

JOURNAL OF THE SENATE

Tuesday, June 2, 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.

INTRODUCTION

By Senators Weissenborn, Hollahan, Stone, Shevin, Haverfield, Poston and Reuter—

Prefiled SR 14—A resolution requesting the president of the senate to appoint a select senate committee to make a study of causes of racial tension in Florida and to report its findings and recommendations to the president in advance of the 1971 session of the legislature or, alternatively, to direct one of the standing senate committees to conduct such study and to report its findings and recommendations to the president in advance of the 1971 session of the legislature.

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

By Senator Johnson—

Prefiled SCR 15—A concurrent resolution urging greater public interest in rehabilitation and employment of disabled citizens; requesting the state's high school principals to conduct an annual Ability Counts Essay Contest and encourage universities and colleges of Florida to establish scholarships for winners of these contests.

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

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

SB 1580—A bill to be entitled An act relating to the Tampa Port Authority, amending paragraphs (a) and (b) of Section 4, Chapter 23338, Laws of Florida, Acts of 1945, as amended, to provide that all future vacancies in the membership of the Tampa Port Authority shall be filled by appointment by the Board of County Commissioners of Hillsborough County; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1580.

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 1581—A bill to be entitled An act relating to the Hillsborough County Aviation Authority, amending Section 3 of Chapter 23339, Laws of Florida, Acts of 1945, as amended by Section 1 of Chapter 27599, Laws of Florida, Acts of 1951, to provide that all future vacancies in the membership of the Hillsborough County Aviation Authority shall be filled by appointment by the Board of County Commissioners of Hillsborough County, and deleting the requirement that one member of the Hillsborough County Aviation Authority be the Mayor of the City of Tampa and that one member of the Hillsborough County Aviation Authority be a member of the Board of Commissioners; amending Section 8 of Chapter 23339, Laws of Florida, Acts of 1945, by deleting the provision for appointment by the Governor of successors; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1581.

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

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 passed—

By Representative West and others—

HB 5385—A bill to be entitled An act amending the fourth unnumbered paragraph of Section 10 of Chapter 63-1447, Laws of Florida, Special Acts of 1963, as amended, relating to the Jacksonville Port Authority, providing all revenues of the airports of the Authority shall be applied and used in accordance with the provisions of Ordinance No. FF-253, Bill No. FF-296 of the former City of Jacksonville, Florida, so long as and to the extent the terms, covenants and provisions of said Ordinance and Bill are in effect; providing an effective date.

Proof of Publication attached.

By Representative Sessums and others—

HB 5386—A bill to be entitled An act relating to the City of Tampa, Hillsborough County; amending section 11 of chapter 24927, Laws of Florida, 1947, as amended by chapters 59-1918, 63-1985, and 69-1666, Laws of Florida, relating to civil service classifications and regulations of the city; providing that the chief minimum housing inspector shall be included among the employees embraced in the classified service under the civil service classifications and regulations of the city; providing an effective date.

Proof of Publication attached.

By Representative Sessums and others—

HB 5387—A bill to be entitled An act relating to Hillsborough County, City of Tampa; amending chapter 61-2928, Laws of Florida, relating to zoning of the right-of-way of Bayshore Boulevard; providing authorization for the city council of the City of Tampa to grant variances and waivers with respect to property on Bayshore Boulevard in Tampa; providing for prior submission to the Hillsborough County planning commission; providing for approval by the mayor of the City of Tampa; repealing sections 3, 4, and 5 of chapter 61-2928, Laws of Florida, relating to zoning amendment procedures with respect to property on Bayshore Boulevard and to clarification of permitted land use and development within said area; 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

June 1, 1970

Sir:

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

By Representative Robinson and others—

HB 5395—A bill to be entitled An act authorizing the City of St. Petersburg to establish supplemental pension plans for members of the police department and fire department employed after the effective date of said plan; repealing of laws or parts of law in conflict herewith; and providing an effective date.

Proof of Publication attached.

By Representative Reeves and others—

HB 5398—A bill to be entitled An act relating to the City of Pensacola, Escambia County; repealing chapters 22439, Laws of Florida, 1943, chapter 23470, Laws of Florida, 1945, chapter 27813, Laws of Florida, 1951, and chapter 59-1732, Laws of Florida, regarding the creation and operation of the port authority of the City of Pensacola; providing a method for establishing the port authority as a department of the City of Pensacola; providing an effective date.

Proof of Publication attached.

By Representative Ward and others—

HB 5399—A bill to be entitled An act relating to Broward County, South Broward transit authority district; amending sections 3, 5, 25, and 26, of chapter 67-1187, Laws of Florida; providing that the board of commissioners of said district be appointed rather than elected; providing that a vote of at least two (2) commissioners shall be necessary to the transaction of business; providing procedures for the collection and assessment of taxes; 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. June 1, 1970
President of the Senate

Sir:

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

By Representative Sessums and others—

HB 5388—A bill to be entitled An act relating to the Hillsborough County port district; amending section 7 of chapter 67-1503, Laws of Florida, relating to submerged lands in the Hillsborough county port district; empowering the city council of the City of Tampa, with certain exceptions, to approve or rescind a permit issued by the Tampa port authority for proposed construction, dredging or filling within the corporate limits of the city; providing an effective date.

Proof of Publication attached.

By Representatives Pratt and Gallen—

HB 5393—A bill to be entitled An act relating to the Court of Record in and for Manatee County, Florida; amending Section 20 of Chapter 68-79, Laws of Florida; prescribing the criminal jurisdiction of the court.

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. June 1, 1970
President of the Senate

Sir:

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

By Representative Rude and others—

HB 5404—A bill to be entitled An act relating to the City of Margate in Broward County, Florida, amending Chapter 30962, Laws of Florida, Special Acts of 1955, as amended by Chapter 1901 and Chapter 1902, Laws of Florida, Special Acts of 1965, to enlarge the municipal boundaries by annexing and including within the said city's corporate limits and boundaries certain additional territory; deannexing certain lands; providing an effective date.

Proof of Publication attached.

By Representative Reeves and others—

HB 5405—A bill to be entitled An act relating to the Santa Rosa Island authority, powers and duties of the board of county commissioners of Escambia County, for and in behalf of Escambia County, to use, lease or convey in whole or in part such portions of Santa Rosa Island as may be owned by Escambia County, or in which it may have a proprietary interest; amending section 3(a), (b), (c) and (f) of chapter 24500, Laws of Florida, 1947, as amended, supplementing and granting new and additional powers and authority to the board of county commissioners of Escambia County; providing for

nominating and appointment procedures for authority members and terms thereof; providing the power of recall or removal of members of the authority under defined procedure; requiring the authority to submit its annual budget to the county commissioners for review and approval; requiring the authority to prepare and develop a comprehensive land use plan for development for the property on Santa Rosa Island; vesting the power and authority in the county commissioners, to transfer and convey to the United States or any agency thereof up to seven and one half (7½) miles of the property described in section 3(a) for purposes of inclusion in the land envisioned by the Gulf Islands National Seashore act; prohibiting further leasing of lands under control of the authority; repealing laws in conflict herewith; 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. June 1, 1970
President of the Senate

Sir:

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

By Representative McNulty and others—

HB 5390—A bill to be entitled An act to abolish the present municipality of the Town of West Melbourne, Florida, and to create, establish and organize a municipality to be known and designated as the City of West Melbourne, to be located in Brevard County, Florida; to define its boundaries; provide for and prescribe its government, jurisdiction, powers, duties, franchises and privileges; to ratify, validate and confirm tax levies heretofore made by the abolished municipality; provide that the titles, rights, properties, uncollected taxes, dues, claims, judgments, decrees, choses in action, and other properties and all powers held or owned by the abolished municipality shall be vested in the City of West Melbourne hereby created; and to provide for an effective date hereof.

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. June 1, 1970
President of the Senate

Sir:

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

By Representative Whitson and others—

HB 5408—A bill to be entitled An act relating to Pinellas County; providing that no government agency shall expend public funds for, permit, approve, or participate in certain federally sponsored projects in said county which would result in an alteration of the environment, as defined, without specific legislative authorization; 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. June 1, 1970
President of the Senate

Sir:

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

By Representative Lancaster—

HB 5400—A bill to be entitled An act relating to county officers in all counties of the state having a population of not more than two thousand eight hundred seventy (2,870) according to the latest official decennial census; repealing chapter 69-734, Laws of Florida, which provides for annual budgets of all such county officers, constitutional or otherwise, for payment of salaries, and for a budget system for such officers; providing an effective date.

Proof of Publication attached.

By Representative Lancaster—

HB 5401—A bill to be entitled An act relating to Gilchrist County; repealing chapter 69-731, Laws of Florida, which provides for annual budgets for all officers of said county, constitutional or otherwise, for payment of their salaries, and for a budget system for such officers; providing an effective date.

Proof of Publication attached.

By Representative Gustafson and others—

HB 5403—A bill to be entitled An act relating to the Town of Pembroke Park, Broward County; amending section 17 of chapter 59-1722, Laws of Florida, as amended, by enlarging the limitation on salaries of commissioners; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

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

June 1, 1970

Sir:

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

By Representative Whitson and others—

HB 5406—A bill to be entitled An act relating to Pinellas County; providing a setback line for coastal construction on certain land fill portions of Honeymoon Island; providing for the granting of a variance; providing penalties; providing an effective date.

Proof of Publication attached.

By Representative Whitson and others—

HB 5407—A bill to be entitled An act relating to Pinellas County; providing that not more than ten percent (10%) of the land area on Honeymoon Island shall be zoned for other than single family residential or parks and recreational purposes; providing exceptions upon approval in a referendum election; 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

June 1, 1970

Sir:

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

By Representative Nergard—

HB 5333—A bill to be entitled An act to create, establish and organize a municipality to be known and designated as the City

of Treasure Beach, to be located in St. Lucie County, Florida; to define its boundaries; provide for and prescribe its government, jurisdiction, powers, duties, franchises and privileges; and to provide for a referendum to be held in St. Lucie County; provides 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 House Bills 5385, 5386, 5387, 5395, 5398, 5399, 5388, 5393, 5404, 5405, 5390, 5408, 5400, 5401, 5403, 5406 and 5407.

House Bills 5385, 5386, 5387, 5395, 5398, 5399, 5388, 5393, 5404, 5405, 5390, 5408, 5400, 5401, 5403, 5406, 5407, and 5333, 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 9:00 a.m.
A quorum present—41:

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

Excused: Senators Chiles, Boyd, de la Parte, Gunter, Myers, Beaufort and Saylor, members of the Conference Committee on the general appropriations bill, during the meeting of the Conference Committee.

Prayer by the Secretary of the Senate:

Heavenly Father, we express sincere thanks for our state of Florida, so appropriately named in yonder years, as the "Land of Flowers". Blessings and privileges beyond compare and measure, have been ours through the years. Thou hast given us much, but may we ever be alert to the tiny flaws that can grow and destroy us.

This legislature faces momentous decisions, in the waning hours of this labor, in prescribing those cures for the ills of our state and governmental endeavors. Give to them visions to decision that which would be good for us. May these illumine travels of progress for our people and surely become stitched to thy will be done. In our Master's name, we pray. Amen.

The Journal of June 1 was corrected and approved as follows:

Page 677, counting from the bottom of column 2, line 16, strike the period and insert the following; contained in the above messages, were read the first time by title and referred to the Committee on Rules and Calendar.

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

Page 669, counting from the bottom of column 2, between lines 5 and 6 insert the following: Unanimous consent was granted Senator Scarborough to introduce out of order—

By Senator Scarborough—

SB 1569—A bill to be entitled An act amending Chapter 67-1320, Laws of Florida, as amended, the Charter of the City of Jacksonville, by adding Article 27, relating to municipal employees of the city; granting municipal employees the right to organize and bargain collectively with their public employer as to the terms and conditions of their employment; establishing a general public employees' bargaining act and a police officers; and firemen's bargaining act; providing procedures for

the registration, election, and certification of municipal employee organizations as bargaining agents; requiring and providing procedures for collective bargaining; providing procedures for the arbitration of disputes by an arbitration board; defining and prohibiting strikes by municipal employees; repealing conflicting laws; providing an effective date.

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

Page 670, column 1, line 16, strike "HB 1567" and insert SB 1569

Page 638, counting from the bottom of column 2, between lines 13 and 14, insert the following: By unanimous consent, Senator Broxson changed his vote from yea to nay.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills for Special Order Calendar Tuesday, June 2, 1970:

- | | |
|----------------|----------------------|
| SJR 773 | HB 3733 |
| SB 1469 | CS for HB 4943 |
| SB 1315 | HB 850 |
| SB 996 | SB 1323 |
| SB 568 | SB 1009 |
| SB 1320 | CS for CS for HB 155 |
| SB 584 | SB 1101 |
| SB 450 | SB 296 |
| SB 984 | SB 1056 |
| SB 610 | SB 1062 |
| SB 611 | HB 3641 |
| HB 860 | SB 1474 |
| HB 3626 | CS for HB 763 |
| HB 4120 | SB 958 |
| SB 1048 | SB 524 |
| SB 1042 | SB 1040 |
| SJR 916 | CS for HB 4687 |
| SB 1321 | Claim Bills |
| SB 1422 | CS for HB 3114 |
| SB 987 | HB 3369 |
| SB 807 | HB 3370 |
| HB 3423 | HB 3941 |
| HB 5164 | HB 3878 |
| SB 1250 | HB 726 |
| SB 572 | HB 1058 |
| HB 4273 | HB 883 |
| SB 875 | HB 947 |
| HB 1355 | HB 1516 |
| HB 1397 | HB 1221 |
| SB 24 | HB 3113 |
| HB 929 | HB 189 |
| SB 1368 | HB 680 |
| SB 1385 | HB 411 |
| SB 1147 | HB 3642 |
| CS for HB 1308 | HB 3380 |
| SB 1086 | HB 3883 |
| SB 1455 | HB 3963 |
| HB 5276 | |

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

The Committee on Rules and Calendar referred the following local bills to the Local Calendar: Senate Bills 1571, 1573, 1575, 1578, 1580, 1581, 1570, 1565, 1574, 1576, 1577, 1572 with 1 amendment; House Bills 5333, 5386, 5387, 5390, 5395, 5398, 5399, 5400, 5401, 5403, 5404, 5405, 5407, 4266, 4331, 4347, 5264, 5277, 5280, 5314, 5335, 5340, 5342, 5346, 5347, 5301, 5350, 5351, 5355, 5356, 5357, 5358, 5359, 5365, 5360, 5364, 5366, 5367, 5368, 5372, 5373, 5374, 5376, 5377, 5378, 5382, 5380, 5102, 3494, 5218, with two amendments, 5229 with two amendments, 5178, 5235, 5254, 5298, 5406, 5388, 5385, 4633, 5067, 5338, 5348, 5349, 5381, 5307, 5308, 5310 and 5160.

The Committee on Rules and Calendar requests HB 5219 be referred to the Committee on Commerce and Licensed Businesses as the initial committee of reference and that the Committee on Rules and Calendar be the second committee of reference.

The bill was referred to the Committee on Commerce and Licensed Businesses as the first committee of reference.

The Committee on Commerce and Licensed Businesses recommends the following pass: CS for HB 581 with 1 amendment

The bill was placed on the Calendar.

The Committee on Commerce and Licensed Businesses recommends the following pass: HB 3919

The bill was referred to the Committee on Agriculture.

The Committee on Ways and Means recommends a Committee Substitute for the following: SB 1435

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

ENGROSSING REPORTS

Your Engrossing Clerk to whom was referred—

- | | |
|--------------------------|--------------------------|
| SB 202 with 1 amendment | SB 881 with 4 amendments |
| SB 494 with 1 amendment | SB 962 with 1 amendment |
| SB 495 with 2 amendments | SB 1025 with 1 amendment |
| SB 558 with 1 amendment | SB 1110 with 1 amendment |
| SB 799 with 1 amendment | CS for SB 146 |
| SB 840 with 2 amendments | with 1 amendment |

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

EDWIN G. FRASER
Secretary of the Senate

The bills were ordered enrolled.

Your Engrossing Clerk to whom was referred—

- | |
|---|
| SB 856 with 1 amendment |
| SB 1089 with 5 amendments |
| CS for SB 742 with 9 amendments |
| CS for SB's 425 and 490 with 5 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 immediately certified to the House.

Your Engrossing Clerk to whom was referred SB 601 with 4 amendments

—reports that the House amendments as amended by Senate have been incorporated and the bill is returned herewith.

EDWIN G. FRASER
Secretary of the Senate

The bill was ordered enrolled.

ENROLLING REPORTS

Your Enrolling Clerk to whom was referred—

- | | | | |
|---------|---------|---------|---------------|
| SB 221 | SB 1486 | SB 1492 | SB 1522 |
| SB 244 | SB 1487 | SB 1498 | SCR 754 |
| SB 404 | SB 1488 | SB 1502 | SCR 794 |
| SB 511 | SB 1489 | SB 1503 | SCR 1529 |
| SB 1481 | SB 1490 | SB 1507 | CS for SB 375 |
| SB 1484 | SB 1491 | SB 1508 | |

—reports same have been enrolled, signed by the required Constitutional officers and presented to the Governor on June 2, 1970.

EDWIN G. FRASER
Secretary of the Senate

The President announced the appointment of Senators Horne, Henderson and Hollahan as the select committee to review motions relating to introduction of bills, removal of bills from committees, consideration of bills out of order, placing of bills on special order; and House amendments to Senate Bills.

INTRODUCTION

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

SR 1519—A Resolution Commending Senator C. W. Bill Young.

WHEREAS, in the General Election of 1960, Senator C. W. Bill Young was elected to the Florida Senate from the then 11th Senatorial District, comprising Pinellas County, and

WHEREAS, at the time that he took his seat in the Senate in 1961 he was the only member of the Republican Party serving in that Body, and

WHEREAS, by reason of a never failing good humor, earnest attention to matters at hand, consistent and persistent forthright endeavor he persevered through the changing scenes—the General Election of November 8, 1966, when his Senatorial District changed in number from 11th to 32nd; this followed by the General Election of March 28, 1967, when Pinellas and Pasco Counties changed to the present status, that of Senatorial Districts nineteen, twenty, twenty-one and twenty-two giving him from his own home area three other good Republican members to stand at his side, and

WHEREAS, as Senator from the nineteenth Senatorial District he became the first Minority Leader in the Senate, blessed not only with the confidence, respect and loyalty of his own party members, but possessed of the affection, esteem and trust of his contemporaries in the Democratic Senatorial ranks, and

WHEREAS, because of the valor of his efforts in behalf of his party, the acumen and sagacity so marked in his tenure as a legislator, the uprightness of his activities in public and private life, and out of an abiding admiration for the ways and means of his accomplishments, we would recount in some measure those achievements—NOW THEREFORE,

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

IN COMMENDATION

SENATOR C. W. BILL YOUNG

SENATE MINORITY LEADER

Who was born on December 16, 1930, at Harmarville, Pennsylvania, where he received his early schooling. He became a resident of Florida in 1945.

His wife is the former Marian Ford of Knoxville, Tennessee, and his children are Pamela Kay, Terry Lee and Kimber.

He is a member of the Methodist Church. In private business, he is an insurance executive and owner of C. W. Bill Young Insurance at St. Petersburg; a member of the Independent Insurance Agents Association of Florida and of the Board of Directors of the St. Petersburg Bank and Trust Company.

He is a member of the Jaycees, former State Chairman and National Committeeman of the Florida Federation of Young Republicans; a member of Aircraft Owners and Pilots Association and the Ridge Wood Groves Civic Association.

In 1948-1957 he saw service with the Florida National Guard, the 211th Infantry, 51st Division.

He was a faithful member of the Florida Constitution Revision Commission that labored so long and diligently. In 1956-1960 he was Assistant Sergeant at Arms of the GOP National Convention; in 1968 served as a delegate to the Republican National Convention, was Richard M. Nixon Floor Manager for Florida and Treasurer of the Host Committee for the 1968 Republican National Convention, and Florida member of the 1968 Electoral College.

In 1963 he was honored with the Commission of Kentucky Colonel and the American Legion Award for Meritorious Service. He received the United States Jaycee Award, "One of the Outstanding Young Men of America, 1964"; Chosen for the Allen Morris awards, "Second Most Effective in Debate" 1967

Senate; Nominated for the St. Petersburg Times award "Most Valuable Member" 1967 Senate; Distinguished Service Award of National American Veterans of World War II; Award of Merit from the President's Commission on Employment of the Handicapped; Allstate Insurance National Safety Crusade Certificate; and in 1969 the Allen Morris Award for "Most Valuable Senator."

BE IT FURTHER RESOLVED that a copy of this resolution duly attested by the President and the Secretary of the Senate under the Seal of the Senate be presented to our distinguished colleague with the assurance of the high regard in which he is held by the membership of the Senate Body, which entertains a deep gratitude for his faithful service to the people in all phases of his most useful and productive life.

Was read the first time by title. On motion by Senator Henderson, SR 1519 was read the second time in full and adopted. The vote was: Yeas—38 Nays—None

Mr. President	Ducker	Knopke	Slade
Askew	Fincher	Lane	Stolzenburg
Bafalis	Friday	McClain	Stone
Barron	Gong	Ott	Thomas
Barrow	Haverfield	Plante	Trask
Bell	Henderson	Pope	Weber
Bishop	Hollahan	Poston	Weissenborn
Broxson	Horne	Reuter	Williams
Daniel	Johnson	Scarborough	
Deeb	Karl	Shevin	

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 concurred in Senate amendments to HB 2407, HB 3266, HB 4472.

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 SB 447, SB 518, SB 591.

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 SB 414, SB 482, SB 1080, SB 1304, SB 1364, CS for SB 400.

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 adopted SM 1452.

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 receded from House Amendments to SB 204.

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 SB 1370.

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

June 1, 1970

Sir:

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

By Senator Stone and Others—

SB 157—A bill to be entitled An act amending Chapter 711, Florida Statutes, Condominium Act; providing a method for cancelling or modifying maintenance contracts; amending Section 711.19 concerning homestead exemption of condominiums; adding a section requiring full disclosure prior to closing of the sale of condominiums; adding a section concerning advance deposits on condominiums; providing an effective date.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

SB 157 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—32 Nays—None

Mr. President	Ducker	Johnson	Scarborough
Askew	Fincher	Karl	Stolzenburg
Bafalis	Friday	Knopke	Stone
Barrow	Gong	McClain	Thomas
Bell	Haverfield	Ott	Trask
Bishop	Henderson	Plante	Weber
Daniel	Hollahan	Poston	Williams
Deeb	Horne	Reuter	Young

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 returns SB 805 as requested.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator Poston, the Senate reconsidered the vote by which SB 805, contained in the above message, passed on May 27. By permission, Senator Poston withdrew SB 805 from the Senate.

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 returned SB 1125 as requested.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator Askew, the Senate reconsidered the vote by which SB 1125, contained in the above message, passed on May 29. By permission, Senator Askew withdrew SB 1125 from the Senate.

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 Knopke—

SB 1232—A bill to be entitled An act relating to the department of natural resources; requiring persons who engage in dredge or fill activities to obtain a certificate of registration from the department of natural resources; authorizing establishment of rules and regulations; prescribing penalties; providing an effective date.

Which amendment reads as follows:

On page 2, lines 22 & 23, strike “and tidal overflow lands.” and insert the following: a period (.)

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator Knopke, the Senate concurred in the House amendment to SB 1232.

SB 1232 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—34 Nays—None

Mr. President	Friday	McClain	Stone
Bafalis	Haverfield	Ott	Thomas
Barrow	Henderson	Plante	Trask
Bell	Hollahan	Pope	Weber
Bishop	Horne	Poston	Weissenborn
Broxson	Johnson	Reuter	Williams
Daniel	Karl	Scarborough	Young
Deeb	Knopke	Slade	
Ducker	Lane	Stolzenburg	

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 Trask and Daniel—

SB 1184—A bill to be entitled An act relating to the department of general services; transferring to the board of trustees of the internal improvement trust fund all powers, duties and functions relating to patents, trademarks or copyrights; amending subparagraph (e) of subsection (5) of section 19 of chapter 106, laws of Florida; amending section 10 of chapter 106, laws of Florida, by adding a new subsection; providing an effective date.

Amendment 1—

On page 3, line 12, strike "272.01, Florida Statutes, and section 272.02, Florida" and insert the following: 286.021, Florida Statutes, and section 286.031, Florida

Amendment 2—

On page 3, lines 18 & 19, 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 motions by Senator Trask, the Senate concurred in House amendments 1 and 2 to SB 1184.

SB 1184 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—34 Nays—None

Mr. President	Friday	Lane	Stone
Bafalis	Gong	McClain	Thomas
Barrow	Haverfield	Plante	Trask
Bell	Henderson	Pope	Weber
Bishop	Hollahan	Poston	Weissenborn
Broxson	Horne	Reuter	Williams
Daniel	Johnson	Scarborough	Young
Deeb	Karl	Slade	
Ducker	Knopke	Stolzenburg	

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 concurred in Senate amendments to House amendments 3 and 5 to—

By Senator Thomas—

SB 281—A bill to be entitled An act relating to the regulation of municipally-owned electric, water, sewer and gas utilities; providing for court proceedings to enforce the act or practice prohibited hereby; providing for treble damages, attorney fees and costs to the person or persons aggrieved and who prevail in the legal proceedings; providing exemption from application in home rule charter counties; providing an effective date.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

SB 281 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	Karl	Shevin
Askew	Fincher	Knopke	Slade
Bafalis	Friday	Lane	Stolzenburg
Barrow	Gong	McClain	Stone
Bell	Haverfield	Plante	Thomas
Bishop	Henderson	Pope	Trask
Broxson	Hollahan	Poston	Weber
Daniel	Horne	Reuter	Weissenborn
Deeb	Johnson	Scarborough	Young

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 adopted—

By Representative Gillespie and others—

HCR 5384—A concurrent resolution expressing regret at the passing Edith G. Brooks of DeBary.

—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

June 1, 1970

Sir:

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

By Representative Earle and others—

HCR 5375—A concurrent resolution commending Officer Rolland J. Lane II, of the Miami Police Department who lost his life in the line of duty on May 23, 1970.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

House Concurrent Resolutions 5384 and 5375, contained in the above messages, were read the first time in full. On motions by Senator Friday, the resolutions were placed on the Calendar.

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—

By the Committee on Appropriations—

CS for CS for HB 3882—A bill to be entitled An act establishing the Florida environmental inventory council; providing that said council shall be advisory to the department of natural resources; providing for the membership of the council; providing for the duties, responsibilities, expenses and personnel of the department with respect to compiling an inventory of the natural resources of the state; prescribing a report; providing appropriation; providing for the termination of the council; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

CS for CS for HB 3882, 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

June 1, 1970

Sir:

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

By Representative Powell and others—

HB 4029—A bill to be entitled An act relating to education; amending Section 236.074, Florida Statutes, deleting local matching by school districts for entitlement to additional capital outlay funds; expanding the purposes for which such funds may be used; repealing subsection 236.04(10), Florida Statutes, removing the requirement that the number of instructional personnel be not less than ninety percent of the total number of instruction units; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 4029, contained in the above message, was read the first time by title and referred to the Committee on Education.

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

June 1, 1970

Sir:

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

By Representative Westberry—

HB 5068—A bill to be entitled An act to amend subsections (5) and (6) of section 443.10, Florida Statutes, relating to unemployment compensation; by providing an appropriation for an addition to the Caldwell Building, in utilization of federal funds currently available to Florida for such purposes, and providing an effective date.

By Representative Craig—

HB 4190—A bill to be entitled An act relating to the department of natural resources; amending section 370.02(4)(b), Florida Statutes; providing for payment of expenses incurred in attending conferences and meetings in connection with duties and responsibilities of said department; limiting expenditures to two thousand dollars (\$2,000) per fiscal year; providing an effective date.

By Representative Elmore and others—

HB 4345—A bill to be entitled An act relating to junior colleges; amending subsection (8) of section 230.767, Florida Statutes, to provide for a cost-of-living adjustment in the allocation of minimum foundation program funds and for clarification of procedure for adjusting minimum foundation program; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,
ALLEN MORRIS
Clerk, House of Representatives*

House Bills 5068 and 4345, contained in the above message, were read the first time by title and referred to the Committee on Ways and Means.

HB 4190, 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 Special Order Calendar.

SPECIAL ORDER

Consideration of SJR 773 was deferred, the bill retaining its place on the Calendar.

SB 1469—A bill to be entitled An act authorizing, creating and establishing an industrial development authority in each county with the approval of the board of county commissioners; authorizing the issuance and sale by county industrial development authorities of revenue bonds to finance or refinance the cost of capital projects for industrial and manufacturing projects including pollution control improvements payable solely from revenue derived from the sale, operation or leasing of the projects; providing that such bonds shall be issued and sold in the manner provided in the Florida industrial development financing act; providing for the acquisition of sites for industrial projects; providing in certain cases for the payment of the expenses of such authorities by the county from tax funds; and 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 1469 was read the third time by title, passed and certified to the House. The vote was: Yeas—33 Nays—None

Mr. President	Ducker	Lane	Stolzenburg
Askew	Fincher	McClain	Stone
Bafalis	Gong	Plante	Thomas
Barron	Haverfield	Pope	Weber
Bell	Henderson	Poston	Weissenborn
Bishop	Hollahan	Reuter	Williams
Broxson	Horne	Scarborough	
Daniel	Johnson	Shevin	
Deeb	Knopke	Slade	

SB 1315 was taken up and on motion by Senator Barron—

HB 4192—A bill to be entitled An act relating to insurance; amending section 627.351, as amended by chapter 69-199, Laws of Florida, creating an insurance risk apportionment plan describing legislative findings relating to windstorm coverage; authorizing expansion of plan to other areas after public hearings; providing certain criteria to be used in determining expansion; requiring all authorized property insurers to provide windstorm coverage or share in an apportionment plan adopted; limiting remuneration of agents; providing an effective date.

—a companion measure was substituted therefor and read the second time by title.

The Committee on Insurance offered the following amendment which was adopted on motion by Senator Barron:

In Section 2, line 27, page 3, after “Southern” insert the following: Standard

On motion by Senator Barron, the rules were waived and HB 4192 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—35 Nays—None

Mr. President	Friday	McClain	Slade
Bafalis	Gong	Ott	Stolzenburg
Barron	Haverfield	Plante	Stone
Bell	Henderson	Pope	Thomas
Bishop	Hollahan	Poston	Trask
Broxson	Horne	Reuter	Weissenborn
Daniel	Johnson	Saunders	Williams
Deeb	Karl	Scarborough	Young
Ducker	Knopke	Shevin	

SB 1315 was laid on the table.

SB 996—A bill to be entitled An act relating to nursing homes and related health care facilities; providing a statement of purpose; providing definitions; providing categories of homes and facilities; providing exemptions; providing for existing facilities; providing for license requirement and fees; providing for application procedure and requirements; providing for remedial and punitive action; providing for administrative remedies; providing for injunctive remedies; providing for prohibition of certain acts and for a criminal penalty; providing a right of entry and inspection; providing standards for administration and management of homes; providing a requirement of contract between home and resident; providing standards of handling the property and personal affairs of residents; providing procedure for closing home and transferring residents; prohibiting rebates; providing requirement of licensed administrators; providing rule making power; providing for an advisory council; providing a severability clause; repealing Chapter 400, Florida Statutes; providing an effective date.

Was taken up and read the second time by title.

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

In Section 11, line 26, page 12, after the period (.) insert: Further it shall be unlawful for any holder of a license issued pursuant to the provisions of this act to advertise or hold out to the public that it holds a license for a facility other than that for which it actually holds a license.

Senator Young presiding.

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

Section 19 on page 19, line 12, strike “in relation to:” and insert the following: to be prescribed as reasonable and fair, it being the intention of the legislature to provide safe and sanitary homes for the patients thereof, in relation to:

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

Section 9 on page 11, lines 4 and 5, strike “one thousand dollars (\$1,000.00)” and insert the following: Five Hundred Dollars (\$500.00)

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

In Section 9, line 30, page 9, strike: “ten” and insert twenty

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

Section 9, on page 10, lines 1 and 4, strike “(10) ten” and insert twenty (20)

Senator Lane offered the following amendment which was adopted:

Section 16, on page 17, line 19, strike "fee"

On motion by Senator Broxson, the rules were waived and SB 996 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—34 Nays—None

Askew	Fincher	McClain	Stolzenburg
Bafalis	Friday	Ott	Stone
Barron	Gong	Pope	Thomas
Bell	Haverfield	Poston	Trask
Bishop	Henderson	Reuter	Weissenborn
Broxson	Hollahan	Saunders	Williams
Daniel	Horne	Scarborough	Young
Deeb	Johnson	Shevin	
Ducker	Knopke	Slade	

SB 568—A bill to be entitled An act relating to alcoholic beverage license fees; amending subsections (1)(a)(b)(c)(d), (2)(a)(b), (3)(b) and (6) of section 561.34, Florida Statutes, to provide for an increase in the alcoholic beverage license fees of vendors; deleting the words "in counties having a population of over one hundred thousand, according to the latest state or federal census"; repealing subsections (3)(c)(d)(e) and (f) of section 561.34, Florida Statutes; providing an effective date.

Was taken up and read the second time by title.

The Committee on Commerce and Licensed Businesses offered the following amendment which was adopted on motion by Senator Henderson:

In Section 2, line 12, page 5, strike all of Section 2 and on page 1, line 20, Section 1, after (3)(b) insert (c) (d) (e) (f) and on page 2, after subsection (3)(b) insert:

(c) Vendors operating places of business where consumption on the premises is permitted in counties having a population over sixty thousand and not over one hundred thousand, according to the latest state or federal census, [six] *seven hundred and fifty dollars (\$750.00)*.

(d) Vendors operating places of business where consumption on the premises is permitted in counties having a population of over forty thousand and not over sixty thousand, according to the latest state or federal census, [five] *six hundred and fifty dollars (\$650.00)*.

(e) Vendors operating places of business where consumption on the premises is permitted in counties having a population of over ten thousand and not over forty thousand, according to the latest state or federal census, three hundred *and ninety dollars (\$390.00)*.

(f) Vendors operating places of business where consumption on the premises is permitted in counties having a population of ten thousand or less, according to the latest state or federal census, two hundred *and sixty dollars (\$260.00)*.

Renumber Section 3 as Section 2.

The Committee on Commerce and Licensed Businesses offered the following amendment which was adopted on motion by Senator Henderson:

In the title, line 14, page 1, strike "repealing subsections (3)(c) (d) (e) and (f) of section 561.34, Florida Statutes" and on page 1, line 6, after (3)(b) insert: (c)(d)(e) and (f)

Senator Henderson offered the following amendment which was adopted:

In Section 1, line 26, page 2, strike "(b) Vendors operating places of business where consumption on the premises is permitted (in counties having a population of over one hundred thousand, according to the latest state or federal census), seven hundred fifty dollars."

Senator Henderson offered the following amendment which was adopted:

In title, line 6, page 1, after "(3)" strike "(b)"

On motion by Senator Henderson, the rules were waived and SB 568 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—31

Askew	Ducker	Knopke	Slade
Bafalis	Fincher	Lane	Stolzenburg
Barron	Gong	McClain	Stone
Barrow	Haverfield	Ott	Thomas
Bell	Henderson	Pope	Trask
Bishop	Hollahan	Poston	Weissenborn
Broxson	Horne	Reuter	Young
Daniel	Johnson	Shevin	

Nays—2

Saunders Williams

SB 1320—A bill to be entitled An act relating to police training program; amending Section 23.069 (3), Florida Statutes; providing an effective date.

Was taken up and read the second time by title.

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

In Section 1, line 13, page 1, strike after training "in Florida or another state when the council has determined that such training" and insert the following in lieu thereof: which the council has determined is

On motion by Senator Hollahan, the rules were waived and SB 1320 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—34 Nays—None

Askew	Ducker	Lane	Stolzenburg
Bafalis	Fincher	McClain	Stone
Barron	Friday	Ott	Thomas
Barrow	Gong	Pope	Trask
Bell	Haverfield	Poston	Weissenborn
Bishop	Henderson	Reuter	Williams
Broxson	Hollahan	Saunders	Young
Daniel	Johnson	Shevin	
Deeb	Knopke	Slade	

The President Pro Tempore presiding.

SB 584—A bill to be entitled An act relating to the public service commission; amending section 350.01, Florida Statutes, increasing the number of commissioners from three (3) to five (5); providing public service commission groups for election purposes; providing that commissioners are to be elected statewide; providing for terms of office; 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 584 was read the third time by title, passed and certified to the House. The vote was:

Yeas—30

Askew	Gong	Ott	Stolzenburg
Bafalis	Haverfield	Plante	Stone
Barron	Henderson	Pope	Thomas
Bell	Hollahan	Poston	Trask
Broxson	Johnson	Reuter	Williams
Daniel	Knopke	Scarborough	Young
Ducker	Lane	Shevin	
Fincher	McClain	Slade	

Nays—2

Bishop Friday

SB 450 was taken up, together with:

By The Committee on Natural Resources and Conservation—

CS for SB 450—A bill to be entitled An act relating to pollutants; providing definitions; prohibiting pollution; providing for authority in the department of natural resources to act in preventing and controlling oil discharges and other pollution; authorizing the department to provide employees and equipment in ports and other places; providing for recovery of cost in controlling and cleaning pollution; providing for licenses for terminal facilities, and for fees and exceptions; creating Florida coastal protection fund; providing for removal of derelict vessels; providing for emergency proclamations; providing penal-

ties; providing that failure of pilot and master of ship to notify of a discharge shall be a felony; providing an effective date.

—which was read the first time by title and SB 450 was laid on the table.

On motion by Senator Young, the rules were waived and CS for SB 450 was read the second time by title.

Senator Young offered the following amendment which was adopted:

In Section 7, line 10, page 10, strike: all of Section 7 and insert the following: "Section 7. Regulatory powers of department—

The department shall from time to time adopt, amend, repeal, and enforce reasonable regulations necessary to carry out the intent of this act.

(1) Such regulations shall be adopted in accordance with the administrative procedure act, chapter 120, Florida Statutes.

(2) The department shall adopt regulations including but not limited to the following matters:

(a) Operating and inspection requirement for facilities, vessels, personnel and other matters relating to licensee operations under this act and specifically requiring that each vessel transporting pollutants within state waters shall be required to maintain on board adequate containment gear approved by the department with a crew trained in the use of such gear.

(b) Procedures and methods of reporting discharges and other occurrences prohibited by this act. Specifically, the pilot and the master of a vessel causing a discharge shall be required to immediately report the discharge to the port manager and to the nearest coast guard station. The port manager, on being notified of a discharge, shall immediately notify the response team of the department and the coast guard and shall keep them fully informed of the need for containment equipment and emergency action.

(c) The port manager shall have the authority to board any vessel prior to its entry into port in order to ascertain the seaworthiness of the vessel and the presence of required containment gear. Upon being notified of a discharge the port manager shall have authority to direct the vessel to immediately anchor or move to a specific dock and deploy containment gear or to move to the open seas and to take such other measures as he deems necessary. The port manager shall have the additional duty to inspect any terminal facility in his port to determine that adequate containment gear is on hand at the terminal facility.

(d) Procedures, methods, means, and equipment to be used by persons subject to regulation by this act and to be used in the removal of pollutants.

(e) Development and implementation of criteria and plans to meet oil, petroleum, and other pollution occurrences of various degrees and kinds.

(f) The establishment of eleven (11) regional control districts, one for each of the eleven (11) deep water ports of the state, with a response team in each district and the establishment of rules and regulations to meet the particular requirements of each such district. The department shall create a state response team which shall be responsible for creating and maintaining a contingency plan of response, organization, and equipment for handling emergency cleanup operations. The state plans shall include detailed emergency operating procedures for the state as a whole and for the eleven (11) regional control districts, and the team shall from time to time conduct practice alerts. These plans shall be filed with the governor, all coast guard stations in the state and with the head of each regional team. The contingency plan shall include all necessary information for the total containment and cleanup of pollution, including but not limited to an inventory of equipment and its location, a table of organization with the names, addresses, and telephone numbers of all persons responsible for implementing every phase of the plan, a list of available sources of supplies necessary for cleanup and a designation of priority zones within each region to determine the sequence and methods of cleanup. The state response team shall act independently of agencies of the federal government but is directed to cooperate with any federal cleanup operation.

(g) Requirements for minimum weather and sea conditions for permitting a vessel to enter port and for the safety and operation of vessels, barges, tugs, motor vehicles, motorized equipment, and other equipment relating to the use and operation of terminals, facilities, and refineries, the approach and departure from terminals, facilities, and refineries, and shall require that containment gear approved by the department be on hand and maintained by terminal facilities, and refineries with adequate personnel trained in its use.

(h) Requirements that, prior to being granted entry into any port in the state, the master of a vessel shall report:

1. Any discharges of oil or other pollutants the vessel has had since leaving the last port.

2. Any mechanical problem on the vessel which creates the possibility of a spill.

3. Any denial of entry into any port during the current cruise of the vessel.

(i) A port manager who refuses entry of any vessel into the port under his charge shall be required to notify all other ports in the state of his refusal of entry of that vessel.

(j) Such other rules and regulations as the exigencies of any condition may require or such as may reasonably be necessary to carry out the intent of this act.

On motion by Senator Barrow, the rules were waived and CS for SB 450 as amended was read the third time by title.

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

Between Sections 19 and 20, lines 20 and 21, page 22, add a new section 20 to read: Section 20.—Nothing in this act shall be deemed to apply to the storage or transportation of liquefied petroleum gas or to industrial effluents discharged into the waters or atmosphere of the state pursuant to a permit issued by department of air and water pollution control.

Re-number present sections 20, 21, 22 and 23 as 21, 22, 23 and 24 respectively.

The President presiding.

CS for SB 450 as further amended was read by title, passed and ordered engrossed. The vote was:

Yeas—37

Mr. President	Ducker	McClain	Stolzenburg
Askew	Fincher	Myers	Stone
Bafalis	Friday	Plante	Thomas
Barrow	Gong	Pope	Trask
Beaufort	Haverfield	Poston	Weber
Bell	Henderson	Reuter	Williams
Bishop	Johnson	Saunders	Young
Broxson	Karl	Scarborough	
Daniel	Knopke	Shevin	
Deeb	Lane	Slade	

Nays—2

Ott Weissenborn

The President announced the appointment of Senators Poston, Weber and Beaufort as the Conference Committee on the part of the Senate to confer with a like Committee on the part of the House to adjust the existing differences on the Senate amendment to HB 4162. The action of the Senate was certified to the House.

SB 984—A bill to be entitled An act relating to nursing home administration; providing definitions; providing for a board of examiners of nursing home administrators and appointment of members thereto; establishing powers and duties of the board; establishing qualifications for nursing home administrators; authorizing the issuance of licenses; providing a license fee; providing for examinations; providing for additional appointments by the governor; providing for judicial review, disposition of fees and reciprocity; providing for disciplinary proceedings; providing penalties; providing an effective date.

Was taken up and read the second time by title.

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

In Section 13, line 5, page 20, strike "(2)" and insert the following: (5)

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

In Section 4, line 29, page 3, strike "licensed nurse who has specialized in geriatric nursing," and insert the following: registered nurse who has as a minimum a baccalaureate degree and is currently employed in the field of geriatric nursing.

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

Section 4, on page 4, lines 19 and 20, strike "licensed nurse who has specialized in geriatric nursing" and insert the following: registered nurse who has as a minimum, a baccalaureate degree and is currently employed in the field of geriatric nursing.

Senator Haverfield offered the following amendment which was adopted:

In Section 1, line 27, page 1, strike "lations," and insert the following: lation, and said board is transferred to the department of professional and occupational regulation by a type two (2) transfer, as defined in Chapter 69-106, Laws of Florida.

Senator de la Parte offered the following amendment which was adopted on motion by Senator Haverfield:

In Section 16, line 8, page 21, strike "217.37" and insert the following: 215.37

Senators Reuter and Myers offered the following amendment which was adopted on motion by Senator Haverfield:

In Section 4, line 24, page 4, strike "One (1) member from the public at large who has" and insert the following: Three (3) members from the public at large who have

On motion by Senator Lane, the Senate reconsidered the vote by which the foregoing amendment was adopted. The question recurred on the adoption of the amendment which failed.

Senators Reuter and Myers offered the following amendment which was moved by Senator Haverfield and failed:

In Section 4, line 14, page 4, strike entire subsection (b) and insert the following: (b) Six (6) nursing home administrators licensed and registered in this state. Provided further that at least one member shall be a nursing home administrator of a proprietary nursing home, at least one member shall be a nursing home administrator of a nonprofit nursing home and at least one member shall be a nursing home administrator of a governmental nursing home.

On motion by Senator Haverfield, the rules were waived and SB 984 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—33 Nays—None

Mr. President	Fincher	Lane	Shevin
Bafalis	Friday	McClain	Stone
Barron	Gong	Ott	Thomas
Beaufort	Haverfield	Plante	Weber
Bell	Henderson	Pope	Weissenborn
Bishop	Hollahan	Poston	Williams
Daniel	Horne	Reuter	
Deeb	Johnson	Saunders	
Ducker	Knopke	Scarborough	

SB 610—A bill to be entitled An act relating to public utilities, water and sewer systems; amending sections 367.02, 367.04, 367.05, 367.06, 367.07, 367.08, 367.09, 367.10, 367.11(1), (3), 367.12, 367.13, 367.14, 367.15, 367.21 and 367.22, Florida Statutes, relating to definitions; redefining public utility; requiring water system and sewer system certificates, applications and fees; providing for deposit of fees in the public service regulatory trust fund; prescribing powers of commission to issue, amend, and revoke certificates; providing for extension of systems and amendment of certificates; relating

to unlawful construction or operation of public utility lines or systems; providing for amendment and transfer of certificates; relating to duties of public utility to furnish service; prescribing procedures for fixing and changing rates; prescribing regulatory powers of commission; providing for exclusive jurisdiction throughout the state; repealing sections 367.03 and 367.23, Florida Statutes, relating to requirements of registration and jurisdiction dependent on county commissioners' resolutions; providing an effective date.

Was taken up and read the second time by title.

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

In Section 1, line 24, page 3, after "a governmental agency" strike the semi-colon and insert the following: or existing in a county having a home rule charter under the Florida Constitution;

Senator Deeb offered the following substitute amendment which failed:

In Section 1, line 24, page 3, after "a governmental agency" strike semicolon and insert the following: or existing in a county having a home rule charter under the Florida Constitution, which Chartered County regulates said utilities within its county.

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

On motion by Senator Daniel, the rules were waived and SB 610 was read the third time by title, passed and certified to the House. The vote was:

Yeas—35

Mr. President	Ducker	Knopke	Slade
Askew	Fincher	Lane	Stolzenburg
Barron	Gong	McClain	Stone
Barrow	Haverfield	Ott	Thomas
Beaufort	Henderson	Plante	Trask
Bell	Hollahan	Pope	Weber
Broxson	Horne	Poston	Weissenborn
Daniel	Johnson	Reuter	Williams
Deeb	Karl	Shevin	

Nays—1

Scarborough

ABSTENTION FROM VOTING

I have recused myself from voting on this bill because of a possible question of conflict of interest, in that the law firm of which I am a member represents an entity which may be affected by this bill.

Kenneth M. Myers, 45th District

SB 611 was taken up, together with:

By the Committee on Judiciary—

CS for SB 611—A bill to be entitled An act relating to narcotics and dangerous drugs; creating chapter 858, Florida Statutes, to be known and cited as "The Florida Unlawful Use or Possession of Controlled Dangerous Substances Act"; defining a controlled dangerous substance and giving other definitions; making unlawful the manufacture, distribution or production of a controlled dangerous substance; making unlawful the dispensing, delivering or selling of a controlled dangerous substance; making unlawful the dispensing, delivering or selling to a person under the age of eighteen (18) years of a controlled dangerous substance; making unlawful the use or possession of a controlled dangerous substance; making unlawful the acquiring or obtaining possession by misrepresentation, fraud, deception or subterfuge of a controlled dangerous substance; making unlawful the conspiring to commit any act prohibited herein with a controlled dangerous substance; making unlawful the possession or sale of any device, instrument or paraphernalia used for the unlawful injecting, smoking, or using a controlled dangerous substance; providing penalties therefor; making the use or possession of a small amount of marijuana or the passing to another of a small amount of marijuana for no remuneration a misdemeanor and

establishing the criminal penalty therefor; providing for the withholding of the adjudication of guilty of a first offender and placing said person on probation, further providing for the expungement of the record, upon satisfactory completion of probationary term of a person under twenty-one (21) years of age, by the court; providing increased criminal penalties for second and subsequent offenders of any violation under this act; defining a continuing criminal enterprise and providing for increased penalties including confiscation of assets for a person convicted of a violation of this chapter who is found by the court to be engaged in a continuing criminal enterprise; providing for the forfeiture of any controlled dangerous substance and all conveyances including aircraft, vehicles or vessels used or intended to be used in the transportation, sale or concealment of controlled dangerous substances, together with all books, records, and research including formulas and data intended to be used in violation of this act; providing for "no-knock" search warrants and establishing the procedure in obtaining the same; making public nuisances places where controlled dangerous substances are illegally kept, sold or used; providing a severability clause; repealing sections 398.131, 398.14, 398.15, 398.19, 398.22, 398.24, 404.041, 404.07, 404.08, 404.09, 404.10 and 404.15, Florida Statutes, amending section 398.03, Florida Statutes, to provide penalties for violation thereof; amending section 404.02, Florida Statutes, to remove the unlawful possession of dangerous drugs therefrom; providing an effective date.

—which was read the first time by title and SB 611 was laid on the table.

On motion by Senator Ott, the rules were waived and CS for SB 611 was read the second time by title.

Senators Shevin and Bafalis offered the following amendment which was moved by Senator Shevin:

In Section 1, line 27, page 8, strike all of subparagraph 3(b)

Senator Friday offered the following substitute amendment which was adopted:

Line 29, page 8, strike "under this act" and insert the following: for a violation of law concerning a controlled dangerous substance

The vote was:

Yeas—27

Mr. President	Ducker	Karl	Reuter
Barron	Fincher	Knopke	Scarborough
Beaufort	Friday	Lane	Stone
Bell	Gong	McClain	Trask
Bishop	Gunter	Myers	Weissenborn
Broxson	Hollahan	Ott	Williams
Daniel	Horne	Poston	

Nays—9

Bafalis	Johnson	Shevin	Weber
Deeb	Pope	Stolzenburg	
Haverfield	Sayler		

Pending consideration of CS for SB 611 as amended, the hour of adjournment having arrived, a point of order was called and the Senate recessed at 12:35 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—48:

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	Wilson
Daniel	Johnson	Sayler	Young

On motion by Senator Friday, by two-thirds vote, HB 4345 was withdrawn from the Committee on Ways and Means.

On motion by Senator Friday, by two-thirds vote, HB 3950 was withdrawn from the Committee on Education.

On motion by Senator Thomas, by two-thirds vote, CS for HB 3365 was withdrawn from the Committee on Commerce and Licensed Businesses.

On motions by Senator Chiles, by two-thirds vote, House Bills 3689, 3690, 3695 and 3847 were withdrawn from the Committee on Ways and Means.

On motions by Senator Hollahan, by two-thirds vote, House Bills 4161 and 4435 were withdrawn from the Committee on Commerce and Licensed Businesses.

On motion by Senator Weber, by two-thirds vote, House Bill 4116 was withdrawn from the Committee on Commerce and Licensed Businesses and placed on the local calendar.

On motion by Senator Lane, by two-thirds vote, HB 4011 was withdrawn from the Committee on Natural Resources and Conservation and re-referred to the Committee on Rules and Calendar.

On motions by Senator Stone, by two-thirds vote, HB 3894 and CS for HB 3896 and CS for CS for HB 3882 were withdrawn from the Committee on Ways and Means.

On motion by Senator Scarborough, by two-thirds vote, SB 1531 was withdrawn from the Committee on Rules and Calendar and from the Senate.

Senator Friday announced that immediately after consideration of SB 611, the following bills would be considered as special order: SB 978, SB 979, SB 980, SB 981, SB 982, SB 1238, HB 4107, SB 586, HB 2022, HB 4097, HB 4104, HB 4091, SB 1136, SB 1053, and SB 1073.

On motions by Senator Boyd, by two-thirds vote, HB 3951 and CS for HB 3893 were withdrawn from the Committees on Education and Ways and Means.

On motion by Senator Boyd, by two-thirds vote, HB 4029 was withdrawn from the Committee on Education.

On motion by Senator Boyd, by two-thirds vote, SB 1300 was withdrawn from the Committee on Education and from the Senate.

On motion by Senator Myers, by two-thirds vote, HB 4753 was withdrawn from the Committee on Governmental Organization and re-referred to the Committee on Rules and Calendar.

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

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.

—which was read the second time by title. On motion by Senator Myers, the rules were waived and SB 1579 was read the third time by title, passed and certified to the House. The vote was: Yeas—36 Nays—None

Mr. President	de la Parte	Lane	Stolzenburg
Askew	Fincher	McClain	Stone
Barrow	Friday	Myers	Thomas
Beaufort	Gong	Plante	Trask
Bell	Gunter	Poston	Weber
Bishop	Henderson	Reuter	Weissenborn
Boyd	Hollahan	Saunders	Williams
Chiles	Johnson	Sayler	Wilson
Deeb	Karl	Shevin	Young

The Senate resumed consideration of—

SPECIAL ORDER

CS for SB 611—A bill to be entitled An act relating to narcotics and dangerous drugs; creating chapter 858, Florida

Statutes, to be known and cited as "The Florida Unlawful Use or Possession of Controlled Dangerous Substances Act"; defining a controlled dangerous substance and giving other definitions; making unlawful the manufacture, distribution or production of a controlled dangerous substance; making unlawful the dispensing, delivering or selling of a controlled dangerous substance; making unlawful the dispensing, delivering or selling to a person under the age of eighteen (18) years of a controlled dangerous substance; making unlawful the use or possession of a controlled dangerous substance; making unlawful the acquiring or obtaining possession by misrepresentation, fraud, deception or subterfuge of a controlled dangerous substance; making unlawful the conspiring to commit any act prohibited herein with a controlled dangerous substance; making unlawful the possession or sale of any device, instrument or paraphernalia used for the unlawful injecting, smoking, or using a controlled dangerous substance; providing penalties therefor; making the use or possession of a small amount of marijuana or the passing to another of a small amount of marijuana for no remuneration a misdemeanor and establishing the criminal penalty therefor; providing for the withholding of the adjudication of guilty of a first offender and placing said person on probation, further providing for the expungement of the record, upon satisfactory completion of probationary term of a person under twenty-one (21) years of age, by the court; providing increased criminal penalties for second and subsequent offenders of any violation under this act; defining a continuing criminal enterprise and providing for increased penalties including confiscation of assets for a person convicted of a violation of this chapter who is found by the court to be engaged in a continuing criminal enterprise; providing for the forfeiture of any controlled dangerous substance and all conveyances including aircraft, vehicles or vessels used or intended to be used in the transportation, sale or concealment of controlled dangerous substances, together with all books, records, and research including formulas and data intended to be used in violation of this act; providing for "no-knock" search warrants and establishing the procedure in obtaining the same; making public nuisances places where controlled dangerous substances are illegally kept, sold or used; providing a severability clause; repealing sections 398.131, 398.14, 398.15, 398.19, 398.22, 398.24, 404.041, 404.07, 404.08, 404.09, 404.10 and 404.15, Florida Statutes, amending section 398.03, Florida Statutes, to provide penalties for violation thereof; amending section 404.02, Florida Statutes, to remove the unlawful possession of dangerous drugs therefrom; providing an effective date.

Was taken up, having been read the second time and amended at the morning session this day.

Senators Shevin and Bafalis offered the following amendment which was moved by Senator Shevin and failed:

In Section 1, line 22, page 19, strike: All of 858.11 (line 22 of Page 19 through line 24 on Page 20)

Senators Shevin and Bafalis offered the following amendment which was moved by Senator Shevin and failed:

In Section 1, line 4, page 8, strike "under eighteen (18) years of age, who is at least three (3) years his junior, and insert the following: under twenty-one (21) years,

Senators Shevin and Bafalis offered the following amendment which was moved by Senator Shevin and failed:

In Section 1, line 9, page 10, strike "one" and insert five

Senators Shevin and Bafalis offered the following amendment which was moved by Senator Shevin and failed:

In Section 1, line 3, page 11, strike "one" and insert five

Senators Shevin and Bafalis offered the following amendment which was moved by Senator Shevin and failed:

In Section 1, line 1, page 9, strike: "or delivers to another"

Senators Shevin and Bafalis offered the following amendment which was moved by Senator Shevin and failed:

In Section 1, line 4, page 9, strike "misdemeanor" and insert felony

Senator Friday offered the following amendment which was adopted:

In Section 858.03, lines 8, 9 and 10, page 7, strike "Except as authorized by Chapters 398 and 404, Florida Statutes, it shall be unlawful for any person knowingly or intentionally:" and insert the following: It shall be unlawful for any person (other than persons exempted from the application of the delivery and possession prohibitions of Chapter 404, Florida Statutes, and other than persons authorized by Chapter 398, Florida Statutes) knowingly or intentionally:

Senator Friday offered the following amendment which was adopted:

In Section 858.02, line 12, page 6, after the period following the word "process" add the following: The term "manufacturer" or "manufacture" as used herein shall not apply to any duly licensed manufacturer of controlled dangerous substance for lawful distribution.

Senator Wilson offered the following amendment which was adopted:

In Section 1, line 17, page 14, strike "858.10 continuing Criminal Enterprise entire section to page 19 line 21".

On motion by Senator Chiles, the rules were waived and SB 611 as amended was read the third time by title.

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

After Section 4, after line 10, page 30, insert the following: Section 5. Paragraph (e) of subsection (1) of section 465.101 is amended to read:

465.101 Authority to revoke or suspend licenses.—

(1) The board of pharmacy may revoke or suspend the license and registration certificate of any registered pharmacist, after giving such pharmacist reasonable notice and an opportunity to be heard, who shall have:

(e) Violated any of the requirements of this chapter or of chapter 500, known as the Florida food, drug and cosmetic law or of § 301, through 392 of title 21, United States code, known as the federal food, drug and cosmetic act, or of chapter 398, known as the uniform narcotics law, or of chapter 404, known as the Florida Drug Abuse Law or of chapter 858, known as the Florida Unlawful Use of Possession of Controlled Dangerous Substances Act.

Renumber remaining sections

Senator Ott offered the following amendment which was adopted:

In title, line 16, page 3, after the words "therefrom," insert: amending section 465.101(1)(e) to make a violation of this act grounds for revocation or suspension of license and registration certificate of pharmacist;

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

Line 18, page 2, strike: "defining a continuing criminal enterprise and providing for increased penalties including confiscation of assets for a person convicted of a violation of this chapter who is found by the court to be engaged in a continuing criminal enterprise"

Senator Horne presiding.

CS for SB 611 as further amended was read by title, passed and ordered engrossed. The vote was:

Yeas—36

Mr. President	de la Parte	Johnson	Reuter
Barron	Ducker	Karl	Scarborough
Barrow	Fincher	Knopke	Stone
Beaufort	Friday	Lane	Thomas
Bell	Gong	McClain	Trask
Bishop	Gunter	Myers	Weber
Broxson	Haverfield	Ott	Weissenborn
Chiles	Hollahan	Plante	Williams
Daniel	Horne	Poston	Wilson

Nays—7

Bafalis	Deeb	Sayler	Young
Boyd	Pope	Shevin	

HB 860—A bill to be entitled An act relating to unemployment compensation; amending paragraphs (a) and (c) of section 443.04(2) Florida Statutes, to provide that the maximum weekly benefit amount shall be \$47.00; repealing obsolete transition provisions; and providing an effective date.

Was taken up and read the second time by title. On motion by Senator Mathews, the rules were waived and HB 860 was read the third time by title, passed and certified to the House. The vote was:

Yeas—42

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

Nays—1

Lane

HB 3626—A bill to be entitled An act relating to workmen's compensation; amending section 440.12(2) and (3), Florida Statutes, increasing the weekly compensation rate; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Mathews, the rules were waived and HB 3626 was read the third time by title, passed and certified to the House. The vote was:

Yeas—41

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

Nays—2

Bishop Lane

HB 4120—A bill to be entitled An act relating to consolidated returns for Florida corporations; amending section 199.102, Florida Statutes; providing for stock ownership requirements and qualifications; providing an effective date.

Was taken up and read the second time by title.

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

In Section 1, on page 2, line 15, strike "and the intangible personal property of the affiliated group except that of the parent" and insert the following: of the affiliated group and the intangible personal property of any members of an affiliated group, except the parent, which hold certificates of authority under chapter 624, Part III, Florida Statutes,

On motion by Senator Mathews, the rules were waived and HB 4120 as amended was read the third time by title, passed and certified to the House. The vote was:

Yeas—42

Mr. President	Barron	Beaufort	Boyd
Bafalis	Barrow	Bell	Broxson

Chiles	Haverfield	Ott	Stone
Daniel	Henderson	Plante	Trask
Deeb	Hollahan	Pope	Weber
de la Parte	Horne	Poston	Weissenborn
Ducker	Karl	Reuter	Williams
Fincher	Knopke	Sayler	Wilson
Friday	Lane	Scarborough	Young
Gong	McClain	Shevin	
Gunter	Myers	Stolzenburg	

Nays—1

Bishop

The President presiding.

Senator Chiles moved that the bills added to the special order this day following SB 611 be placed at the foot of the Special Order Calendar. The motion was adopted.

SB 1048—A bill to be entitled An act relating to shrimp preserves; amending sections 370.15(6), 370.151(5), (8), and 370.152(8), Florida Statutes, making unauthorized shrimping in closed areas therein described a felony; providing penalties; amending chapter 370, Florida Statutes, by adding section 370.153, providing for revocation of and ineligibility to apply for a shrimp permit in the event of such unauthorized shrimping; providing an effective date.

Was taken up and read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was adopted on motion by Senator Thomas:

In Section 3, line 22, page 4, strike "receipt of notice" and insert *knowledge*

The Committee on Natural Resources and Conservation offered the following amendment which was adopted on motion by Senator Thomas:

In Section 3, line 25, page 4, strike "actual notice" and insert *knowledge*

The Committee on Natural Resources and Conservation offered the following amendment which was adopted on motion by Senator Thomas:

In Section 3, line 5, page 5, after "may" insert the following: , upon conviction,

The Committee on Natural Resources and Conservation offered the following amendment which was adopted on motion by Senator Thomas:

In Section 5, line 23, page 5, strike "upon becoming a law." and insert the following: July 1, 1970.

On motion by Senator Thomas, the rules were waived and SB 1048 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—38 Nays—None

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

The President Pro Tempore presiding.

Senator Horne presiding.

SB 1042 was taken up, together with:

By the Committee on Ways and Means—

CS for SB 1042—A bill to be entitled An act relating to the creation of State Recreation Areas; amending chapter 253, Florida Statutes, by adding section 253.76, to provide for

public use of all land lying between the extreme low tide of the Atlantic Ocean, Gulf of Mexico, or Straits of Florida and the line of vegetation as defined in the act; providing definitions; declaring all public rights and easements in the land between the extreme low tide and the line of vegetation as vested exclusively in the state with the Board of Trustees of the Internal Improvement Trust Fund as the agency responsible for the management and control of these lands; granting said Board the power to regulate improvements upon such lands; exempting all applicable land from ad valorem taxation but not the improvements thereon; providing an effective date.

—which was read the first time by title and SB 1042 was laid on the table.

On motions by Senator Chiles, the rules were waived and CS for SB 1042 was read the second time by title, the third time by title, and failed to pass. The vote was:

Yeas—21

Mr. President	Ducker	Knopke	Shevin
Askew	Gong	Lane	Williams
Beaufort	Gunter	Myers	Wilson
Broxson	Haverfield	Plante	
Chiles	Hollahan	Reuter	
de la Parte	Karl	Scarborough	

Nays—21

Bafalis	Daniel	McClain	Weber
Barron	Deeb	Pope	Weissenborn
Barrow	Fincher	Poston	Young
Bell	Henderson	Saunders	
Bishop	Horne	Saylor	
Boyd	Johnson	Stolzenburg	

ABSTENTION FROM VOTING

The Senator from the 35th District, pursuant to Senate Rules 1.35 and 1.36, does disqualify himself from voting on CS for SB 1042.

Jerry Thomas, 35th District

The President presiding.

SJR 916—A joint resolution proposing an amendment to Article XII, section 9(a), of the State Constitution to delete the prohibition against the issuance of revenue bonds under the authority of Article IX, section 17, of the Constitution of 1885, as amended; providing that revenue bonds, revenue certificates, or other evidences of indebtedness hereafter issued thereunder may be issued by the agency of the state authorized to do so by law.

Was taken up and read the second time by title. On motion by Senator Weissenborn, the rules were waived and SJR 916 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—22

Mr. President	Friday	Lane	Stone
Askew	Gong	McClain	Thomas
Bell	Haverfield	Plante	Weissenborn
de la Parte	Henderson	Poston	Williams
Ducker	Hollahan	Scarborough	
Fincher	Knopke	Shevin	

Nays—14

Bafalis	Bishop	Reuter	Wilson
Barron	Boyd	Saylor	Young
Barrow	Daniel	Stolzenburg	
Beaufort	Deeb	Weber	

On motion by Senator Friday, it was agreed by two-thirds vote that when the Senate adjourns it adjourn to reconvene at 8:00 a.m. June 3, 1970.

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 2, 1970
President of the Senate

Sir:

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

SB 1499	SB 1496	SB 1495
SB 1494	SB 1478	SB 1506
SB 1514	SB 1509	SB 1513
SB 1515	SB 1516	SB 1517
SB 1523	SB 1546	SB 1538
SB 1532	SB 1528	SB 1547
SB 1163		

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable John E. Mathews, Jr. June 2, 1970
President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives has receded from amendments to SB 1535.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable John E. Mathews, Jr. June 2, 1970
President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives has adopted SCR 790.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable John E. Mathews, Jr. June 2, 1970
President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives has passed SB 628.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

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

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 concurred in Senate amendments to—

CS for HB 3898	HB 4022	HB 4373
HB 4305	HB 5197	HB 5269
HJR 792	HB 5243	

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable John E. Mathews, Jr. June 2, 1970
President of the Senate

Sir:

I am directed to inform the Senate that the Speaker of the House of Representatives has appointed Representatives Holloway, Conway and Reed as a Conference Committee to confer

with a like committee on the part of the Senate to adjust the differences on Senate amendment to HB 4162.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable John E. Mathews, Jr. June 2, 1970
President of the Senate

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

By the Committee on Agriculture—

HB 5194—A bill to be entitled An act relating to the department of agriculture and consumer services; providing an appropriation from the general inspection trust fund to construct, equip and furnish chemical laboratories and testing complex and to renovate laboratory space vacated in the Mayo Building; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 5194, contained in the above message, was read the first time by title and referred to the Committee on Agriculture.

On motion by Senator Hollahan, by two-thirds vote, HB 5194 was withdrawn from the Committee on Agriculture.

Unanimous consent was granted Senator Hollahan to take up HB 5194 out of order. On motions by Senator Hollahan, the rules were waived and HB 5194 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	Fincher	Knopke	Stone
Askew	Friday	Lane	Trask
Barrow	Gong	McClain	Weber
Beaufort	Gunter	Ott	Weissenborn
Bell	Henderson	Plante	Williams
Bishop	Hollahan	Poston	Wilson
Boyd	Johnson	Shevin	Young
Deeb	Karl	Stolzenburg	

The Honorable John E. Mathews, Jr. June 2, 1970
President of the Senate

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

By Representative Renick and others—

HCR 5151—A concurrent resolution commending Ted Bridis for his determination and bravery in overcoming the handicaps inflicted by the tragedy of war.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HCR 5151, contained in the above message, was read the first time in full and placed on the Calendar.

The Honorable John E. Mathews, Jr. June 2, 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 Representative Brantley and others—

HB 4438—A bill to be entitled An act amending Section 14.08 of Article 14 of Chapter 67-1320, Laws of Florida, as amended, being the Charter of the City of Jacksonville, as to compensation of the Duval County School Board; providing compensation, if any, shall be such salary as may be set by the City Council; providing an effective date.

Proof of Publication attached.

Amendment 1—

In Section 2, line 28, page 1, insert the following: Section 2. Before the City Council shall act on any pay request, the School Board members must request the same by written resolution voted on favorably by three-fifths (3/5) of the total membership of the said School Board.

Renumber Section 2 to read Section 3.

Amendment 2—

In Section 1, line 19, page 1, insert the following: after the comma on line 19, “not to exceed that amount provided in State Law for uniform pay of public officials.”

—and requests the Senate to recede therefrom.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

Senator Friday presiding.

On motions by Senator Scarborough, the Senate receded from Senate amendments 1 and 2 to HB 4438.

HB 4438 passed and was certified to the House. The vote was: Yeas—37 Nays—None

Askew	Friday	Ott	Thomas
Barrow	Gong	Plante	Trask
Beaufort	Haverfield	Pope	Weber
Bell	Hollahan	Poston	Weissenborn
Bishop	Horne	Reuter	Williams
Chiles	Johnson	Sayler	Wilson
Daniel	Karl	Scarborough	Young
Deeb	Knopke	Shevin	
de la Parte	Lane	Slade	
Ducker	McClain	Stone	

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 as amended—

By the Committee on Elections—

HB 4144—A bill to be entitled An act relating to elections; amending section 99.161, Florida Statutes, by adding subsection (16), directing the department of state and the clerks of the circuit courts to make periodic audits of contribution and expenditure reports of certain candidates and executive committees; authorizing the issuance of subpoenas to compel the attendance of witnesses and the production of books and records; authorizing the department of state and the clerks of the circuit courts to require the filing, completion, or correction of reports and to file petitions and complaints pursuant to section 104.27, Florida Statutes; providing for the withholding of certificates of nomination or election; providing an effective date.

By Representative Brantley—

HB 4701—A bill to be entitled An act relating to the state personnel board, amending section 110.092(3), Florida Statutes, relating to political activities and unlawful acts; exempting from the provisions thereof activities of licensed private employment agencies whose services are requested by any state agency, board, department or commission; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 4144, contained in the above message, was read the first time by title and referred to the Committee on Judiciary.

HB 4701, contained in the above message, was read the first time by title. On motion by Senator Friday the rules were waived and the bill was placed on the Calendar.

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

Sir:

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

By Representative Robinson—

HB 3604—A bill to be entitled An act relating to education; providing for the establishment of an environmental education program for the state; creating an advisory council; providing for an appropriation; providing an effective date.

By Representative Glisson and others—

HB 3974—A bill to be entitled An act establishing the Bicentennial Commission of Florida to plan and develop Florida's participation in the two hundredth commemoration of The American Revolution from 1970-1983; providing for the appointment of members and the powers and duties of the commission; transferring the commission to the department of commerce by a type one (1) transfer; providing for termination; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

House Bills 3604 and 3974, contained in the above message, were read the first time by title and referred to the Committee on Ways and Means.

The Honorable John E. Mathews, Jr. June 1, 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 Crime & Law Enforcement—

CS for HB 1508—A bill to be entitled An act relating to the department of natural resources and game and fresh water fish commission; adding section 372.071, F. S.; authorizing arrests by agents of the department of natural resources and the game and fresh water fish commission based on information relayed to them by other officers stationed on the ground or in the air, in cases involving certain violations of deer and alligator protection laws; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

CS for HB 1508, 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. June 2, 1970
President of the Senate

Sir:

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

By Representative Crabtree—

HB 1018—A bill to be entitled An act relating to civil procedure; amending section 45.031 (7), Florida Statutes; providing that the successful bid on an execution sale does not determine value for purpose of a deficiency judgment; amending chapter 46, Florida Statutes, to allow actions pertaining to air and water pollution; amending section 48.051, Florida Statutes, to eliminate requirement of service of process on the division of corrections in matters relating to prisoners; amending section 48.19, Florida Statutes, to restore the word "aircraft," inadvertently omitted in the 1967 revision of the section; amending section 49.071, Florida Statutes, to clarify constructive service on unknown persons; amending section 51.011, Florida Statutes, to reduce the period required for notice of trial by jury and to provide for trial by the court if jury trial is not demanded within specified time; amending section 56.21, Florida Statutes, to reduce the time of advertisement and notice from execution sales; amending section 56.27, Florida Statutes, relating to executions; payment to execution creditor of money collected; amending section 56.29, Florida Statutes, relating to proceedings supplementary; amending section 64.071, Florida Statutes, to require sale on partition of property to be by the clerk of the court; amending section 68.06, Florida Statutes, to eliminate requirement that a defendant deny consideration or execution "under oath"; amending sections 82.071, 82.081, 82.091 and 82.101, Florida Statutes, to specify that trial may be by the court as well as by jury; amending sections 48.011 and 66.041, Florida Statutes, to conform to rules adopted by the Supreme Court of Florida; amending chapter 48, Florida Statutes, by adding section 48.151(7) to define what constitutes substituted services in certain prescribed circumstances; amending chapter 77, Florida Statutes, by adding section 77.081(3) to give a garnishee one (1) year from entry of a judgment in default to apply for a reduction of the judgment to the amount of the debt; repealing section 56.071, Florida Statutes, relating to execution on equities of redemption; repealing section 702.02, Florida Statutes, relating to foreclosure procedure; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 1018, contained in the above message, was read the first time by title and referred to the Committee on Judiciary.

The Honorable John E. Mathews, Jr. June 2, 1970
President of the Senate

Sir:

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

By Representative Graham and others—

HCR 5038—A House Concurrent Resolution creating a joint committee to study the possibilities of establishing a regional organization in the South Florida area and to file a report on its findings with the legislature not later than March 1, 1972.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HCR 5038, contained in the above message, was read the first time in full and referred to the Committee on Rules and Calendar.

The Honorable John E. Mathews, Jr. June 2, 1970
President of the Senate

Sir:

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

By Representative Robinson—

HCR 5049—A concurrent resolution recognizing the good ship Heritage as Florida's representative in national competition for the America's cup.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable John E. Mathews, Jr. June 2, 1970
President of the Senate

Sir:

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

By Representatives Randell and Walker—

HCR 5309—A concurrent resolution expressing the Legislature's regret at the passing of Elbert L. Stewart.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

House Concurrent Resolutions 5049 and 5309, contained in the above messages, were read the first time in full and placed on the Calendar.

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 as amended—

By the Committee on Crime & Law Enforcement—

HB 4759—A bill to be entitled An act relating to criminal procedures; renumbering and amending certain sections of present chapters 901, 902, 903, 905, 907, 909, 910, 913, 914, 915, 916, 917, 918, 919, 920, 921, 922, 924, 925, and 932, Florida Statutes, by deleting provisions superseded by the Florida Rules of Criminal Procedure; deleting obsolete and unnecessary language; amending chapter 910, Florida Statutes, by adding section 910.005 relating to the state's criminal jurisdiction; creating chapter 900, Florida Statutes, containing general criminal procedure provisions; transferring certain sections dealing with substantive crimes to chapters 811, 831, and 839, Florida Statutes; transferring certain sections dealing with the regulation of bail bondsmen to chapter 648, Florida Statutes; repealing sections 901.03, 901.05, 901.13, 902.01, 902.02, 902.03, 902.04, 902.05, 902.06, 902.07, 902.08, 902.09, 902.10, 902.11, 902.12, 902.13, 902.14, 902.18, 903.01, 903.04, 903.07, 903.12, 903.13, 903.19, 903.23, 903.24, 903.25, 904.01, 904.02, 906.01, 906.02, 906.03, 906.04, 906.05, 906.06, 906.07, 906.08, 906.09, 906.10, 906.11, 906.12, 906.13, 906.14, 906.15, 906.16, 690.17, 906.18, 906.20, 906.21, 906.23, 906.24, 906.25, 906.26, 906.27, 906.28, 906.29, 907.01, 907.02, 907.03, 908.01, 908.02, 908.03, 909.01, 909.02, 909.03, 909.05, 909.06, 909.07, 909.08, 909.09, 909.10, 909.11, 909.12, 909.13, 909.14, 909.15, 909.16, 909.17, 909.19, 909.20, 909.22, 911.01, 911.02, 911.03, 911.04, 911.05, 911.06, 911.07, 911.08, 911.09, 911.10, 912.01, 913.01, 913.02, 913.04, 913.05, 913.06, 913.07, 913.09, 913.11, 914.01, 916.02, 916.03, 916.04, 916.05, 916.06, 916.07, 916.08, 917.01, 917.02, 918.01, 918.02, 918.08, 918.09, 919.01, 919.02, 919.03, 919.04, 919.05, 919.06, 919.07, 919.08, 919.09, 919.10, 919.11, 919.12, 919.13, 919.14, 919.15, 919.16, 919.17, 919.18, 919.19, 919.20, 919.21, 919.22, 920.01, 920.03, 920.04, 920.05, 920.06, 920.07, 920.08, 920.09, 921.01, 921.02, 921.025, 921.03, 921.04, 921.05, 921.06, 921.07, 921.08, 921.10, 921.11, 921.13, 921.14, 921.17, 921.19, 921.24, 921.25, 922.01, 922.03, 922.05, 922.13, 924.01, 924.10, 924.11, 924.12, 924.13, 924.21, 924.23, 924.24, 924.25, 924.26, 924.27, 924.29, 924.30, 924.32, 924.36, 924.39, 924.40, 925.04, 932.08, 932.09, 932.10 and 932.11, Florida Statutes; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 4759, contained in the above message, was read the first time by title and referred to the Committee on Judiciary.

The Honorable John E. Mathews, Jr. June 2, 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 Labor & Industry—

CS for HB 3806—A bill to be entitled An act relating to child labor; amending sections 450.011, 450.021, 450.061(1)(g), 450.071, 450.111(2)(b), and 450.151, Florida Statutes; to clarify cross references and delete obsolete provisions; to revise the definition of "farm work"; to modify certain restrictions relating to driving tractors and places of employment; to conform to section 562.13; to increase age limit for deleterious employments; and to provide an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

CS for HB 3806, contained in the above message, was read the first time by title and referred to the Committee on Agriculture.

The Honorable John E. Mathews, Jr. June 2, 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 Representative Westberry and others—

HB 4165—A bill to be entitled An act amending Section 14.11 of Article 14 of Chapter 67-1320, Laws of Florida, as amended, being the Charter of the City of Jacksonville relating to the Duval County School Board; providing that unless otherwise directed by the Council of the City of Jacksonville that the Duval County School Board shall utilize the services of the Central Services Department of the City of Jacksonville except that the Duval County School Board and the Superintendent of Schools and their employees shall employ instructional personnel for the school system under the regulations set forth by the Duval County School Board; providing further that the Duval County School Board may in cooperation with the Central Services Department establish a school awards committee consisting of not less than three (3) nor more than five (5) members, one of whom shall be the chief purchasing officer of the City, or his delegate, and the remaining members shall be appointed by the Duval County School Board either from members of said Board or employees thereof; providing that purchasing and contract awards made by said committee shall be binding upon the Duval County School Board without further action by the Duval County School Board; repealing all conflicting laws; providing for severability; providing an effective date.

Proof of Publication attached.

Amendment 1—

In Section 1, line 29, page 2-4, strike: beginning page 2, line 29 through page 4, line 11.

Amendment 2—

In Title, line 18, page 1, after semicolon (;) strike everything through line 1, page 2.

—and requests the Senate to recede therefrom.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Scarborough, the Senate receded from Senate amendments 1 and 2 to HB 4165.

HB 4165 passed and was certified to the House. The vote was: Yeas—33 Nays—None

Mr. President	Deeb	Karl	Thomas
Bafalis	de la Parte	Knopke	Weber
Barron	Ducker	Lane	Weissenborn
Barrow	Friday	McClain	Williams
Beaufort	Gunter	Plante	Wilson
Bell	Haverfield	Poston	Young
Boyd	Hollahan	Scarborough	
Broxson	Horne	Slade	
Daniel	Johnson	Stone	

The Honorable John E. Mathews, Jr. June 2, 1970
President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives has concurred in Senate Amendments 1, 2 and 3 to—

By Representatives Firestone and Whitworth—

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.

—and has amended Senate Amendment 4.

Senate amendment 4—

In Title, line 4, page 1, insert after the word “districts” the following: “in all counties having a population in excess of 450,000,”

House amendment to Senate amendment 4—

and on line 8, strike the word “tenure”

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Stone, the Senate concurred in the House amendment to Senate amendment 4 to HB 399, and the amendment as amended was adopted.

HB 399 passed as further amended and was certified to the House. The vote was: Yeas—40 Nays—None

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

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 Henderson—

SB 522—A bill to be entitled An act relating to the board of trustees of the internal improvement trust fund; amending section 253.02, Florida Statutes, by adding subsection (4) to provide the board of trustees with the power of eminent domain over submerged lands; providing an effective date.

Amendment 1—

On page 1, following line 20, insert new subsection (5) to read as follows:

(5) The board of trustees shall be a necessary party to any action or petition which seeks to acquire submerged lands or lands lying beneath any navigable waters in the state through eminent domain proceedings.

Amendment 2—

On page 1, lines 21 & 22, strike “upon becoming a law” and insert the following:

July 1, 1970

Amendment 3—

On page 1, line 9, strike the semicolon and insert the following:

; by adding subsection (5) to provide that the board shall be a necessary party in eminent domain proceedings involving submerged lands and lands under navigable waters;

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Henderson, the Senate concurred in House amendments 1, 2 and 3 to SB 522.

SB 522 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—37 Nays—None

Mr. President	Ducker	McClain	Stolzenburg
Askew	Friday	Ott	Trask
Bafalis	Gong	Plante	Weber
Barrow	Gunter	Poston	Weissenborn
Beaufort	Henderson	Reuter	Williams
Bell	Hollahan	Saunders	Wilson
Bishop	Horne	Sayler	Young
Boyd	Johnson	Scarborough	
Broxson	Karl	Shevin	
Deeb	Knopke	Slade	

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 Senators Gunter and Trask—

SB 1303—A bill to be entitled An act relating to citrus; amending subsection (3) of Section 601.10, Florida Statutes; eliminating the \$150,000.00 limitation on salaries of persons employed in the headquarters of the Commission in its actual administrative departments; and authorizing the payment of retirement and other fringe benefits to employees in foreign countries in accordance with the laws in effect in the country of employment; providing for an effective date.

Amendment 1—

On page 2, line 16, after the word “employment”, strike all of the remaining section and add the following:

, providing that no benefits will be payable to employees not authorized for other state employees, as provided in the career service system.

Amendment 2—

In Title on page 1, line 14, following the semicolon insert the following:

providing that no benefits will be payable to employees not authorized for other state employees as provided in the career service system;

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Gunter, the Senate concurred in House amendments 1 and 2 to SB 1303.

SB 1303 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—34 Nays—None

Mr. President	Chiles	Karl	Stolzenburg
Askew	Deeb	Knopke	Trask
Bafalis	Ducker	McClain	Weber
Barron	Friday	Ott	Weissenborn
Barrow	Gong	Plante	Williams
Beaufort	Gunter	Poston	Wilson
Bell	Hollahan	Saunders	Young
Bishop	Horne	Saylor	
Boyd	Johnson	Slade	

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 as amended—

By Representative Whitson and others—

HB 3620—A bill to be entitled An act relating to dredge and fill permits, approval by trustees of internal improvement trust fund; amending chapter 253, Florida Statutes, by adding new section 253.1281, providing action relating to issuance of dredge and fill permits shall be subject to approval of such trustees with power to approve, reject or issue; providing an effective date.

By Representative Hodes—

HB 4604—A bill to be entitled An act creating the coastal coordinating council within the department of natural resources; providing its duties and functions; providing legislative intent; providing appropriations; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 3620, 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.

Senator Deeb requested unanimous consent to take up HB 3620 out of order. Senator Knopke objected.

HB 4604, 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

June 1, 1970

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

By the Committee on Natural Resources and Conservation—

CS for SB 442—A bill to be entitled An act relating to public lands, wilderness areas; establishing a state wilderness system; expressing legislative intent; providing definitions; prescribing the method by which the trustees of the internal improvement trust fund shall designate and establish wilderness areas; authorizing adoption of rules and regulations; providing that no lands so designated may be withdrawn except by legislative act; providing that each governmental unit submit recommendations prior to a certain time; providing an effective date.

Amendment 1—

On page 3, line 23, after the word “shall,” insert the following: upon recommendation of the state agency which manages any lands involved and

Amendment 2—

On page 4, line 11, after the word “may” insert the following: , upon recommendation of the state agency which manages such lands

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Ducker, the Senate concurred in House amendments 1 and 2 to CS for SB 442.

CS for SB 442 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—37 Nays—None

Mr. President	Ducker	McClain	Thomas
Askew	Fincher	Myers	Trask
Bafalis	Friday	Plante	Weber
Barrow	Gong	Pope	Weissenborn
Beaufort	Gunter	Poston	Williams
Bell	Hollahan	Saunders	Wilson
Bishop	Horne	Saylor	Young
Boyd	Johnson	Slade	
Daniel	Karl	Stolzenburg	
Deeb	Knopke	Stone	

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

June 2, 1970

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

By Senators Horne and Askew—

SB 985—A bill to be entitled An act relating to state public officers and employees; providing recomputation of retirement benefits to persons over sixty-five (65) years of age with ten (10) years of creditable service; adding section 112.362 to chapter 112, Florida Statutes; providing an effective date.

Amendment 1—

On page 1, line 25, following the sentence “No present retirement benefits shall be reduced under this computation.” insert:

Amounts necessary to provide for benefits and expenses hereunder on behalf of retired members receiving benefits pursuant to chapter 112.05 are hereby annually appropriated out of any moneys in the state treasury not otherwise appropriated.

Amendment 2—

On page 1, line 10, following the semicolon insert: providing an appropriation;

—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 and 2 to SB 985.

SB 985 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—32 Nays—None

Mr. President	Fincher	Knopke	Stolzenburg
Askew	Friday	McClain	Stone
Bafalis	Gong	Myers	Thomas
Barrow	Gunter	Plante	Trask
Beaufort	Hollahan	Poston	Weissenborn
Bell	Horne	Saunders	Williams
Bishop	Johnson	Shevin	Wilson
Daniel	Karl	Slade	Young

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

June 2, 1970

—and requests the concurrence of the Senate therein.

Sir:

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

By The Committee on Health, Welfare, and Institutions—

CS for SB 311—A bill to be entitled An act relating to the department of health and rehabilitative services, amending section 409.275, Florida Statutes; providing for food stamp programs in all counties of the state; providing for operations and administration; providing an appropriation; providing an effective date.

Which amendment reads as follows:

On page 2, lines 17 and 18, strike “upon its 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 Weissenborn, the Senate concurred in the House amendment to CS for SB 311.

CS for SB 311 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	Deeb	Myers	Stolzenburg
Askew	Fincher	Ott	Stone
Bafalis	Gong	Plante	Thomas
Barrow	Gunter	Pope	Trask
Beaufort	Hollahan	Poston	Weber
Bell	Johnson	Reuter	Weissenborn
Bishop	Karl	Saunders	Williams
Boyd	Knopke	Shevin	Wilson
Daniel	McClain	Slade	

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

June 2, 1970

Sir:

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

By Senator Karl—

SB 1111—A bill to be entitled An act relating to the public show or sale of horses; prohibiting the soring of horses for public show or sale; prohibiting the administration of certain drugs to horses for the purpose of public show or sale; providing definitions; providing for inspection of horses at public show or sale to determine violations; providing procedures for enforcement of this act; providing penalties; providing an appropriation; providing an effective date.

Amendment 1—

On page 4, lines 4-7, strike “regardless of the acts of third parties. Should the exhibitor be a minor, the parent or guardian of said minor shall be held responsible.”

Amendment 2—

On page 4, line 15, strike “felony and, upon conviction thereof, shall” and insert the following:

misdemeanor. For any second offense any person violating any provision of this act may be guilty of a felony and, upon conviction thereof may

Amendment 3—

On page 2, line 21, insert after the word “which” knowingly

Amendment 4—

On page 5, lines 11 and 12, strike “upon becoming law” and insert the following: July 1, 1970

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Karl, the Senate concurred in House amendments 1, 2, 3 and 4 to SB 1111.

SB 1111 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—32

Mr. President	Fincher	Myers	Slade
Askew	Gong	Ott	Stolzenburg
Bafalis	Henderson	Plante	Stone
Beaufort	Hollahan	Pope	Thomas
Bell	Horne	Poston	Trask
Boyd	Johnson	Reuter	Weber
Daniel	Karl	Saunders	Williams
Deeb	Knopke	Shevin	Wilson

Nays—1

Gunter

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 amendments—

By The Committee on Ways and Means—

CS for SB 444—A bill to be entitled An act relating to retirement; creating a consolidated “Florida retirement system except the retirement system for supreme court justices, district courts of appeal judges, and circuit judges; providing for the administration thereof and making appropriations; providing for the consolidation of liabilities and assets of all retirement trust funds except the judicial retirement trust fund; providing compulsory membership for certain state, county, school district, city, and special district officers and employees; providing employee and employer contribution for retirement and social security; providing for benefits, investments, and appropriations for same; consolidating laws constituting existing systems except the retirement system for supreme court justices, district courts of appeal judges, and circuit judges; providing for the promulgation of regulations and the taking of administrative action to implement the operation of act on its effective date; repealing sections 122.36-122.49, Florida Statutes, providing for Division C of the state and county officers and employees retirement system; providing an effective date.

Amendment 1—

On page 21, lines 3-19, strike lines 3 through 19

Amendment 2—

On page 4, line 10, strike the period and insert the following:

; provided, however, the governing body shall vest the rights of employees of any existing local retirement system not electing to transfer to the Florida retirement system.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Trask, the Senate concurred in House Amendments 1 and 2 to CS for SB 444.

CS for SB 444 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—40 Nays—None

Mr. President	Bell	Ducker	Hollahan
Askew	Bishop	Fincher	Horne
Bafalis	Boyd	Gong	Johnson
Barrow	Chiles	Gunter	Karl
Beaufort	Daniel	Henderson	Knopke

McClain	Poston	Slade	Weber
Myers	Reuter	Stolzenburg	Weissenborn
Ott	Saunders	Stone	Williams
Plante	Saylor	Thomas	Wilson
Pope	Shevin	Trask	Young

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 refused to concur in Senate amendments to—

By Representative Wilson and others—

HB 5242—A bill to be entitled An act amending subsection (b) of Section 5, Chapter 69-1472, Laws of Florida; relating to county-wide municipal occupational licenses in Pinellas County; providing for the distribution to the municipalities of proceeds received; providing for an effective date.

Proof of Publication attached.

Amendment 1—

In Section 2, page 1 after line 27, add a new section to read:

“Section 2. Amending Section 5, chapter 69-1472, Laws of Florida by removing the occupation of “attorneys” and the amount to be paid after said occupation.” (Renumber the remaining section accordingly.)

Amendment 2—

In Title, line 6, page 1, strike: all after word “received;” and insert the following: amending section 3, chapter 69-1472, Laws of Florida, to remove occupation of “attorneys”; providing for an effective date.

—and respectfully requests the Senate to recede therefrom.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Deeb, the Senate receded from Senate amendments 1 and 2 to HB 5242.

HB 5242 passed and was certified to the House. The vote was: Yeas—36 Nays—None

Mr. President	Deeb	Knopke	Slade
Askew	Ducker	McClain	Stone
Bafalis	Fincher	Myers	Thomas
Barrow	Friday	Ott	Trask
Bell	Gunter	Plante	Weber
Bishop	Hollahan	Poston	Weissenborn
Boyd	Horne	Saunders	Williams
Chiles	Johnson	Saylor	Wilson
Daniel	Karl	Shevin	Young

By direction of the President, the following report was read:

CONFERENCE COMMITTEE REPORT ON CS FOR HB 3117

The Honorable John E. Mathews, Jr. June 2, 1970
President of the Senate

The Honorable Fred Schultz
Speaker, House of Representatives

Dear Sirs:

Your Conference Committee on the disagreeing votes of the two Houses on the Senate amendment to Committee Substitute for House Bill 3117 same being;

An act relating to motor vehicle odometer readings; making certain acts unlawful; providing exceptions; requiring persons transferring motor vehicles to make certain statements relative to odometer readings of such vehicles; requiring statement to be filed with application for certificate of title; prohibiting a disclaimer; providing a penalty; providing an effective date.

having met, and after full and free conference, have agreed to recommend and do recommend to their respective Houses, as follows:

1. That the Senate recede from Amendment Number 1.
2. That the Senate and House of Representatives adopt the Conference Committee Amendment attached hereto, and by reference made a part of this report.

Ralph R. Poston
Dick Fincher
Charles H. Weber
Managers on the part of the Senate

Gerald Lewis
Eugene F. Shaw
George I. Baumgartner
Managers on the part of the House of Representatives

CONFERENCE COMMITTEE AMENDMENT

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

Section 1. It shall be unlawful for any person to knowingly tamper with, adjust, alter, change, set back, disconnect or fail to connect an odometer of a motor vehicle, or to cause any of the foregoing to occur to an odometer of a motor vehicle, so as to reflect a lower mileage than has actually been driven by said motor vehicle, except as hereinafter provided.

Section 2. The provisions of Section (1) of this act shall not apply to the following:

(1) The disconnecting of the odometer used for registering the mileage or use of new motor vehicles being tested by the manufacturer prior to the delivery to a franchised dealer.

(2) Disconnecting an odometer used for registering mileage or use of new motor vehicles occasioned by exchanges of new motor vehicles between licensed franchised dealers, or delivery to licensed franchised dealers from assembly points.

(3) Passenger vehicles having a capacity exceeding fifteen (15) persons.

(4) Trucks having a net weight in excess of 3000 pounds.

Section 3. Each owner or transferor under this act shall, at the time of transfer of any motor vehicle by him, and any applicant for a Florida title certificate shall execute a statement which shall include the mileage on the odometer at the time of transfer and shall be included on the application for title certificate.

Section 4. No title certificate shall be issued by the director of the division of motor vehicles on any motor vehicle unless there be filed with such application for title certificate, a statement as prescribed in this act.

Section 5. The provisions of this act shall not be subject to any disclaimer by the purchaser or transferee, either oral or written, and any attempt to avoid the requirements of this law by disclaimer shall be null, void and of no effect.

Section 6. It shall be unlawful for any person to violate the provisions of this act and upon conviction thereof shall be guilty of a misdemeanor, and shall be punished by a fine of not more than one thousand dollars (\$1,000.00) or imprisonment in the county jail for a period not exceeding six (6) months, or both.

Section 7. This act shall take effect on January 1, 1971.

—was read and considered.

On motion by Senator Poston, the Conference Committee Report on CS for HB 3117 was adopted in its entirety.

CS for HB 3117 as amended by the Conference Committee Report was read by title, passed and certified to the House. The vote was: Yeas—41 Nays—None

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

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

EXECUTIVE BUSINESS

On motion by Senator Boyd, the rules were waived and the Senate took up in open Session the following—

REPORT OF COMMITTEE ON EXECUTIVE APPOINTMENT

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

June 2, 1970

Dear Mr. President:

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

NAME	OFFICE	TERM ENDING
Thomas Eric King St. Augustine	Member, Board of Trustees St. Johns River Junior College	May 31, 1973

having received the attached copy of letter of resignation, take no further action on the aforesaid appointment made by the Governor.

Respectfully submitted,
WILBUR H. BOYD, Chairman
Senate Education Committee

The Honorable Claude R. Kirk
Governor of the State of Florida
Capitol Building
Tallahassee, Florida

May 31, 1970

Dear Governor Kirk:

It is with regret that I must withdraw as appointee to the District Board of Trustees of St. Johns River Junior College from St. Johns County. The resignation is due to personal reasons, including reasons of health.

Your kindness is much appreciated and my decision is made only after much consideration.

Very truly yours,
THOMAS E. KING

On motion by Senator Boyd, the Report of the Committee was adopted. The vote was: Yeas—38 Nays—None

Mr. President	Deeb	Knopke	Shevin
Askew	Ducker	McClain	Slade
Bafalis	Friday	Myers	Stone
Barrow	Gong	Ott	Thomas
Beaufort	Gunter	Plante	Weissenborn
Bell	Haverfield	Pope	Williams
Bishop	Henderson	Reuter	Wilson
Boyd	Horne	Saunders	Young
Broxson	Johnson	Sayler	
Daniel	Karl	Scarborough	

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

SJR 916—A joint resolution proposing an amendment to Article XII, section 9(a), of the State Constitution to delete the prohibition against the issuance of revenue bonds under the authority of Article IX, section 17, of the Constitution of 1885, as amended; providing that revenue bonds, revenue certificates, or other evidences of indebtedness hereafter issued thereunder may be issued by the agency of the state authorized to do so by law.

Whereas, the State Constitution, as revised in 1968, prohibited the further issuance of revenue bonds pursuant to Article IX, section 17, of the Constitution of 1885, as amended, to acquire lands, water areas and related resources and to construct, improve, enlarge and extend capital improvements

and facilities thereon in furtherance of outdoor recreation, natural resources conservation and related purposes; and

Whereas, the governmental reorganization act of 1969, chapter 69-106, laws of Florida, acts of 1969, abolished the former outdoor recreational development council and transferred its duties and responsibilities to the department of natural resources, division of recreation and parks; and

Whereas, it is found to be essential and in the public interest to reinstitute such program of capital outlay financing for the above-stated purposes, through the agencies created by law to issue bonds and carry out recreation and conservation programs; now, therefore,

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

That the following amendment to Article XII, Section 9(a), of the State Constitution is agreed to and shall be submitted to the electors of Florida for ratification or rejection at the general election to be held in November 1970:

SECTION 9. Bonds.—

(a) **ADDITIONAL SECURITIES.** [No additional revenue bonds shall be issued pursuant to Article IX, Section 17, of the Constitution of 1885, as amended.] *Article IX, Section 17, of the Constitution of 1885, as amended, as it existed immediately before this Constitution, as revised in 1968, became effective, is adopted by this reference as a part of this revision as completely as though incorporated herein verbatim, except revenue bonds, revenue certificates, or other evidences of indebtedness hereafter issued thereunder may be issued by the agency of the state authorized to do so by law.* Article XII, Section 19, of the Constitution of 1885, as amended, as it existed immediately before this revision becomes effective, is adopted by this reference as a part of this revision as completely as though incorporated herein verbatim, except bonds or tax anticipation certificates hereafter issued thereunder may bear interest not in excess of five percent (5%) per annum or such higher interest as may be authorized by statute passed by a three-fifths (3/5) vote of each house of the legislature. No revenue bonds or tax anticipation certificates shall be issued pursuant thereto after June 30, 1975.

—failed to pass this day.

SJR 916 passed by the required Constitutional three-fifths vote of all members elected to the Senate and was certified to the House. The vote was: Yeas—42 Nays—None

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

The Senate resumed—

SPECIAL ORDER CALENDAR

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.

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

That the following amendment to Section 3 of Article III of the State Constitution is agreed to and shall be submitted to the electors of Florida for ratification or rejection at the general election to be held in November 1970:

Section 3. Sessions of the legislature.—

(a) **Organization Sessions.** On the fourteenth day following each general election the legislature shall convene for the exclusive purpose of organization and selection of officers.

(b) **Regular Sessions.** A regular session of the legislature shall convene [on the first Tuesday after the first Monday in April of each odd numbered year, and on the first Tuesday after the first Monday in April, or such other day as may be fixed by law, of each even numbered year.] annually as provided by law.

(c) Special Sessions.

(1) The governor, by proclamation stating the purpose, may convene the legislature in special session during which only such legislative business may be transacted as is within the purview of the proclamation, or of a communication from the governor, or is introduced by consent of two-thirds of the membership of each house.

(2) A special session of the legislature may be convened as provided by law.

(d) Length of Sessions. A regular session of the legislature shall not exceed sixty (60) consecutive days, and a special session shall not exceed twenty (20) consecutive days, unless extended beyond such limit by a three-fifths (3/5) vote of each house. During such an extension no new business may be taken up in either house without the consent of two-thirds (2/3) of its membership.

(e) Adjournment. Neither house shall adjourn for more than seventy-two (72) consecutive hours except pursuant to concurrent resolution.

(f) Adjournment by Governor. If, during any regular or special session, the two houses cannot agree upon a time for adjournment, the governor may adjourn the session sine die or to any date within the period authorized for such session; provided that, at least twenty-four (24) hours before adjourning the session, he shall, while neither house is in recess, give each house formal written notice of his intention to do so, and agreement reached within that period by both houses on a time for adjournment shall prevail.

—was taken up pending roll call having been reconsidered on June 1, SJR 773 passed by the required Constitutional three-fifths vote of all members elected to the Senate and was certified to the House. The vote was:

Yeas—39

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

Nays—3

Shevin	Stolzenburg	Weber
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SB 1321—A bill to be entitled An act relating to the Florida construction industry licensing board; amending part II of chapter 468, Florida Statutes, by amending subsection (3) of section 468.105 to provide for the registration of certain contractors in areas of the state which require no local competency examination, with a cutoff date, and by adding a new subsection to section 468.105 to be numbered (5) to provide for the registration of any persons who have not previously registered by submitting certain information to the board, with a cutoff date; providing an effective date.

Was taken up and read the second time by title.

The Committee on Commerce and Licensed Businesses offered the following amendment which was adopted on motion by Senator Bishop:

In Section (3) (a), lines 11-14, page 2, strike "... and provided further that no person may obtain further registration pursuant to the provisions of this paragraph after January 1, 1973."

The Committee on Commerce and Licensed Businesses offered the following amendment which was adopted on motion by Senator Bishop:

In Section 2, line 2, page 3, strike "1973" and insert 1971

The Committee on Commerce and Licensed Businesses offered the following amendment which was adopted on motion by Senator Bishop:

In title, line 11, page 1, strike "with a cutoff date,"

On motion by Senator Bishop, the rules were waived and SB 1321 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—36 Nays—None

Mr. President	Chiles	Karl	Shevin
Askew	Daniel	Knopke	Slade
Bafalis	Deeb	Lane	Stone
Barrow	de la Parte	McClain	Thomas
Beaufort	Ducker	Plante	Trask
Bell	Gong	Pope	Weber
Bishop	Gunter	Poston	Weissenborn
Boyd	Horne	Saunders	Wilson
Broxson	Johnson	Saylor	Young

Senator Weissenborn moved that the Senate reconsider the vote by which CS for SB 1042 failed to pass this day and the motion failed. The vote was:

Yeas—16

Chiles	Gunter	Knopke	Shevin
de la Parte	Haverfield	Lane	Stone
Ducker	Hollahan	Myers	Weissenborn
Friday	Karl	Plante	Wilson

Nays—27

Askew	Broxson	McClain	Slade
Bafalis	Daniel	Ott	Stolzenburg
Barron	Deeb	Pope	Trask
Barrow	Fincher	Poston	Weber
Beaufort	Henderson	Saunders	Williams
Bell	Horne	Saylor	Young
Bishop	Johnson	Scarborough	

SB 1422—A bill to be entitled An act relating to the state personnel board, amending section 110.092(3), Florida Statutes, relating to political activities and unlawful acts; exempting from the provisions thereof activities of licensed private employment agencies whose services are requested by any state agency, board, department or commission; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Bishop, the rules were waived and SB 1422 was read the third time by title, passed and certified to the House. The vote was:

Yeas—30

Mr. President	Deeb	Lane	Thomas
Askew	de la Parte	McClain	Trask
Bafalis	Ducker	Ott	Weber
Beaufort	Gong	Pope	Weissenborn
Bell	Gunter	Poston	Wilson
Bishop	Haverfield	Scarborough	Young
Broxson	Horne	Slade	
Daniel	Johnson	Stone	

Nays—1

Karl

On motion by Senator Thomas, the Senate reconsidered the vote by which SB 1422 passed.

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

In Section 1, line 30, page 1, strike period and insert the following: provided the State or any political sub-division shall not pay any private employment agency for such services.

On motion by Senator Thomas, SB 1422 as amended was read by title, passed and ordered engrossed. The vote was:

Yeas—31

Mr. President	Deeb	Johnson	Shevin
Askew	de la Parte	Karl	Stolzenburg
Bafalis	Ducker	Knopke	Thomas
Barrow	Friday	Lane	Trask
Beaufort	Gong	McClain	Williams
Bell	Haverfield	Plante	Wilson
Bishop	Hollahan	Saylor	Young
Daniel	Horne	Scarborough	

Nays—2

Ott Pope

SB 987—A bill to be entitled An act relating to the executive departments of state government; amending section 20.07, Florida Statutes, to provide terms of office for appointive department secretaries; providing for reappointment or replacement under certain conditions; providing an effective date.

Was taken up and read the second time by title.

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

In Section 1, line 3, page 2, insert the following: (before the word "shall") or other officer who serves at the pleasure of the Governor

Senator de la Parte offered the following amendment which was adopted on motion by Senator Weber:

In Section 1, lines 15 and 16, page 1, strike "Unless otherwise provided herein" and insert the following: Except as required by section 20.19, Florida Statutes

Senator Weber offered the following amendment which was adopted:

In Title, line 8, page 1, strike the semi-colon and insert the following: and other officers who serve at the pleasure of the Governor;

On motion by Senator Weber, the rules were waived and SB 987 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—37

Mr. President	Deeb	Lane	Stone
Askew	de la Parte	McClain	Thomas
Bafalis	Ducker	Ott	Trask
Barron	Gong	Reuter	Weber
Barrow	Gunter	Saunders	Williams
Beaufort	Haverfield	Saylor	Wilson
Bell	Horne	Scarborough	Young
Boyd	Johnson	Shevin	
Broxson	Karl	Slade	
Daniel	Knopke	Stolzenburg	

Nays—2

Hollahan Weissenborn

Consideration of SB 807 was deferred, the bill retaining its place on the Calendar.

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable John E. Mathews, Jr. June 2, 1970
President of the Senate

Sir:

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

By the Committee on Public Health & Welfare—

CS for HB 4269—A bill to be entitled An act relating to rest homes; authorizing the continued operation of rest homes in certain counties until a licensed nursing home is established; providing for the regulation of fire and safety standards by the division of hotels and restaurants of the department of business regulation; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

CS for HB 4269, contained in the above message, was read the first time by title and referred to the Committee on Health, Welfare, and Institutions.

The Honorable John E. Mathews, Jr. June 2, 1970
President of the Senate

Sir:

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

By Representatives Whitson and Ware—

HB 4210—A bill to be entitled An act relating to lien foreclosures and suits to quiet title; amending section 69.041, Florida Statutes, by authorizing the naming of the state or any of its agencies as a party in a civil action to quiet title to real property in which the state has an interest; providing for naming the state as a party in the foreclosure of a mortgage or other lien in which the state has an interest; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 4210, contained in the above message, was read the first time by title and referred to the Committee on Judiciary.

The Honorable John E. Mathews, Jr. June 2, 1970
President of the Senate

Sir:

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

By the Committee on Banks & Loans—

CS for HB 4393—A bill to be entitled An act relating to industrial savings banks; amending section 656.17(1) Florida Statutes, clarifying computation of interest on loans payable in installments; amending subsection (5) of section 656.18, Florida Statutes, so as to permit such banks under certain conditions to make loans secured by second mortgages on real estate, providing an effective date.

By Representative Bird—

HB 5025—A bill to be entitled An act to amend Section 627.0112 of the Insurance Code of the State of Florida to provide for the continuation of coverage for mentally retarded and physically handicapped dependents under Disability policies and Non-profit Hospital and Medical Service Plan Contracts.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

CS for HB 4393, contained in the above message, was read the first time by title and referred to the Committee on Commerce and Licensed Businesses.

On motion by Senator Askew, by two-thirds vote, CS for HB 4393 was withdrawn from the Committee on Commerce and Licensed Businesses and placed on the Calendar.

HB 5025, contained in the above message, was read the first time by title and referred to the Committee on Insurance.

On motion by Senator Barron, by two-thirds vote, HB 5025 was withdrawn from the Committee on Insurance and placed on the Calendar.

The Honorable John E. Mathews, Jr. June 2, 1970
President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives has passed by the required constitutional three-fifths vote of the membership of the House—

By Representative Lancaster—

HJR 4490—A joint resolution proposing an amendment to section 9, Article IV of the state constitution relating to appointment of members to the game and fresh water fish commission; requiring that one member be appointed from each congressional district as existing January 1, 1941.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HJR 4490, contained in the above message, was read the first time by title and referred to the Committee on Constitutional Amendments and Revision.

On motion by Senator Broxson, by two-thirds vote, HB 3994 was withdrawn from the Committee on Education.

On motion by Senator de la Parte, by two-thirds vote, CS for HB 3719 was withdrawn from the Committee on Health, Welfare, and Institutions.

On motion by Senator Horne, by two-thirds vote, SB 280 was withdrawn from the Committee on Ways and Means.

On motion by Senator Johnson, by two-thirds vote, SB 1518 was withdrawn from the Committee on Natural Resources and Conservation.

CO-INTRODUCERS

By permission, Senator Poston was recorded as a co-introducer of Senate Bills 611, 1321, 1422 and 1315.

The hour of adjournment having arrived, a point of order was called and the Senate adjourned at 5:37 p.m. to reconvene at 7:45 a.m., Wednesday, June 3, 1970.