

JOURNAL OF THE SENATE

Monday, June 1, 1970

The Senate was called to order by the President at 8:30 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.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable John E. Mathews, Jr. May 29, 1970
President of the Senate

Sir:

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

By Representative Fortune and others—

HB 5348—A bill to be entitled An act relating to Walter County; exempting certain water systems from certification by Florida public service commission; providing an effective date.

Proof of Publication attached.

By Representative Melvin and others—

HB 5349—A bill to be entitled An act relating to Walton and Okaloosa Counties, taking of shrimp; providing limitations on gear and equipment; making violation a misdemeanor; providing an effective date.

Proof of Publication attached.

By Representative Elmore and others—

HB 5350—A bill to be entitled An act relating to the City of Crestview, Okaloosa County, municipal elections; providing election dates and term of office of municipal officers; 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 29, 1970
President of the Senate

Sir:

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

By Representative Smith—

HB 5346—A bill to be entitled An act relating to Madison County, City of Madison, amending Chapter 23390, Laws of Florida, 1945, authorizing said City to purchase from the appropriate agency of the government of the United States of America, surplus property; 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 29, 1970
President of the Senate

Sir:

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

By Representative Robinson and others—

HB 5277—A bill to be entitled An act relating to the establishment and maintenance of street lighting districts from

and after the effective date of this act in the unincorporated areas of Pinellas County; providing for the filing of a petition with the Board of County Commissioners by more than twenty-five (25%) percent of the registered freeholders residing in the proposed district; providing that the millage required from ad valorem real property taxes, not to exceed five (5) mills, to pay the cost of street lighting is excluded from the ten (10) mill limit imposed by the Constitution and Statutes of Florida; providing that upon approval of petition, the Board of County Commissioners shall call an election by freeholders in the proposed street lighting district; providing for matters to be contained on the ballots in said election; providing for the levy of an ad valorem tax not to exceed five (5) mills on real property within district to pay cost of street lighting if district becomes operative; authorizing Board of County Commissioners to expend county general funds for creation and maintenance of street lighting districts and providing that sums expended shall be reimbursed from the first proceeds of the tax provided for herein; providing repeal of all other conflicting laws; providing for severability of provisions; providing an effective date.

Proof of Publication attached.

By Representative Fleece and others—

HB 5280—A bill to be entitled An act relating to the Pinellas county park board, amending Section 2, Chapter 59-1736, Special Laws of Florida, 1959, as amended by Section 2, Chapter 61-2671, Special Acts, 1961, and Section 1, Chapter 69-1491, Special Acts, 1969, and amending Section 6, Chapter 61-2671, Special Acts, 1961.

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 29, 1970
President of the Senate

Sir:

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

By Representative Yancey and others—

HB 5373—A bill to be entitled An act relating to Polk County, claims court; amending section 9 of chapter 63-633, Laws of Florida, as amended by increasing the filing fees; providing an effective date.

Proof of Publication attached.

By Representative Yancey and others—

HB 5374—A bill to be entitled An act relating to the City of Auburndale, Polk County; amending the city charter of said city, chapter 61-1866, Laws of Florida, by changing the description of the greater Auburndale area in section 135 thereof to enlarge said area (which said enlarged area includes common boundaries with the Cities of Winter Haven and Lake Alfred) for the purpose of future expansion of the City of Auburndale and for present planning and extraterritorial service purposes; 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 29, 1970

Sir:

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

By Representative Rude and others—

HB 5366—A bill to be entitled An act relating to the annexation of certain lands to the City of Coconut Creek, Broward County, Florida; defining the boundaries thereof; de-annexing certain lands from other existing municipalities; providing an effective date.

Proof of Publication attached.

By Representative Miers—

HB 5367—A bill to be entitled An act relating to the Town of St. Marks in Wakulla County; amending section 11 of Chapter 65-2197, Laws of Florida, removing the prohibition against a mayor succeeding himself; 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 29, 1970

Sir:

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

By Representative McNulty and others—

HB 5335—A bill to be entitled An act relating to Brevard County; providing for the placing of Brevard County subject to the provisions of the Water and Sewer System Regulatory Law being Florida Statutes, Chapter 367; giving the Florida Public Service Commission jurisdiction under said Florida Statutes, Chapter 367, over all public utilities operating in Brevard County regardless of the number of water or sewer connections with certain specified exceptions; providing for the allowance by said commission to said utilities of a fair return on the fair value of the utilities property under certain conditions as of January 19, 1961, together with a fair return on actual costs of net additions thereto; providing for the determination of actual legitimate costs subsequent to such date; providing a definition of computed net investment that excludes contributions in aid of construction; giving the commission the power to determine reasonable rates and regulations after public hearing, when rates, rules, regulations, or practices of any public utility are unjust, unreasonable or insufficient or in violation of any law; providing the sole procedure and authority of said commission for determining and fixing rates charged and collected by public utilities operating in Brevard County; repealing the provisions of Chapter 63-699 of the Laws of Florida; repealing certain specified sections of Chapter 67-1145 of Laws of Florida; providing that the provisions of this act shall control over any conflicting or inconsistent provisions in Chapter 65-1288 of the Laws of Florida, or any other general or special law; providing a schedule of fees for informal applications, certificate applications and rate change applications under said Florida Statutes, Chapter 367; and providing for 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 29, 1970

Sir:

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

By Representative J. R. Clark and others—

HB 5370—A bill to be entitled An act relating to the City of Lakeland, Polk County; authorizing the city to issue ten million dollars (\$10,000,000) in hospital revenue bonds for capital improvements to Lakeland General Hospital; authorizing the pledge of gross revenues from the operation of Lakeland General Hospital by the municipal hospital board of the City of Lakeland, and the City of Lakeland, and the pledge of excise taxes or other funds of the City of Lakeland other than ad valorem taxes as security for the payment of such bonds; providing the terms and conditions for the issuance of said bonds and maximum interest rate thereon; authorizing various covenants and agreements for the rights and remedies of the holders of such bonds; repealing and amending any act in conflict with the provisions hereof; 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 29, 1970

Sir:

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

By Representative Poorbaugh and others—

HB 5358—A bill to be entitled An act relating to South Lake Worth Inlet District, Palm Beach County, to amend Section 23, Chapter 7080, Laws of Florida, 1915; as amended by Chapter 7977, Laws of Florida, 1919; as amended by Chapter 8903, Laws of Florida, 1921; as amended by Chapter 9567, Laws of Florida, 1923; as amended by Chapter 63-1748, Laws of Florida, 1963, providing for election of Commissioners as set forth in the general law for elections of state and county officers; fixing a date for expiration of present terms 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.
President of the Senate

May 29, 1970

Sir:

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

By Representative Davis and others—

HB 5364—A bill to be entitled An act relating to Indian River County; providing tenure of deputy sheriffs therein; providing an effective date.

Proof of Publication attached.

By Representative Caldwell and others—

HB 5365—A bill to be entitled An act relating to the Town of Pembroke Park, Broward County, Florida, extending and enlarging the corporate limits of the Town of Pembroke Park, in the County of Broward, and State of Florida, and to give said Town of Pembroke Park jurisdiction over a territory embraced in said extension and providing for a referendum.

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 29, 1970

Sir:

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

By Representative Ward and others—

HB 5359—A bill to be entitled An act to abolish the Town of Hollywood Ridge Farms in Broward County; said Town having been organized under the provisions of Chapter 29144, Laws of Florida, 1953; providing for payment of debts; providing for disposition of municipal assets and liabilities; and providing an effective date.

Proof of Publication attached.

By Representative Bird and others—

HB 5360—A bill to be entitled An act relating to the Town of Pembroke Park, Broward County, Florida, extending and enlarging the corporate limits of the Town of Pembroke Park, in the County of Broward, and State of Florida, and to give said Town of Pembroke Park jurisdiction over a territory embraced in said extension 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.
President of the Senate

May 29, 1970

Sir:

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

By Representative Davis and others—

HB 5382—A bill to be entitled An act fixing the compensation of the prosecuting attorney of the county of Osceola, Florida, and providing for the monthly payment of such compensation, providing an effective date.

Proof of Publication attached.

By Representative R. J. Tillman and others—

HB 5381—A bill to be entitled An act relating to the North Brevard County Hospital District: amending Chapter 28924, Laws of Florida, 1953, as amended, by amending Section 11a, providing for the establishment and operation of a retirement program for hospital district employees and permitting withdrawal by the North Brevard County Hospital District from the state and county officers and employees retirement system of Florida, amending Section 122.061, Florida Statutes, insofar as it conflicts with this act; providing for payment to hospital employees of contributions made by them following withdrawal of the hospital district from the state retirement system and providing for 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 29, 1970

Sir:

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

By Representative Powell and others—

HB 5379—A bill to be entitled An act authorizing the cities of Kissimmee and St. Cloud, Florida, to jointly construct,

acquire, own, improve and extend, operate and maintain facilities for the production and distribution of electrical energy; authorizing said cities to enter into contracts relating thereto under such terms and conditions and for such periods as may be mutually agreed upon; authorizing such cities to finance the cost of such electric facilities by the issuance of revenue bonds payable from the revenues derived from the electric system of said cities or from combined utilities system of said cities which includes the electric system of said cities; providing for the terms and conditions of said revenue bonds and the rights, securities and remedies of the holders thereof; providing for alternative methods of financing such electric facilities, including the issuance of general obligation bonds, and providing when this act shall take effect.

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 29, 1970

Sir:

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

By Representative Bassett and others—

HB 5355—A bill to be entitled An act relating to Seminole County, distribution of race track funds, directing the state comptroller to pay certain racing commission funds allotted to Seminole County to the district school board of Seminole County; directing the comptroller to pay certain racing commission funds allotted to Seminole County to the Seminole County Port Authority; providing for the amount to be so paid and the method of payment and disbursement; providing an effective date.

Proof of Publication attached.

By Representative MacKay and others—

HB 5356—A bill to be entitled An act relating to Marion County; platting of land; defining subdivision of land; requiring plats to be recorded upon the subdivision of land; providing prerequisites; providing for waivers; providing for adoption of building, plumbing, electrical and sanitary codes; providing for dedication of thoroughfares; providing exceptions for existing subdivisions; providing an effective date.

Proof of Publication attached.

By Representative Moudry and others—

HB 5357—A bill to be entitled An Act relating to Palm Beach County; creating a committee of transportation; providing for purpose of committee; providing for appointments, duties, qualifications of committee and staff; providing for funds; providing that all county government units shall cooperate and make such records available upon request; providing that the committee shall draft proposed legislation consistent with the purpose of this act and submit to the Palm Beach legislative delegation; providing for termination of the committee and staff; 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 29, 1970

Sir:

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

By Representative King and others—

HB 5320—A bill to be entitled An act relating to Coral Springs Drainage District in Broward County, Florida, changing the name of the district created under the authority of chapter 298, Florida Statutes, to the Coral Springs Improvement District; changing the boundaries of the district; broadening the powers and functions of the district in relation to the construction of roads and highways, drainage and water control systems, water and sewage facilities and recreational facilities; providing that the provisions of chapter 298, Florida Statutes, shall be applicable to the Coral Springs Improvement District except provisions of sections: 298.07, 298.11, 298.12, 298.14, 298.15, 298.17, 298.18, 298.20, 298.23, 298.24, 298.25, 298.35, 298.37, 298.38, 298.39, 298.40, 298.401, 298.41, 298.42, 298.44, 298.45, 298.46, 298.48, 298.52, 298.54, 298.56, 298.57, 298.61, 298.69, 298.70, 298.71, 298.72, 298.73, 298.74, Florida Statutes; providing for the management of the affairs of the district by a board of supervisors; providing for the powers and duties of the board of supervisors to carry out the purposes of the district; providing that the assessment and imposition upon the lands in the district of an ad valorem tax; authorizing the issuance of obligations of the district to finance the construction of the works and projects of the district; providing for alternative methods of adopting and completing a plan of reclamation; authorizing the establishment of charges for the facilities and services of the district; providing for the enforcement of the provisions of the act or the rules adopted hereunder; and providing for an effective date.

Proof of Publication attached.

By Representatives Randell and Walker—

HB 5338—A bill to be entitled An act relating to Sugarland Drainage District, Hendry and Glades Counties; redefining the boundaries of the district by adding additional lands thereto; authorizing and empowering the Board of Supervisors of Sugarland Drainage District to construct or cause to be constructed certain water control improvements on the added lands; vesting sole and exclusive jurisdiction over the works of water control in the board of supervisors of said district; providing for taxation of the added lands on an equal basis with other lands in said district and finding that the benefits accrued and to accrue at least equal the taxes and assessments authorized; amending section 4 of chapter 28516, Laws of Florida, 1953, to provide that the lands added by that act are to be taxed on an equal basis with other land in said district; amending section 5 of chapter 28516, Laws of Florida, 1953, finding that the benefits accrued and to accrue to the lands added by that act are at least equal the taxes and assessments authorized; 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 29, 1970
President of the Senate

Sir:

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

By Representative Prominski and others—

HB 5351—A bill to be entitled An act amending Chapter 59-1214 of the Special Laws of the State of Florida; be redefining and reestablishing the corporate limits of the city of Deerfield Beach, Broward County; and by eliminating the requirement for a referendum upon issuance of bonds and certificates which are not general obligations; repealing all laws in conflict herewith and providing an effective date.

Proof of Publication attached.

By Representative Conway and others—

HB 5314—A bill to be entitled An act relating to Volusia County; providing for deputy constables in certain justice of the peace districts; providing for their duties and compensation; providing an effective date and an expiration 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 29, 1970
President of the Senate

Sir:

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

By Representatives Chapman and Middlemas—

HB 5340—A bill to be entitled An act relating to Calhoun County; providing that the payment of salary by the Calhoun County School Board to Teddie M. Attaway for his services as a member of the Calhoun County school board for a certain period of time is authorized and ratified; providing an effective date.

Proof of Publication attached.

By Representatives Chapman and Middlemas—

HB 5342—A bill to be entitled An act relating to the Charter of the City of Port St. Joe, in Gulf County, amending Chapter 61-2720, Laws of Florida, providing for election for city commission to be held in May of each year instead of September of each year; providing that the terms of office of the present commissioner be extended until election and qualification of new commissioners; providing an effective date.

Proof of Publication attached.

By Representatives Tyre and Shaw—

HB 5344—A bill to be entitled An act relating to Columbia County, public schools; prohibiting the use of materials recommended or approved by the Sex Education and Information Council of the United States in said schools; 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 29, 1970
President of the Senate

Sir:

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

By Representative Powell and others—

HB 5380—A bill to be entitled An act relating to the justices of the peace in Osceola County, Florida; providing for their salaries; abolishing the fee system; providing a budget system and budget procedure; providing for the disposition of the costs and fines collected by said justices of the peace and for the records thereof; providing for the severability of invalid portions; providing an effective date.

Proof of Publication attached.

By Representative Craig—

HB 5378—A bill to be entitled An act relating to mosquito control districts in all counties of the state having a population of not less than four thousand five hundred fifty-five (4,555) and not more than four thousand six hundred (4,600), according to the latest official decennial census; authorizing the boards of commissioners of said districts to adopt resolutions setting the salaries of the members of said boards; repealing chapter 57-1321, Laws of Florida; 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.
President of the Senate

May 29, 1970

Sir:

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

By Representative Rude and others—

HB 5376—A bill to be entitled An act relating to Broward County; adding one (1) judge for the court of record of said county; providing an effective date.

Proof of Publication attached.

By Representative Craig—

HB 5377—A bill to be entitled An act relating to compensation of county judges in all counties of the state having a population of not less than four thousand five hundred fifty-five (4,555) and not more than four thousand six hundred (4,600), according to the latest official decennial census; increasing the salary of the county judge in said counties to ten thousand dollars (\$10,000); providing that conflicting provisions of section 44.12, Florida Statutes, are superseded; 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.
President of the Senate

May 29, 1970

Sir:

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

By Representative Elmore and others—

HB 5368—A bill to be entitled An act relating to the board of county commissioners of any county having a population of not less than sixty thousand (60,000) and not more than sixty-six thousand (66,000), according to the latest official decennial census; providing authority to employ and pay a competent person remuneration for special personal services connected with county activities; providing an effective date.

By Representative Yancey and others—

HB 5372—A bill to be entitled An act relating to the City of Lakeland, Polk County; amending section 2A of chapter 59-1481, Laws of Florida, as amended, relating to the creation and establishment of the City of Lakeland; describing the territorial boundaries of said city; 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 29, 1970

Sir:

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

By Representative R. J. Tillman and others—

HB 5298—A bill to be entitled An act relating to the establishment and creation of the Brevard County Erosion Prevention District; declaring and determining erosion prevention to be a county purpose for Brevard County; defining the boundaries of said district; providing that the board of county commissioners shall be the ex-officio governing body of the district; defining the powers, jurisdiction, duties, authority and government of said district; providing for the construction, maintenance and operation of erosion prevention facilities and

beach restoration as essential governmental functions of the district and county purposes for Brevard County; authorizing said district to adopt an annual budget and requesting the board of county commissioners to approve said budget and levy an ad valorem tax upon all taxable real and personal property in said county for the purposes of said district, not to exceed sixteen one-hundredths (16/100) of a mill; providing for accumulation of funds and establishment of a reserve fund; authorizing special assessments upon oceanfront lands specially benefited; providing for an advisory committee to assist the district board, authorizing the district to make contracts with public agencies, bodies, and governments, authorizing the exercise of all necessary incidental powers; providing for borrowing money for district purposes for no more than one (1) year at a rate of interest authorized by general law; providing for alternative grant of district taxing power subject to referendum up to 0.5 mills; providing for the severability of any clause; providing for repeal of conflicting laws; providing for an effective date.

Proof of Publication attached.

By Representative James and others—

HB 5301—A bill to be entitled An act relating to the contracting and furnishing of ambulance services in all counties having a population of not less than two hundred thousand (200,000) and not more than two hundred sixty thousand (260,000), according to the latest decennial census; authorizing and empowering the board of county commissioners of such counties to create, establish and abolish ambulance tax districts; providing for millage; includes municipalities therein which have no ambulance services; providing that no ambulance tax district shall become operative until approved by a millage referendum; providing for the use of taxes collected; 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.
President of the Senate

May 29, 1970

Sir:

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

By Representative Elmore—

HB 4331—A bill to be entitled An act relating to the boards of trustees of junior college districts having a population of no less than 75,000 nor more than 80,000 according to the last official decennial census; authorizing the use of public funds for payment of premiums or charges for employees' group insurance; providing an effective date.

By Representatives Chapman and Middlemas—

HB 5264—A bill to be entitled An act relating to Gulf County; creating, establishing, and organizing a fire control district in said county to be known and designated as the Tupelo fire control district; defining its territorial boundaries; providing for a board of fire commissioners; providing for government, administration, jurisdiction, powers, and privileges of said district; authorizing the Tupelo fire district commissioners under certain conditions to purchase, operate and maintain fire control machinery and equipment; providing for the operation and use of said equipment; providing for the cooperation of the district with other fire control units within or adjacent to said district; providing for the interchange and use of fire control machinery and equipment with other fire control units within or adjacent to said district; providing for the appointment of a fire chief and assistants; providing for and authorizing upon the approval of a majority of the freeholders of the district voting in a millage election, the levy of an ad valorem tax upon all real and personal property in said district, not to exceed one half (1/2) mill for the purpose of purchasing, maintaining and operating fire control equipment and machinery; providing that the district shall not purchase such equipment unless funds are on hand to pay for same; providing that fire chief of said district shall have full power to enforce all fire control laws of the state within the district; 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 29, 1970
President of the Senate

Sir:

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

By Representative Spicola and others—

HB 4633—A bill to be entitled An act relating to Tampa-Hillsborough County Expressway Authority; amending section 348.56(2), Florida Statutes, to provide that interest rate on bonds of authority shall be maximum rate fixed by law; repealing section 348.55, Florida Statutes, providing that bonds of authority are not obligations of the state; providing an effective date.

By Representatives Walker and Randall—

HB 5067—A bill to be entitled An act relating to county judges; amending section 44.12, Florida Statutes, fixing the salary of the county judge of Glades County; providing an effective date.

By Representative McNulty and others—

HB 5361—A bill to be entitled An act providing for the relief of Mrs. Charlene Williams; providing for reimbursement for related medical expenses arising out of an accident caused by the carelessness of Indian River County; providing an appropriation; 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 29, 1970
President of the Senate

Sir:

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

By Representatives Tyre and Shaw—

HB 5345—A bill to be entitled An act relating to Columbia County public schools; prohibiting the use of the course of study known as the "Sullivan Reading Series"; providing for a referendum.

By Representative Melvin and others—

HB 5347—A bill to be entitled An act relating to Okaloosa County; amending section 2 of chapter 69-1362, Laws of Florida; removing the requirement that an applicant must have been in the garbage business in the county for at least one (1) year to petition for a franchise; 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 29, 1970
President of the Senate

Sir:

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

By Representative Heath and others—

HB 4266—A bill to be entitled An act relating to Sarasota County; incorporating certain lands into the Pinecraft lighting district; providing for powers, duties, liabilities and administration of said district; providing for a board of commissioners and its membership, appointment, powers and duties; providing for the levy, collection and enforcement of special assessments and the creation of liens upon lands in said district; providing definitions; providing for a referendum election.

By Representative Bassett and others—

HB 5219—A bill to be entitled An act relating to the regulation of municipally-owned water and sewerage utilities in Seminole County, Florida; subjecting such utilities to the jurisdiction of the Florida Public Service Commission; providing an effective date.

Proof of Publication attached.

By Representative Ogden and others—

HB 4347—A bill to be entitled An act creating the Jacksonville Vocational Educational Authority, defining terms used therein; providing the manner, number and terms, method of appointment and qualifications of members, authorizing reimbursement of members' expenses and subjecting members to a code of ethics; providing for meetings and officers, constitution of a quorum and the adoption of rules, regulations and by-laws; providing powers to conduct and maintain a vocational educational system in the City of Jacksonville, acquire property, provide an advisory board, provide that it be permissible for the authority to receive local, state and federal funds as well as funds from private contributors; providing fiscal and budgetary functions in the authority subject to certain limitations; providing that the authority shall utilize the Central Service Departments of the city and pay for the same; providing a managing director, his duties, powers, qualifications, manner of compensation, exclusion from civil service; providing for employment of a staff and other employees; authorizing the power and manner in which the authority may contract; providing how and when this act shall become law and when members and employees shall take office and be compensated; 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 5348, 5349, 5350, 5346, 5277, 5280, 5373, 5374, 5366, 5367, 5335, 5370, 5358, 5364, 5365, 5359, 5360, 5382, 5381, 5379, 5355, 5356, 5357, 5320, 5338, 5351, 5314, 5340, 5342, 5380, 5376, 5372, 5298, 5264, 5361, 5347, 5219 and 4347.

House Bills 5348, 5349, 5350, 5346, 5277, 5280, 5373, 5374, 5366, 5367, 5335, 5370, 5358, 5364, 5365, 5359, 5360, 5382, 5381, 5379, 5355, 5356, 5357, 5320, 5338, 5351, 5314, 5340, 5342, 5344, 5380, 5378, 5376, 5377, 5368, 5372, 5298, 5301, 4331, 5264, 4633, 5067, 5361, 5345, 5347, 4266, 5219 and 4347, contained in the above messages, were read the first time by title and referred to the Committee on Rules and Calendar.

The Senate recessed at 8:40 a.m.

The Senate was called to order by the President at 10:00 a.m. A quorum present—46:

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

Thomas
Trask

Weber
Weissenborn

Williams

Young

The bills were referred to the Committee on Ways and Means as the first committee of reference.

Excused: Senator Plante until 2:00 p.m., Senator Wilson.

Prayer by the Secretary of the Senate:

Most glorious Heavenly Father, where we are amiss, fill us with joy and spirit. Grant to us the authentic life of obedience to thy lordship. Let this day be a part of thy earthly kingdom. What we ought to do today, give us the strength to do. We know that thou art the life, the truth, the way. Grant that in thee we may live, through thee we may witness, and in thy strength we may walk in thy way. Amen.

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

The Journal of May 29 was corrected and approved.

The Journal of May 28 was further corrected and approved as follows:

Page 618, column 1, line 9, before "insert" insert the following: strike the remainder of Section 1 and

Page 619, counting from the bottom of column 1, line 3, before "SB" insert CS for

Page 622, column 2, line 28, strike "line 8," and insert after "end" the following: of line 9

The Journal of May 27 was further corrected and approved as follows: Page 590, column 1, line 4, after "system" add the following: consisting of existing retirement systems

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills for Special Order Calendar Monday, June 1, 1970:

SB 1089	SB 611	HB 3733
HB 399	HB 860	CS for HB 4943
SB 856	HB 3626	HB 850
SB 1049	HB 4120	SB 1323
SB 855	SB 1048	SB 1009
SB 1273	SB 1042	CS for CS for
HB 4257	SJR 916	HB 155
SB 422	SB 1321	SB 1101
SB 1369	SB 1422	SB 296
SB 1476	SB 987	SB 1056
SB 1382	SB 807	SB 1062
SB 425	HB 3423	HB 3641
SB 490	HB 5164	Claim Bills
SB 765	SB 1250	CS for HB 3114
SB 1411	SB 572	HB 3369
HB 4519	HB 4273	HB 3370
HB 3110	SB 875	HB 3941
SB 742	HB 1355	HB 3878
SJR 773	HB 1397	HB 726
SB 1469	SB 24	HB 1058
SB 1315	SB 1050	HB 883
SB 996	SB 1368	HB 947
SB 568	SB 1385	HB 1516
SB 1320	SB 1147	HB 1221
SB 584	CS for HB 1308	HB 3113
SB 450	SB 1086	HB 189
SB 984	SB 1455	HB 680
SB 610	HB 5276	HB 411

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

The Committee on Rules and Calendar requests the following bills be referred to the Committee on Ways and Means as the initial committee of reference and that the Committee on Rules and Calendar be the second committee of reference: House Bills 4379 and 3911.

ENGROSSING REPORTS

Your Engrossing Clerk to whom was referred—

SB 725 with 1 amendment

—reports that the House amendment has been incorporated and the bill is returned herewith.

EDWIN G. FRASER
Secretary of the Senate

The bill was ordered enrolled.

Your Engrossing Clerk to whom was referred—

SB 555 with 1 amendment
SB 644 with 1 amendment
SB 656 with 3 amendments
SB 717 with 1 amendment
SB 1440 with 2 amendments
SB 1479 with 1 amendment
SB 1543 with 1 amendment
CS for SB 114 with 6 amendments
CS for SB 683 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.

The President announced the appointment of Senator Reuter as a member of the Select Committee on Executive Suspensions.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Thomas, by two-thirds vote, Prefiled SM 12 was withdrawn from the Committee on Rules and Calendar and from the Senate.

On motion by Senator Poston, by two-thirds vote, SB 1474 was placed on the Special Order Calendar.

On motion by Senator Thomas, by two-thirds vote, HB 4637 was withdrawn from the Committee on Commerce and Licensed Businesses and recommitted to the Committee on Rules and Calendar.

On motion by Senator Johnson, by two-thirds vote, SB 1527 was withdrawn from the Committee on Ways and Means and recommitted to the Committee on Rules and Calendar.

On motion by Senator Lane, by two-thirds vote, HB 4884 was withdrawn from the Committee on Natural Resources and Conservation and re-referred to the Committee on Rules and Calendar.

On motion by Senator Ott, by two-thirds vote, HB 5206 was withdrawn from the Committee on Commerce and Licensed Businesses and recommitted to the Committee on Rules and Calendar.

On motions by Senator Chiles, by two thirds vote, Senate Bills 1374 and 1468 and House Bills 3911 and 4379 were withdrawn from the Committee on 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 1435 at the scheduled meeting this day.

MESSAGES FROM THE GOVERNOR

The Governor advised that on May 30 he had transmitted to the Office of Secretary of State Senate Bills 88 and 1485 which will become law without his signature.

The Governor advised that on June 1 he had transmitted to the Office of Secretary of State SCR 1541 which he had approved.

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

June 1, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has passed Senate Bills 1160 and 1158.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

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

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

May 29, 1970

Sir:

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

By The Committee on Governmental Organization—

CS for SB 146—A bill to be entitled An act relating to the department of community affairs; providing for the creation of the fire fighters standards council within the department; providing powers and duties; amending chapter 163, Florida Statutes; providing an effective date.

Which amendment reads as follows:

On page 9, lines 25 and 26, strike: upon becoming a law and insert the following: July 1, 1970

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator Hollahan, the Senate concurred in the House amendment to CS for SB 146.

CS for SB 146 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—28 Nays—None

Mr. President	Gong	McClain	Slade
Askew	Haverfield	Myers	Stolzenburg
Bafalis	Hollahan	Poston	Stone
Bell	Horne	Reuter	Thomas
Bishop	Johnson	Saunders	Weissenborn
Ducker	Karl	Sayler	Williams
Friday	Lane	Scarborough	Young

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

May 29, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has concurred in Senate amendments to House amendments 1 and 2 to—

SB 601—A bill to be entitled An act relating to landlord and tenant; amending section 83.241, Florida Statutes, and adding section 83.26; amending subsection (2) of section 83.261, Florida Statutes, by providing for a maximum bond of fifty thousand dollars (\$50,000.00); providing an effective date.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

SB 601, contained in the above message, passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—33 Nays—None

Mr. President	Friday	McClain	Stone
Askew	Gong	Myers	Thomas
Bafalis	Gunter	Ott	Weber
Beaufort	Henderson	Poston	Weissenborn
Bell	Hollahan	Reuter	Williams
Bishop	Horne	Saunders	Young
Boyd	Johnson	Sayler	
Chiles	Karl	Scarborough	
Ducker	Lane	Slade	

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable John E. Mathews, Jr. May 29, 1970
President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives requests the return of HB 3841.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator Thomas, the rules were waived and HB 3841 was withdrawn from the Committee on Rules and Calendar and returned to the House as requested.

The Honorable John E. Mathews, Jr. May 29, 1970
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 CS for HB 634 HB 759 HB 1136
HB 1142

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable John E. Mathews, Jr. May 29, 1970
President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives has passed Senate Bills 686 and 1536.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable John E. Mathews, Jr. May 29, 1970
President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives has passed SB 1480.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable John E. Mathews, Jr. May 29, 1970
President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives has adopted SCR 1563.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

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

June 1, 1970

Sir:

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

By Senator Gunter and Others—

SB 799—A bill to be entitled An act relating to universities; amending section 239.58, Florida Statutes, authorizing the board of regents to employ campus security personnel; providing for security officers to be vested with powers, privileges and immunities of peace officers; providing an effective date.

Which amendment reads as follows:

On page 2 lines 10 and 11, strike “upon becoming a law” and insert the following: July 1, 1970

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator Gunter, the Senate concurred in the House amendment to SB 799.

SB 799 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—35 Nays—None

Mr. President	Ducker	Karl	Slade
Askew	Friday	McClain	Stolzenburg
Bafalis	Gong	Myers	Stone
Beaufort	Gunter	Ott	Thomas
Bell	Haverfield	Poston	Weber
Bishop	Henderson	Reuter	Weissenborn
Boyd	Hollahan	Saunders	Williams
Chiles	Horne	Sayler	Young
Daniel	Johnson	Scarborough	

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

May 28, 1970

Sir:

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

By Senators Karl and Weissenborn—

SB 840—A bill to be entitled An act relating to auctioneers; requiring the placing of a tag showing the value attributed to an item; providing exemptions; providing a penalty; providing an effective date.

Amendment 1—

On page 1, line 20, after the comma at the end of line 20 insert the following: livestock, agricultural equipment,

Amendment 2—

On page 1, lines 28 and 29, strike “upon becoming a law” and insert the following: July 1, 1970

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Karl, the Senate concurred in House amendments 1 and 2 to SB 840.

SB 840 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—33

Mr. President	Bell	Fincher	Haverfield
Askew	Boyd	Friday	Henderson
Bafalis	Chiles	Gong	Hollahan
Beaufort	Ducker	Gunter	Horne

Johnson	Reuter	Stolzenburg	Weissenborn
Karl	Saunders	Stone	Young
McClain	Sayler	Thomas	
Ott	Scarborough	Trask	
Poston	Slade	Weber	

Nays—1

Williams

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

May 29, 1970

Sir:

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

By Senator Daniel—

SB 494—A bill to be entitled An act relating to the department of general services and the board of regents; providing that all the powers, duties and functions of the board of regents and the institutions under the board of regents relating to the appointment and employment of architects, the coordination of design, the approval of plans, the supervision of construction and the construction of buildings or additions to or substantial modifications and alterations of buildings shall be transferred to the department of general services; providing an effective date.

Which amendment reads as follows—

On page 2, lines 10 and 11, strike “immediately upon becoming law” and insert the following: July 1, 1970

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator Daniel, the Senate concurred in the House amendment to SB 494.

SB 494 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—31

Mr. President	Ducker	Lane	Stolzenburg
Askew	Friday	McClain	Thomas
Bafalis	Gong	Ott	Trask
Beaufort	Gunter	Poston	Weber
Bell	Haverfield	Reuter	Weissenborn
Bishop	Hollahan	Saunders	Williams
Boyd	Horne	Sayler	Young
Daniel	Karl	Slade	

Nays—1

Johnson

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

May 29, 1970

Sir:

I am directed to inform the Senate that the House of Representatives has receded from Amendment 2 and has passed as amended—

SB 1110—A bill to be entitled An act relating to home solicitation sales; providing a buyer's right to cancel a contract; providing a presumptions of agreement; providing exclusions; providing for a restoration of down payment; providing for duties of a buyer; providing a penalty; providing an effective date.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

SB 1110, passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—36 Nays—None

Mr. President	Ducker	Johnson	Saylor
Askew	Fincher	Karl	Scarborough
Bafalis	Friday	Lane	Slade
Beaufort	Gong	McClain	Stolzenburg
Bell	Gunter	Myers	Thomas
Bishop	Haverfield	Ott	Trask
Boyd	Henderson	Poston	Weber
Chiles	Hollahan	Reuter	Williams
Daniel	Horne	Saunders	Young

Amendment 2—

On page 1, line 10, strike the comma and insert the following: ; prohibiting exemption of property from ad valorem taxation;

—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 29, 1970

Sir:

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

By Senator Hollahan—

SB 962—A bill to be entitled An act relating to powers of county commissioners in all counties in the state having a population of two hundred and sixty thousand (260,000) or more, according to the latest official decennial census; amending subsection (19) of section 2 of chapter 22963, Laws of Florida, 1945, as amended, by providing for the award of exclusive franchises of a non-aeronautical nature pursuant to sealed competitive bid procedure.

Which amendment reads as follows:

On page 2, line 17, strike ; *provided, however, that nothing herein contained shall affect in any manner any rights, privileges or liabilities existing under any franchise agreement executed prior to the effective date of this act.*

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator Hollahan, the Senate concurred in the House amendment to SB 962.

SB 962 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—33 Nays—None

Mr. President	Gong	Myers	Thomas
Bafalis	Gunter	Poston	Trask
Beaufort	Haverfield	Reuter	Weber
Bell	Henderson	Saunders	Weissenborn
Bishop	Hollahan	Scarborough	Williams
Boyd	Horne	Shevin	Young
Daniel	Johnson	Slade	
Ducker	Karl	Stolzenburg	
Fincher	McClain	Stone	

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

May 29, 1970

Sir:

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

By Senator Hollahan—

SB 1535—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; amending Chapter 69-678, Laws of Florida, to provide for additional beverage licenses, providing an effective date.

Amendment 1—

On page 2, line 12, renumber Section 2 as Section 3 and insert a new Section 2 to read:

Section 2. Such portions of real or personal property as are used in connection with the sale of alcoholic beverages shall not be entitled to exemption from ad valorem taxation.

On motions by Senator Hollahan, the Senate refused to concur in House amendments 1 and 2 to SB 1535, and the House was requested to recede therefrom. The action of the Senate was certified to the House.

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 passed with amendments—

By Senator Daniel—

SB 495—A bill to be entitled An act relating to surplus tangible personal property owned by the state; providing that the division of federal and state surplus property, department of general services, shall be the successor to the former state purchasing council and state purchasing commission for purposes of section 273.05 and 273.06, Florida Statutes; providing an effective date.

Amendment 1—

On page 1, line 16, strike everything after the enacting clause and insert the following:

Section 1. Section 20.22(2), Florida Statutes, is amended to read:

(2) The following divisions and bureaus within these divisions of the department of general services are established:

- (a) Division of purchasing.
- (b) Division of electronic data processing.
- (c) Division of building construction and maintenance.
- (d) Division of motor pool.
 - 1. Bureau of motor vehicles.
 - 2. Bureau of aircraft.
- (e) Division of communications.
- (f) Division of bond finance.
- (g) *Division of surplus property.*

Section 2. Section 20.22, Florida Statutes, is amended by adding the following subsection (9):

(9) The surplus property division of the department of general services may follow whatever procedure is deemed necessary to enable state agencies to take advantage of the sale of any surplus material sold by the federal government or its disposal agencies.

Section 3. Section 287.112, Florida Statutes, is repealed.

Section 4. Section 273.05, Florida Statutes, is amended to read:

273.05 Surplus property.—The custodian shall have discretion to classify as surplus any property in his custody that is obsolete or the continued use of which is uneconomical or inefficient, or which serves no useful function as to any activity or location under his supervision. The fact that property is surplus shall be certified to the [purchasing] *surplus property* division of the department of general services or its successor, together with information indicating the value and condition of the property.

Section 5. Section 273.06, Florida Statutes, is amended to read:

273.06 Transfers between custodians.—From time to time the [purchasing] surplus property division of the department of general services or its successor shall offer surplus property to custodians. Any custodian may make a bid. If the bid is accepted by the [purchasing] surplus property division or its successor, the cost of transferring the property shall be paid from the appropriation of the custodian who made the bid.

Section 6. This act shall take effect July 1, 1970.

Amendment 2—

In Title, on page 1, lines 3-13, strike entire title and insert the following: A bill to be entitled An act relating to the executive branch of government; amending section 20.22(2), Florida Statutes, by establishing a division of surplus property within the department of general services; relating to surplus tangible personal property owned by the state; providing that the division of surplus property may follow whatever procedure is necessary to enable state agencies to take advantage of federal surplus property; repealing section 287.112, Florida Statutes; amending sections 273.05 and 273.06, Florida Statutes, to provide that the division of surplus property instead of the division of purchasing shall perform activities relating to surplus property; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Daniel, the Senate concurred in House amendments 1 and 2 to SB 495.

SB 495 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—33 Nays—None

Mr. President	Gong	McClain	Thomas
Askew	Gunter	Poston	Trask
Beaufort	Haverfield	Reuter	Weber
Bell	Henderson	Sayler	Weissenborn
Bishop	Hollahan	Scarborough	Williams
Boyd	Horne	Shevin	Young
Daniel	Johnson	Slade	
Ducker	Karl	Stolzenburg	
Fincher	Lane	Stone	

The Honorable John E. Mathews, Jr. May 29, 1970
President of the Senate

Sir:

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

By the Committee on Elections—

HB 4007—A bill to be entitled An act relating to testimonial affairs; prohibiting certain testimonial affairs unless a notice containing certain information is filed with the department of state; requiring a report containing the names and addresses of contributors, amounts of contributions, expenses incurred, and disposition of funds; providing that contributions to testimonial affairs are subject to the provisions of section 99.161, Florida Statutes; providing a penalty; providing an effective date.

Amendment 1—

In Section 1, strike: All of Subsection (2) Renumber following subsections

Amendment 2—

In Title 1, strike: prohibiting certain testimonial affairs unless a notice containing certain information is filed with the department of state;

—and requests the Senate to recede therefrom.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

Senator Young moved that the Senate refuse to recede from amendments 1 and 2 to HB 4007 and the House again be requested to concur therein.

On substitute motion by Senator Shevin, the Senate receded from amendments 1 and 2 to HB 4007.

HB 4007 passed and the action of the Senate was certified to the House. The vote was:

Yeas—24

Mr. President	Ducker	Horne	Reuter
Askew	Fincher	Johnson	Shevin
Bafalis	Gong	Lane	Stone
Bell	Haverfield	McClain	Trask
Boyd	Henderson	Ott	Weissenborn
Daniel	Hollahan	Poston	Young

Nays—4

Bishop	Pope	Stolzenburg	Weber
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The Honorable John E. Mathews, Jr. May 29, 1970
President of the Senate

Sir:

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

By Senator Barrow—

SB 1025—A bill to be entitled An act relating to livestock marks and brands; amending section 534.041, Florida Statutes, to authorize cancellation of inactive marks and brands; providing effective date.

Which amendment reads as follows—

On page 2, line 10, strike all of line 10 and insert the following: July 1, 1970.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator Barrow, the Senate concurred in the House amendment to SB 1025.

SB 1025 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—27 Nays—None

Mr. President	Fincher	Lane	Stolzenburg
Askew	Gong	McClain	Stone
Bell	Haverfield	Ott	Thomas
Bishop	Henderson	Poston	Weber
Boyd	Hollahan	Reuter	Weissenborn
Daniel	Horne	Sayler	Young
Ducker	Johnson	Shevin	

The Honorable John E. Mathews, Jr. June 1, 1970
President of the Senate

Sir:

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

By Senator Horne—

SB 881—A bill to be entitled An act relating to distribution of the Florida Statutes; amending section 11.246, Florida Statutes, to authorize additional free copies for specified legislative, administrative, and judicial officials and offices; establishing a procedure for additional copies needed for official use by designated offices; amending section 11.243(2), Florida Statutes, to permit the legislative printing committee to set Florida Statutes selling price; and to authorize the refund to law schools to be based on selling price; providing an effective date.

Amendment 1—

On pages 4 and 5, strike all of Section 2 and insert the following:

Section 2. Subsections (2) and (3) of section 11.243, Florida Statutes, are amended to read:

11.243 Publishing Florida Statutes; price, sale; disposal of obsolete statutes.—

(2) All copies of the Florida Statutes shall be delivered by the printer to the [secretary of state] legislative printing committee, [who] which shall distribute copies to state agencies and personnel as provided by law[,] and sell to purchasers at a price to be fixed by the [statutory revision service] legislative printing committee [upon the basis of actual cost per set for printing and binding, plus twenty percent and plus postage costs.] that will substantially recover printing and handling costs. Any [officially approved] law school bookstore officially designated by the dean [at] of any law school in Florida may [purchase] submit orders for sets of the Florida Statutes [from the secretary of state] to be distributed by the legislative printing committee. [at cost for resale, provided that purchase of statutes for resale shall not exceed two hundred sets.] The legislative printing committee shall subsequently remit to the dean of each such law school an amount equal to sixteen percent (16%) of the selling price for each set so ordered, up to a total of two hundred (200) sets for each law school. All [volumes] sets shall be sold at the established state price.

(3) All moneys collected by the [secretary of state] legislative printing committee from such sales shall be deposited in the state treasury and credited to the appropriation for legislative expense. Any payment on a contract entered into as provided in section 11.242, Florida Statutes, other costs of publication, costs of packaging and mailing, and the cost of other legal indexes and publications prepared by the statutory revision service, as well as refunds due on moneys collected by the [secretary of state] legislative printing committee, shall be expenses of the legislature and paid as provided in section 11.148, Florida Statutes.

Amendment 2—

On page 5, line 22, add a new Section 3 and renumber following sections and insert the following: Section 3. The secretary of state is directed, within three (3) months from the effective date of this act, to take inventory of all volumes of Florida Statutes in his custody and transfer all books and records previously kept by him to the legislative printing committee.

Amendment 3—

On page 5, lines 22 & 23, strike “upon becoming a law” and insert the following: July 1, 1970

Amendment 4—

In Title, on page 1, lines 13, 14 & 15, strike “11.243(2), Florida Statutes, to permit the legislative printing committee to set Florida Statutes selling price;” and insert the following: 11.243(2) and (3), Florida Statutes, to permit the legislative printing committee to set Florida Statutes selling price and to collect all moneys from such sales;

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Horne, the Senate concurred in House amendments 1, 2, 3 and 4 to SB 881.

SB 881 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—33 Nays—None

Mr. President	Daniel	Horne	Stone
Askew	Ducker	Johnson	Thomas
Bafalis	Fincher	Lane	Trask
Barrow	Friday	McClain	Weber
Beaufort	Gong	Ott	Weissenborn
Bell	Gunter	Poston	Young
Bishop	Haverfield	Reuter	
Boyd	Henderson	Shevin	
Chiles	Hollahan	Stolzenburg	

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

May 29, 1970

Sir:

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

By Senators Wilson and Stone—

SB 202—A bill to be entitled An act relating to elections; amending section 97.063(2), Florida Statutes, removing the requirement that members of the armed services must live outside the state to apply for absentee registration; providing an effective date.

Which amendment reads as follows—

On page 1, lines 23 and 24, strike “upon becoming a law” and insert the following: July 1, 1970

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator Friday, the Senate concurred in the House amendment to SB 202.

SB 202 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—30 Nays—None

Mr. President	Ducker	Lane	Thomas
Askew	Fincher	Ott	Trask
Bafalis	Gunter	Poston	Weber
Barrow	Haverfield	Reuter	Weissenborn
Beaufort	Henderson	Sayler	Williams
Bell	Hollahan	Scarborough	Young
Bishop	Horne	Shevin	
Daniel	Johnson	Stone	

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

May 28, 1970

Sir:

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

By Senator Wilson—

SB 558—A bill to be entitled An act relating to elections; amending section 101.141(4), Florida Statutes, requiring that an incumbent be designated on the primary ballot when another candidate for the same office has the same or similar surname; providing an effective date.

Which amendment reads as follows—

On page 3, strike Section 2 and insert the following: Section 2. This act shall take effect on July 1, 1970.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator Friday, the Senate concurred in the House amendment to SB 558.

SB 558 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—33 Nays—None

Mr. President	Fincher	McClain	Thomas
Askew	Friday	Ott	Trask
Bafalis	Gong	Poston	Weber
Barrow	Gunter	Reuter	Weissenborn
Beaufort	Haverfield	Sayler	Williams
Bell	Henderson	Scarborough	Young
Bishop	Hollahan	Shevin	
Daniel	Horne	Stolzenburg	
Ducker	Johnson	Stone	

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

May 29, 1970

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 Lancaster—

HB 3642—A bill to be entitled An act for the relief of Pamela and James Peacock; compensating them for the tragic loss of their father who died from injuries received while acting in the course of his employment with the state board of conservation; providing an appropriation; providing an effective date.

By Representative Miers—

HB 3963—A bill to be entitled An act for the relief of Lt. E. E. Saunders and wife, Frances Saunders to compensate them for permanent injury caused by the accidental discharge of a firearm by a member of the highway patrol, injuring Mrs. Frances Saunders, a state employee and secretary in the Department of Public Safety; appropriating the sum of seventy thousand dollars (\$70,000) from the state general fund as compensation to her and her family.

—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 29, 1970

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—

HB 3883—A bill to be entitled An act for relief of Thomas Zamoider, providing an appropriation to compensate for damages sustained as a result of the negligence of The Florida Division of Corrections; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

House Bills 3642, 3963, and 3883, contained in the above messages were read the first time by title and referred to the Committee on Ways and Means.

On motions by Senator Trask, by two-thirds vote, House Bills 3642, 3963 and 3883 were withdrawn from the Committee on Ways and Means and placed at the foot of the Special Order Calendar.

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

May 29, 1970

Sir:

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

By Representative Arnold—

HB 5033—A bill to be entitled An act relating to taxation on fuels; creating chapter 206, Florida Statutes, levying and imposing excise taxes on gasoline and like products and other special motor fuels; regulating fuel distributors; providing for the report of sale of such commodities and the collection and payment of taxes; creating special funds for the receipt of taxes; providing for distribution of revenues from the additional tax upon gasoline in accordance with the ratio studies conducted by the auditor general; prescribing the duties of the department of revenue regarding taxes and the regulation of distributors; providing enforcement procedures and penalties; repealing sections 207.01, 207.02, 207.03, 207.04, 207.05,

207.06, 207.07, 207.08, 207.09, 207.10, 207.11, 207.12, 207.13, 207.14, 207.15, 207.16, 207.17, 207.18, 207.19, 207.20, 207.21, 207.22, 207.23, 207.24, 207.25, 207.27, 207.28, 207.29, 207.30, 207.31, 207.32, 207.33, 207.34, 207.35, 207.36, 207.37, 207.38, 207.39, 207.40, 207.41, 207.42, 207.43, 207.44, 207.45, 207.46, 207.47, 207.48, 207.49, 207.51, 208.01, 208.02, 208.03, 208.04, 208.041, 208.05, 208.06, 208.07, 208.08, 208.09, 208.10, 208.11, 208.111, 208.15, 208.16, 208.17, 208.18, 208.181, 208.182, 208.183, 208.184, 208.185, 208.186, 208.19, 208.20, 208.21, 208.22, 208.23, 208.24, 208.25, 208.26, 208.27, 208.28, 208.43, 208.44, 208.45, 208.47, 208.48, 208.49, 208.50, 208.51, 208.52, 208.53, 208.54, 208.55, 208.56, 208.57, 208.58, 208.59, 208.60, 208.61, 208.63, 209.001, 209.01, 209.02, 209.03, 209.04, 209.05, 209.06, 209.07, 209.08, 209.09, 209.10, 209.11, 209.111, 209.12, 209.13, 209.14, 209.15, 209.16, 209.17, 209.19, 209.20, 209.21, 209.22, 209.23, and 209.24, which comprise all of chapters 207, 208, and 209, Florida Statutes, relating to taxes on gasoline and like products, motor fuels, and to regulation of distributors; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 5033, 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 29, 1970

Sir:

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

By Representative Pettigrew—

HB 3051—A bill to be entitled An act relating to the printing of the Florida Statutes; amending section 11.242, subsection (4), Florida Statutes; providing that the legislative printing committee shall have the authority to require biennial printing of the complete Florida Statutes on an even year basis; providing an effective date.

By Representative Heath and others—

HB 4268—A bill to be entitled An act relating to Pinecraft fire control district, Sarasota County; incorporating certain specified lands in said county as a special fire control district; providing for and limiting the powers, duties, and liabilities of the district in and about obtaining the purchase and acquiring of fire-fighting equipment, fire stations, fire hydrants, and water supply for prevention of all types of fires; providing for ambulances and emergency ambulance services; providing for insurance; providing for inspection of places of business, apartment houses, and buildings where large groups of persons may congregate; providing for the exercise and administration of powers of the district by a board of commissioners to be appointed by the governor; providing for raising of all necessary funds for financing the district and all of its purposes; providing for the levy, collection, and enforcement of special assessments against and creating liens upon lands in the district in order to raise funds for the purposes of the district and determining the priority and dignity of such liens in raising revenues; providing for limitations of claims, demands, and suits against the district; authorizing and empowering such district to make and enter into contracts with firms, individuals, and municipal corporations relating to any and all of the purposes of the district; providing for and establishing the special fire control district as a public municipal corporation to be known as Pinecraft fire control, repealing all laws or parts of laws insofar as conflict may exist with this act; providing for a referendum.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 3051, contained in the above message, was read the first time by title and referred to the Committee on Rules and Calendar.

On motion by Senator Friday, by two-thirds vote, **HB 3051** was withdrawn from the Committee on Rules and Calendar and placed on the Calendar.

Unanimous consent was granted Senator Friday to take up HB 3051 out of order. On motions by Senator Friday, the rules were waived and HB 3051 was read the second time by title, the third time by title, passed and certified to the House. The vote was: Yeas—33 Nays—None

Mr. President	Ducker	Lane	Stolzenburg
Askew	Friday	McClain	Thomas
Bafalis	Gong	Ott	Trask
Barrow	Gunter	Pope	Weber
Beaufort	Haverfield	Poston	Williams
Bell	Henderson	Reuter	Young
Bishop	Hollahan	Saylor	
Boyd	Horne	Scarborough	
Daniel	Johnson	Shevin	

HB 4268, contained in the above message, was read the first time by title and referred to the Committees on Rules and Calendar and Ways and Means.

The Honorable John E. Mathews, Jr. May 29, 1970
President of the Senate

Sir:

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

By Representative Stevens—

HB 4011—A bill to be entitled An act relating to the sport of spearfishing; amending section 370.172, Florida Statutes; providing definitions; determining areas where spearfishing may be practiced or shall be prohibited; regulating the method of spearfishing; providing certain acts unlawful; providing for rules and regulations; providing a penalty; repealing all special laws, local laws, and general laws of local application insofar as they apply to spearfishing in salt waters and salt water tributaries; effecting a fee; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 4011, 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 29, 1970
President of the Senate

Sir:

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

By Representative Gustafson—

HB 3380—A bill to be entitled An act for the relief of Muriel Brennan Vogt as mother and next friend of Maureen A. Brennan, a minor, providing an appropriation to compensate for damages sustained as a result of the negligence of the district school board of Broward 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

Evidence of notice and publication was established by the Senate as to HB 3380.

HB 3380, contained in the above message, was read the first time by title and referred to the Committee on Ways and Means.

On motion by Senator Weber, by two-thirds vote, HB 3380 was withdrawn from the Committee on Ways and Means and placed at the foot of the Special Order Calendar.

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

May 29, 1970

Sir:

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

By Representative Heath and others—

HB 5149—A bill to be entitled An act relating to Englewood area fire control district, Sarasota and Charlotte Counties; incorporating certain specified lands in said counties as a special fire control district; providing for and limiting the powers, duties, and liabilities of the district in and about obtaining the purchase and acquiring of fire-fighting equipment, fire stations, fire hydrants, and water supply for prevention of all types of fires; providing for ambulances and emergency ambulance services; providing for insurance; providing for elections; providing for inspection of places of business, apartment houses, and buildings where large groups of persons may congregate; providing for the exercise and administration of powers of the district by a board of commissioners to be appointed by the governor; providing for raising of all necessary funds for financing the district and all of its purposes; providing for the levy, collection, and enforcement of special assessments against and creating liens upon lands in the district; in order to raise funds for the purposes of the district and determining the priority and dignity of such liens in raising revenues for the purpose of the district; providing for limitations of claims, demands, and suits against the district; authorizing and empowering such district to make and enter into contracts with firms, individuals, and municipal corporations relating to any and all of the purposes of the district; providing for and establishing the special fire control district as a public municipal corporation to be known as Englewood area fire control district; repealing all laws or parts of laws insofar as conflict may exist with this act; providing for a referendum.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 5149, contained in the above message, was read the first time by title and referred to the Committees on Rules and Calendar and Ways and Means.

The Honorable John E. Mathews, Jr. May 29, 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 Transportation—

HB 5273—A bill to be entitled An act relating to the department of transportation; amending section 334.21 (2), (3), and (4), Florida Statutes; requiring current unfinished projects to be included in budget; requiring report to legislature; specifying certain additional information to be included in the program budget; creating section 334.211, Florida Statutes, providing for transportation planning; 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. June 1, 1970
President of the Senate

Sir:

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

By Representative Turlington—

HB 4831—A bill to be entitled An act relating to the teachers' retirement system; amending section 238.08(6), Florida Statutes, to delete the expiration date of retirement benefit option provided by said subsection; providing an effective date,

viding for hearings and appeal; providing penalties; providing for recovery of payments; providing public assistance payments shall constitute debt of recipient; providing public assistance rolls shall be open; providing for photographing and destruction of records; authorizing photographing of records; repealing sections 409.015, 409.025, 409.035, 409.045, 409.055, 409.065, 409.075, 409.085, 409.095, 409.105, 409.115, 409.125, 409.135, 409.145, 409.155, 409.165, 409.175, 409.185, 409.195, 409.205, 409.215, 409.225, 409.235, 409.245, 409.255, 409.265, 409.266, 409.275, 409.285, 409.295, 409.315, 409.325, 409.335, 409.345, 409.355, 409.365, 409.375, 409.385, Florida Statutes (all as created by chapter 69-268, Laws of Florida), relating to the creation of the state department of social services and the state board of social services; repealing sections 412.011, 412.021, 412.031, 412.041, 412.051, 412.061, 412.071, 412.081, 412.091, and 412.101, Florida Statutes, which created the Florida commission on aging; 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 4606.

HB 4606, contained in the above message, was read the first time by title and referred to the Committees on Rules and Calendar and Ways and Means.

HB 4260, 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.

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

HB 5232—A bill to be entitled An act authorizing the board of county commissioners of Palm Beach County to create an environmental control board; providing for the organization of said board, and the qualifications and terms of office of the members of said board; declaring the intent and purpose of the act; establishing an environmental hearing control board; providing for the organization of said hearing board, and the qualifications and terms of office of members of said board; providing for appointment of an environmental control officer; establishing the duties and powers of said environmental control officer; defining certain words and phrases used in this act; providing prohibitions against environmental degradation; making violation of the act and rules and regulations adopted pursuant to the act a misdemeanor; making refusal to obey an order of the hearing board subject to prosecution in civil court; providing remedies and penalties for violations of the act; providing for appeals from actions or decisions of the hearing board; authorizing the board of county commissioners to budget and expend funds for environmental control; establishing a service fee system and budget category for monies received therefrom; providing for severability of invalid portions of the act; providing for liberal construction of the act; providing exemptions; providing for an effective date.

—passed on May 29.

The Committee on Rules and Calendar offered the following amendment which was adopted by a two-thirds vote on motion by Senator Thomas:

In Section 17, line 19, page 16, strike lines 19 and 20 and insert the following: (b) The provisions of this act or any standards adopted are not intended to supersede or be more stringent than the quality standards of the

The Committee on Rules and Calendar offered the following amendment which was adopted by a two-thirds vote on motion by Senator Thomas:

In Section 8, line 2, page 9, following the word “growing” insert the following: , harvesting or processing

The Committee on Rules and Calendar offered the following amendment which was adopted by a two-thirds vote on motion by Senator Thomas:

In Section 8, line 6, page 8, strike lines 6, 7, 8 and insert the following: (2) Use of equipment in the performance of such agricultural operations.

The Committee on Rules and Calendar offered the following amendment which was adopted by a two-thirds vote on motion by Senator Thomas:

In Section 8, line 3, page 8, strike lines 3 and 4 and insert the following: (1) Agricultural operations in the growing, harvesting or processing of crops and the raising of fowls

On motion by Senator Thomas, HB 5232 as amended was read by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

RECONSIDERATION

The motion by Senator Daniel on May 29 that the Senate reconsider the vote by which—

HB 2344—A bill to be entitled An act relating to the state department of transportation; adding section 337.141, F. S., providing for payment of contracts for construction or maintenance within ninety days; providing for exceptions where amounts are in dispute or the subject of a claim; providing for liquidated damages; adding chapter 337.106, requiring professional liability insurance; providing an effective date.

—failed to pass on May 29, was taken up and adopted.

On motion by Senator Poston, the Senate reconsidered the vote by which HB 2344 was placed on third reading.

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

In Section 2, lines 12 and 13, page 2, strike:

“liquidated damages in the amount of eight percent (8%)” and insert the following: interest at the rate of six percent (6%)

Senators Weissenborn and Thomas offered the following amendment to the amendment which was adopted on motion by Senator Weissenborn:

Strike “interest at the rate of (8%) eight percent” and insert the following: interest at the rate of six percent (6%) per annum.

The amendment as amended was adopted.

Senator Poston offered the following amendment which was adopted:

In title, line 11, page 1, strike “liquidated damages” and insert the following “interest;”

Senator Horne presiding.

Senator Weissenborn offered the following amendment which failed:

In Section 1, line 8, page 2, strike: the period after “day” and insert the following: , provided, however, that the amount of the liquidated damages paid hereunder by the department of transportation shall be deducted from the salary of the employees or employees of the said department whose negligence or neglect caused the delay in the payment of the contract.

On motion by Senator Poston, HB 2344 as amended was read by title, passed and certified to the House. The vote was:

Yeas—28

Askew	Bishop	de la Parte	Haverfield
Bafalis	Broxson	Ducker	Henderson
Beaufort	Chiles	Fincher	Hollahan
Bell	Daniel	Gunter	Horne

Johnson Karl Lane	McClain Poston Reuter	Shevin Stolzenburg Thomas	Trask Weber Young
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Nays—5

Boyd Gong	Ott	Weissenborn	Williams
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The motion by Senator Broxson on May 29 that the Senate reconsider the vote by which—

SB 747—A bill to be entitled An act relating to education; amending paragraph (c) of subsection (9) of Section 230.23, Florida Statutes, to provide for the maintenance and upkeep of school plants in accordance with regulations of the state board; amending paragraph (h) of subsection (10) of Section 230.23, Florida Statutes, providing for bonding of employees; amending the introductory paragraph and paragraph (c) of subsection (11) of Section 230.33, Florida Statutes, to provide for school plant surveys in accordance with regulations of the state board; amending chapter 235, Florida Statutes, by adding thereto Section 235.07, Florida Statutes, to require the state board of education to prescribe recommended standards for insurance and bonding; amending Section 237.31, Florida Statutes, to authorize the state board of education to prescribe the amount of bond for school officials or employees not provided for by law; providing an effective date.

—failed to pass on May 29, was taken up and adopted. The Senate reconsidered the vote and SB 747 passed and was certified to the House. The vote was:

Yeas—20

Askew Bafalis Beaufort Boyd Broxson	Daniel de la Parte Friday Gunter Hollahan	Horne Poston Reuter Saunders Shevin	Stone Thomas Weber Weissenborn Young
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Nays—15

Barrow Bell Bishop Ducker	Gong Haverfield Henderson Johnson	Karl Lane McClain Ott	Pope Scarborough Williams
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The President presiding.

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

HB 3698—A bill to be entitled An act relating to accreditation associations; prohibiting such associations from denying membership in such association because of lack of prescribed educational qualifications of an elective district superintendent of schools; providing injunctive relief; providing an effective date.

—passed on May 29.

On motion by Senator Broxson, the Senate reconsidered the vote by which HB 3698 was placed on third reading.

Senator Broxson offered the following amendment which was adopted:

In Section 1, line 16, page 1, after "schools" insert comma (,) and add: who holds an earned bachelor's degree from an accredited institution of higher learning,

Senator Broxson offered the following amendment which was adopted:

In Section 2, line 26, page 1, after the word "schools" (,) insert: who holds an earned bachelor's degree from an accredited institution of higher learning,

Senator Broxson offered the following amendment which was adopted:

In title, line 9, page 1, after the word "schools" strike: semi colon (;) and insert the following: who holds an earned bachelor's degree from an accredited institution of higher learning;

On motion by Senator Broxson, HB 3698 as amended was read by title, passed and certified to the House. The vote was: Yeas—32 Nays—None

Mr. President Askew Bafalis Beaufort Bell Bishop Boyd Broxson	Daniel de la Parte Ducker Friday Gong Gunter Haverfield Henderson	Johnson Lane McClain Myers Ott Pope Reuter Sayler	Scarborough Shevin Stolzenburg Stone Thomas Weber Williams Young
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SPECIAL ORDER

SB 1089—A bill to be entitled An act relating to state universities and junior colleges; providing for the repeal of section 239.582, Florida Statutes, which is chapter 69-366 of Laws of Florida, 1969; providing an effective date.

Was taken up having been read the second time and deferred on May 29.

Senator Boyd offered the following amendment which was adopted:

In Section 2, lines 15/16, page 1, renumber section 2 to 3 and insert a new section 2 to read:

Section 2.

(1) Any person enrolled as a student in any state supported university or junior college who is arrested and convicted for the first time for unlawful possession or use of any narcotic drug, central nervous system stimulant, hallucinogenic drug, or barbiturate, as identified or defined in either chapter 398 or 404, Florida Statutes, shall be subject to discipline by the president of the institution pursuant to rules promulgated by the Board of Regents. Any person enrolled as a student in any state supported university or junior college who is arrested and convicted for the first time for the sale of or who is arrested and convicted for the second time for the unlawful possession or use of any narcotic drug, central nervous system stimulant, hallucinogenic drug, or barbiturate, as identified or defined in either chapter 398 or 404, Florida Statutes, shall be automatically expelled.

(2) No student expelled pursuant to this section may be readmitted to any state supported university or junior college for a period of one year.

(3) Any student subject to discipline or expulsion from a state university or junior college as provided herein may be entitled to a waiver of the discipline or expulsion if he divulges information leading to the arrest and conviction of the person who supplied such drug, stimulant, or barbiturate to him, or if he voluntarily discloses his unlawful possession of such drug, stimulant, or barbiturate prior to his arrest.

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

Senator Boyd offered the following amendment which was adopted:

In title, line 8, page 1, after "laws of Florida, 1969;" insert the following: providing for the discipline and expulsion of students convicted of violating drug laws;

On motion by Senator Boyd, the rules were waived and SB 1089 as amended was read the third time by title.

On motion by Senator Thomas, the Senate reconsidered the vote by which SB 1089 was placed on third reading. Further consideration of SB 1089 was deferred, the bill retaining its place on the calendar on second reading.

HB 399—A bill to be entitled An act relating to school districts, law enforcement; authorizing the appointment of special officers to protect persons and property; providing for the powers, duties, qualifications, tenure, and compensation of such special officers; 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 Stone:

In Sections 5 and 6, page 2, strike all of sections 5 and 6 and renumber the following paragraphs accordingly.

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

In Section 8, pages 2 and 3, strike: all of section 8 and insert a new section 8 to read as follows:

Section 8. Appointees under this law shall meet the education and training standards established by the Police Standards Council as provided in part four of Chapter 23, Florida Statutes.

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

In title, line 4, page 1, insert after the word "districts" the following:

"in all counties having a population in excess of 450,000"

Senator Myers offered the following amendment which was moved by Senator Stone:

Lines 13-18, strike Section 1 and insert a new section 1, as follows:

Section 1. Any district school board may commission one or more special officers for the protection and safety of school personnel, property and students within the school district.

Senator Horne presiding.

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

In Section 1, lines 14, 15, 16, page 1, strike all of lines 14, 15, and 16 and insert the following: in all counties of this state having a population in excess of 450,000, according to the latest official decennial census, the district school superintendent may appoint one or more special security officers

Senators Wilson, Ott and McClain offered the following amendment to the amendment which was adopted on motion by Senator Stone:

Insert the following: ; and in all counties having a population between 350,000-400,000

The amendment as amended was adopted.

On motion by Senator Stone, the rules were waived and HB 399 as amended was read the third time by title, passed and certified to the House. The vote was:

Yeas—32

Askew	Broxson	Haverfield	Sayler
Bafalis	Chiles	Henderson	Scarborough
Barron	Daniel	Horne	Stolzenburg
Barrow	de la Parte	Lane	Stone
Beaufort	Ducker	McClain	Thomas
Bell	Friday	Ott	Trask
Bishop	Gong	Poston	Weber
Boyd	Gunter	Reuter	Young

Nays—1

Johnson

SB 856—A bill to be entitled An act relating to the state university system, authorizing the board of regents to pay the cost of civil action brought against any officer or employee in the state university system in the performance of their duties; authorizing the payment of premiums for insurance to cover damages, losses and expenses; providing for an appropriation; 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 Haverfield:

In Section 1, line 21, page 1, strike "therefrom" and insert the following: from the lawful performance of his duties and responsibilities.

On motion by Senator Haverfield, the rules were waived and SB 856 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—34

Askew	Ducker	Lane	Slade
Bafalis	Friday	McClain	Stolzenburg
Barron	Gong	Ott	Thomas
Barrow	Gunter	Pope	Trask
Beaufort	Haverfield	Poston	Weber
Bell	Henderson	Reuter	Weissenborn
Boyd	Hollahan	Sayler	Young
Broxson	Horne	Scarborough	
Daniel	Johnson	Shevin	

Nays—1

Bishop

The President presiding.

SB 1049—A bill to be entitled An act relating to the state university system; authorizing the Florida board of regents to permit employees to take free courses of on-campus instruction; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Haverfield, the rules were waived and SB 1049 was read the third time by title, passed and certified to the House. The vote was:

Yeas—27

Mr. President	Ducker	Horne	Sayler
Bafalis	Friday	Johnson	Shevin
Barron	Gong	Lane	Slade
Beaufort	Gunter	McClain	Stone
Bell	Haverfield	Ott	Trask
Broxson	Henderson	Poston	Weber
Daniel	Hollahan	Reuter	

Nays—4

Barrow Bishop Thomas Young

On motion by Senator Friday, pursuant to SCR 1560, the Senate formed in processional order and marched in a body to the Chamber of the House of Representatives. The joint session was called to order by the Honorable Frederick H. Schultz, Speaker of the House of Representatives, at 12:00 noon.

The Speaker invited the President of the Senate, Senator John E. Mathews, Jr., to the rostrum and requested him to preside over the joint session.

The President in the Chair.

The President declared a quorum of the joint session present.

On motion by Representative Dubbin that a committee be appointed to escort the Honorable Spessard L. Holland, United States Senator, and Mrs. Holland to the rostrum, the President appointed Senators Friday, Chiles, Trask and Pope on the part of the Senate, and the Speaker appointed Representatives Dubbin, Sweeny, Rowell, and Turlington on the part of the House of Representatives. The committee withdrew, and the joint session stood in informal recess.

The joint session was called to order by the President of the Senate.

A quorum present.

The Committee reappeared in the Chamber escorting Senator and Mrs. Holland, who were received with applause and seated on the rostrum.

At the request of the President, Admiral Philip F. Ashler, Vice Chancellor of the University System, led the Joint Assembly in "A Legislator's Prayer", which he gave in the House of Representatives, when then a member of that Body, on April 19, 1967:

Dear God, Supreme Architect of the Universe, help each of us here today to be individual architects in the building of a great state of Florida. Let us not be too proud to seek counsel and guidance from those who are more knowledg-

able than we, yet have us gain this knowledge in honesty, without deceit, and without improper obligation to any man. Teach us to be tolerant, yet responsive to the needs of those whom we represent—help us to understand why sometimes they may not understand us—why their wishes and desires are often provincial and not in the best interests of all those we serve. Help us to be men and women who, with Thy guidance, have the courage to vote our convictions rather than react with one eye on some future ballot box. Give us always the strength to let our people know where we stand, rather than succumbing to the easy path of vacillation. Help us make the important decisions for those whom we represent, rather than asking them to make decisions for us. While this day we have the power to rule over the people, let us always be mindful that the power to rule over the world belongs to our Lord and His Messiah, and He will rule forever and ever. This we ask in the name of our Saviour, the Messiah of Israel. Amen.

The President recognized the Speaker of the House of Representatives, who paid tribute to Senator Holland.

At the request of the President, SCR 1560, which had been unanimously adopted by the Senate and House in commendation of Senator Holland, was read in full. The President then presented Senator Holland to the assembly, which he addressed.

Mrs. Holland was introduced to the assembly by the Speaker, and members of the Holland family present were asked to stand and be recognized.

Among distinguished guests, former Governors Millard Caldwell and Leroy Collins, former Secretary of State R. A. Gray and former Superintendent of Public Instruction, Colin English, were presented to the assembly by the President of the Senate.

At the request of the President, the Committee formerly appointed escorted Senator and Mrs. Holland from the rostrum and from the House Chamber.

On motion by Senator Friday, the Senate withdrew from the joint session and resumed its session at 12:40 p.m. A quorum present—46:

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

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

HB 5231—A bill to be entitled An act relating to Palm Beach County; authorizing the board of county commissioners of said county to acquire, construct, purchase, own, operate or fund any water or sewer system; providing said board shall exercise said authority only in its capacity as the Palm Beach County water and pollution control authority and subject to chapter 67-1880, Laws of Florida; providing an effective date.

—which was read the second time by title.

On motion by Senator Thomas, the rules were waived and HB 5231 was read the third time by title, passed and certified to the House. The vote was: Yeas—29 Nays—None

Mr. President	Fincher	Lane	Thomas
Bafalis	Friday	Ott	Trask
Beaufort	Gunter	Saunders	Weber
Bell	Haverfield	Sayler	Williams
Bishop	Henderson	Scarborough	Young
Boyd	Horne	Shevin	
Daniel	Johnson	Slade	
Ducker	Karl	Stolzenburg	

On motion by Senator Friday, the Senate recessed at 12:42 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—47:

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

The Senate resumed—

SPECIAL ORDER

SB 855—A bill to be entitled An act relating to the state university system; authorizing the investment of university agency and activity funds; providing that earnings from such investments may be used for student scholarship and loans; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Haverfield, the rules were waived and SB 855 was read the third time by title, passed and certified to the House. The vote was: Yeas—29 Nays—None

Askew	Gunter	Ott	Thomas
Bafalis	Haverfield	Plante	Trask
Barrow	Hollahan	Pope	Weber
Beaufort	Horne	Poston	Williams
Bishop	Johnson	Reuter	Young
Boyd	Karl	Shevin	
Daniel	McClain	Stolzenburg	
Ducker	Myers	Stone	

On motion by Senator Ducker, by two-thirds vote, HB 4831 was withdrawn from the Committee on Ways and Means and placed on the Calendar.

SB 1273 was taken up and on motion by Senator Ducker—

HB 4831—A bill to be entitled An act relating to the teachers' retirement system; amending section 238.08(6), Florida Statutes, to delete the expiration date of retirement benefit option provided by said subsection; providing an effective date.

—a companion measure was substituted therefor. On motions by Senator Ducker, the rules were waived and HB 4831 was read the second time by title, the third time by title, passed and certified to the House. The vote was: Yeas—31 Nays—None

Mr. President	Ducker	McClain	Scarborough
Askew	Friday	Myers	Stolzenburg
Bafalis	Gunter	Ott	Stone
Barrow	Haverfield	Plante	Thomas
Bishop	Henderson	Pope	Weber
Boyd	Horne	Poston	Williams
Daniel	Johnson	Reuter	Young
de la Parte	Karl	Saunders	

On motion by Senator Stone, by two-thirds vote, HB 5130 was withdrawn from the Committee on Ways and Means.

HB 4257—A bill to be entitled An act relating to education; amending paragraph (c) of subsection (1) of Section 231.40, Florida Statutes; defining normal retirement for terminal pay purposes; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Broxson, the rules were waived and HB 4257 was read the third time by title, passed and certified to the House. The vote was: Yeas—34 Nays—None

Mr. President	de la Parte	McClain	Slade
Askew	Ducker	Myers	Stolzenburg
Bafalis	Friday	Ott	Stone
Barrow	Gong	Plante	Thomas
Beaufort	Gunter	Pope	Trask
Bell	Henderson	Poston	Weissenborn
Bishop	Hollahan	Reuter	Young
Boyd	Horne	Saunders	
Broxson	Johnson	Scarborough	

SB 422—A bill to be entitled An act relating to teacher retirement credit; amending section 238.06(10), Florida Statutes; providing that certain federal educational programs qualify for out-of-state service credit; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Haverfield, the rules were waived and SB 422 was read the third time by title, passed and certified to the House. The vote was: Yeas—33 Nays—None

Mr. President	Ducker	McClain	Stone
Askew	Friday	Myers	Thomas
Bafalis	Gong	Ott	Trask
Barrow	Gunter	Pope	Weissenborn
Beaufort	Haverfield	Poston	Williams
Bell	Hollahan	Saunders	Young
Bishop	Horne	Scarborough	
Boyd	Johnson	Shevin	
Daniel	Karl	Stolzenburg	

SB 1369—A bill to be entitled An act relating to the Florida highway patrol, disability pensions; amending section 321.20(2), Florida Statutes, to provide an alternate method of determining total disability pensions; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Horne, the rules were waived and SB 1369 was read the third time by title, passed and certified to the House. The vote was: Yeas—33 Nays—None

Mr. President	Ducker	Myers	Stone
Askew	Friday	Ott	Thomas
Bafalis	Gong	Pope	Trask
Beaufort	Gunter	Poston	Weissenborn
Bell	Haverfield	Reuter	Williams
Bishop	Horne	Saunders	Young
Boyd	Johnson	Scarborough	
Daniel	Karl	Shevin	
de la Parte	McClain	Stolzenburg	

SB 1476—A bill to be entitled An act relating to pensions for teachers; amending section 231.50, Florida Statutes; reducing aggregate number of years of service required for pension eligibility of certain personnel; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Williams, the rules were waived and SB 1476 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	McClain	Shevin
Askew	Ducker	Ott	Stolzenburg
Bafalis	Friday	Plante	Stone
Beaufort	Gong	Pope	Thomas
Bell	Gunter	Poston	Trask
Bishop	Haverfield	Reuter	Weissenborn
Boyd	Henderson	Saunders	Williams
Daniel	Johnson	Scarborough	Youngs

SB 1382—A bill to be entitled An act relating to retirement system for school teachers; amending section 238.07(16)4.(b), Florida Statutes, by adding item 7. relating to retired members; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Thomas, the rules were waived and SB 1382 was read the third time by title, passed and certified to the House. The vote was: Yeas—33 Nays—None

Mr. President	de la Parte	McClain	Stolzenburg
Askew	Ducker	Ott	Stone
Bafalis	Friday	Plante	Thomas
Barrow	Gong	Pope	Trask
Beaufort	Gunter	Poston	Weissenborn
Bell	Haverfield	Reuter	Williams
Bishop	Henderson	Saunders	
Boyd	Hollahan	Scarborough	
Daniel	Johnson	Shevin	

SBs 425 and 490 were taken up, together with:

By the Committee on Ways and Means—

CS for SBs 425 and 490—A bill to be entitled An act relating to homestead tax exemption; amending section 192.12, Florida Statutes, by adding subsections (3) and (4) providing for ten thousand dollar (\$10,000) exemptions for persons resident for

at least the five (5) preceding years in Florida and who are sixty-five (65) and older or who are totally disabled, provided that such exemption shall not be granted to persons whose adjusted gross income, combined with the adjusted gross income of spouse, if married, exceeded three thousand, six hundred dollars (\$3,600) in the previous tax years; and providing an effective date.

—which was read the first time by title and SBs 425 and 490 were laid on the table.

On motion by Senator Pope, the rules were waived and CS for SBs 425 and 490 was read the second time by title.

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

In Section 1, lines 27-28, page 1, strike "who has resided in Florida for at least the preceding five (5) years," and insert the following: who is a permanent resident of the State of Florida,

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

In Section 1, lines 9-11, page 2, strike "No person who is not a resident by January 1, 1975 shall qualify for this increased exemption."

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

In title, lines 9-11, page 1, strike "resident for at least the five (5) preceding years in Florida" and insert the following: who are permanent residents of the State of Florida

Senator Barrow offered and moved the following amendment:

In Section 1, line 4, page 2, strike "\$3,600.00 in the previous tax year." and insert the following: \$6,000 in the previous tax year.

Senators Askew, Pope and Thomas offered the following substitute amendment which was adopted on motion by Senator Pope:

In Section 1(3), line 1, page 2, after the word "whose" strike "gross income from all sources" and insert the following: adjusted gross income from all sources as defined in the U. S. Internal Revenue Code

Senator Barrow offered and moved the following amendment:

In Section 1, line 5, page 2, strike "period" and insert the following: semicolon provided, however, that in determining gross income neither social security benefits nor employee retirement benefits shall be computed not to exceed combined retirement total of \$6,000 per year.

Senators Weissenborn, Bafalis, Daniel, Barrow and de la Parte offered the following substitute amendment which was adopted on motion by Senator Weissenborn:

In Section 1, line 31, page 1, after "constitution" strike all of line 31 on page 1 and all of line 1 through "tax year", on line 9 of page 2 and on page 2, line 20, insert a period at the end of line 20 and strike all of lines 21 through 29 on page 2.

Senators Weissenborn, Bafalis and Barrow offered the following amendment which was adopted on motion by Senator Weissenborn:

In title, lines 12-18, page 1, strike: ", provided that such exemption shall not be granted to persons whose adjusted gross income, combined with adjusted gross income of spouse, if married, exceeded three thousand six hundred dollars (\$3,600) in the previous tax year;

On motion by Senator Pope, the rules were waived and CS for SBs 425 and 490 as amended was read the third time by title.

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

In Section 3, lines 5 and 6, page 3, strike "January 1, 1971" and insert the following: July 1, 1971

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

In Section 1, line 9, page 2, strike: "No person" on line 9 and the balance of lines 9, 10 and 11

CS for SBs 425 and 490 as further amended was read by title, passed and ordered engrossed. The vote was:

Yeas—35

Mr. President	Daniel	Johnson	Scarborough
Askew	de la Parte	Karl	Shevin
Bafalis	Ducker	McClain	Stolzenburg
Barron	Fincher	Myers	Stone
Barrow	Friday	Ott	Thomas
Beaufort	Gong	Plante	Trask
Bishop	Gunter	Pope	Weissenborn
Broxson	Haverfield	Poston	Williams
Chiles	Horne	Saunders	

Nays—4

Bell	Boyd	Lane	Sayler
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SB 765—A bill to be entitled An act relating to personnel; authorizing the secretary of administration to delegate authority to the Florida board of regents for administration of the career service classification and pay plan as it relates to state university system personnel; 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 Boyd:

In Section 1, line 27, page 1, following the word "authorized" insert the following: and directed

On motion by Senator Askew, the Senate reconsidered the vote by which the foregoing amendment was adopted.

The question recurred on the adoption of the amendment and the amendment failed.

On motion by Senator Boyd, the rules were waived and SB 765 was read the third time by title.

Senator Boyd offered the following amendment which failed to receive the required two-thirds vote for adoption on third reading.

Strike: line 31, Page 2 strike line 1 and 2 and insert the following: a period after "system" line 30.

The vote was:

Yeas—25

Mr. President	de la Parte	McClain	Slade
Askew	Ducker	Myers	Thomas
Barrow	Friday	Ott	Trask
Beaufort	Gunter	Poston	Williams
Bell	Haverfield	Reuter	
Boyd	Henderson	Saunders	
Chiles	Lane	Shevin	

Nays—13

Barron	Johnson	Scarborough	Young
Bishop	Plante	Stolzenburg	
Daniel	Pope	Weber	
Hollahan	Sayler	Weissenborn	

On motion by Senator Boyd, the Senate reconsidered the vote by which the foregoing amendment failed of adoption.

On motion by Senator Boyd, the Senate reconsidered the vote by which SB 765 was placed on third reading.

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

Senator Pope offered the following amendment which was adopted:

In Section 1, lines 27-28, page 1, strike: "to the Florida Board of Regents such of"

Senator Pope offered the following amendment which was adopted:

In line 28 strike "university" and in line 30 strike "university" and insert personnel following "state"

On motion by Senator Boyd, SB 765 as amended was read by title and failed to pass. The vote was:

Yeas—15

Mr. President	Boyd	Gunter	Stone
Askew	Broxson	Haverfield	Trask
Barrow	Chiles	Horne	Williams
Beaufort	Friday	Saunders	

Nays—27

Bafalis	Henderson	Plante	Slade
Barron	Hollahan	Pope	Stolzenburg
Bell	Johnson	Poston	Thomas
Bishop	Lane	Reuter	Weber
Daniel	McClain	Sayler	Weissenborn
de la Parte	Myers	Scarborough	Young
Ducker	Ott	Shevin	

By permission, Senator Askew withdrew SB 1411 from the Senate.

HB 4519—A bill to be entitled An act repealing the prohibition against a legislator from being appointed or elected to a civil office that has been created or the emoluments whereof have been increased during the time for which he was elected; repealing section 11.132, Florida Statutes; repealing section 5 of article III of the 1885 Constitution; 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 4519 was read the third time by title, passed and certified to the House. The vote was:

Yeas—34

Mr. President	Friday	Ott	Stolzenburg
Askew	Gong	Plante	Stone
Barron	Gunter	Pope	Thomas
Barrow	Haverfield	Poston	Trask
Beaufort	Henderson	Reuter	Weber
Broxson	Hollahan	Saunders	Weissenborn
Daniel	Horne	Sayler	Williams
de la Parte	McClain	Shevin	
Ducker	Myers	Slade	

Nays—6

Bafalis	Bishop	Scarborough	Young
Bell	Lane		

The Senate resumed consideration of—

SB 1089—a bill to be entitled An act relating to state universities and junior colleges; providing for the repeal of section 239.582, Florida Statutes, which is chapter 69-366 of Laws of Florida, 1969; providing an effective date.

Senators Thomas, Barrow and Bafalis offered the following amendment which was adopted on motion by Senator Thomas:

Strike sub-section (1) of Section 2 and insert the following: (1) Any person enrolled as a student in any state supported university or junior college who is formally charged by a proper prosecuting attorney for the unlawful possession or sale of any narcotic drug, central nervous system stimulant, hallucinogenic drug, or barbiturate, as identified or defined in either chapter 398 or chapter 404, Florida Statutes, shall, following an administrative hearing held after such person is formally charged, provided by the president of the institution pursuant to rules promulgated by the state board of education or board of regents if such suspension is recommended, may be suspended from all classes of instruction until the determination of his guilt by a court of competent jurisdiction. If adjudicated guilty, the student shall be automatically expelled.

Senators Bafalis and Thomas offered the following amendment which was adopted on motion by Senator Bafalis:

In Section 2(3), line 5, page 2, following "as provided herein" insert the following: , for unlawful possession or use of any narcotic drug, central nervous system stimulant, hallucinogenic drug, or barbiturate, as identified or defined in either chapter 398 or 404, Florida Statutes,

The vote was:

Yeas—21

Mr. President	Boyd	McClain	Thomas
Bafalis	Broxson	Ott	Trask
Barron	Ducker	Poston	Young
Barrow	Gong	Slade	
Bell	Haverfield	Stolzenburg	
Bishop	Horne	Stone	

Nays—11

Askew	Hollahan	Myers	Scarborough
Gunter	Johnson	Plante	Williams
Henderson	Lane	Reuter	

Senators Thomas and Barron offered the following amendment which was adopted on motion by Senator Thomas:

In title, line 8, page 1, following: "Laws of Florida, 1969;" insert the following: providing that students who are formally charged with unlawful possession or sale of any narcotic drug, central nervous system stimulant, hallucinogenic drug, or barbiturate shall be suspended from school following an administrative hearing which recommends that such students shall be suspended;

On motion by Senator Boyd, SB 1089 as further amended was read by title, passed and ordered engrossed. The vote was:

Yeas—27

Mr. President	Boyd	Haverfield	Slade
Askew	Broxson	Horne	Stolzenburg
Bafalis	Chiles	McClain	Stone
Barron	Daniel	Ott	Thomas
Barrow	Ducker	Poston	Trask
Bell	Gong	Scarborough	Young
Bishop	Gunter	Shevin	

Nays—8

Henderson	Johnson	Myers	Reuter
Hollahan	Lane	Plante	Williams

HB 3110—A bill to be entitled An act providing for the relief of Wayne Mead and Donald Mead for damages caused to their property and business by an act of the state road department; providing an appropriation; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Boyd, the rules were waived and HB 3110 was read the third time by title, passed by the required two-thirds vote of all members elected to the Senate, and certified to the House. The vote was: Yeas—33 Nays—None

Mr. President	Chiles	Lane	Slade
Askew	Daniel	McClain	Stolzenburg
Bafalis	Gong	Ott	Stone
Barron	Gunter	Plante	Trask
Barrow	Henderson	Pope	Weissenborn
Bell	Hollahan	Poston	Young
Bishop	Horne	Reuter	
Boyd	Johnson	Scarborough	
Broxson	Karl	Shevin	

The President Pro Tempore presiding.

SB 742 was taken up, together with:

By the Committee on Ways and Means—

CS for SB 742—A bill to be entitled An act relating to tax on sales, use and other transactions; amending Chapter 212, Florida Statutes, by adding section 212.23; providing for the levy, rate and payment of a privilege tax called a civic

improvement tax on persons exercising the privilege of engaging in the business of renting, leasing or letting certain living quarters, sleeping or housekeeping accommodations, including those in trailers and mobile homes; providing procedure and authority for counties and municipalities to levy and implement the civic improvement tax by ordinance; providing for the charging of said tax to designated persons, including those paying said rental; providing for collection of said tax by the Department of Revenue and the deposit of said tax into a trust fund in the state treasury; imposing certain duties imposed by Chapter 212, Florida Statutes, upon persons charging said rental; providing for the keeping of collection records by the Department of Revenue; providing for distribution of the tax funds collected, less a service charge, by warrants drawn by the comptroller, to the municipalities and counties due same in the amounts due same; providing definitions, exemptions, prohibitions, enforcement methods, including liens on property of lessees, and penalties; providing that the civic improvement tax is in addition to all other taxes, fees and charges; providing legislative findings and intent as to reasonableness and justness of classifications; providing for disposition by county and municipality of funds derived from the civic improvement tax, including expenditure for enumerated county or municipal uses; providing broad powers to counties and municipalities to contract with and cooperate with various other governmental units, including authorities, and private persons, or combinations thereof, including the power to turn over tax revenues to an authority for its administration and use; providing power to pledge tax revenues as security for and payment of revenue bonds of the counties or municipalities or an authority or combination thereof; providing that in the event this act or a portion thereof is held unconstitutional, the pledge of tax revenues as security for and payment of revenue bonds shall not be affected; providing for location of projects and expenditures of revenues; providing for relationship to other law, including Chapter 212, sections 212.21, 215.20, 215.22, 713.68, and 713.69, Florida Statutes and Chapter 67-930, Laws of Florida, and including a severability clause; and providing an effective date.

—which was read the first time by title and SB 742 was laid on the table.

On motion by Senator Gunter, the rules were waived and CS for SB 742 was read the second time by title.

Senator Karl offered the following amendment which was adopted:

In Section 1, line 15, page 3, after the “;” insert: imposition by special taxing districts;

Senator Karl offered the following amendment which was adopted:

In Section 1, line 6, page 13, insert a new (9) to read:

(9) IMPOSITION BY SPECIAL TAXING DISTRICTS.—Any special taxing district created to achieve the purposes of this section by separate legislative act enacted in the 1970 regular legislative session or in sessions occurring thereafter may exercise, by ordinance of its governing body, the power and authority to levy said tax within its own boundaries and may avail itself of the other provisions of this section insofar as same are applicable; provided, however, before any such special taxing district shall be permitted to levy said tax or otherwise function in any manner in any area of a county, including districts therein, or in any area of a municipality, each said county and municipality must have ceased to levy said tax, if said tax was being levied, and must have waived by separate ordinance their right to levy said tax.

and re-number old (9) as (10)

Senators Sayler and Karl offered the following amendment which was adopted on motion by Senator Sayler:

In Section 2, lines 1 and 2, page 14, strike Section 2 in its entirety and insert the following: Section 2. Notwithstanding anything that may be stated elsewhere to the contrary, no tax shall be levied pursuant to the act by any county, municipality or special taxing district until the levy thereof has been approved by vote of a majority of the electors of such entity who vote in a referendum election called for by such entity proposing to levy said tax.

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

Senator Gunter offered the following amendment which was adopted:

In title, line 31, page 2, strike "212.21,"

Senator Gunter offered the following amendment which was adopted:

In Section 1, line 25, page 5, strike "not less than "

Senator Gunter offered the following amendment which was adopted:

In Section 1, line 9, page 6, strike "dollars" and insert: dollar

The President presiding.

Senator Barron offered the following amendment which failed:

In Section 1, Sub-Sec. (2)(a), lines 4-5, page 4, strike "equal to" and insert the following: up to

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

In Section 1, line 25, page 11, following the period insert the following: Funds received may be used for public schools.

Senator Hollahan offered the following amendment which failed:

In Section 1(2), lines 21 and 22, page 5, strike "a certified copy of the ordinance" and insert the following: certified evidence of

Senator Gunter offered the following amendment which was adopted:

In title, line 1, page 1, strike "741" and insert 742

Senator Karl offered the following amendment which was adopted:

In title, line 16, page 1, after the word "counties" insert: special taxing districts

Senators Sayler and Karl offered the following amendment which was adopted on motion by Senator Karl:

In title, line 29, page 2, after the semicolon insert: providing for a referendum;

On motion by Senator Gunter, the rules were waived and CS for SB 742 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—28

Mr. President	de la Parte	Lane	Shevin
Askew	Ducker	McClain	Slade
Beaufort	Gunter	Myers	Stone
Bell	Haverfield	Ott	Trask
Broxson	Hollahan	Plante	Weber
Chiles	Johnson	Poston	Weissenborn
Daniel	Karl	Reuter	Young

Nays—11

Bafalis	Bishop	Pope	Thomas
Barron	Henderson	Scarborough	Williams
Barrow	Horne	Stolzenburg	

SJR 773—A joint resolution proposing an amendment to Section 3 of Article III of the State Constitution to provide for regular and special sessions of the legislature to be convened as provided by law.

Was taken up and read the second time by title. On motion by Senator Thomas, the rules were waived and SJR 773 was read the third time in full and failed to pass by the required Constitutional three-fifths vote of all members elected to the Senate. The vote was:

Yeas—27

Mr. President	Broxson	Haverfield	Pope
Askew	Chiles	Hollahan	Poston
Bafalis	Daniel	Horne	Stone
Barron	de la Parte	Karl	Thomas
Beaufort	Ducker	McClain	Trask
Bell	Gong	Ott	Williams
Bishop	Gunter	Plante	

Nays—8

Henderson	Lane	Shevin	Weber
Johnson	Reuter	Stolzenburg	Weissenborn

A quorum call was requested. 40 members were present.

On motion by Senator Daniel, the Senate reconsidered the vote by which SJR 773 failed. Further consideration of SJR 773 was deferred.

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable John E. Mathews, Jr. June 1, 1970
President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives has again refused to recede from House amendment 3 to SB 374 and has granted the request of the Senate and has appointed Representatives Shaw, James and E. L. Martinez as the Conference Committee on the part of the House to confer with the like Committee to be appointed by the President of the Senate to adjust the differences on the House amendment.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The President announced the appointment of Senators Myers, de la Parte and Horne as the committee on the part of the Senate. The action of the Senate was certified to the House.

The Honorable John E. Mathews, Jr. June 1, 1970
President of the Senate

Sir:

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

By Representatives Holloway and Conway—

HB 4162—A bill to be entitled An act relating to transportation facilities; providing general authority for expenditures by public bodies for development of balanced transportation systems; adding transportation systems to municipal purposes as used in section 169.02, Florida Statutes; adding definitions; authorizing purchase of mass transit facilities by the division of bond finance of the department of general services and the department of transportation; amending section 334.02, Florida Statutes, to include the development of transportation systems within the authority of the department of transportation; recognizing the public interest in transportation facilities and providing for local authority over such facilities; amending section 339.09, Florida Statutes to prohibit the use of gasoline tax revenues for nontransportation purposes; amending section 344.26, Florida Statutes, relating to debt service of bonds by the state board of administration, to conform with this act; amending section 344.261, Florida Statutes, to require approval by the state board of administration for purchase or lease of transportation facilities; providing an effective date.

Which amendment reads as follows:

Add a new Section 11 to read:

Section 11. Any provision of this law to the contrary notwithstanding, the department of transportation shall not, in any one year, expend more than five million dollars

(\$5,000,000) on non-highway transportation facilities, planning or studies from funds allocated by the State of Florida.

Renumber remaining sections.

—and requests the Senate to recede therefrom.

—and in the event the Senate refuses to recede, requests the appointment of a Conference Committee.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator Myers, the Senate refused to recede from the Senate amendment to HB 4162 and again requested the House to concur or appoint a Conference Committee on the part of the House to confer with a like committee on the part of the Senate to adjust the existing differences on the amendment. The action of the Senate was certified to the House.

By unanimous consent, the Senate reverted to the order of Introduction of Bills, Resolutions and Memorials, on motion by Senator Karl.

INTRODUCTION

By Senators Karl and Daniel—

SB 1570—A bill to be entitled An act relating to Volusia County; creating and establishing a local government study commission in Volusia County to study the structures, functions and operations of all governmental units and bodies located in the "Halifax Area," as defined by said act, to determine the need, if any, for consolidation, unification, separation, addition, annexation, removal or other revision of any or all of the governmental structures, functions and operations within the Halifax Area, and to determine whether tax savings can be made and whether efficiency can be gained through the revision of such structures, functions and operations; providing that said commission may draft a plan or plans for the solution of problems disclosed as a result of such study and submit the same to the members of the Florida Legislature whose election district includes Volusia County; providing for the number, qualification and method of appointment of the members of such commission; providing for the terms of office and method of filling vacancies on said commission; providing for the powers, functions and duties of said commission; providing for the appropriation of funds from Volusia County for the use by such commission; providing for a maximum cost of the administration of such commission and for a method of determining the pro rata share to be contributed by each participating municipality; providing for the payment of costs of operation, use, accounting and disbursement of funds of said commission; providing that representation and membership on the commission from the City of Daytona Beach, City of Daytona Beach Shores, City of Holly Hill, Town of Ponce Inlet, City of Port Orange, City of Ormond Beach and City of South Daytona shall be contingent upon said municipalities having made contributions of money toward the administration and operation of said commission; authorizing the City of Daytona Beach, City of Daytona Beach Shores, City of Holly Hill, Town of Ponce Inlet, City of Port Orange, City of Ormond Beach, City of South Daytona and County of Volusia to make contributions of money, goods, services, supplies, equipment or facilities toward the administration and operation of said commission; 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 Deeb, Wilson and Saylor—

SB 1571—A bill to be entitled An Act to amend Section 7 of the Municipal Charter of the City of Clearwater, Pinellas County, Florida, being Chapter 9710, Special Acts of Florida, 1923, as amended by Chapter 30659, Special Acts of Florida, 1955, by Chapter 61-2011, Special Acts of Florida, 1961, by Chapter 63-1224, Special Acts of Florida, 1963, by Chapter 67-1214, Special Acts of Florida, 1967, and by Chapter 69-954, Special Acts of Florida, 1969, by providing for the enlargement of the powers of the City of Clearwater to install, improve and maintain sanitary sewer lines and facilities outside of the corporate limits of the City and to assess the abutting property

so benefitted by such facilities; to amend the Municipal Charter of the City of Clearwater, Pinellas County, Florida, being Chapter 9710, Special Acts of Florida, 1923, as amended, to enact a new Section 145 to provide that the City Commission shall have the power to install, improve and maintain sanitary sewer lines and facilities outside of the corporate limits of the City of Clearwater and to assess the abutting property so benefitted by such facilities when the City receives a petition requesting sanitary sewer service signed by at least twenty-five per cent of the property owners within a given unincorporated geographic area or when the Pinellas County Health Department shall officially notify the City that a health hazard exists within a given unincorporated geographic area, said health hazard to be determined by a field survey and appropriate tests and inspections by the County Health Department; notice and public hearing on the proposed construction of said sanitary sewer lines and facilities shall be provided and after said public hearing the Commission may by resolution authorize the construction of the sanitary sewer lines and facilities in accordance with plans on file with the office of the City Clerk; after the completion of the construction of said sanitary sewer lines and facilities, the City shall assess the actual costs thereof against the property abutting said facilities; providing for the issuing of certificates of indebtedness against the abutting property for such assessment or part thereof as is unpaid; providing that the method of collecting special improvement assessments on property within sanitary sewer project areas shall be the same as that followed on property situated within the corporate limits of the City; providing that the City shall charge a rate for sanitary sewer service outside of the corporate limits of the City not more than fifty per cent higher to such users than is charged to a like class of users within the City; providing for the severability of the provisions hereof; providing for the repeal of all laws in conflict herewith and providing for the effective date hereof.

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 Karl and Daniel—

SB 1572—A bill to be entitled An act relating to Volusia County; providing for the creation of water and sewer districts; incorporating same; providing for the government, powers, operation, maintenance, regulation and control thereof; providing for the construction, acquisition or purchase of water and sewer systems or any combination thereof and improvements, additions and extensions thereto and the operation and maintenance thereof by said districts; providing for optional methods of financing such construction, acquisition and purchase by the issuance of revenue bonds or general obligation bonds or assessment bonds or any combination thereof of said districts; providing for the levy of ad valorem taxes on all taxable property in such districts to pay such general obligation bonds upon election by freeholders; providing for the cost of operation and maintenance and other corporate purposes of the district; providing for the fixing and collection of rates and charges on users of such systems to pay such revenue bonds; providing for the levy and collection of special assessments on property benefitted by the construction or acquisition of such improvements to pay such assessment bonds; providing for the additional pledge of the full faith and credit of such districts or special assessments for revenue bonds, and the additional pledge of water and sewer revenues or special assessments for general obligation bonds; providing for the rights, remedies and security of the holders of any such bonds; 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 de la Parte, Knopke, Ott and McClain—

SB 1573—A bill to be entitled An act relating to Hillsborough County, division of children's services; amending section 2 of chapter 69-1144, Laws of Florida, providing for appointment of director by board of county commissioners; amending chapter 69-1144, Laws of Florida, by adding section 11, establishing an advisory board and providing for terms of office of members; 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 de la Parte, Knopke, Ott and McClain—

SB 1574—A bill to be entitled An act relating to Hillsborough County alcoholic beverage licenses; providing that the provisions of chapter 67-1480, Laws of Florida, as amended by chapter 69-1131, Laws of Florida, to the contrary notwithstanding, the University of South Florida Associated Student Enterprises, a non-profit corporation, shall be authorized, upon issuance of a license by the division of beverage of the department of business regulation, to sell beer for on the premises consumption in a duly authorized location within the boundaries of the campus of said university; repealing all laws or parts of laws in conflict; 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 1575—A bill to be entitled An act relating to Hillsborough County school bonds; authorizing the sale and issuance of nineteen million one hundred fifty thousand dollars (\$19,150,000) school bonds of the special tax school district of Hillsborough County, dated January 1, 1970, without additional approval at an election within such district; validating and confirming such bonds and all acts and proceedings of the school board of Hillsborough County taken and had in connection with the authorization of such bonds; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1575.

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

By Senators Scarborough, Pope and Beaufort—

SB 1576—A bill to be entitled An act permitting trawling for shrimp in the inland waters of Duval County, Florida, by licensed bait dealers; repealing Chapter 67-1039, Laws of Florida; repealing Chapter 25792, Laws of Florida; repealing Chapter 9434, Laws of Florida; amending Chapter 29042, Laws of Florida; limiting the length of the trawl net; providing for a limited number of special permits and limiting the pounds caught; display of permit number; providing special areas for shrimping; providing control by the State Department of Natural Resources; providing penalties for violation; providing forfeiture of boat and net; providing that shrimp may be taken only during daylight hours, but not on Sunday, Saturday and legal state holidays; providing that permits are nontransferable; providing cost for license permit fee; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1576.

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

By Senator Barrow—

SB 1577—A bill to be entitled An act relating to Walton County; exempting certain water systems from certification by Florida public service commission; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1577.

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

By Senator Barrow—

SB 1578—A bill to be entitled An act relating to Okaloosa County, small claims court; amending subsection (1) of section 3, chapter 69-570, Laws of Florida, to provide that compensation of the judge of said court shall be as provided by general law; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1578.

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

On motion by Senator Hollahan, the rules were waived and the following bill was introduced:

By Senators Myers, Poston, Weissenborn, Hollahan, Haverfield and Shevin—

SB 1579—A bill to be entitled An act relating to pilot commissioners and pilots; amending section 310.03, Florida Statutes; increasing from six (6) to eight (8) the number of pilots for the Port of Miami; providing an effective date.

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

On motion by Senator Hollahan, by two-thirds vote, SB 1579 was withdrawn from the Committee on Rules and Calendar and placed on the Calendar.

Senator Horne moved that the following policies for the remaining four days of the session be adopted: motions relating to introduction of a bill, removal of a bill from committee to be placed on the Calendar, taking up of a bill out of order, or placing a bill on Special Order, when made shall be automatically referred to a select committee of Rules and Calendar for review; also House Messages containing House amendments to Senate Bills.

The motion was adopted.

On motions by Senator Horne, by two-thirds vote, House Bills 3849, 3514, 4105, CS for HB 581 and SB 1432 were withdrawn from the Committee on Judiciary.

On motions by Senator Horne, by two-thirds vote, House Bills 4637, 5206 and SB 1527 were withdrawn from the Committee on Rules and Calendar and placed on the Local Calendar.

On motion by Senator Williams, by two-thirds vote, SB 587 was withdrawn from the Committee on Governmental Organization.

On motion by Senator Beaufort, by two-thirds vote, HB 4619 was withdrawn from the Committee on Transportation.

On motion by Senator de la Parte, by two-thirds vote, HB 4899 was withdrawn from the Committee on Health, Welfare, and Institutions.

On motion by Senator Thomas, Rule 2.5 was waived and the Committee on Agriculture was granted permission to hold a meeting June 2 immediately after adjournment to consider all bills in the committee.

On motion by Senator Hollahan, by two-thirds vote, SB 672 was withdrawn from the Committee on Ways and Means.

On motion by Senator Hollahan, by two-thirds vote, CS for HB 4079 was withdrawn from the Committee on Governmental Organization.

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

HB 4434—A bill to be entitled An act repealing the Florida Keys Aqueduct Commission and creating the Florida Keys Aqueduct Authority, repealing Chapter 18530, Laws of Florida 1937; Chapter 21230, Laws of 1941; Chapter 21238, Laws of 1941; Chapter 23277, Laws of 1945; Chapter 26039, Laws of 1949; Chapter 27757, Laws of 1951; Chapter 29297, Laws of 1953; Chapter 29401, Laws of 1953; Chapter 31010, Laws of 1955; Chapter 31011, Laws of 1955; Chapter 31012, Laws of 1955; Chapter 57-1589, Laws of 1957; Chapter 59-1581, Laws of 1959; Chapter 63-1644, Laws of 1963; Chapter 63-1648, Laws of 1963; providing for its powers and duties; providing for the appointment of its members, who shall be referred to as the board of directors; providing for the filling of vacancies; providing powers and duties, including the ownership, acquisition, mortgage, lease and disposal of property and facilities and the furnishing of services and facilities relating to water supply and water supply systems, sewer systems to exercise the power of eminent domain, to finance the projects and activities of the Authority through the issuance of bonds; authorizing the Authority to enter into agreement with other public agencies of the State of Florida and the United States of America;

providing authority to set rates, fees, rentals, tolls, fares and charges and to pledge the same as security for bonds; providing authority to recover delinquent charges together with attorneys fees, expenses and penalties and to discontinue services; authorizing agreements with private or public persons or agencies concerning the furnishing of facilities and services; granting the Authority exclusive jurisdiction over projects and budgets and providing exemption of Authority projects and activities and the Authority budget and finances from other regulatory laws and authorities; authorizing the Authority to adopt a comprehensive general plan for the furnishing of water services and systems; providing the power to issue bond anticipation notes; providing the power to make short term borrowings and to issue certificates of indebtedness; providing authority for making trust agreements; providing for the sale of bonds; providing authorization and form of bonds; providing for interim and replacement certificates and negotiability; making authority bonds legal investment or security for other public and private bodies; providing authority to make bond covenants and to provide for the rights, remedies and security of bond holders; providing for validation of bonds by publication of notice of issuance and by validation proceedings under Chapter 75, Florida Statutes; providing independent authority to issue bonds and authorizing the issuance without approval of other public authorities; extending pledges to bond holders and safeguarding agreement with the Federal Government against impairment of rights; providing for agreements with municipalities, state and federal agencies; providing for tax exemption of Authority properties, bonds and revenues; providing for investment of funds by the Authority; providing for fiscal year of the Authority; providing severability; providing an effective date.

—which was read the second time by title.

Senator Stolzenburg offered the following amendment which was adopted:

In Section 8, line 30, page 14, after “determine.” insert the following: Public hearings shall be held prior to adoption of rates resulting in increased costs for service to the consumer.

Senator Stolzenburg offered the following amendment which was adopted:

In Section 8, line 14, page 15, after “prescribe.” insert the following: The general manager shall not be a member of the board.

Senator Stolzenburg offered the following amendment which was adopted:

In Section 9, line 6, page 16, strike “253.03” and insert the following: 253.03(6)

Senator Stolzenburg offered the following amendment which was adopted:

In Section 9, lines 11 and 12, page 16, strike “State of Florida does hereby give to the Authority right of way over any of the lands and structures” and insert the following: State of Florida may convey to the Authority rights of way over any of the lands and structures

Senator Stolzenburg offered the following amendment which was adopted:

In Section 9(3), line 21, page 16, strike the period after the word “Statutes”. and insert the following: ; provided, however, such sales and grants of land, buildings or materials with a value in excess of two thousand dollars (\$2,000.00) are determined to be in the public interest after a public hearing.

Senator Stolzenburg offered the following amendment which was adopted:

In Section 9, line 9, page 19, after the word “district” insert the following: , provided that prior to prohibiting the use of any existing facilities, adequate new facilities must be available

Senator Stolzenburg offered the following amendment which was adopted:

In Section 9, line 20, page 19, after the word “highways” strike “or other public places or ways”

Senator Stolzenburg offered the following amendment which was adopted:

In Section 9, line 24, page 19, after the word “act” strike the period and insert the following: with the consent of the agency owning or controlling same. Provided, however, that such regulations herein authorized shall comply with the standards and regulations pertaining to same as promulgated by the Department of Health and Rehabilitative Services and by the Department of Air and Water Pollution Control, and be adopted pursuant to Chapter 120, Florida Statutes, and approved by the Department of Health and Rehabilitative Services and Department of Air and Water Pollution Control.

Senator Stolzenburg offered the following amendment which was adopted:

In Section 9, line 1, page 20, strike “waster” and insert water

Senator Stolzenburg offered the following amendment which was adopted:

In Section 19, lines 18-21, page 26, strike lines 18 through 21 and insert the following: 1. The board of directors shall have exclusive jurisdiction and control, except as otherwise provided herein and as to the quality and manner of discharge of effluent, over the projects of the Authority without limitation as to expenditures and appropriations except to the extent

Senator Stolzenburg offered the following amendment which was adopted:

In Section 19, line 16, page 27, strike after the word “Statutes” “or other laws of the State existing now or hereinafter enacted pertaining to or regulating the budgets or financing of taxing districts, and the budget and finances of the Authority shall not be subject to approval or revision or otherwise come under the jurisdiction or authority of the State Comptroller or any other bureau, board, commission or agency of the State or any other political subdivision thereof.” and insert the following: a period (.)

Senator Stolzenburg offered the following amendment which was adopted:

In Section 24, line 12, page 31, strike “in any amount” and insert the following: not in excess of nine percent (9%)

Senator Stolzenburg offered the following amendment which was adopted:

In Section 27, line 24, page 33, after the word “the” insert the following: meeting subsequent to and not at the

Senator Stolzenburg offered the following amendment which was adopted:

In Section 27, line 25, page 33, strike “introduced” and insert introduced

Senator Stolzenburg offered the following amendment which was adopted:

In Section 35, line 25, page 38, strike “resources” and insert facilities

Senator Stolzenburg offered the following amendment which was adopted:

In Section 36, line 18, page 39, strike the entire subsection two (2) of Section 36

On motion by Senator Stolzenburg, the rules were waived and HB 4434 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—35 Nays—None

Mr. President	Ducker	Karl	Shevin
Askew	Fincher	Lane	Slade
Barrow	Friday	McClain	Stolzenburg
Beaufort	Gong	Ott	Stone
Bell	Haverfield	Plante	Thomas
Bishop	Henderson	Pope	Trask
Broxson	Hollahan	Poston	Weber
Daniel	Horne	Reuter	Williams
de la Parte	Johnson	Saunders	

Senator Friday announced that all bills remaining on the Special Order Calendar would be considered on the Special Order Calendar for June 2.

CO-INTRODUCERS

By permission, Senator Shevin was recorded as a co-introducer of SB 490.

By permission, Senators Barron, Shevin and McClain were recorded as co-introducers of SB 425.

The hour of adjournment having arrived, a point of order was called and the Senate adjourned at 5:43 p.m. to reconvene at 8:30 a.m. Tuesday, June 2, 1970.

LOBBYIST REGISTRATIONS UNDER SENATE RULE NINE
MAY 25 THROUGH MAY 29

<i>Name and Address</i>	<i>Entity Represented and Address</i>	<i>Duration of Representation</i>	<i>Particular Legislation Involved</i>	<i>Direct Business Association or Partnership with Legislator</i>
Alley, Granville M., Jr. 701 Washington Street Tampa 33602	Fla. School Board Assn. Fla. School Board Attorneys Assn. 1368 E. Call Street Tallahassee	Session . . .	Public employer collective bargaining	None
Atwater, Maurice S., Jr. 1008 N. W. 36th Street Gainesville	Fla. Jr. Colleges Student Government Assn. 723 West University Ave. Gainesville	Continuous	Education and youth-oriented bills	None
Barnes, Vera M. P. O. Box 3097 Jacksonville 32206	Licensed Practical Nurses 425 West 10th Street Jacksonville	Session . . .	Licensed practical nurses	None
Bish, Bernice	League of Women Voters of Fla. 1194 62nd Ave. St. Petersburg 33705	Session . . .		None
Carroll, Jane C. Broward County Courthouse Ft. Lauderdale 33301	Supervisor of Elections same address	Session . . .	Elections	None
Hall, J. Lewis, Jr. Midyette-Moor Bldg. 4th floor Tallahassee	Arvida Corporation Miami	Session . . .	Submerged lands, riparian rights	None
Hastings, Lawrence V. 19 W. Flagler St. Miami	Fla. Legislative Boards of Railroad Brotherhoods 1731 Fern Road Lakeland	Session . . .	Railroads and railroad employees	None
Hopping, Wade L. P. O. Box 4099 Jacksonville	International Telephone & Telegraph New York, N. Y.	Session . . .	International Telephone & Telegraph	None
Mattox, Ray P. O. Box 917 Winter Haven	American Legion Orlando	Session . . .	General	None
Messer, James E. 131 N. Gadsden Street Tallahassee	Wometco Enterprises, Inc. 316 N. Miami Avenue Miami	Continuous	Taxation	None
Ruttenber, A. J. 102 Biscayne Ave. Tampa	The Berkeley Preparatory School same address	Session . . .	To oppose state regulation of independent private secondary schools	None
Seide, George N. 306 J. Wayne Reitz Union Univ. of Fla. Gainesville 32601	Fla. Student Congress same address	Continuous	Higher education, student affairs	None
Smith, Henriette	League of Women Voters of Fla. 1194 62nd Ave. So. St. Petersburg 33705	Session . . .		None