

JOURNAL OF THE FLORIDA SENATE

Monday, April 26, 1971

The Senate was called to order by the President Pro Tempore 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 Senator Arnold—

SB 928—A bill to be entitled An act defining and regulating the business of water-conditioning contracting in this state; creating the Florida Water Conditioning Licensing Board under the Department of Professional and Occupational Regulation; fixing qualifications of members and providing powers and duties of such board; fixing licensing procedures and fees therefor; providing exemptions; providing penalties; providing an effective date.

Was read the first time by title and referred to the Committees on Commerce and Governmental Efficiency.

By Senator Boyd—

SB 929—A bill to be entitled An act relating to waiver of sovereign immunity; reviving causes of action and granting to the courts continuing jurisdiction over those which arose during the period of time that chapter 69-116, Laws of Florida (§768.15, Florida Statutes), was effective; providing an effective date.

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

By Senator Pope—

SB 930—A bill to be entitled An act relating to fines and penalties; providing for an assessment as a court cost against all persons convicted of a state penal or criminal statute or convicted for violation of a municipal or county ordinance; providing an effective date.

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

By Senator Henderson—

SCR 931—A concurrent resolution commemorating the fiftieth anniversary of Charlotte County.

Was read the first time in full and referred to the Committee on Rules, Calendar, Privileged Business and Ethics.

By Senator Weber—

SB 932 SF—A proposal to be entitled An act relating to State Universities and Community Colleges.

Was read the first time by title and referred to the Committee on Universities and Community Colleges.

By Senators Pope and Lewis (43rd)—

SB 933—A bill to be entitled An act relating to private passenger motor vehicle insurance or security; defining private passenger motor vehicle; requiring no-fault reparation insurance motor vehicle liability insurance up to certain limits and limiting tort liability; providing for approval of such policies by the department of insurance; providing that proof of security and financial responsibility by an owner or operator of a private passenger motor vehicle involved in an accident must be shown as a prerequisite to ownership, registration, licensing, and operation of private passenger motor vehicles in this state and providing that failure to provide proof of such security shall result in revocation of registration and license and providing that failure to provide and maintain such security shall be illegal and a misdemeanor, specifying penalties; providing for payment of certain specified benefits and that same are due

when loss accrues; providing for priority of payment of benefits; providing for tort exemptions and limitation on damages; providing an effective date.

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

By Senator Weissenborn—

SB 934—A bill to be entitled An act relating to exemptions from the transient rental sales tax; amending section 212.03(4), Florida Statutes, to provide that persons who rent continuously shall not pay the tax more than twelve (12) months; providing an effective date.

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

By Senator Weissenborn—

SB 935—A bill to be entitled An act relating to gasoline; providing for a moratorium on the sale of unleaded gasoline from July 1, 1971, until the report of a study group to the 1972 Legislature; providing for a joint study committee providing duties and authorities of said group; providing for reimbursements; providing an effective date.

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

By Senator Weissenborn—

SB 936—A bill to be entitled An act relating to the sales and use tax; adding a new section to chapter 212, Florida Statutes, to exempt apartment rentals from the sales and use tax; providing an effective date.

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

By Senator Weissenborn—

SB 937—A bill to be entitled An act relating to taxation of cigarettes; amending subsection 210.05(3), Florida Statutes, by deleting the allowance for compensation of agents affixing cigarette stamps and collecting state tax thereby; providing an effective date.

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

By Senators Graham, Gunter and Plante—

SB 938—A bill to be entitled An act relating to conservatorships; amending section 747.02, Florida Statutes, providing for jurisdiction of the circuit court to establish conservatorships; creating section 747.021, Florida Statutes, to provide for summary procedures with respect to certain property of an absentee; providing for a procedure for authorizing actions in connection with absentee's property; amending section 747.03, Florida Statutes, prescribing the contents of a petition for appointment of a conservator; creating section 747.031, Florida Statutes, providing for notice and hearing on the petition; creating section 747.032, Florida Statutes, providing for an order of appointment of a conservator; creating section 747.033, Florida Statutes, providing for oath of a conservator; creating section 747.034, Florida Statutes, providing for a bond for the conservator; creating section 747.035, Florida Statutes, prescribing the rights, powers and duties of the conservator, absentee, absentee's dependents and the court; creating section 747.036, Florida Statutes, providing for resignation or removal of a conservator; amending section 747.04, Florida Statutes, to provide for final returns and discharge of a conservator; providing an effective date.

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

**LOBBYIST REGISTRATIONS UNDER SENATE RULE NINE
APRIL 19, 1971 THROUGH APRIL 23, 1971 (Continued)**

<i>Name and Address</i>	<i>Entity Represented and Address</i>	<i>Particular Legislation Involved</i>	<i>Direct Business Association or Partnership with Legislator</i>
Kennison, Conley M. Div. of Personnel & Retirement Room 435, Carlton Bldg. Tallahassee 32304	Division of Personnel and Retirement Same address	State Personnel and Retirement matters	None
LaFace, Ronald C. 1030 E. Lafayette St. Tallahassee 32301	Lon Worth Crow 75 S. E. 14th St. Miami 33131	Interests rates	None
Lawrence, Leroy A. Larson Building 200 E. Gaines St. Tallahassee 32304	Division of Mental Health Same address	Mental Health	None
Lee, James Hiram 510 E. 14 St. Sanford 32771	United Transportation Union 666 Euclid Ave. Cleveland, Ohio 44114	Labor	None
McCall, Laurence G. 2038 Jammes Rd. Jacksonville 32210	Local 1834 IAFF 1048 Veronica St. Jacksonville 32205	Collective bargaining	None
McCann, Dennis Paul 337 University Union FSU Tallahassee 32306	NSA Government and Youth Same address	Education & drugs	None
McClure, Charles D. 134 W. Pensacola St. Tallahassee	Fla. Psychological Assn. 4701 N. Federal Hwy. Ft. Lauderdale 33308	General legislation on the practice of Psychology	None
McGlon, Jay Div. of Personnel & Retirement 435 Carlton Bldg. Tallahassee 32304	Div. of Personnel and Retirement Same address	State Personnel and Retirement matters	None
McMullian, A. J., III 435 Carlton Building Tallahassee 32304	Div. of Personnel and Retire- ment, Dept. of Administration Same address	State Personnel and Retirement matters	None
Mortimer, George L. 107 W. Gaines St. Tallahassee 32304	Div. of Motor Vehicles, Dept. of Highway Safety & Motor Vehicles Same address	All legislation pertaining to Div. of Motor Vehicles	None
Moses, William Lawrence 1951 Belle Vue Way Tallahassee 32304	Representing the people P. O. Box 1536 Tallahassee 32302	General	None
Nevins, Gary Freeman Box 13748 Univ. Station Gainesville 32601	University of Florida Same address	18 yr. old vote, fraternity ad valorem tax, ecology, etc.	None
O'Hearn, Michael, Jr. 1150 Partridge Ave. Miami Springs 33166	Veterans of Foreign Wars & Labor Same address	Veterans Affairs & Labor	None

LOBBYIST REGISTRATIONS UNDER SENATE RULE NINE
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<i>Name and Address</i>	<i>Entity Represented and Address</i>	<i>Particular Legislation Involved</i>	<i>Direct Business Association or Partnership with Legislator</i>
Bafalis, Louis A. 241 S. Wood Rd. Palm Beach 33480	S. Anson as Trustee & Cybil Kumin P. O. Box 1118 Miami 33138	Annexation by Boca Raton	None
Barber, Dixie Pharr Court House Annex Orlando 32804	Supervisors of Election c/o Mrs. Rosemary Richey Vero Beach	Election Laws	None
Buford, Albert L., Sr. 435 Carlton Building Tallahassee 32304	Div. of Personnel and Retirement, Dept. of Administration Same address	State Personnel and Retirement matters	None
Burchnell, Thomas Graham 2821 W. Pensacola Tallahassee 32304	Florida Credit Union League, Inc. Same address	Relating to or affecting credit unions	None
Causseaux, Ann P. 526 W. Pensacola St. Tallahassee 32303	Independent 1305 Mitchell Ave. Tallahassee 32303	Vocational-technical ed. & cosmetology legislation	None
Cooper, Jerome J. 2633 Trenton Ave. Philadelphia, Pa. 19125	Jacquin—Fla. Distilling Co. 425 Recker Hwy. Auburndale, Fla.	General	None
Dosal, Francis E. Larson Building 200 E. Gaines St. Tallahassee 32304	Div. of Mental Health Same address	Mental Health and Personnel	None
Farris, Kermit Dean Knott Building Tallahassee 32304	State of Fla.— Employee Retirement Same address	Welfare of teachers and other public employees	None
Gandy, James Thomas 337 Univ. Union F. S. U. Tallahassee 32306	USNSA and Government and You Same address	Education and Drugs	None
Green, Art 4150 N. W. 7th Ave. Miami 33127	Property Managers of Dade County Same address	Real Property-Landlord & Tenant Legislation	None
Hall, Charles Albert 905-16th St. N. W. Washington, D. C. 20006	International Assn. of Fire Fighters Same address	All legislation affecting fire fighters	None
Harrington, David Ray 27 Redwood Dr. Orlando 32807	Orlando Fire Fighters Same address	Legislation affecting Fire Fighters	None
Jernigan, James Elton Rm. 337, Univ. Union F. S. U. Tallahassee 32306	USNSA Gov't & You Same address	Education and Drugs	None
Keane, John J. 107 Market St. Jacksonville 32202	Jax. Assn. of Fire Fighters Star Rt. Box 74 Jacksonville 32229	Fire Fighters—General	None

test alleging error to be filed with county canvassing board prior to the time it adjourns; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

CS for HB 284, contained in the above message, was read the first time by title and referred to the Committee on Judiciary—Civil B.

The Senate adjourned at 8:34 a.m. to reconvene at 8:30 a.m., April 27, 1971.

By Senator Graham—

SB 939—A bill to be entitled An act relating to capital outlay appropriations for building construction; providing for the conduct of an advance project analysis by the department of general services as a condition precedent to any request for capital outlay funds; providing authority for the promulgation of necessary rules and regulations by the department of general services; exempting the state university system from the requirements of this act; providing an effective date.

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

By Senators Lewis (43rd), Weissenborn and Graham—

SB 940—A bill to be entitled An act relating to housing; authorizing the department of community affairs to make loans to local governments and community redevelopment authorities for acquisition of land for housing for families of low and moderate income; establishing a trust fund; providing procedures; providing an effective date.

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

By Senators Graham and Henderson —

SB 941—A bill to be entitled An act relating to land reserves; creating the Florida land reserve council; providing definitions; providing for the council's membership; prescribing the duties and responsibilities of the council; providing for state acquisition of land for public purposes; providing for use of land reserves in interim periods and for permanent disposition; creating the Florida land reserve trust fund; providing for an organizational program; providing an effective date.

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

By Senators Graham and Henderson—

SB 942—A bill to be entitled An act relating to open space lands; providing for the acquisition and designation of open space lands, prohibiting the conversion or diversion of open space lands except under specified circumstances; and providing for the lease of open space lands.

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

By Senators Graham and Henderson—

SB 943—A bill to be entitled An act relating to the acquisition of rights in property; authorizing the state or other governmental bodies to acquire the development right in property necessary for public use by purchase, eminent domain or otherwise; providing for compensation for and resale of such property; making other provisions relating to such acquisition, use and disposal of development rights.

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

By Senator Graham—

SB 944—A bill to be entitled An act relating to retirement; amending section 121.101(4)(b), Florida Statutes, 1970 Supplement, by removing the three percent (3%) limit on the cost of living adjustment; providing an effective date.

Was read the first time by title and referred to the Committees on Personnel, Retirement and Claims and Ways and Means.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Jerry Thomas
President of the Senate

April 22, 1971

Sir:

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

By the Committee on Judiciary and Representatives Baker and Firestone—

CS for HB 80—A bill to be entitled An act relating to grand juries; amending section 905.27, Florida Statutes; prohibiting any person from disclosing testimony given before a grand jury; providing exceptions; authorizing certain communications between attorney and client; making violation a misdemeanor as well as contempt of court; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

CS for HB 80, contained in the above message, was read the first time by title and referred to the Committee on Judiciary—Criminal.

The Honorable Jerry Thomas
President of the Senate

April 22, 1971

Sir:

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

By the Committee on Judiciary and Representative Sackett and others—

CS for HB 126—A bill to be entitled An act relating to the abuse of children; amending section 828.041, Florida Statutes; providing definitions; providing for mandatory reports of abuse by physicians, nurses, teachers, social workers and employees of public or private organizations serving children; providing for such reports to be made to the department of health and rehabilitative services; providing for transmittal of records to the juvenile courts; providing immunity from liability by those who report abuse; providing waiver of certain privileged communications in judicial proceedings; making violation a misdemeanor; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

CS for HB 126, contained in the above message, was read the first time by title and referred to the Committee on Health, Welfare and Institutions.

The Honorable Jerry Thomas
President of the Senate

April 22, 1971

Sir:

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

By the Committee on Elections and Representative Baumgartner and others—

CS for HB 284—A bill to be entitled An act relating to elections; amending section 99.012(1), Florida Statutes, as amended by chapter 70-80, Laws of Florida, providing that no individual shall seek two (2) offices at the same time; adding subsection (6) to Section 99.061, Florida Statutes, as amended by chapters 70-42 and 70-93, Laws of Florida, providing that any person who withdraws his candidacy may requalify or qualify for another office by a certain date; amending Section 99.092(1), Florida Statutes, providing that candidates who withdraw must pay certain administrative costs; amending Section 99.161(2)(e), Florida Statutes, as redesignated by chapter 70-133, Laws of Florida, repealing the prohibition against renting office facilities prior to the qualification of a candidate; amending section 102.166(3), Florida Statutes, requiring a pro-

LOBBYIST REGISTRATIONS UNDER SENATE RULE NINE
 APRIL 19, 1971 THROUGH APRIL 23, 1971 (Continued)

Name and Address	Entity Represented and Address	Particular Legislation Involved	Direct Business Association or Partnership with Legislator
O'Neill, William G. P. O. Box 253 Ocala 32670	Fla. Thoroughbred Breeder's Assn. Ocala 32670	Matters relating-breeding, raising & training horses; agriculture and matters relating to horse farming	None
Parker, B. C. 1701 N. Franklin St. Tampa 33602	Hillsborough County Central Labor Union Same address	Legislative matters in regards to the labor movement in Fla.	None
Robinson, Robert Michael Apt. 2, 680 W. Virginia St. Tallahassee 32304	F. S. U. Students Same address	Civil Rights and Individual Rights	None
Rogers, William D., M.D. Larson Building 200 E. Gaines St. Tallahassee 32304	Division of Mental Health Same address	Mental Health	None
Smith, James G. E. Gaines St. Dept. of Natural Resources Tallahassee 32304	Dept. of Natural Resources Same address	DNR matters	None
Smith, Philip N. P. O. Box 40 Orlando 32802	Walt Disney World Co. Same address	General	None
Swanson, Gerald Carl Chem. Dept. F. S. U. Tallahassee 32304	Myself Same address	General	None
Ward, Joe 3040 S. W. 11 St. Miami 33135	Fire Fighters of Fla. Same address	Firefighters & General Legislation	None
White, Douglas Francis 515 W. College Ave. Tallahassee 32301	T. K. E. Involvement Foundation Inc. Same address	Marijuana Bill	None