

# JOURNAL OF THE SENATE

Monday, May 25, 1970

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 Senators Pope, Beaufort, Scarborough, Slade and Mathews—

**SB 1542**—A bill to be entitled An Act relating to the Eleventh (11th) Justice of the Peace District of St. Johns County; providing for the abolishment of said district; providing for a referendum and an effective date.

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

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

**SB 1543**—A bill to be entitled An Act relating to the Ninth (9th) Justice of the Peace District of St. Johns County; providing for the abolishment of said district; providing for a referendum and an effective date.

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

By Senators Reuter and Johnson—

**SB 1544**—A bill to be entitled An Act relating to Chapter 67-1145, Laws of Florida, the Brevard County Public Works Act; amending Section 5(m) of said Chapter to provide the Board of County Commissioners of Brevard County, Florida, the power to levy special assessments against certain property based upon one or a combination of specified methods; amending Section 12(h)(1) of said Chapter to provide for a description of lands to be assessed and names of property owners to be included in the assessment roll and to include in said roll property of the County and any school district or other political subdivision; and providing for an effective date.

Evidence of notice and publication was established by the Senate as to SB 1544.

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

The Senate recessed at 9:35 a.m.

The Senate was called to order by the President at 10:00 a.m. A quorum present—39:

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

Excused: Senators Weber and Barrow. Senators Fincher and Haverfield until 12:30 p.m.; Senator Gong until 12:35 p.m.; Senators Stone, Barron and Gunter until 12:45 p.m.; and Senator Bafalis until 2:00 p.m.

Prayer by the Senate Chaplain:

Good morning, Lord. Wake us up! We know we are on this earth just for a short visit. Each day counts. Thank you for the life you have put within us. We don't know all the reasons why we are alive, yet we seem to divine a purpose.

There is one thing we know:  
That man is here for the sake of other men . . .  
Help us to realize how much our life is built upon the labors of our fellow men, both living and dead.

Help each of us to earnestly exert ourselves today to give in return as much as we have received and are still receiving.

Live and move and have your being in these your servants that in what they are and do they may receive power from beyond themselves, for the benefit of our state.

In the Name of Jesus. Amen.

The Senate pledged allegiance to the flag of the United States of America pursuant to Senate Rule 4.3.

The Journal of May 22 was corrected and approved as follows:

Page 509, column 1, line 5, strike "736" and insert 763

Page 517, column 2, strike line 7

Page 520, column 2, line 9, strike "Henderson" and insert Haverfield

Page 520, column 2, line 16, strike "Haverfield" and insert Henderson

## REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills for Special Order Calendar Monday, May 25, 1970:

SB 938	SB 674	SB 473	SB 913
SB 311	SB 675	SB 1076	SB 1008
SB 634	SB 699	SB 1160	SB 871
SB 349	SB 1157	SB 1159	SB 1443
SB 596	SB 1158	SB 1218	SB 941
SB 597	SB 756	SB 757	SB 994
SB 598	SB 939	HB 1128	SB 69
SB 599	HB 196	SB 1058	SB 1451
SB 600	HB 2178	HB 1847	SB 976
SB 789	SB 1178	HB 1634	SB 1044
HB 2016	SB 725	HB 759	HB 844
CS for HB 763	SB 923	HB 1411	HB 2418
SB 799	SB 1184	SB 494	HB 3972
SB 1127	SB 999	SB 779	HB 4628
SB 673	SB 1034	SB 778	SB 392

Elmer O. Friday, Jr.  
Chairman, Committee on  
Rules and Calendar

The Committee on Rules and Calendar requests the following local bills be removed from the Committee on Rules and Calendar and referred to the Committee on Ways and Means. Pending a favorable report of these bills by the Committee on Ways and Means the Committee requests they be placed on the Local Calendar: House Bills 4080 and 3421

The bills were referred to the Committee on Ways and Means.

The Committee on Rules and Calendar requests the following local bills be removed from the Committee on Rules and Calendar and referred to the Committee on Commerce and Licensed Businesses. Pending a favorable report of these bills by the Committee on Commerce and Licensed Businesses the Committee requests they be placed on the Local Calendar: House Bills 4164 and 5051

The bills were referred to the Committee on Commerce and Licensed Businesses.

The Committee on Rules and Calendar referred the following bills to the Local Calendar: SB 1479 with 2 amendments, SB 1494 and HB 4373 with 3 amendments

The Committee on Ways and Means recommends the following pass:

HB 189	HB 1221
HB 411	HB 1516 with 1 amendment
HB 680 with 1 amendment	HB 3113
HB 726	HB 3114
HB 883	HB 3370
HB 947	HB 3878
HB 1058	HB 3941

HB 3369 with 4 amendments  
 SB 394 with 1 amendment  
 SB 898 with 2 amendments  
 SB 966  
 SB 1469

HB 3733  
 HB 4120 with 1 amendment  
 CS for HB 4687 with 2  
 amendments

The Committee on Rules and Calendar recommends the following pass: SB 534 with 2 amendments

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

The Committee on Ways and Means recommends a Committee Substitute for the following: SB 733

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

The Committee on Ways and Means recommends the following not pass:

SJR 323                      SB 850                      SB 1208  
 SJR 706                      SB 1129

The Committee on Rules and Calendar recommends the following not pass: SB 449 HJR 3778

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

#### ENGROSSING REPORTS

Your Engrossing Clerk to whom was referred—

SB 404 with 4 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 certified to the House.

Your Engrossing Clerk to whom was referred—

SB 54 with 2 amendments      SB 371 with 3 amendments  
 SB 255 with 3 amendments      SB 688 with 4 amendments  
 SB 327 with 3 amendments      CS for SB 36 with 1 amendment

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

*EDWIN G. FRASER*  
*Secretary of the Senate*

The bills were ordered enrolled.

#### MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Hollahan, the rules were waived and the Committee on Governmental Organization was granted an additional 5 legislative days for the consideration of Senate Bills 743, 514 and 1402.

On motion by Senator Chiles, the rules were waived and the Committee on Ways and Means was granted an additional 5 legislative days for the consideration of Senate Bills 205, 391, 710, 1065, 1213 and 945.

On motions by Senator Myers, by two-thirds vote, Senate Bills 246, 268 and 296 were withdrawn from the Committees on Judiciary and Ways and Means.

On motion by Senator Chiles, Rule 2.5 was waived and the Committee on Ways and Means was granted permission to consider SB 930 at the scheduled meeting on May 26.

On motion by Senator Stone, Rule 2.5 was waived and the Subcommittee on Taxation was granted permission to consider SB 1122 and House Bills 3494 and 5084 at the scheduled meeting on May 26.

On motions by Senator Karl, by two-thirds vote, Senate Bills 411, 412, and 416 were withdrawn from the Committee on Judiciary.

On motion by Senator Thomas, the rules were waived and the Committee on Agriculture was granted an additional 5 days for the consideration of SB 1291.

On motion by Senator Plante, Rule 2.5 was waived and the Committee on Judiciary was granted permission to consider SB 919 at the scheduled meeting on May 26.

On motion by Senator Horne, Rule 2.5 was waived and the Committee on Judiciary was granted permission to consider Senate Bills 590 and 1286 at the scheduled meeting on May 26.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

*The Honorable John E. Mathews, Jr.*                      May 22, 1970  
*President of the Senate*

Sir:

I am directed to inform the Senate that the House of Representatives has adopted SCR 1541.

*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, 1970  
*President of the Senate*

Sir:

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

By Representatives Lancaster and Rowell—

HCR 5112—A concurrent resolution expressing regret over the death of former Representative Ernest P. Turner.

—and requests the concurrence of the Senate therein.

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

HCR 5112, contained in the above message, was read the first time in full and placed on the Calendar.

*The Honorable John E. Mathews, Jr.*                      May 25, 1970  
*President of the Senate*

Sir:

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

By the Committee on Conservation—

HB 5176—A bill to be entitled An act relating to the regulation of shrimp; amending section 370.15(2)(a), Florida Statutes, by providing for the enforcement of the size law on shrimp; providing an effective date.

—and requests the concurrence of the Senate therein.

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

HB 5176, 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 25, 1970  
*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 Appropriations—

**HB 5210**—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 1970, and ending June 30, 1971, to pay salaries, other expenses, capital outlay—buildings and improvements, and for other specified purposes of the various agencies of state government; providing an effective date.

—and requests the concurrence of the Senate therein.

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

HB 5210, 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.*  
 President of the Senate

May 22, 1970

Sir:

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

By Representative Holloway and others—

**HM 3995**—A memorial to the Congress of the United States requesting the appropriation of funds for precision radar equipment and the lengthening of the I. L. S. runway at the Tallahassee Municipal Airport.

Amendment 1—

Beginning with line 9, page 1, strike everything that is written and insert the following: Whereas, the Tallahassee Municipal Airport is a safe and well-maintained facility, and

Whereas, air traffic into Florida's Capital City is and has been increasing at a phenomenal rate, and

Whereas, radar and a longer runway will further enhance safety and reduce traffic delays, and

Whereas, the objective of the Federal Aviation Administration is to have radar installed and operating within two years from the time Congress appropriates funds and to extend the main runway, Now, therefore,

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

That the Congress of the United States is urgently requested to appropriate the funds necessary to achieve the objectives of the Federal Aviation Administration regarding Tallahassee Municipal Airport.

Be It Further Resolved that copies of this memorial be sent to the President of the United States Senate and to the Speaker of the United States House of Representatives and to the members of the Florida delegation in the United States Congress.

Amendment 2—

In title, lines 6-8, page 1, strike "precision radar equipment and the lengthening of the I.L.S. runway at the Tallahassee Municipal Airport." and insert the following: the installation of radar equipment and the extension of the main runway in accordance with Federal Aviation Administration objectives regarding the Tallahassee Municipal Airport.

—and requests the Senate to recede therefrom.

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

On motion by Senator Horne, by two-thirds vote the above message containing HM 3995 was referred to the Committee on Judiciary.

RESOLUTIONS

**HCR 4169**—A concurrent resolution relating to the instruction in Florida history and government in Florida schools.

WHEREAS, the future of this nation and of our state is dependent upon understanding and appreciation of the heritage of our people, as well as the development of knowledge and skills, and

WHEREAS, although our schools have in many instances given significant attention to the history and government of the State of Florida, such instruction has been sometimes sporadic and lacking in uniform and planned sequential approach, and

WHEREAS, the history of Florida is filled with dramatic romance and heroic struggle in the exploration and colonization of the new world, and

WHEREAS, Florida has the distinction of having the oldest permanent settlement in America, and

WHEREAS, state pride and loyalty would be greatly enhanced by a thorough and detailed individual knowledge of the history and government of Florida, and

WHEREAS, it is fitting that our schools give increased emphasis to the importance of the part of our nation's heritage which is peculiar to Florida, NOW, THEREFORE,

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

That instruction in history and government of Florida be given increased emphasis in both elementary and secondary schools.

BE IT FURTHER RESOLVED that the department of education develop and encourage the development of new and improved materials for teachers and students for the study of Florida history and government.

BE IT FURTHER RESOLVED that the Florida institutions of higher education be encouraged to provide instruction in the history and government of Florida as part of the pre-service and in-service training of elementary and secondary school teachers.

BE IT FURTHER RESOLVED that under the leadership of the state department of education, a planned, sequential series of educational experiences in Florida history and government be outlined for use in the schools of Florida.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to members of the state board of education.

Was taken up and read the second time in full. On motion by Senator Askew, HCR 4169 was adopted and certified to the House. The vote was: Yeas—32 Nays—None

Mr. President	Friday	McClain	Shevin
Askew	Henderson	Myers	Slade
Beaufort	Hollahan	Plante	Stolzenburg
Bishop	Horne	Pope	Thomas
Boyd	Johnson	Poston	Trask
Daniel	Karl	Reuter	Williams
de la Parte	Knopke	Saunders	Wilson
Ducker	Lane	Scarborough	Young

RECONSIDERATION

The motion by Senator Hollahan on May 22 that the Senate reconsider the vote by which SB 1117 passed on May 21 was taken up and the motion was withdrawn.

UNFINISHED BUSINESS

**SB 1530**—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 1970, and ending June 30, 1971, to pay salaries, other expenses, capital outlay—buildings and improvements, and for other specified purposes of the various agencies of state government; providing an effective date.

Was taken up with pending amendment offered by Senators Reuter and Weissenborn on May 22. Consideration of the amendment was temporarily deferred.

Senators Hollahan and Daniel offered the following amendment which was moved by Senator Hollahan and failed:

In Section 1, page 32, after item 322, insert the following:  
322A. Other Personal Services 2,500

Senators Hollahan and Daniel offered the following amendment which was moved by Senator Hollahan and failed:

In Section 1, page 32, in item 323 strike "44,314" and insert the following: 59,760

Senator Bell offered the following amendment which failed:

In Section 1, item 336, page 32, after "Lease Purchase Payments 1,692,000" insert the following: Lump Sum State Plan for Construction of Buildings 50,000

Senator Shevin offered the following amendment which failed:

In Section 1, item 394, page 37, strike: items 394, 395, 396 and 398 and insert the following:

394.	Salaries, retirement and S.S. matching of 1,752 positions	12,888,682
395.	Other personal services	60,772
396.	Expenses	3,121,718
398.	Operating capital outlay	552,034

The vote was:

Yeas—13

Askew	Ott	Scarborough	Wilson
Deeb	Plante	Shevin	
Hollahan	Pope	Weissenborn	
McClain	Poston	Williams	

Nays—21

Mr. President	de la Parte	Knopke	Stolzenburg
Beaufort	Ducker	Lane	Thomas
Bishop	Henderson	Myers	Young
Boyd	Horne	Reuter	
Chiles	Johnson	Saunders	
Daniel	Karl	Sayler	

Senator Shevin offered the following amendment which failed:

In Section 1, items 394, 401 and 406, pages 37 and 38, strike: Items 394, 401 and 406, and insert the following:

394.	Salaries, Retirement and S.S. Matching of 1,688 Positions	13,157,598
401.	Salaries, Retirement and S.S. Matching of 161 Positions	1,251,412
406.	Salaries, Retirement and S.S. Matching of 314 Positions	2,389,339

The vote was:

Yeas—17

Askew	Hollahan	Shevin	Wilson
Bell	McClain	Stolzenburg	Young
Bishop	Ott	Trask	
Broxson	Pope	Weissenborn	
Daniel	Poston	Williams	

Nays—19

Mr. President	Ducker	Knopke	Sayler
Beaufort	Henderson	Lane	Scarborough
Boyd	Horne	Myers	Slade
Deeb	Johnson	Reuter	Thomas
de la Parte	Karl	Saunders	

Senators Trask and Pope offered the following amendment which was moved by Senator Trask and failed:

Item 487, page 43, strike: "\$4,613,000" and insert \$5,213,000

Senator Trask offered the following amendment which was adopted:

In Section 1, item 524, page 46, strike:

"524.	Salaries, Retirement and S.S. Matching of 145 Positions	
	From Insurance Commissioner Regulatory Trust Fund	680,392
	From Insurer Examination Revolving Trust Fund	695,000
	From State Fire Insurance Trust Fund	36,666"

and insert the following:

524.	Salaries, Retirement and S.S. Matching of 145 Positions	
	From General Revenue Fund	600,000
	From Insurance Commissioner Regulatory Trust Fund	80,392
	From Insurer Examination Revolving Trust Fund	695,000
	From State Fire Insurance Trust Fund	36,666

Senators Wilson, Slade and Askew offered the following amendment which was moved by Senator Wilson:

In Section 1, item 649, page 53, strike: the amount "3,674,849" and insert the following: 3,694,849

\$20,000 of which is authorized for a management and organization survey by the Legislative Auditing Committee. The Legislative Auditing Committee shall use said money to contract with consultants for the purpose of obtaining a study of and recommendations for the reorganization and restructuring of the Public Service Commission.

Senator Slade offered the following amendment to the amendment which was adopted:

After word "Committee" on line 3 strike "shall" and insert may

The amendment as amended was adopted.

Senators Stolzenburg and Bell offered the following amendment which was moved by Senator Bell:

In Section 1, item 671, page 56, strike: "From General Revenue Fund 1,000,000"

and insert the following:  
From Land Acquisition Trust Fund 2,993,011

Senator Chiles raised a point of order that the amendment was out of order as moneys in the land acquisition trust fund were held in trust to pay for approximately \$20,000,000 worth of bonds and there was no way to invade the trust fund to appropriate money to the general revenue fund.

The President ruled the point was well taken and the amendment was out of order.

Pending further consideration of SB 1530, as amended, on motions by Senator Horne, by two-thirds vote, HB 5117 was withdrawn from the Committees on Rules and Calendar and Judiciary.

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

**HB 5117**—A bill to be entitled An act relating to Sarasota County; establishing a court of record in and for said county; prescribing the civil and criminal jurisdiction of the court and the terms, practice, and procedure therein; providing for the appointment, election, qualifications, terms, duties, and compensation of the judge or judges; providing for the prosecuting officers, clerk, executive officer, and reporter thereof including the relationship of the county solicitor, state attorney, clerk of the circuit court, sheriff, and official court reporter to said court; providing for the compensation of personnel, fees, and other details of administration and operation; providing an effective date.

—which was read the second time by title.

Senator Henderson offered the following amendment which was adopted:

In Section 5(2), line 27, page 3, after "act." insert the following: The county solicitor shall also have the responsibility to try violations of county ordinances.

On motion by Senator Henderson, the rules were waived and HB 5117 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—30 Nays—None

Mr. President	Horne	Plante	Stolzenburg
Beaufort	Johnson	Pope	Thomas
Bishop	Karl	Poston	Weissenborn
Boyd	Knopke	Reuter	Williams
Daniel	Lane	Saunders	Wilson
Ducker	McClain	Sayler	Young
Henderson	Myers	Scarborough	
Hollahan	Ott	Shevin	

The Senate resumed consideration of SB 1530.

Senator Stolzenburg offered the following amendment which failed:

In Section 1, item 671, page 56, strike "1,000,000" and insert 2,993,011

The vote was:

Yeas—11

Bell	McClain	Reuter	Slade
Hollahan	Ott	Scarborough	Stolzenburg
Lane	Pope	Shevin	

Nays—20

Mr. President	Deeb	Horne	Thomas
Askew	de la Parte	Johnson	Weissenborn
Boyd	Ducker	Karl	Williams
Chiles	Friday	Myers	Wilson
Daniel	Henderson	Sayler	Young

Senators Fincher and Haverfield were recorded present.

Senator Slade moved that the Senate reconsider the vote by which the following amendment by Senator Shevin failed:

In Section 1, items 394, 401 and 406, pages 37 and 38, strike: Items 394, 401 and 406, and insert the following:

394.	Salaries, Retirement and S.S. Matching of 1,688 Positions	13,157,598
401.	Salaries, Retirement and S.S. Matching of 161 Positions	1,251,412
406.	Salaries, Retirement and S.S. Matching of 314 Positions	2,389,339

The motion by Senator Slade failed and the vote was:

Yeas—16

Askew	Lane	Scarborough	Weissenborn
Bell	McClain	Shevin	Williams
Deeb	Ott	Slade	Wilson
Fincher	Pope	Stolzenburg	Young

Nays—22

Mr. President	Daniel	Johnson	Reuter
Beaufort	de la Parte	Karl	Sayler
Bishop	Ducker	Knopke	Thomas
Boyd	Henderson	Myers	Trask
Broxson	Hollahan	Plante	
Chiles	Horne	Poston	

Senator Gong was recorded present.

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

Item 682, page 56, strike "1,500,000" and insert 1,571,000

The vote was:

Yeas—21

Askew	Haverfield	Pope	Thomas
Bell	Henderson	Reuter	Wilson
Daniel	Johnson	Sayler	Young
Deeb	Karl	Scarborough	
de la Parte	McClain	Shevin	
Gong	Ott	Slade	

Nays—17

Beaufort	Fincher	Myers	Weissenborn
Bishop	Friday	Plante	Williams
Boyd	Gunter	Poston	
Broxson	Knopke	Stolzenburg	
Ducker	Lane	Trask	

Senators Barron, Gunter and Stone were recorded present.

Senator Henderson requested unanimous consent to take up HB 2178 out of order. Senator Askew objected.

Senators Hollahan and Daniel offered the following amendment which was moved by Senator Hollahan and failed:

In Section 2, page 70, after item 18 insert the following:

18A Motor Pool Facility	116,750.00
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The vote was:

Yeas—18

Askew	Haverfield	Poston	Weissenborn
Bell	Hollahan	Scarborough	Williams
Daniel	Knopke	Shevin	Wilson
Ducker	McClain	Stolzenburg	
Gong	Pope	Trask	

Nays—21

Mr. President	de la Parte	Lane	Stone
Beaufort	Fincher	Myers	Thomas
Boyd	Gunter	Plante	Young
Broxson	Henderson	Reuter	
Chiles	Johnson	Sayler	
Deeb	Karl	Slade	

The hour for recess having arrived, a point of order was called and the Senate recessed at 1:02 p.m. to reconvene at 2:00 p.m.

**AFTERNOON SESSION**

The Senate was called to order by the President at 2:00 p.m. A quorum present—46:

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

On motion by Senator Knopke, Rule 2.5 was waived and the Committee on Natural Resources and Conservation was granted permission to consider HB 5176 at the scheduled meeting on May 26.

The Senate resumed consideration of—

**SB 1530**—A bill to be entitled An act making appropriations; providing moneys for the annual period beginning July 1, 1970, and ending June 30, 1971, to pay salaries, other expenses, capital outlay—buildings and improvements, and for other specified purposes of the various agencies of state government; providing an effective date.

Senator Shevin offered the following amendment which was adopted:

In Section 1, page 70, after line item 30 insert 30A:

30A Implementation of horticulture program at Florida State Prison; construction of permanent-type structure to replace all temporary greenhouses at the institution	25,000
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Senators Myers, Gunter, Beaufort, Sayler, Hollahan, Daniel, Chiles and de la Parte offered the following amendment which was adopted on motion by Senator Myers;

Page 78, following Section 17 insert the following:

Section 18. None of the moneys appropriated in this act to the executive branch may be contracted for or expended for consultant services in the field of electronic data processing for what is known in the trade as hardware or software without the prior approval of each contract or obligation by the department of general services.

The President Pro Tempore presiding.

Senators Mathews, Henderson, Thomas, Bishop, Weissenborn and Friday offered the following amendment which was adopted on motion by Senator Mathews:

Page 78, add a new Section 19

Recognizing the serious shortage of physicians in the State of Florida, and in an effort to immediately aid in alleviating this condition, it is the legislative intent that there shall be a department of family practice established at all state financed medical schools and all medical schools within the state receiving state funds and that these departments within medical schools will have equal status with all other departments within the medical school framework and shall be chaired by a generalist (family physician) and the implementation shall be carried out during the coming year under the supervision of the Board of Regents, and furthermore, the Board of Regents is empowered by this Legislature to use such unallocated funds as it may have at its disposal to implement this high priority item. A report of the implementation of this proposal shall be presented to the legislature on the first day of the next regular session.

and renumber remaining sections.

The President presiding.

Senator Chiles offered the following amendment which was adopted:

In Section 2, item 18, page 70, strike: "18. Completion of LeRoy Collins Building 2,032,800" and insert the following: 18. Deleted

Senator Chiles offered the following amendment which was adopted:

Top of page 76, add new Section 8 to read:

Section 8. Salaries of judges of district courts of appeal and judges of circuit courts; limitations:

Provided that no judge of a district court of appeal shall receive from any county or municipality any supplemental salary which shall make his total salaries exceed \$31,200 per annum from July 1, 1970, through January 5, 1971, and \$32,000 per annum thereafter, and no judge of a circuit court shall receive from any county or municipality any supplemental salary which shall make his total salaries exceed \$28,500 per annum from July 1, 1970, through January 5, 1971, and \$30,000 per annum thereafter, but should the state salary of a judge of a district court of appeal or a judge of a circuit court fall below the maximum stated above, then any local or special law to the extent otherwise applicable shall be effective to provide a total compensation for such judges up to but not to exceed the maximum indicated above; provided, however, any supplement now provided by local or special acts, to the extent it does not conflict with the maximum salary herein fixed, shall not be affected by this provision.

and renumber remaining sections.

The following amendment by Senators Reuter and Weissenborn which was pending consideration on May 22 was taken up and adopted:

Fifth line from the bottom, page 1, as amended, insert the following: after "based" and before "upon" insert solely

Senator Horne offered the following amendment which was adopted:

Page 15, strike all of Item 178 and insert the following:

- 178. Salaries, retirement and Social Security matching 203 positions.
  - From General Revenue Fund . . . . . \$1,287,272
  - From County Capital Outlay and Debt Service School Trust Fund—

Administrative . . . . .	20,120
From Institutions of Higher Education Bond Program Capital Outlay and Debt Service Trust Fund—	
Administrative . . . . .	19,455
From Educational Aids Trust Fund . . .	399,305

The vote was:

Yeas—25

Mr. President	Friday	Ott	Thomas
Askew	Haverfield	Pope	Trask
Bafalis	Henderson	Poston	Williams
Bishop	Horne	Saunders	Young
Boyd	Karl	Shevin	
Daniel	Knopke	Slade	
de la Parte	McClain	Stone	

Nays—16

Beaufort	Gunter	Myers	Scarborough
Chiles	Hollahan	Plante	Stolzenburg
Deeb	Johnson	Reuter	Weissenborn
Ducker	Lane	Saylor	Wilson

Senator Horne offered the following amendment which was adopted:

In Section 1, Item 19, page 4, strike: All of Item 19 and insert the following:

- 19. Salaries, Retirement, and Social Security matching of 163 positions
  - From General Revenue Fund . . . . . 631,791
  - From Administrative Trust Fund . . . . . 657,319

Senator Horne offered the following amendment which was adopted:

In item 21, page 4, strike: all of item 21 and insert the following:

- 21. Expenses
  - From General Revenue Fund . . . . . 97,697
  - From Administrative Trust Fund . . . . . 573,984
  - From Harness Horse Racing Trust Fund . . . . . 10,000

Senator Horne offered the following amendment which was adopted:

Item 180, page 16, strike:

- 180. Expenses
  - From General Revenue Fund . . . . . 371,247

and insert the following:

- 180. Expenses
  - From General Revenue Fund . . . . . 359,367

Senator Horne offered the following amendment which was adopted:

Item 354, page 34, strike: all of item 354 and insert the following:

- 354. Salaries, Retirement and S.S. Matching of 58 Positions . . . . . 691,599

Senator Horne offered the following amendment which was adopted:

Item 356, page 34, strike: all of item 356

and insert the following:

- 356. Expenses . . . . . 165,797

Senator Horne offered the following amendment which was adopted:

In Section 1, Item 511, page 45, strike: all of item 511

and insert the following:

- 511. Salaries, Retirement and SS Matching of 145 Positions

<i>From General Revenue Fund</i>	713,224
<i>From Municipal Firemen's Pension Trust Fund</i>	22,614
<i>From Municipal Police Officers Retirement Trust Fund</i>	22,406
<i>From Administrative Trust Fund</i>	430,955

Senator Horne offered the following amendment which was adopted:

Item 513, page 45, strike: all of item 513

and insert the following:

513. Expenses	
<i>From General Revenue Fund</i>	335,082

Senator Horne offered the following amendment which was adopted:

In Section 1, Item 641, page 53, strike: All of Item 641

and insert the following:

641. Salaries, Retirement and Social Security Matching of 104 Positions	1,234,025
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Senator Horne offered the following amendment which was adopted:

Page 53, strike: all of item 643

and insert the following:

643. Expenses	234,033
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Senator Horne offered the following amendment which was adopted:

In Section 1, Item 807, page 63, strike: All of Item 807

and insert the following:

807 Salaries, Retirement and S.S. Matching of 82 Positions	
<i>From General Revenue Fund</i>	655,125

Senator Horne offered the following amendment which was adopted:

Item 809, page 63, strike: all of item 809

and insert the following:

809. Expenses	
<i>From General Revenue Fund</i>	220,750
<i>From Administrative Services Trust Fund</i>	66,547

Senator Horne offered the following amendment which was adopted:

In Section 1, Item 337, page 33, strike: all of Item 337

and insert the following:

337. Salaries, Retirement and S.S. Matching of 39 Positions	
<i>From General Revenue Fund</i>	77,974
<i>From Bureau of Aircraft Trust Fund</i>	175,289
<i>From Motor Vehicle Operating Trust Fund</i>	104,452

Senator Horne offered the following amendment which was adopted:

In Section 1, item 339, page 33, strike: all of item 339

and insert the following:

339. Expenses	
<i>From General Revenue Fund</i>	9,300
<i>From Bureau of Aircraft Trust Fund</i>	210,377
<i>From Motor Vehicle Operating Trust Fund</i>	187,280

Senators Saunders, Chiles, McClain, de la Parte, Boyd and Trask offered the following amendment which was moved by Senator Saunders:

In Item 188, page 17, insert the following: Provided, however, that of the monies appropriated to the Minimum Foundation Program K-12, no funds shall be expended for the EIE programs until an acceptable plan shall be approved by the state board of education which will provide for free or reduced cost school lunches to identified needy children.

Senator Horne presiding.

Senators Weissenborn, McClain and Trask offered the following substitute amendment which was moved by Senator Weissenborn and failed:

In Section 1, Item 188, page 17, at end of Item 188, insert the following: School Lunch Program funds to be allocated by commissioner of education to respective school districts pro-rata according to the number of type "A" lunches (a type "A" lunch meaning a lunch that meets the nutrition requirements as specified in the National School Lunch Act) distributed to economically needy children ("economically needy children" meaning children who in accordance with the requirements of the National School Lunch Act are determined to be eligible for a free or reduced price lunch because they are unable to pay a portion of the price of or the full price of the lunch). \$2,750.00

Senator Karl offered the following amendment to the amendment which was adopted:

Line 6, strike the period and insert the following: in the school year 1971-1972

The vote was:

Yeas—21

Askew	Deeb	Knopke	Weissenborn
Bafalis	Ducker	Ott	Williams
Barron	Friday	Plante	Young
Bell	Haverfield	Pope	
Bishop	Johnson	Sayler	
Daniel	Karl	Trask	

Nays—16

Beaufort	de la Parte	Myers	Slade
Boyd	Gunter	Poston	Stolzenburg
Broxson	Horne	Saunders	Stone
Chiles	McClain	Shevin	Wilson

Senator Deeb moved that the Senate reconsider the vote by which the amendment to the amendment by Senator Karl was adopted. The motion failed and the vote was:

Yeas—15

Boyd	de la Parte	Lane	Saunders
Broxson	Ducker	McClain	Stone
Chiles	Haverfield	Myers	Wilson
Deeb	Horne	Poston	

Nays—22

Askew	Gunter	Ott	Trask
Bafalis	Henderson	Plante	Weissenborn
Barron	Hollahan	Pope	Williams
Bell	Johnson	Reuter	Young
Bishop	Karl	Sayler	
Friday	Knopke	Stolzenburg	

Senator Weissenborn offered the following amendment to the amendment which was adopted:

Strike: period at end of amendment and insert at end of amendment the following: from EIE funds.

The question recurred on the adoption of the amendment as amended.

Senator Wilson raised a point of order that the amendment as amended was out of order in that it did not provide for appropriations for 1970-71 but provided for appropriations for 1971-72.

The chair ruled that the point was not well taken in that the amendment as amended did not appropriate funds for 1971-72

but provided that an acceptable plan shall be approved for that period.

On motion by Senator Friday, the Senate reconsidered the vote by which the amendment to the amendment by Senator Weissenborn was adopted. By permission, Senator Weissenborn withdrew the amendment.

Senator Weissenborn moved that the Senate reconsider the vote by which the substitute amendment by Senators Weissenborn, McClain and Trask for the amendment by Senators Saunders, Chiles, McClain, de la Parte, Boyd and Trask failed. The motion was adopted and the vote was:

Yeas—25

Askew	Friday	Pope	Trask
Bell	Hollahan	Poston	Weissenborn
Bishop	Johnson	Saunders	Williams
Boyd	Karl	Scarborough	Wilson
Broxson	Knopke	Shevin	
Deeb	McClain	Slade	
de la Parte	Ott	Stone	

Nays—10

Bafalis	Henderson	Plante	Young
Barron	Horne	Reuter	
Ducker	Myers	Sayler	

The question recurred on the adoption of the substitute amendment which was adopted.

Senator Mathews offered the following amendment which failed:

In Section 1, item 188, page 17, following the last line under "From General Revenue Fund" insert the following: the amount that each district shall provide toward the cost of the minimum foundation program shall be five mills of tax of the assessed valuation of the nonexempt real and personal property of that district for the preceding calendar year multiplied by ninety-five percent (95%), in lieu of the three mill provision included in Section 236.07(9), Florida Statutes, 1969, and from the appropriation provided in this item for Minimum Foundation Program K-12 the allocation for the other current expense shall be increased \$934 above the amount provided in Section 236.07(5), Florida Statutes, 1969.

On motion by Senator Chiles, the rules were waived and time of adjournment was extended until final action on SB 1530.

The President presiding.

Senator Slade offered and moved the following amendment:

In Section 1, item 188, page 17, following the last line under "From General Revenue Fund" insert the following:

ad valorem tax equalization program as provided in SB 950 as introduced \$32,300,000

Senator Wilson raised a point of order that the amendment was not in proper form since it referred to SB 950, the provisions of which bill were not known to the Senate.

The President ruled the point well taken; that the amendment should follow required specificity; and that by reference the substance of SB 950 could not properly be inserted therein.

On motion by Senator Stone, debate on amendments was limited to a period of five minutes allotted each member.

Senator Horne offered the following amendment which failed:

In Section 1, Items 73, 75, 76, page 7, strike:

73.	Salaries, retirement and social security Matching of 116 position	
	From General Revenue Fund	\$ 919,685
75.	Expenses	
	From General Revenue Fund	\$ 444,931
76.	Operating Capital Outlay	
	From General Revenue Fund	\$ 23,391

and insert the following:

73.	Salaries, retirement and social security Matching of 147 positions	
	From General Revenue Fund	\$1,064,957
75.	Expenses	
	From General Revenue Fund	\$ 490,531
76.	Operating Capital Outlay	
	From General Revenue Fund	\$ 25,191

Senator Chiles offered the following amendment which failed:

In Item 320, page 31, strike "1,500,000" and insert the following: 1,100,000

The vote was:

Yeas—18

Mr. President	Deeb	Myers	Stone
Bishop	de la Parte	Plante	Thomas
Boyd	Ducker	Saunders	Trask
Chiles	Gunter	Sayler	
Daniel	Knopke	Stolzenburg	

Nays—20

Askew	Gong	McClain	Slade
Bafalis	Haverfield	Pope	Weissenborn
Barron	Hollahan	Poston	Williams
Beaufort	Johnson	Scarborough	Wilson
Fincher	Karl	Shevin	Young

Senator Hollahan offered the following amendment which failed:

In item 691, page 57, strike "\$9,440" and insert the following: \$109,440

Senator Pope offered the following amendment which was adopted:

In items 732 and 734, page 59, strike

"732.	Salaries, Retirement and S. S. Matching of 20 positions	\$152,899
734.	Expenses	\$114,645"

and insert the following:

732.	Salaries, Retirement and S. S. Matching of 23 positions	\$180,079
734.	Expenses	\$139,522

Senators Askew and Broxson offered the following amendment which was moved by Senator Askew and failed:

Page 65, strike:

"item 834.	135,000
item 836.	31,200
item 838.	7,590"

and insert the following:

834.	188,350
836.	49,200
838.	42,940

Senator Horne offered the following amendment which failed:

In Section 1, Items 332, 334, 335, page 32, strike:

"332.	Salaries, Retirement and Social Security Matching of 247 positions	
	From General Revenue Fund	\$800,732
334.	Expenses	
	From General Revenue Fund	\$481,930
335.	Operating Capital Outlay	
	From General Revenue Fund	\$ 13,067"

and insert the following:

332.	Salaries, Retirement and Social Security Matching of 214 positions
------	--------------------------------------------------------------------



	From General Revenue Fund	\$655,460
334.	Expenses	
	From General Revenue Fund	\$436,330
335.	Operating Capital Outlay	
	From General Revenue Fund	\$ 11,267

Senators Slade and Scarborough offered the following amendment which was moved by Senator Scarborough:

Add: Item 843a. Cross and Sword \$25,000

Senator Deeb offered the following amendment to the amendment which failed:

Strike: "to provide 25,000 appropriation for Cross and Sword" and insert the following:

25,000 for Cross and Sword  
 25,000 for festival of States festival St. Petersburg  
 5,000 for Founders Day festival Zephyrhills

The question recurred on the adoption of the amendment which was adopted. The vote was:

Yeas—21

Mr. President	Ducker	McClain	Slade
Askew	Gong	Pope	Williams
Beaufort	Haverfield	Poston	Young
Bishop	Henderson	Saunders	
Broxson	Hollahan	Scarborough	
Daniel	Horne	Shevin	

Nays—16

Bafalis	Deeb	Karl	Stolzenburg
Bell	de la Parte	Knopke	Thomas
Boyd	Gunter	Myers	Weissenborn
Chiles	Johnson	Plante	Wilson

Senator Askew moved that the Senate reconsider the vote by which the following amendment by Senators Askew and Broxson failed:

Page 65, strike

"item 834.	135,000
item 836.	31,200
item 838.	7,590"

and insert the following:

834.	188,350
836.	49,200
838.	42,940

The motion by Senator Askew failed and the vote was:

Yeas—18

Askew	Daniel	Pope	Trask
Bafalis	Gong	Poston	Williams
Bell	Hollahan	Scarborough	Wilson
Bishop	Knopke	Shevin	
Broxson	McClain	Stone	

Nays—19

Beaufort	Gunter	Myers	Stolzenburg
Boyd	Henderson	Plante	Thomas
Deeb	Horne	Reuter	Weissenborn
de la Parte	Johnson	Saunders	Young
Ducker	Karl	Sayler	

Senator Shevin offered the following amendment which failed:

In Section 1, Item 69, page 7, strike Items 69, 70, 71 and insert the following:

69.	Other Personal Services	
	From General Revenue Fund	\$200,310
	From Grants & Donations Trust Fund	\$ 62,890
70.	Expenses	
	From General Revenue Fund	\$845,464
	From Grants & Donations Trust Fund	\$320,915

71.	Operating Capital Outlay	
	From General Revenue Fund	\$401,085
	From Grants & Donations Trust Fund	\$124,855

Senators Chiles, Bafalis, Beaufort, Bishop, Boyd, Deeb, de la Parte, Ducker, Gunter, Henderson, Horne, Johnson, McClain, Mathews, Myers, Plante, Poston, Reuter, Sayler, Slade, Stone, Thomas, Trask and Young offered the following amendment which was adopted on motion by Senator Chiles:

In Section 1, item 188, page 17, strike:  
 "Minimum Foundation Program K-12 551,855,476"  
 and insert the following:

Minimum Foundation Program K-12 549,105,476

The vote was:

Yeas—28

Mr. President	de la Parte	Johnson	Sayler
Bafalis	Ducker	Knopke	Slade
Beaufort	Friday	McClain	Stone
Bishop	Gunter	Myers	Thomas
Boyd	Henderson	Plante	Trask
Chiles	Hollahan	Poston	Wilson
Deeb	Horne	Reuter	Young

Nays—12

Askew	Haverfield	Pope	Stolzenburg
Bell	Karl	Saunders	Weissenborn
Daniel	Lane	Shevin	Williams

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

Strike:  
 "item 834. 135,000  
 item 838 7,590"  
 and insert the following:

item 834 170,000  
 item 838 42,590

Senator Chiles offered the following amendment which was adopted:

Items 25-28, page 4, strike:

"Inspection, Division of	
From General Inspection Trust Fund	
25. Salaries, Retirement and S.S. Matching	1,953,281
of 287 Positions	11,110
26. Other Personal Services	507,695
27. Expenses	31,335"
28. Operating Capital Outlay	
and insert the following:	

Inspection, Division of	
25. Salaries, Retirement and S.S. Matching	
of 287 Positions	
From General Revenue Fund	497,082
From General Inspection	
Trust Fund	1,456,199
26. Other Personal Services	
From General Revenue Fund	1,740
From General Inspection	
Trust Fund	9,370
27. Expenses	
From General Revenue Fund	101,563
From General Inspection	
Trust Fund	406,132
28. Operating Capital Outlay	
From General Revenue Fund	8,493
From General Inspection	
Trust Fund	22,842

Senator Chiles offered the following amendment which was adopted:

Page 5, on the line next preceding Item 37 strike "From General Inspection Trust Fund" and insert the following: From General Revenue Fund

Senator Chiles offered the following amendment which was adopted:

Item 55, page 6, strike:

"55. Expenses  
From General Revenue Fund 629,977  
From General Inspection Trust Fund 103,108"

and insert the following:

55. Expenses  
From General Revenue Fund 779,977  
From General Inspection Trust Fund 103,108

Senator Slade offered and moved the following amendment:

In Section 1, item 188, page 17, following the last line under "From General Revenue Fund" insert the following: Section 1, Chapter 236, Florida Statutes, is amended by adding thereto Section 236.072 to read as follows:

236.072 District Ad Valorem Tax Equalization Allocations.—There is hereby established, as a part of the district school fund, district ad valorem tax equalization allocations as herein-after determined:

(1) The average state-wide yield per mill of taxation per pupil shall be determined by multiplying the total non-exempt assessed valuation on real and personal property for the prior year by one (1) mill and then dividing the result by the total average daily attendance in grades one through twelve (1-12) for the prior year.

(2) The average district yield per mill of taxation per pupil for each district shall be determined by multiplying the total non-exempt assessed valuation on real and personal property for the prior year by one (1) mill and then dividing the result by the total average daily attendance in grades one through twelve (1-12) in the district for the prior year.

(3) The district yield per mill of taxation per pupil shall be then compared to the average state-wide yield per pupil and any district having an average yield which is less than the state average yield shall become eligible for participation in the district ad valorem tax equalization fund as prescribed in subsection (4) of this section.

(4) The general level of assessments for each school district shall be determined by the agency authorized by law. After consultation with the department of banking and finance, the auditor general shall determine for each school district for the prior year the ratio of the assessment roll compared to full value and shall certify the results of such study to the commissioner of education. In making this certification, the auditor general shall be guided by the statutory standards to which the assessors are required to adhere. This certification shall be made no later than May 1 each year.

(a) Where the general level of assessments in any district for the prior year is found to be one hundred per cent (100%) of full value the additional allocation to the district shall be determined as follows: Multiply the amount of dollars the district is below the state average per mill per pupil by the number of pupils for the prior year in average daily attendance in grades one through twelve (1-12) in the district; then multiply this product by the net operating millage for kindergarten and grades one through twelve (1-12) for the prior year less the three (3) mills required by section 236.07(9)(a), Florida Statutes; provided such adjusted operating millage shall not exceed seven (7) mills. The amount thus obtained shall be the amount to be allocated to the said district.

(b) Where the general level of assessment in any district for the prior year is found to be less than one hundred per cent (100%) of full value, the additional allocation as computed in (4)(a) shall be determined for that district; then reduce this amount by the percentage that the assessment of the district is certified to be below one hundred per cent (100%). The amount remaining after said reduction shall be the amount to be allocated to the district.

(5) There is hereby appropriated \$32,500,000 from the general revenue fund to carry out the provisions of this act.

(6) The amounts available to any district under the provisions of this act shall be distributed in twelve (12) monthly payments as nearly equal as practicable. The comptroller shall issue warrants based on the certification of the commissioner of education of the amounts due each eligible district.

(7) If the funds appropriated for the purpose of implementing this act are not sufficient to pay the requirements in full, the commissioner of education shall prorate the available funds on a percentage basis.

Senator Wilson raised a point of order that the amendment was not in order and stated that this was an appropriation bill and the appropriation bill must concern itself with current expenses and salaries of public officers. An appropriation bill becomes burdened with extraneous and additional material outside of funding programs started by existing law. It is not in accordance with the provisions of Article III, Section XII of the Constitution. The Chair ruled that this amendment adds an additional \$32,500,000 to the appropriation for the schools, K through 12, to be allocated to certain counties that do not measure up to the per pupil value per mill under the present formula and the point was not well taken.

The amendment failed. The vote was:

Yeas—12

Mr. President	Bishop	McClain	Shevin
Askew	Daniel	Pope	Slade
Beaufort	Karl	Reuter	Williams

Nays—29

Bafalis	Friday	Lane	Thomas
Bell	Gunter	Myers	Trask
Boyd	Haverfield	Plante	Weissenborn
Broxson	Henderson	Poston	Wilson
Deeb	Hollahan	Saunders	Young
de la Parte	Horne	Saylor	
Ducker	Johnson	Stolzenburg	
Fincher	Knopke	Stone	

Senator Chiles offered the following amendment which was adopted:

Page 67, strike:

"TOTAL OF SECTION 1 FROM GENERAL REVENUE FUND	\$1,217,164,064
TOTAL OF SECTION 1 FROM TRUST FUNDS	\$1,139,083,453"

and insert the following:

TOTAL OF SECTION 1 FROM GENERAL REVENUE FUND	\$1,220,169,629
TOTAL OF SECTION 1 FROM TRUST FUNDS	\$1,139,969,366

Senator Chiles offered the following amendment which was adopted:

Page 73, strike:

"TOTAL OF SECTION 2 FROM GENERAL REVENUE FUND	\$58,542,247
TOTAL OF SECTION 2 FROM TRUST FUNDS	\$5,590,923"

and insert the following:

TOTAL OF SECTION 2 FROM GENERAL REVENUE FUND	\$56,509,447
TOTAL OF SECTION 2 FROM TRUST FUNDS	\$ 5,615,923

The President announced his ruling on a point of order raised by Senator Pope on May 22, and recorded on page 534 of the Journal.

The President ruled that the point was not well taken, and stated in the opinion of the Chair, the provisions of the general appropriations act under the present minimum foundation formula would be declared unconstitutional in a court of proper jurisdiction, but that as presiding officer of a legislative body in deliberative process that he did not have the right to usurp the prerogative of the court to make the final determination as to the constitutionality of the question raised by the point of order.

On motion by Senator Chiles, the rules were waived and SB 1530 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—33

Mr. President	Ducker	Johnson
Askew	Fincher	Knopke
Bafalis	Friday	Lane
Beaufort	Gong	Myers
Boyd	Gunter	Poston
Broxson	Haverfield	Reuter
Chiles	Henderson	Saunders
Daniel	Hollahan	Sayler
de la Parte	Horne	Stolzenburg

Nays—11

Bell	Karl	Pope	Slade
Bishop	McClain	Scarborough	Williams
Deeb	Plante	Shevin	

The hour of adjournment having arrived, a point of order was called and the Senate adjourned at 6:49 p.m. to reconvene at 8:30 a.m., Tuesday, May 26, 1970.

LOBBYIST REGISTRATIONS UNDER SENATE RULE NINE  
MAY 18 THROUGH MAY 22

Name and Address	Entity Represented and Address	Duration of Representation	Particular Legislation Involved	Direct Business Association or Partnership with Legislator
Allen, Steward D. 5825 Sunset Dr. S. Miami 33143	Belcher Oil Co.			
Anthony, Perry E. 7195 Augusta Blvd. N. Seminole 33540	FSU Student Government FSU, Tallahassee 32306	Session	None	None
Batchelor, Dickie J. 1819 N. Mills Orlando 32802	Orange County Young Democrats 524 N. John St. Orlando	Session	18 year old vote & others deemed necessary by members	None
Caborn, Rodney C. P. O. Box 2353 Orlando 32806	Tupperware Home Parties same address	Continuous	Direct selling, consumer protection, and Senate bill 22	None
Carson, Sylvia G. 2225 Via Tuscany Winter Park 32789	League of Women Voters 1194 62nd Ave. South St. Petersburg	Session	General	None
Dickens, Ben H. 700 TB&T Bldg. Tallahassee	Self 1101 Piedmont Dr. Tallahassee	Session	Municipal bonds	None
Green, Art 4150 N.W. 7th Ave. Miami	Bonded Rental Agency same address	Continuous	Rental property and real estate	None
Karp, Bartora C. 969 Victoria Dr. Dunedin	Floridians Against Bullfights	Session	General	None
LeVeille, Allyn Rock Student Gov't Offices, FSU Tallahassee 32306	FSU Student Government same address Fla. Construction Industry Licensing Board	Continuous	Education, conservation, youth bills	None
Linn, David 700 TB&T Bldg. Tallahassee 32301	108 W. Pensacola St. Tallahassee	Session	Fla. Construction Industry Licensing Bd.	None
O'Malley, Charles J. 314 TB&T Bldg. Tallahassee 32303	Fla. Catholic Conference same address	Continuous	Education, health and welfare	None
Schonfield, Abe 19 W. Flagler St. Miami	Self same address	Continuous	Landlord and tenant legislation	None
Skipper, John C. 239 N. Spring St. Pensacola 32501	Fire Fighters of Florida	Session	Fire fighters	None
Smallwood, William L. P. O. Box 9458 Jacksonville 32208	Jacksonville Fire Fighters same address	Continuous	Collective bargaining	None
Swann, Nancy M. 969 Victoria Dr. Dunedin	Floridians Against Bullfighting 2824 Roberta St. Largo	Session	General	None
Wigginton, John K. 134 W. Pensacola St. Tallahassee 32302	International Telephone & Telegraph Co. 320 Park Ave. New York, N. Y.	Continuous	Natural resources and conservation	None
Yawn, Edward R. 830 TB&T Bldg. Tallahassee 32302	Fla. Farm Bureau Federation 4350 SW 13th St. Gainesville	Continuous	Agriculture	None