Organization.

HB 517—A bill to be entitled An act prohibiting the exposure to juveniles of certain harmful materials; amending section 847.012, F. S., relating to obscene materials; providing definitions and penalty; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Hollahan, the rules were waived and HB 517 was read the third time by title, passed and certified to the House. The vote was: Yeas—32 Nays—None

Mr. President	Broxson	Johnson	Scarborough
Askew	Deeb	Knopke	Stolzenburg
Bafalis	Ducker	Lane	Thomas
Barron	Friday	Myers	Trask
Barrow	Gong	Ott	Weber
Beaufort	Haverfield	Poston	Weissenborn
Bell	Hollahan	Reuter	Wilson
Boyd	Horne	Saunders	Young

HB 162—A bill to be entitled An act relating to the extent of homestead exemptions, amending section 192.13, Florida Statutes; providing that for the purpose of homestead exemption only beneficial title shall be deemed equitable title; providing that beneficial title in equity shall include interests of lessees who own a leasehold interest in leases having terms in excess of ninety-eight (98) years; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Horne, the rules were waived and HB 162 was read the third time by title, passed and certified to the House. The vote was:

Yeas—34

Mr. President	Friday	McClain	Stolzenburg
Askew	Gong	Myers	Thomas
Bafalis	Haverfield	Ott	Trask
Barron	Henderson	Plante	Weber
Barrow	Hollahan	Pope	Weissenborn
Beaufort	Horne	Poston	Wilson
Bell	Johnson	Saunders	Young
Broxson	Knopke	Sayler	
Ducker	Lane	Shevin	

Mr. President	Ducker	McClain	Stolzenburg
Askew	Friday	Myers	Thomas
Bafalis	Gong	Ott	Trask
Barron	Henderson	Plante	Weber
Beaufort	Hollahan	Pope	Weissenborn
Bell	Horne	Poston	Williams
Bishop	Johnson	Saunders	Wilson
Boyd	Karl	Sayler	Young
Broxson	Knopke	Scarborough	
Deeb	Lane	Shevin	

On motion by Senator Friday, the rules were waived and the Senate proceeded to the consideration of—

PETITIONS AND MEMORIALS

SM 225—A Memorial to the congress of the United States for the refund of the ten percent federal income surtax, if such is continued after June 30, 1969, to the state from which it is collected, to be expended by such state as provided by its laws.

WHEREAS, the federal government collected nearly three billion dollars in taxes in Florida during the fiscal year 1967-68, an amount which is far in excess of state tax collections, and

WHEREAS, the state of Florida has a critical need for additional revenues,

NOW, THEREFORE,

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

THAT, if the ten percent federal income surtax is continued after June 30, 1969, it is strongly recommended that such funds be returned to the state in which they were collected and then be expended as determined by state law.

Was taken up and read the second time in full. On motion by Senator Sayler, SM 225 was adopted and certified to the House. The vote was:

Yeas—37

Mr. President	de la Parte	Lane	Shevin
Askew	Ducker	McClain	Thomas
Bafalis	Fincher	Myers	Trask
Barron	Friday	Plante	Weber
Beaufort	Gong	Pope	Williams
Bell	Henderson	Poston	Wilson
Bishop	Hollahan	Reuter	Young
Boyd	Horne	Saunders	
Broxson	Johnson	Sayler	
Deeb	Karl	Scarborough	

Nays—1

Weissenborn

Senator Gunter was recorded as voting yea.

On motion by Senator Horne, the following remarks were ordered spread upon the Journal:

STATEMENT BEFORE THE FSU FACULTY SENATE

By Dr. Robert C. Bone
Department of Government

Wednesday, May 21, 1969

In the almost eight years it has been my privilege to be a member of this faculty, this is the first time I have ever asked for the floor at such a meeting as this. Nor would I do so for a casual or frivolous purpose. My naive perception of academic life until May of 1968 was that of the joys of teaching. But this day, this hour, FSU faces the most serious crisis in its history. The major issue is no longer the question of who will become the next president but that of the survival of the University itself.

Nothing that I or anyone else may offer here this afternoon by way of reasoned and rational arguments will sway the ideologically committed or the implacably hostile. It is obvious that the same group within this faculty which has already driven two men from the presidency is determined to repeat the process a third time. By a long train of organized harass-

ments extending back to May a year ago, it has been made impossible for university administrators to carry out not only their normal tasks but those much needed reforms in University policy about the desirability of which there is no argument. But you do not, *cannot*, remodel a house while putting out a three alarm fire. Yet the obvious impossibility to do so has been made a constant point of vehement and vicious attack.

Even more incredible have been the hysterical assaults on the measures taken within the last week or so—never (AND I EMPHASIZE THIS) without the advice of eminent legal counsel every step of the way—these measures taken to stem the mounting tide of carefully organized and ruthlessly implemented disruption which threatens to paralyze this University. Yesterday alone there were three bomb scares, including one to the children at the University School from which my own frightened little daughter telephoned home in tears. What manner of people are these who are capable of threatening cowardly and vicious attack on little children! For that matter, the children of a former president were so threatened.

Yet as wide-ranging as various members of this august body see its purview, I feel quite sure that no resolution will be offered from this floor deploring these bomb threats which I fearfully anticipate will in short order cease to be merely threats. Yet a man who has had the courage to fight almost alone against these forces is about to be censured by this body for so doing. I will forbear quoting it in the original, but there is a grim old Latin proverb which runs "Those whom God wishes to destroy, he first deprives of their senses!"

We are told that our new president must come from outside the University so that he will be unscarred by the searing issues that now convulse us. In the event that anyone rash enough or courageous enough from outside accepts the presidency of this strife-torn and financially weakening institution, it is stating the obvious to say that he will remain unscarred only until the moment when he frustrates the wishes of those who oppose all authority because it is authority. Then he, too, even if he were Moses come down from Heaven, would be earmarked as the fourth presidential victim for destruction within a brief span of years.

I am not naive enough to think that anything would be accomplished by asking this body to reconsider what in the minds of many of its members is undoubtedly an already predetermined course of action. But, in conclusion, let me quote you one more timeless truism from another ancient source. This time from the prophet Hosea who warned almost 2800 years ago that (VIII, 7) "They have sown the wind and they shall reap the whirlwind."

Not only in a backward Southern state like Florida, as some would describe it, but in states long distinguished for their eager financial support of higher education such as California, Wisconsin, Michigan, New York, among others, legislatures are angrily refusing to continue as the docile serfs rendering up whatever tribute the local monastery demands.

Without any question, the passage of this motion will deepen and widen the gulf between the University, the increasingly outraged taxpayers of Florida and the State government where, and I do not speak from hearsay, at the highest levels in both legislative and executive branches there is mounting alarm over the course of events at this University and others.

I asked for the privilege of the floor here today because I want the record to show that a group of present members of this faculty stood up and fought, however vainly, for law and order and constructive change in opposition to that naive and flabby permissiveness which apparently cannot realize, or doesn't care, to what destructive forces it opens wide the gates.

Even if I knew I were alone, I would still have had to stand up and be counted here today. I am well aware that a price, probably a heavy one, will have to be paid for this. In an opportunistic sense, I am stupid to take this stand for I have everything to lose and nothing to gain. But I shall not be ashamed to live with myself henceforth. With Martin Luther who stood alone before the threatening Establishment of his time at least I can say, "It is neither safe nor prudent to do aught against conscience. Here I stand. I cannot do otherwise. God help us all."

On motion by Senator Friday, the rules were waived and the Senate reverted to the consideration of—

**BILLS AND JOINT RESOLUTIONS
ON THIRD READING**

SB 645—A bill to be entitled An act relating to firemen, collective bargaining in any county in the state having a population of not less than three hundred and ninety thousand (390,000) according to the latest official decennial census; repealing section 16 of Chapter 67-900, Laws of Florida, relating to expiration date of said chapter; providing an effective date.

Was taken up pending roll call, having been read the third time by title and deferred on May 21.

SB 645 passed and was certified to the House. The vote was:

Yeas—29

Mr. President	Daniel	Johnson	Scarborough
Askew	de la Parte	Karl	Shevin
Barron	Fincher	Knopke	Trask
Barrow	Gong	Myers	Weissenborn
Beaufort	Haverfield	Ott	Wilson
Bell	Henderson	Pope	
Bishop	Hollahan	Poston	
Broxson	Horne	Saunders	

Nays—1

Plante

Unanimous consent was granted Senator Johnson to change her vote from yea to nay.

HB 32—A bill to be entitled An act relating to hunting on Sunday; repealing Sections 855.01, 855.02, 855.03, 855.04, 855.06 and 855.07, Florida Statutes, which prohibits firing of guns on Sunday.

Was taken up and read the second time by title.

Senator Wilson offered the following amendment which was adopted:

In Section 1, line 13, page 1, strike all of Section 1. and insert the following: Section 1. Chapter 855, Florida Statutes is repealed.

The Committee on Judiciary offered the following amendment which was adopted on motion by Senator Pope:

Strike the title and insert the following: A bill to be entitled An act relating to hunting on Sunday; repealing Sections 855.01, 855.02, 855.03, 855.04, 855.06 and 855.07, Florida Statutes, which prohibits the performance of certain acts on Sunday, providing an effective date.

On motion by Senator Pope, the rules were waived and HB 32 as amended was read the third time by title, passed and certified to the House. The vote was:

Yeas—26

Mr. President	Friday	Knopke	Shevin
Barron	Gong	Ott	Stolzenburg
Bell	Haverfield	Plante	Trask
Boyd	Henderson	Pope	Weissenborn
Broxson	Horne	Poston	Wilson
Daniel	Johnson	Saunders	
Ducker	Karl	Scarborough	

Nays—2

Beaufort Bishop

SB 499—A bill to be entitled An act relating to elections; requiring a voting machine for each 350 registered electors in a precinct; providing exceptions; providing an effective date.

Was taken up pending roll call, having been read the third time as amended on May 21 and was pending at the hour of adjournment.

SB 499 passed and was certified to the House. The vote was:

Yeas—26

Mr. President	Ducker	Karl	Thomas
Bafalis	Fincher	Knopke	Trask
Beaufort	Friday	Lane	Weissenborn
Boyd	Gong	Ott	Williams
Broxson	Hollahan	Plante	Young
Chiles	Horne	Poston	
Daniel	Johnson	Shevin	

Nays—10

Barron	Henderson	Reuter	Stolzenburg
Bell	McClain	Scarborough	Wilson
Bishop	Pope		

A motion by Senator Chiles failed that House Bills 807 and 808 be recalled from the House and referred to an appropriate Committee.

SECOND READING

SB 619—A bill to be entitled An act relating to the election of justices and judges; amending chapter 105, Florida Statutes, by adding sections 105.011, 105.021, 105.031, 105.041, 105.051, and 105.061; providing for the nonpartisan election of justices of the supreme court and judges of the district courts of appeal and circuit courts; providing an effective date.

Was taken up and read the second time by title.

On motion by Senator Askew, the rules were waived and amendments proposed by him were considered prior to consideration of committee amendments.

Senator Askew offered the following amendment which was adopted:

On line 16, page 1, strike everything after the enacting clause and insert in lieu thereof:

Section 1. Chapter 105, Florida Statutes, is created to read:

CHAPTER 105

JUDICIAL OFFICERS OF SUPREME COURT, DISTRICT COURTS OF APPEAL AND CIRCUIT COURTS: ELECTION 105.011 Short title.—This chapter may be cited as "Nomination and election of judicial officers act of 1969."

105.021 Definitions.—

(1) "Judicial officers" mean:

- (a) Justices of supreme court;
- (b) Judges of district courts of appeal;
- (c) Judges of the circuit courts.

(2) "Judicial Office means the office in which judicial officers listed in subsection (1) serve as judges.

105.031 Election of judicial officers.—Judicial officers shall be nominated and elected in judicial nonpartisan primaries and judicial nonpartisan elections for all judicial offices for which the term of office expires on the first Tuesday after the first Monday in January following the next general election to be held during even-numbered years at the same time and the same places as the primaries and general elections are held for the election of other state and county officers.

105.041 Oath of candidate.—Every candidate for judicial office is required to take and subscribe to an oath or affirmation in writing in which he shall state:

- (1) That he was registered to vote in Florida in the last preceding general election;
- (2) The title of the office for which he is a candidate;
- (3) That he is a qualified elector of the state;
- (4) The name of the county of his legal residence;

(5) That he is qualified under the laws of Florida to hold the judicial office for which he desires to be nominated and elected;

(6) That he has not violated any of the laws of the state relating to elections or registration of electors;

(7) That he has taken the oath as required by sections 876.05 through 876.10, Florida Statutes;

(8) That he has qualified for no other public office in the state, the term of which office or any part thereof runs concurrent to the office he seeks;

(9) That he has submitted a sworn statement of contributions and expenditures incurred prior to the time of qualifying and since the last preceding general election.

Such statement shall be filed at the time and with the officer before whom said person qualifies as a candidate.

105.051 Qualification and filing fee.—Candidates shall qualify for election to the respective judicial offices with the secretary of state on forms to be provided by him and shall pay to him a qualifying fee of five percent (5%) of the annual salary of the office to which he seeks election.

105.061 Time of qualifying.—Candidates for judicial office shall qualify in groups where multiple judicial offices are to be filled no earlier than noon the forty-ninth day and no later than noon of the thirty-fifth day before the first primary to be held for other state and county officers in even-numbered years.

105.071 Form of ballot.—The judicial nonpartisan primary and judicial nonpartisan general election ballot shall, where the paper ballot is used, be separate and apart from any other ballot and shall contain in addition to the formal parts and instructions to voters, the names of all the candidates and the respective judicial offices for which they are candidates. Where voting machines are used, the name of the candidate in the judicial nonpartisan primary or judicial nonpartisan general election shall be on a separate line or column and shall be clearly designated as such. The name of the incumbent candidate, if there be one, shall appear first on the primary and general election ballot for the judicial office being filled and shall have printed immediately under the candidate's name the word "incumbent." In the general election, provision shall be made for the elector to write in the name of a qualified person for whom he desires to vote.

105.08 Determination of nomination for judicial office.—

(1) Should only one (1) candidate qualify for a particular judicial office, such candidate's name shall be placed on the judicial nonpartisan ballot for the next general election.

(2) Should two (2) candidates qualify for a particular judicial office, the names of such candidates shall be placed on a judicial nonpartisan ballot for the first primary election. The candidate who receives the majority of the votes cast for such judicial office shall have his name placed on the general election judicial nonpartisan ballot as a candidate for such judicial office.

(3) Should three (3) or more candidates qualify for a particular judicial office, the names of such candidates shall be placed on the judicial nonpartisan ballot for the first primary election. Should a candidate receive a majority of the votes cast for such office, his name shall be placed on the general election judicial nonpartisan ballot. Should no candidate in the first judicial nonpartisan primary receive a majority of the votes for such office, the names of the candidates having the highest and second highest number of votes shall be placed on the second judicial nonpartisan primary ballot. The candidate receiving the majority of the votes in the second judicial nonpartisan primary shall have his name placed on the judicial nonpartisan general election ballot.

105.09 Determination of election for judicial office.—The candidate for each judicial office who receives the highest number of votes in the judicial nonpartisan general election or judicial nonpartisan special general election for such office shall be declared elected and shall be issued a commission for such judicial office for the term thereof fixed by law.

105.10 Those qualified to vote.—All qualified electors shall be eligible to vote in all judicial nonpartisan primaries and judicial nonpartisan general elections.

105.11 Political activity of candidate limited.—A candidate for judicial office shall not participate in any partisan political party activities; endorse any candidate; make partisan political speeches other than in his own behalf; make contributions to political party funds; solicit contributions to political party funds; attend or participate in political party meetings, rallies or conventions; or accept or retain a place on any political party committee. A candidate for judicial office shall not, by the use of any news media, campaign literature, or paraphernalia, or in public appearances, be identified as presently or formerly a member of any political party.

105.12 Penalty for political activity by a candidate.—Any candidate for judicial office who is found to have violated the provisions of section 105.11, Florida Statutes, or any applicable provision of the election code shall in an appropriate judicial proceeding in the circuit court of the county in which the candidate resides be declared ineligible to hold the office sought for the term for which he is a candidate.

105.13 Political activity in behalf of a candidate for judicial office limited.—No political party or partisan political organization shall endorse, support, or assist any candidate in a campaign for election to judicial office.

105.14 Penalty for political activity in behalf of a candidate for judicial office.—Any person in his individual capacity or as an officer of an organization knowingly violating the provisions of this section shall, upon his conviction, be guilty of a misdemeanor and shall be subject to the penalty provided by law.

105.15 Time for bringing action for violation of this chapter fixed.—Any civil action or criminal charge against a candidate for judicial office arising out of an alleged violation of this section shall be commenced prior to execution of the certificate of election by the secretary of state.

105.16 Campaign contribution and expense.—Candidates for judicial office may accept contributions, shall incur only such expenses as are authorized by law, shall keep an accurate record of their contributions and expenses, and shall file reports thereof on the same basis as required of candidates for state and county offices.

105.17 Vacancy in nomination prior to September 15.—Should a vacancy in nomination for judicial office occur after the final date fixed for qualifying for the judicial nonpartisan primary and before September 15, the governor shall call a special judicial nonpartisan primary. Legal notice thereof shall be published at least twenty (20) days prior to the date of the first primary and ten (10) days prior to the last date fixed for qualifying. If necessary, a second primary shall be held two (2) weeks following the first primary. The candidate so nominated shall have his name appear on the judicial nonpartisan general election ballot for such office.

105.18 Vacancy in nomination for judicial office after September 15.—Should a vacancy in nomination of a candidate for judicial office occur after September 15 and seventy-two (72) hours prior to a general election, the governor shall call a special judicial nonpartisan primary and special general election. Legal notice thereof shall be published at least twenty (20) days prior to the date of the first primary and ten (10) days prior to the last date fixed for qualifying. If necessary, a second primary shall be held two (2) weeks after the first primary. The person so nominated shall become the candidate for such office on the special general election ballot. The special judicial nonpartisan general election shall be held four (4) weeks after the first special primary election held under the provisions of this section.

105.19 Vacancy within seventy-two hours of election day.—Should a vacancy occur in nomination for judicial office within seventy-two (72) hours prior to any general election, such office shall not be filled by a write-in vote but the vacancy shall be filled as if it had occurred on the day immediately following general election day.

Section 2. Sections 99.021, 99.061, 99.092, Florida Statutes, do not apply to judicial officers as defined in this chapter.

Section 3. This act shall take effect upon becoming a law.

Senator Askew also offered the following amendment which was adopted:

In Section 1, line 22, page 2, strike “;” and insert the following: and of the territorial jurisdiction of the court to which election is sought;

Senator Askew also offered the following amendment which was adopted:

In Section 1, line 13, page 4, strike “and shall have printed immediately under the candidate’s name the word incumbent”

Senator Askew also offered the following amendment which was adopted:

In Section 1, line 6, page 6, strike “partisan”

Senator Askew also offered the following amendment which was adopted:

In Section 1, line 9, page 6, after the word “funds” insert the following: accept political party funds;

Senator Askew also offered the following amendment which was adopted:

In Section 1, line 22, page 6, after the word “proceeding” insert the following: brought by any elector

Senator Askew also offered the following amendment which was adopted:

In title, line 4, page 1, strike everything after “the” word “to” and insert the following: judicial officers; creating chapter 105, Florida Statutes, providing for the nomination and election of certain judicial officers; providing for time of qualifying and amount of filing fees; providing form of ballot; providing for filling of vacancies; providing penalties for violations; exempting certain judicial officers from the operation of sections 99.021, 99.061 and 99.092, Florida Statutes; providing an effective date.

The Committee on Judiciary offered the following amendment which was moved by Senator Askew and failed:

In Section 1, beginning line 26, page 2, strike “No earlier than noon on the forty-ninth day and no later than noon on the thirty-fifth day before the first nonpartisan election,” and insert: During the period of time established by law for the qualifying for other state offices,

The Committee on Judiciary also offered the following amendment which was moved by Senator Askew and failed:

In Section 1, line 11, page 3, strike “second” and insert first

The Committee on Judiciary also offered the following amendment which was moved by Senator Askew and failed:

In Section 1, lines 8 and 9, page 4, strike “with the word “incumbent” printed under the candidate’s name.” and insert the following: a period (.) after the word ballot

Pending further consideration of SB 619 as amended, Senator Karl moved that the Senate reconsider the vote by which CS for HB 176 as amended passed this date. The motion went over under the rule.

Senator Friday moved that the Senate reconsider the vote by which HB 1082 as amended passed this day. The motion went over under the rule.

CO-INTRODUCERS

By permission, Senator Young was recorded as a co-introducer of SB 1151.

By permission, Senator Askew was recorded as a co-introducer of SM 225.

The hour of adjournment having arrived, a point of order was called and the Senate adjourned at 4:01 p.m. to reconvene at 10:00 a.m., May 23, 1969.