

JOURNAL OF THE FLORIDA SENATE

Monday, May 17, 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 Senators Wilson, Ware, Sayler and Deeb—

SB 1567—A bill to be entitled An act relating to Pasco County; authorizing the sale of items produced, processed or manufactured by the division of corrections to the Pasco County district school board, board of county commissioners of Pasco County, and the sheriff of Pasco County; repealing chapter 69-599, Laws of Florida, a population act relating to the same subject; providing an effective date.

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

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

By Senators Wilson, Ware, Deeb and Sayler—

SB 1568—A bill to be entitled An act relating to the sixth judicial circuit; providing for supplementary compensation to official circuit court reporters in said judicial circuit; providing for payment by the respective counties within the sixth judicial circuit wherein said official circuit court reporters have their principal offices; repealing chapter 59-888, chapter 61-652, and chapter 68-64, all Laws of Florida, population acts relating to the same subject; providing an effective date.

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

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

By Senators Wilson, Ware, Deeb and Sayler—

SB 1569—A bill to be entitled An act authorizing the employment of secretaries for the judges of the circuit courts of the sixth judicial circuit who have their principal offices in Pasco County; providing for the payment by the board of county commissioners of Pasco county of secretaries' compensation; providing for payment of necessary and incidental expenses of the offices of said judges; providing an effective date.

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

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

By Senators Wilson, Deeb, Sayler and Ware—

SB 1570—A bill to be entitled An act relating to Pasco County, conservation, fishermen and equipment regulation; making it unlawful to take certain sardine-like fish with a purse seine, purse gill net, lampara net or similar net or device for any purpose other than use as bait; providing for a penalty; repealing chapter 67-1001, Laws of Florida, a population act relating to the same subject; providing an effective date.

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

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

By Senators Wilson, Ware, Deeb and Sayler—

SB 1571—A bill to be entitled An act relating to Pasco County; amending section 1 of chapter 70-570, Laws of Florida; providing for an increase in the compensation of the county prosecuting attorney; providing an effective date.

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

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

By Senators Wilson, Ware, Deeb and Sayler—

SB 1572—A bill to be entitled An act relating to the sixth judicial circuit; providing for a portion of the salaries of deputy official court reporters to be paid from the general funds of the respective counties within the sixth judicial circuit wherein said deputy official court reporters have their principal offices; making the same a county purpose; limiting the number of such deputy court reporters eligible for salary supplements; repealing chapters 57-864 and 61-653, Laws of Florida, population acts relating to the same subject; providing an effective date.

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

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

By Senators Wilson, Deeb, Sayler and Ware—

SB 1573—A bill to be entitled An act relating to Pasco County; providing for compensation of members of the West Pasco County mosquito control district; repealing chapter 61-1684, Laws of Florida; providing an effective date.

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

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Jerry Thomas
President of the Senate

May 14, 1971

Sir:

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

SCR 767

SCR 1149

SCR 1206

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

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

The Honorable Jerry Thomas
President of the Senate

May 14, 1971

Sir:

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

By Representative Hartnett—

HB 555—A bill to be entitled An act relating to banks and trust companies; amending section 659.20(5)(c), Florida Statutes; increasing the percent of unimpaired capital and surplus that may be invested in small business investment companies; providing an effective date.

By Representative Hartnett—

HB 556—A bill to be entitled An act relating to banks and trust companies; amending section 659.11(2), Florida Statutes; authorizing directors' qualifying shares to be encumbered and optioned; providing an effective date.

By Representative Hartnett—

HB 561—A bill to be entitled An act relating to industrial savings banks; amending section 656.121(2), F. S., to permit

directors' qualifying shares to be subject to encumbrances or options; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable Jerry Thomas
President of the Senate

May 14, 1971

Sir:

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

By Representative Hartnett—

HB 558—A bill to be entitled An act relating to banks and trust companies; amending section 659.16(1), Florida Statutes; establishing that the par value of eligible securities which are owned by the bank free of pledge and encumbrance and that portion of the par value of eligible securities which is in excess of the deposits to which pledged may be utilized in meeting reserve requirements; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable Jerry Thomas
President of the Senate

May 14, 1971

Sir:

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

By the Committee on Insurance—

CS for HB 534—A bill to be entitled An act relating to licensing of life insurance agents; amending section 626.171, Florida Statutes, to provide that an application for a life agent's license must state whether it is for a primary or additional license; amending section 626.331(3), Florida Statutes, to provide that a life agent shall have a separate license, known as a primary license upon his initial qualification as a life agent and shall have a separate additional license for each subsequent insurer represented; amending section 626.341, Florida Statutes, to provide that life agents may make application for additional licenses while a primary license is in effect; amending section 626.391(4), Florida Statutes, to provide that if the primary license of a life agent is terminated for any reason, that all subsequent or additional licenses shall terminate sixty (60) days thereafter; amending section 626.431(2), Florida Statutes, to provide that no examination shall be required for the renewal or continuance of any additional or subsequent license of a life agent if the expiration or termination of same was caused by the termination, expiration, or non-renewal of a primary license; amending section 626.471, Florida Statutes, by renumbering subsections (2), (3), and (4) as subsections (3), (4), and (5) and adding new subsection (2) to provide that upon termination by an insurer or a life agent of a primary license, the department shall terminate all other licenses provided that no other primary license has been issued; amending section 626.511(1), Florida Statutes, to provide that any insurer terminating the appointment and license of an agent shall file with the department a statement of the reasons therefor unless a license is terminated solely by reason of termination of a primary license; amending section 626.0210, Florida Statutes, to provide that an application for a life agent's license must state whether it is for a primary or additional license; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

House Bills 555, 556, 561, 558 and CS for HB 534, contained in the above messages, were read the first time by title and referred to the Committee on Commerce.

The Honorable Jerry Thomas
President of the Senate

May 14, 1971

Sir:

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

By the Committee on Judiciary and Representatives Hector and Birchfield—

HB 1718—A bill to be entitled An act relating to venue; repealing section 47.061, Florida Statutes, to abolish the requirement that an action on an unsecured negotiable or nonnegotiable promissory note be brought in the county either where such note was signed by the maker or one of the makers, or where the maker or one of the makers resides; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 1718, contained in the above message, was read the first time by title and referred to the Committee on Judiciary—Civil A.

The Honorable Jerry Thomas
President of the Senate

May 14, 1971

Sir:

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

By Representative Nichols—

HB 6—A bill to be entitled An act relating to the insurance code; amending the unnumbered paragraph and subsection (2) of section 625.111, Florida Statutes, so as to state specifically the amount of reserves, for how long they shall be maintained, providing that any previous or existing unearned premium reserve under prior law was and is impressed with a trust on them and otherwise limiting the purposes for which they shall be used; providing an effective date.

By Representative Fulford—

HB 360—A bill to be entitled An act relating to game and fresh water fish; amending §372.26, Florida Statutes, and §372.265(1), Florida Statutes, 1970 Supplement, as created by chapter 70-145, Laws of Florida, to provide that the department of natural resources may import fresh water fish and game for the purpose of conducting experiments in aquatic weed control as provided by law; providing an effective date.

By Representative Powell—

HB 1078—A bill to be entitled An act relating to shellfish lease regulation; adding paragraph (f) to subsection (4) of §370.16, Florida Statutes; authorizing the department of natural resources to adopt rules and regulations pertaining to the water column over shellfish leases; providing that after adoption and publication of such rules and regulations, a lease in violation may be declared a nuisance; providing for the removal of cultch materials, and the cancellation of a lease upon refusal of the lessee to remove said materials; providing that said materials and improvements shall become the property of the state, and authorizing the division of marine resources to dispose of, retain, or remove said materials; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 6, contained in the above message, was read the first time by title and referred to the Committee on Commerce.

House Bills 360 and 1078, contained in the above message, were read the first time by title and referred to the Committee on Natural Resources and Conservation.

The Honorable Jerry Thomas May 14, 1971
President of the Senate

Sir:

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

By the Committee on Appropriations—

CS for HB 714—A bill to be entitled An act relating to the first accredited medical school; amending section 242.62 (1) and (3), Florida Statutes, and adding subsection (5) to said section; increasing the yearly payment by the state for each student admitted and enrolled; providing such payments be made in semiannual installments; increasing number of students in first accredited medical school; implementing acceleration of M. D. programs; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

CS for HB 714, contained in the above message, was read the first time by title and referred to the Committees on Universities and Community Colleges and Ways and Means.

The Honorable Jerry Thomas May 14, 1971
President of the Senate

Sir:

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

By Representative Lancaster and others—

HCR 1587—A concurrent resolution of regret over the passing of former Representative Will Yearty of Levy County.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable Jerry Thomas May 14, 1971
President of the Senate

Sir:

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

By Representative Lancaster and others—

HCR 1124—A concurrent resolution expressing the Legislature's regret at the passing of J. W. McAlpin.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

House Concurrent Resolutions 1587 and 1124, contained in the above messages, were read the first time in full and referred to the Committee on Rules, Calendar, Privileged Business and Ethics.

The Honorable Jerry Thomas
President of the Senate

May 14, 1971

Sir:

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

By Representative MacKay—

HB 1318—A bill to be entitled An act relating to mortgage guaranty insurance; amending subsection (1) of section 635.011, Florida Statutes, relating to definitions; amending section 635.031, Florida Statutes, relating to limitation of liability, coverage, and types of insurance written; providing an effective date.

By Representative Spicola—

HB 1537—A bill to be entitled An act relating to environmental control; adopting the interstate environmental compact; providing an effective date.

By Representative Reeves—

HB 1053—A bill to be entitled An act repealing §350.20, Florida Statutes which is the grant of authority to the Public Service Commission to make rules for separation of the races in railroad passenger cars; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 1318, contained in the above message, was read the first time by title and referred to the Committee on Commerce.

HB 1537, contained in the above message, was read the first time by title and referred to the Committee on Natural Resources and Conservation.

HB 1053, contained in the above message, was read the first time by title and referred to the Committee on Commerce.

The Honorable Jerry Thomas May 14, 1971
President of the Senate

Sir:

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

By Representative Birchfield and others—

HB 1800—A bill to be entitled An act relating to educational television; amending subsection (1) of section 229.805, Florida Statutes; including radio within the scope of state policy; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 1800, contained in the above message, was read the first time by title and referred to the Committee on Universities and Community Colleges.

The Honorable Jerry Thomas May 14, 1971
President of the Senate

Sir:

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

By Representative Lane—

HB 1364—A bill to be entitled An act relating to milk and milk products; amending sections 502.061 (2) and (3), 502.062 (1), (2) and (3)(a) and 502.071 (1) and (2)(a) and (e) 5., Florida Statutes; providing standards and procedures for the

control of excessive somatic cell counts in milk; providing sanitation standards for milk house; providing an effective date.

By Representatives A. S. Robinson and Mixson—

HB 207—A bill to be entitled An act relating to motor vehicles; amending §320.08(2)(a), Florida Statutes, removing specific requirement of mechanical inspection of motor vehicles entitled to an "antique automobile" license plate; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 1364, contained in the above message, was read the first time by title and referred to the Committee on Agriculture.

HB 207, contained in the above message, was read the first time by title and referred to the Committee on Transportation.

The Honorable Jerry Thomas
President of the Senate

May 13, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed as amended by the required 2/3 vote of all members elected—

By Representative Randell—

HB 14—A bill to be entitled An act for the relief of Mrs. Mary Wellman for the death of her husband, Doctor Marvin Wellman, in performance of his official duties; providing a pension for her; providing an appropriation; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 14, contained in the above message, was read the first time by title and referred to the Committees on Personnel, Retirement and Claims and Ways and Means.

The Honorable Jerry Thomas
President of the Senate

May 14, 1971

Sir:

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

By the Committee on Criminal Justice—

HCS for SCS for SB 54 and HB 99—A bill to be entitled An act relating to regulation of boats; amending section 371.51, Florida Statutes, to prohibit the operation of vessels while under the influence of certain drugs and chemical substances; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HCS for SCS for SB 54 and HB 99, 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

May 13, 1971

Sir:

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

By the Committee on Judiciary—

CS for HB 616—A bill to be entitled An act relating to landlord and tenant; creating section 83.271, Florida Statutes, to provide that all affirmative defenses be available to a tenant in certain possessory actions; providing for the deposit of rent and the distribution thereof; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

CS for HB 616, contained in the above message, was read the first time by title and referred to the Committee on Judiciary—Civil B.

The Honorable Jerry Thomas
President of the Senate

May 14, 1971

Sir:

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

By the Committee on Transportation—

HB 1701—A bill to be entitled An act relating to the regulation of traffic on highways; amending section 317.442(3)(b), Florida Statutes, to limit the length of time a vehicle may be parked or stored on the department's right-of-way before removal at the owner's expense by law enforcement officers; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 1701, contained in the above message, was read the first time by title and referred to the Committee on Transportation.

The Senate recessed at 8:45 a.m.

The Senate was called to order by the President at 10:00 a.m. A quorum present—45:

Mr. President	Ducker	Knopke	Saylor
Arnold	Fincher	Lane	Scarborough
Barrow	Gong	Lewis (33rd)	Stolzenburg
Beaufort	Graham	Lewis (43rd)	Trask
Bell	Gunter	McClain	Ware
Bishop	Haverfield	Myers	Weber
Boyd	Henderson	Ott	Weissenborn
Brantley	Hollahan	Plante	Williams
Broxson	Horne	Pope	Wilson
Childers	Johnson (29th)	Poston	
Daniel	Johnson (34th)	Reuter	
Deeb	Karl	Saunders	

Excused: Senator de la Parte for the purpose of working with the Ways and Means Committee staff, Senator Barron until 3:00 p.m.; and Senator Brannen.

Prayer by Senator Graham:

We pray, Father, that you will help us this day
To consider carefully,
And to act wisely,
Without selfish concern.

Help us to retain always, foremost in our minds,
The duties and responsibilities that we have—
Both to you, and to those we represent here.

Grant that we may always so inform our own opinions that,
When expressed, they will aid in our quest for truth.

Give us grace, O God,
That we may have from you the wisdom that we do
Not have of ourselves to fulfill those duties.

May we remain calm in your peace,
And sure in your road,
Ignoring all other paths. Amen.

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

The Journal of May 14 was corrected and approved as follows:

Page 375, column 2, between lines 13 and 14 insert: The bills contained in the foregoing reports were placed on the Calendar.

Page 376, column 2, line 8, strike the period and insert: all for terms ending May 31, 1973.

Page 383, column 2, line 15, strike "482" and insert 428

Page 390, column 1, line 4, strike "391" and insert: 392

The Journal of May 13 was further corrected and approved as follows:

Page 364, column 2, line 4, under "ENDING" insert: December 15, 1973

Page 368, column 1, line 18, after "8" insert: and insert: providing an effective date

Page 370, counting from the bottom of column 1, line 19, strike "562" and insert: 1210

Page 370, counting from the bottom of column 2, line 4, before "insert" insert: strike any and

Page 373, column 1, between lines 8 and 9 insert: —was read the second time by title.

REPORTS OF COMMITTEES

The Committee on Rules, Calendar, Privileged Business and Ethics respectfully submits the following Special Order Calendar for Monday, May 17, 1971:

SB 568	SB 256	SB 760	HM 427
SB 290	SJR 565	CS for HB 119	HB 891
SB 788	SB 754	SB 938	
SB 123	HB 1008	SB 768	
SB 1496	SB 1194	SB 1162	

George L. Hollahan, Jr.
Chairman, Committee on Rules,
Calendar, Privileged Business
and Ethics

The Committee on Commerce recommends the following pass:

SB 1397 with 1 amendment	SB 1157	SB 1234
SB 1475	SB 1158	SB 952
SB 1156		

The bills were placed on the Calendar.

The Committee on Natural Resources and Conservation recommends a Committee Substitute for SB 839.

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

The Committee on Commerce recommends a Committee Substitute for SB 881.

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

The Committee on Commerce recommends the following not pass: SB 1235, SB 1299

The bills were laid on the table.

ENGROSSING REPORTS

Your Engrossing Clerk to whom was referred—

SB 390 with 6 amendments	SB 1211 with 2 amendments
SB 472 with 1 amendment	SB 1275 with 1 amendment
SB 604 with 2 amendments	SB 1279 with 1 amendment
SB 698 with 3 amendments	SJR 380 with 1 amendment
SB 711 with 1 amendment	CS for SB 250 with 2 amendments
SB 802 with 1 amendment	

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

ELMER O. FRIDAY
Secretary of the Senate

The bills were certified to the House.

Your Engrossing Clerk to whom was referred—

SB 70 with 1 amendment	SB 386 with 1 amendment
SB 79 with 1 amendment	SB 411 with 6 amendments
SB 101 with 3 amendments	SB 449 with 1 amendment
SB 125 with 3 amendments	SB 543 with 1 amendment
SB 203 with 1 amendment	SB 714 with 2 amendments
SB 242 with 3 amendments	CS for SB 276 with 7 amendments

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

ELMER O. FRIDAY
Secretary of the Senate

The bills were immediately certified to the House.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Hollahan, the Committee on Rules, Calendar, Privileged Business and Ethics was granted an additional 10 days for the consideration of Senate Bills 314, 315, 460, 531 and 1061.

On motion by Senator Ott, the Committee on Vocational-Technical Education was granted an additional 10 days for the consideration of SB 910.

On motion by Senator Barrow, the Committee on Judiciary-Criminal was granted an additional 15 days for the consideration of Senate Bills 1095, 1096, 1097, 1098 and 1099.

On motion by Senator Stolzenburg, by two-thirds vote, Senate Bills 960 and 961 were removed from the Calendar and from further consideration of the Senate.

Pursuant to Rule 4.6, a point of order was called by Senator Myers, and CS for HB 665 was also referred to the Committee on Ways and Means.

On motion by Senator Myers, by two-thirds vote, SM 1357 was withdrawn from the Committee on Health, Welfare and Institutions and placed on the Calendar.

On motion by Senator Bishop, the Committee on Agriculture was granted an additional 15 days for the consideration of SB 1177.

By unanimous consent Senator Childers was recorded as voting yea on the passage of SB 257 on May 14.

On motion by Senator Gunter, by two-thirds vote, HB 1360 was withdrawn from the Committee on Ways and Means and placed on the Calendar.

On motion by Senator Weissenborn, by two-thirds vote, SB 674 was withdrawn from the Committee on Commerce and from further consideration of the Senate.

On motion by Senator Weissenborn, by two-thirds vote, Senate Bills 1416 and 1479 were withdrawn from the Committee on Judiciary—Criminal and from further consideration of the Senate.

On motion by Senator Scarborough, by two-thirds vote, HB 279 was withdrawn from the Committee on Personnel, Retirement and Claims and placed on the Calendar.

On motion by Senator Scarborough, the Committee on Personnel, Retirement and Claims was granted an additional 15 days for the consideration of Senate Bills 7, 142, 238, 252, 329, 867, 1075, 1058, 1115 SF, 1147, 1150, 1176, 1199, 1208, 821, 859; House Bills 346, 3, 347 and 299.

On motion by Senator Haverfield, the Committee on Universities and Community Colleges was granted an additional 15 days for the consideration of SB 953.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Jerry Thomas
President of the Senate

May 13, 1971

Sir:

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

By the Committee on Commerce—

SB 1009—A bill to be entitled An act relating to insurance; amending section 626.0119, Florida Statutes, by adding new subsections (3) and (4) to provide that agents or insurers furnishing supplies or forms to an unlicensed agent may be held civilly liable to insureds, with certain exceptions; providing an effective date.

Which amendment reads as follows:

On page 2, lines 1-3, strike lines 1 through 3. and insert the following: not apply to insurance risk apportionment plans under section 627.351, Florida Statutes.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator Karl, the Senate concurred in the House amendment to SB 1009.

SB 1009 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	Graham	Lewis (33rd)	Saylor
Bishop	Haverfield	Lewis (43rd)	Scarborough
Boyd	Henderson	McClain	Stolzenburg
Brantley	Hollahan	Myers	Trask
Childers	Johnson (29th)	Ott	Ware
Daniel	Johnson (34th)	Plante	Weissenborn
Deeb	Karl	Poston	Wilson
Ducker	Knopke	Reuter	
Gong	Lane	Saunders	

The Honorable Jerry Thomas
President of the Senate

May 12, 1971

Sir:

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

By the Committee on Commerce—

SB 1019—A bill to be entitled An act relating to chapter 324, Florida Statutes, (the financial responsibility law); amending subsection (1) of section 324.021, Florida Statutes, to provide that "motor vehicle" shall include only vehicles required to be licensed; amending paragraph (a) of subsection (2) of section 324.051, Florida Statutes, to raise financial responsibility involvement limits from fifty dollars to one hundred dollars and adding subparagraph 7. to said paragraph (a) of subsection (2) of said section to decrease suspension period from three years to one year under certain conditions; amending subsection (2) of section 324.061, Florida Statutes, by amending paragraph (e) and adding new paragraph (f) to provide that the department of insurance shall invest security deposits in excess of current needs in interest bearing accounts and providing that any interest earned shall be deposited in the insurance commissioner's regulatory trust fund and that any such deposits remaining unclaimed shall be transferred to the state school fund; and providing that any deposits unclaimed by anyone may be transferred to the state school fund; amending section 324.071, Florida Statutes, to incorporate reference to section 324.081 and section 324.121, Florida Statutes; amending section 324.111, Florida Statutes, to decrease judgment satisfaction period from sixty days; amending section 324.121, Florida Statutes, to provide that the word "judgment" as used in said section refers to section 324.111, Florida Statutes; amending paragraph (a) of subsection (1) of section 324.211, Florida Statutes, to provide for the furnishing by the department of application and affidavit forms upon request; providing an effective date.

Amendment 1—

On page 4, line 2, insert the following subparagraphs between lines 2 and 3:

1. No injury was caused to the person or property of anyone other than such operator or owner, or
2. The motor vehicle was legally parked at the time of such accident, or
3. The motor vehicle was owned by the United States government, this state, any political subdivision of this state or any municipality therein, or
4. Such operator or owner had been finally adjudicated not to be liable by a court of competent jurisdiction, or
5. Such operator or owner had secured a duly acknowledged written agreement providing for release from liability by all parties injured as the result of said accident and had complied with one of the provisions of Section 324.031, or
6. Such operator or owner has deposited with the department of insurance security to conform with Section 324.061 and has complied with one of the provisions of Section 324.031, or

Amendment 2—

On page 3, lines 22 and 23, strike "one hundred" and insert the following: two hundred

Amendment 3—

In title, page 1, line 15, strike "one hundred" and insert the following: two hundred

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Karl, the Senate concurred in House amendments to SB 1019.

SB 1019 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—33

Mr. President	Haverfield	Lewis (33rd)	Saylor
Bishop	Henderson	Lewis (43rd)	Scarborough
Brantley	Hollahan	Myers	Stolzenburg
Childers	Horne	Ott	Trask
Daniel	Johnson (29th)	Plante	Weissenborn
Deeb	Johnson (34th)	Pope	Wilson
Ducker	Karl	Poston	
Fincher	Knopke	Reuter	
Graham	Lane	Saunders	

Nays—1

Ware

By unanimous consent Senators McClain, Beaufort and Gunter were recorded as voting yea.

*The Honorable Jerry Thomas
President of the Senate*

May 14, 1971

Sir:

I am directed to inform the Senate that the Speaker of the House of Representatives has appointed Representatives Hodes, Randell, Reeves and Tubbs as a Conference Committee to confer with a like committee on the part of the Senate to adjust the differences on Senate amendments to CS for HB 377.

*Respectfully,
ALLEN MORRIS
Clerk, House of Representatives*

By unanimous consent Senator Haverfield was recorded as voting yea on the passage of CS for SB 276 as amended on May 14.

On motion by Senator Knopke, by two-thirds vote, HB 1537 was withdrawn from the Committee on Natural Resources and Conservation and placed on the Calendar.

On motion by Senator Knopke, unanimous consent was obtained to take up out of order—

HB 1537—A bill to be entitled An act relating to environmental control; adopting the interstate environmental compact; providing an effective date.

On motions by Senator Knopke, by two-thirds vote, HB 1537 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote was: Yeas—38 Nays—None

Mr. President	Fincher	Karl	Saunders
Arnold	Gong	Knopke	Saylor
Beaufort	Graham	Lewis (33rd)	Scarborough
Bishop	Gunter	Lewis (43rd)	Stolzenburg
Boyd	Haverfield	McClain	Trask
Brantley	Henderson	Myers	Ware
Childers	Hollahan	Plante	Weissenborn
Daniel	Horne	Pope	Wilson
Deeb	Johnson (29th)	Poston	
Ducker	Johnson (34th)	Reuter	

On motion by Senator Knopke, the rules were waived and the Senate reconsidered the vote by which SB 435 passed on May 14.

By permission, Senator Knopke withdrew SB 435 from further consideration of the Senate.

RESOLUTIONS

SCR 1402—A concurrent resolution providing for a study relating to public lands.

WHEREAS, the several statutes relating to state-owned lands and their disposition, management and care have been fragmented by legislation in recent years relating not only to state lands but to beach and shore improvements, riparian ownership, Murphy Act lands, and other similar subjects, and

WHEREAS, there is apparent contradiction and overlapping of authority under chapters 161, 270, 271, and 272, Florida Statutes, as amended or added to by the 1970 session of the Florida legislature, regarding the state's control of public lands as well as those lands held in trust by the board of trustees of the internal improvement trust fund, and

WHEREAS, the policy of the board of trustees of the internal improvement trust fund in protecting sovereignty submerged land and in planning or directing the management and disposition of other state lands as required by statute is hampered by uncertainty in the wording and apparent meaning of certain sections of said chapters of the Florida Statutes, NOW, THEREFORE,

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

That the legislature authorize a comprehensive study and analysis of all applicable statutes relating to public lands and to trustee lands, including sovereignty submerged lands subject to the inalienable trust of the trustees, with a view to recommending acceptable clarifications in chapter 161, 253, 270, 271 and 272, Florida Statutes, as amended by the 1970 legislature and as may be amended in the regular session of the 1971 legislature.

BE IT FURTHER RESOLVED that such study shall be made under the direction of the legislative service bureau in cooperation with the staff of the Trustees of the Internal Improvement Trust Fund.

BE IT FURTHER RESOLVED that a report on said chapters and historical notes relating thereto be submitted to the legislature no later than January 1, 1972.

Was read the second time in full. On motion by Senator Graham, SCR 1402 was unanimously adopted and certified to the House.

SCR 1449—A Concurrent Resolution designating an appropriate wayside park within the State of Florida as the W. Guy Stovall Wayside Park.

WHEREAS, W. Guy Stovall has served the people of Florida for almost half a century, and

WHEREAS, W. Guy Stovall, a native of Georgia, who moved to Florida in his youth and became an outstanding individual in instituting the State Wayside Park System, and

WHEREAS, during his service to the Department of Transportation he exemplified progressive ideas for the development of the Florida road program, and

WHEREAS, he was instrumental in promoting W. J. "Fingy" Conners to construct the toll road from West Palm Beach to Pahokey, known as Conners' Highway, and

WHEREAS, he also originated the idea for the Alligator Alley project and helped promote many other road and bridge projects, and

WHEREAS, he was active in beautification of highways, including the Florida Turnpike, particularly in using Brazil Oaks and Australian Pines, and

WHEREAS, he built the first wayside park and was instrumental in building approximately twenty other wayside parks, and

WHEREAS, in naming an appropriate wayside park for W. Guy Stovall, the citizens of the State of Florida will be reminded of his leadership and dedication throughout his long career of unselfish service to the Department of Transportation, NOW, THEREFORE,

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

That out of gratitude for a long and distinguished career of service to the State of Florida and in recognition of W. Guy Stovall's contribution to the State, an appropriate wayside park

within the State of Florida is designated as the W. Guy Stovall Wayside Park.

BE IT FURTHER RESOLVED that copies of this resolution under the Great Seal of the State of Florida shall be forwarded to Mrs. W. Guy Stovall and to Reubin O'Donovan Askew, Governor, State of Florida.

Was read the second time in full. On motion by Senator Poston, SCR 1449 was unanimously adopted and certified to the House.

SCR 1450—A Concurrent Resolution designating the West Panama City Beach Wayside Park within the State of Florida as the S. D. Hall Wayside Park.

WHEREAS, S. D. Hall was a lifetime employee of the Department of Transportation and served the Department for more than forty years, and

WHEREAS, S. D. Hall was instrumental in establishing wayside parks in the State of Florida, and

WHEREAS, he has served the people in the Panama City area and has demonstrated his unselfishness by his dedication to promote the wayside park system, and

WHEREAS, he has consistently championed the preservation of the image of the wayside parks, and

WHEREAS, in naming the West Panama City Beach Wayside Park for S. D. Hall, the citizens of this state will be reminded of his leadership and dedication throughout his long career of unselfish service, NOW, THEREFORE,

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

That out of gratitude for a long and distinguished career to the Department of Transportation of the State of Florida and in recognition of S. D. Hall's contribution to the state, the West Panama City Beach Wayside Park in the State of Florida is designated as S. D. Hall Wayside Park.

BE IT FURTHER RESOLVED that copies of this resolution under the Great Seal of the State of Florida shall be forwarded to Mrs. S. D. Hall and to Reubin O'Donovan Askew, Governor, State of Florida.

Was read the second time in full. On motion by Senator Poston, SCR 1450 was unanimously adopted and certified to the House.

SCR 1480—A concurrent resolution recognizing need for revision of the state highway safety laws; providing for a continuing legislative study to implement the safety laws of Florida and the safety standards suggested and set by the Federal Highway Safety Act of 1966, as amended; providing for the appointment of an advisory committee and delineating its membership, terms of office, duties and responsibilities.

Was read the second time in full.

The Committee on Transportation offered the following amendment which was adopted on motion by Senator Poston:

On pages 3 and 4, lines 18-2, strike entire lines and insert: Florida Statutes, consisting of five distinguished citizens of this state who are not members of the legislature and who are possessed with knowledge and experience in matters which are of the subject of the advisory committee function; one member to be a member from the governor's highway safety commission; one a representative of the Florida federation of safety organizations; one member representative of law enforcement on the state level; one member from the department of highway safety and motor vehicles; and one member from the department of transportation.

Further consideration of SCR 1480 as amended was deferred, the resolution retaining its place on the Calendar.

RECONSIDERATION

The motion to reconsider the vote by which—

HB 440—A bill to be entitled An act relating to textbook allocation; amending section 233.33, Florida Statutes, to pro-

vide that up to twenty-five percent (25%) of the textbook allocation may be used for instructional materials not on the adopted list; providing an effective date.

—as amended passed on May 14 was taken up and the Senate reconsidered.

On motion by Senator Plante the following amendment was adopted by two-thirds vote:

On page 1, line 27, section 1, after the period “(,)” on line 27 insert: Such materials shall be approved by the District School Board.

HB 440 as further amended was read by title, passed and certified to the House. The vote was:

Yeas—36

Mr. President	Deeb	Johnson (34th)	Pope
Arnold	de la Parte	Karl	Poston
Barrow	Fincher	Knopke	Reuter
Beaufort	Graham	Lane	Saunders
Bell	Gunter	Lewis (33rd)	Sayler
Boyd	Haverfield	Lewis (43rd)	Scarborough
Brantley	Henderson	McClain	Trask
Childers	Hollahan	Myers	Weber
Daniel	Horne	Ott	Wilson

Nays—7

Bishop	Johnson (29th)	Stolzenburg	Williams
Ducker	Plante	Ware	

Senator Williams was excused for the purpose of working with the staff of the Committee on Ways and Means.

SECOND READING

SB 530—A bill to be entitled An act authorizing any county to enact an ordinance adopting the provisions of any code or public record by reference without setting forth the provisions of said code or public record in full; providing an effective date.

Was read the second time by title. On motion by Senator Henderson, by two-thirds vote SB 530 was read the third time by title, passed and certified to the House. The vote was: Yeas—37 Nays—None

Mr. President	Ducker	Knopke	Sayler
Arnold	Graham	Lewis (43rd)	Scarborough
Barrow	Gunter	McClain	Stolzenburg
Beaufort	Haverfield	Myers	Trask
Bishop	Henderson	Ott	Ware
Boyd	Hollahan	Plante	Weber
Brantley	Horne	Pope	Wilson
Childers	Johnson (29th)	Poston	
Daniel	Johnson (34th)	Reuter	
Deeb	Karl	Saunders	

By unanimous consent Senators Broxson and Gong were recorded as voting yea.

Consideration of SB 686 was deferred, the bill retaining its place on the Calendar.

SB 208—A bill to be entitled An act relating to municipalities; providing that municipal governments may repeal by ordinance local laws relating only to the individual municipality; providing an effective date.

Was read the second time by title.

The Committee on Governmental Efficiency offered the following amendment which was moved by Senator Daniel and failed:

On page 1, line 20, section 1, following the words “local or special law” insert: in effect on January 7, 1969

The Committee on Governmental Efficiency offered the following amendment which was adopted on motion by Senator Saylor:

On page 1, line 6, following the words "repeal by ordinance" insert: certain

Senators Ducker, Barrow, Saylor and Daniel offered the following amendment which was moved by Senator Saylor:

On page 1, line 20, section 1, add after "State": may repeal or amend by ordinance any local or special law in effect on January 7, 1969 which affects only the individual municipality in question. No such ordinance shall apply to any acts affecting a city charter nor shall any ordinance take effect until filed with the department of State.

On motion by Senator Saylor, the rules were waived and further consideration of SB 208 with pending amendment was deferred.

Consideration of Senate Bills 647, 644, 643, 247, 311, 701 and 717 was deferred, the bills retaining their places on the Calendar.

SB 729—A bill to be entitled An act to amend Section 253.124, Florida Statutes, by transferring to Section 253.123, Florida Statutes, subsections (5) and (6) of Section 253.124, Florida Statutes, relating to penalty and enforcement provisions in dredge and fill matters; providing an effective date.

Was read the second time by title. On motion by Senator Barrow, by two-thirds vote SB 729 was read the third time by title, passed and certified to the House. The vote was: Yeas—38 Nays—None

Mr. President	Fincher	Knopke	Saunders
Arnold	Graham	Lewis (33rd)	Saylor
Barrow	Gunter	Lewis (43rd)	Scarborough
Beaufort	Haverfield	McClain	Stolzenburg
Bishop	Henderson	Myers	Trask
Boyd	Hollahan	Ott	Ware
Brantley	Horne	Plante	Weber
Childers	Johnson (29th)	Pope	Wilson
Deeb	Johnson (34th)	Poston	
Ducker	Karl	Reuter	

By unanimous consent Senators Gong, Daniel and Broxson were recorded as voting yea.

SB 730—A bill to be entitled An act relating to nuisances and doors on abandoned iceboxes, refrigerators, etc., amending sections 823.07 and 823.08, Florida Statutes, to include clothes washers, clothes dryers, and similar airtight units; providing an effective date.

Was read the second time by title. On motion by Senator Ware, by two-thirds vote SB 730 was read the third time by title, passed and certified to the House. The vote was:

Yeas—38

Mr. President	Fincher	Karl	Reuter
Arnold	Gong	Knopke	Saunders
Barrow	Graham	Lewis (33rd)	Saylor
Beaufort	Gunter	Lewis (43rd)	Scarborough
Bishop	Haverfield	McClain	Stolzenburg
Boyd	Henderson	Myers	Trask
Brantley	Hollahan	Ott	Ware
Childers	Horne	Plante	Wilson
Deeb	Johnson (29th)	Pope	
Ducker	Johnson (34th)	Poston	

Nays—1

Weber

By unanimous consent Senators Daniel and Broxson were recorded as voting yea.

Consideration of Senate Bills 327, 323 and 606 was deferred, the bills retaining their places on the Calendar.

SB 679—A bill to be entitled An act relating to witnesses; repealing §90.07, Florida Statutes, which prohibits convicted perjurers from testifying in court proceedings; providing an effective date.

Was read the second time by title.

On motion by Senator Graham the following amendment was adopted:

On page 1, section 2, strike lines 12 and 13 and insert: Section 2. Section 90.08, Florida Statutes, is amended to read:

90.08 Witnesses; conviction of other crimes as disqualification.—No person shall be disqualified to testify as a witness in any court of this state by reason of conviction of any crime ~~except perjury~~, but his testimony shall be received in evidence under the rules, as any other testimony. ~~+~~ ~~provided, however,~~ Evidence of such conviction, *including the fact that the prior conviction was for the crime of perjury*, may be given to affect the credibility of the said witness, and ~~that~~ such conviction may be proved by questioning the proposed witness, or, if he deny it, by producing a record of his conviction. Testimony of the general reputation of said witness may likewise be given in evidence to affect his credibility.

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

On motion by Senator Graham the following amendment was adopted:

On page 1, line 7, strike line 7 and insert: court proceedings; amending §90.08, Florida Statutes, to permit fact of prior conviction for perjury to be submitted in evidence for purpose of impeaching a witness; providing an effective

Pending further consideration of SB 679 as amended, on motion by Senator Graham—

HB 906—A bill to be entitled An act relating to witnesses; repealing §90.07, Florida Statutes, which prohibits convicted perjurers from testifying in court proceedings; amending section 90.08, Florida Statutes, to permit fact of prior conviction for perjury to be submitted in evidence for purpose of impeaching a witness; providing an effective date.

—a companion measure to SB 679 as amended was substituted therefor and read the second time by title. On motion by Senator Graham, by two-thirds vote, HB 906 was read the third time by title, passed and certified to the House. The vote was: Yeas—42 Nays—None

Mr. President	Ducker	Knopke	Saunders
Arnold	Fincher	Lane	Saylor
Barrow	Gong	Lewis (33rd)	Scarborough
Beaufort	Graham	Lewis (43rd)	Stolzenburg
Bell	Haverfield	McClain	Trask
Bishop	Henderson	Myers	Ware
Boyd	Hollahan	Ott	Weber
Brantley	Horne	Plante	Weissenborn
Childers	Johnson (29th)	Pope	Wilson
Daniel	Johnson (34th)	Poston	
Deeb	Karl	Reuter	

By unanimous consent Senator Broxson was recorded as voting yea.

SB 679 was laid on the table.

SB 628—A bill to be entitled An act relating to corporations; amending subsection 48.091(1), Florida Statutes, relating to the designation of a resident agent upon whom service of process may be served; renumbering subsection 48.091(6) to subsection 48.091(7).

Was read the second time by title.

The Committee on Judiciary—Civil A offered the following amendment which was adopted on motion by Senator Gong:

On page 3, line 1, section 4, strike "immediately upon becoming a law" and insert: October 1, 1971.

On motion by Senator Gong, by two-thirds vote, SB 628 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—39

Mr. President	Ducker	Knopke	Reuter
Arnold	Fincher	Lane	Saunders
Barrow	Gong	Lewis (33rd)	Sayler
Beaufort	Graham	Lewis (43rd)	Scarborough
Bell	Haverfield	McClain	Stolzenburg
Boyd	Henderson	Myers	Trask
Brantley	Horne	Ott	Ware
Childers	Johnson (29th)	Plante	Weissenborn
Daniel	Johnson (34th)	Pope	Wilson
Deeb	Karl	Poston	

Nays—1

Weber

By unanimous consent Senators Hollahan and Broxson were recorded as voting yea.

Consideration of SB 733 was deferred, the bill retaining its place on the Calendar.

SB 576—A bill to be entitled An act relating to garnishment; amending §77.28, Florida Statutes, to raise the amount to be deposited in the registry of the court by an applicant for a writ of garnishment; providing an effective date.

Was read the second time by title. On motion by Senator Horne, by two-thirds vote SB 576 was read the third time by title, passed and certified to the House. The vote was:

Yeas—41

Mr. President	Ducker	Knopke	Saunders
Arnold	Fincher	Lane	Sayler
Barrow	Gong	Lewis (33rd)	Scarborough
Beaufort	Graham	Lewis (43rd)	Stolzenburg
Bell	Haverfield	McClain	Trask
Bishop	Henderson	Myers	Ware
Boyd	Hollahan	Ott	Weber
Brantley	Horne	Plante	Weissenborn
Childers	Johnson (29th)	Pope	
Daniel	Johnson (34th)	Poston	
Deeb	Karl	Reuter	

Nays—1

Wilson

By unanimous consent Senator Broxson was recorded as voting yea.

By permission, Senator Horne withdrew SB 1391 from further consideration of the Senate.

SB 636—A bill to be entitled An act relating to grounds for divorce; amending Section 61.041(3), Florida Statutes, by eliminating prohibition against a divorce in instance where both parties have been guilty of adultery, and providing an effective date.

Was read the second time by title. On motion by Senator Bell, by two-thirds vote SB 636 was read the third time by title, passed and certified to the House. The vote was:

Yeas—40

Mr. President	Ducker	Karl	Reuter
Arnold	Fincher	Knopke	Saunders
Barrow	Gong	Lane	Sayler
Beaufort	Graham	Lewis (43rd)	Scarborough
Bell	Haverfield	McClain	Stolzenburg
Bishop	Henderson	Myers	Trask
Boyd	Hollahan	Ott	Ware
Brantley	Horne	Plante	Weber
Childers	Johnson (29th)	Pope	Weissenborn
Daniel	Johnson (34th)	Poston	Wilson

Nays—2

Deeb Lewis (33rd)

By unanimous consent Senator Broxson was recorded as voting yea.

Consideration of SB 637 was deferred, the bill retaining its place on the Calendar.

SB 734—A bill to be entitled An act relating to divorce, amending Chapter 61, Florida Statutes, by adding thereto Section 61.043, to provide that a divorce may be granted upon the uncorroborated testimony of a party except upon the ground set forth in Section 61.041(3), and providing an effective date.

Was read the second time by title. On motion by Senator Bell, by two-thirds vote SB 734 was read the third time by title, passed and certified to the House. The vote was:

Yeas—34

Mr. President	Fincher	Knopke	Sayler
Arnold	Gong	Lane	Scarborough
Beaufort	Graham	Lewis (43rd)	Trask
Bell	Haverfield	Myers	Ware
Bishop	Henderson	Ott	Weber
Boyd	Hollahan	Plante	Weissenborn
Brantley	Horne	Poston	Wilson
Daniel	Johnson (29th)	Reuter	
Ducker	Karl	Saunders	

Nays—7

Barrow Deeb Johnson (34th) Pope
Childers Gunter Lewis (33rd)

By unanimous consent Senator Broxson was recorded as voting yea.

SB 663—A bill to be entitled An act relating to public schools; amending section 232.25, Florida Statutes; relating to pupils subject to control of school, to delete provisions providing for control while students are en route to school except by school bus, or control at time student is presumably attending school; providing an effective date.

Was read the second time by title.

The Committee on Public Schools offered the following amendment which was moved by Senator Graham:

On page 1, line 29, section 1, insert: However, the state board and the school board may by rules and regulations subject each pupil to the control and direction of the principal or teacher in charge of the school during the time he is otherwise en route to or from school or is presumed by law to be attending school.

On motion by Senator Plante the following amendment to the amendment was adopted:

On page 1, line 1, strike "and the" and insert: or the district

The amendment as amended was adopted.

On motion by Senator Trask, by two-thirds vote, SB 663 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—42

Mr. President	Childers	Haverfield	Lane
Arnold	Daniel	Henderson	Lewis (33rd)
Barrow	Deeb	Hollahan	Lewis (43rd)
Beaufort	Ducker	Horne	McClain
Bell	Fincher	Johnson (29th)	Myers
Bishop	Gong	Johnson (34th)	Ott
Boyd	Graham	Karl	Plante
Brantley	Gunter	Knopke	Poston

Reuter	Scarborough	Ware	Wilson
Saunders	Stolzenburg	Weber	
Saylor	Trask	Weissenborn	

Nays—1

Pope

By unanimous consent Senator Broxson was recorded as voting yea.

SB 619—A bill to be entitled An act relating to abatement of nuisances; amending subsection 60.05 (1), Florida Statutes; adding attorney general; providing an effective date.

Was read the second time by title. On motion by Senator Lewis (43rd), by two-thirds vote SB 619 was read the third time by title, passed and certified to the House. The vote was: Yeas—42 Nays—None

Mr. President	Ducker	Karl	Reuter
Arnold	Fincher	Knopke	Saunders
Barrow	Gong	Lane	Saylor
Beaufort	Graham	Lewis (33rd)	Scarborough
Bell	Gunter	Lewis (43rd)	Stolzenburg
Bishop	Haverfield	McClain	Trask
Boyd	Henderson	Myers	Ware
Brantley	Hollahan	Ott	Weissenborn
Childers	Horne	Plante	Wilson
Daniel	Johnson (29th)	Pope	
Deeb	Johnson (34th)	Poston	

By unanimous consent Senator Broxson was recorded as voting yea.

Consideration of Senate Bills 378 and 198 was deferred, the bills retaining their places on the Calendar.

SB 42 was taken up, together with:

By the Committee on Judiciary—Civil A—

CS for SB 42—A bill to be entitled An act relating to county annual budgets; amending sections 129.08 and 129.09, Florida Statutes, providing that the members of the board of county commissioners and the clerk of the circuit court acting as county auditor shall be criminally liable only for acts done knowingly and willfully; providing an effective date.

—which was read the first time by title and SB 42 was laid on the table.

On motion by Senator Bell, by two-thirds vote, CS for SB 42 was read the second time by title.

The Committee on Judiciary—Civil A offered the following amendment which was adopted on motion by Senator Bell:

On page 1, line 22, section 1, after the word "law" insert: or county ordinance

The Committee on Judiciary—Civil A offered the following amendment which was adopted on motion by Senator Bell:

On page 1, line 24, section 1, after the word "law" insert: or county ordinance

The Committee on Judiciary—Civil A offered the following amendment which was adopted on motion by Senator Bell:

On page 2, line 10, section 2, after the word "law" insert: or county ordinance

The Committee on Judiciary—Civil A offered the following amendment which was adopted on motion by Senator Bell:

On page 2, line 12, section 2, after the word "law" insert: or county ordinance

On motion by Senator Bell, by two-thirds vote, CS for SB 42 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—42

Mr. President	Ducker	Karl	Saunders
Arnold	Fincher	Knopke	Saylor
Barrow	Gong	Lane	Scarborough
Beaufort	Graham	Lewis (33rd)	Stolzenburg
Bell	Gunter	Lewis (43rd)	Trask
Bishop	Haverfield	McClain	Ware
Boyd	Henderson	Myers	Weber
Brantley	Hollahan	Ott	Weissenborn
Childers	Horne	Plante	Wilson
Daniel	Johnson (29th)	Poston	
Deeb	Johnson (34th)	Reuter	

Nays—1

Pope

By unanimous consent Senator Broxson was recorded as voting yea.

Consideration of SB 395 was deferred, the bill retaining its place on the Calendar.

On motion by Senator Hollahan, by two-thirds vote, SCR 1566 was withdrawn from the Committee on Rules, Calendar, Privileged Business and Ethics and placed on the Calendar.

SCR 1566—A concurrent resolution urging participation on Monday, May 17, 1971, by all citizens of Florida in the "Freedom Van" which will contain a ten (10) mile long petition calling for humane treatment and release of all American prisoners of war and persons missing in action in Southeast Asia.

WHEREAS, there are over fifteen hundred (1,500) American servicemen listed by our government as being prisoners of war (POW's) or missing in action (MIA's) as a result of military activities in Vietnam, Laos, and Cambodia, most of whom are considered to be prisoners of North Vietnam, the rest probably being held by Viet Cong or Pathet Lao units, and

WHEREAS, the government of North Vietnam has refused to release a complete list of names of those Americans held prisoner by Communist forces despite humanitarian pleas from around the world to do so, and

WHEREAS, most of those held in Communist captivity are being deprived of adequate food and shelter and denied necessary medical attention, are being subjected to physical and mental harassment, and are unable to communicate with their families, and

WHEREAS, every American regardless of his feelings as to our nation's involvement in Indochina, must truly sympathize with the plight of those families whose relatives are POW's or MIA's as a result of this tragic conflict, and all Americans must join together in condemning the government of North Vietnam for failing to meet the minimum standards of human decency in its treatment of prisoners, as well as for its refusal to abide by the Geneva Accords, and

WHEREAS, it is appropriate for us to pause and reflect upon the sad plight of the families of our missing servicemen and on the conditions under which these men are forced to exist through no fault of their own, and to raise our voices in concern for them and their families and in anger toward those who allow this intolerable situation to continue,

NOW THEREFORE BE IT RESOLVED, that the Legislature is reminded of the brave and courageous Floridians that are POW's and MIA's,

BE IT FURTHER RESOLVED, that the Legislature supports the President of the United States and the Florida Cabinet in designating March 14-20, 1971 as National POW-MIA WEEK,

BE IT FURTHER RESOLVED, that the Legislature supports and urges participation on Monday, May 17, 1971, by all citizens of Florida in the "Freedom Van" which will contain a 10 mile long petition calling for humane treatment and release of all POW's and MIA's.

Was read the second time in full. On motion by Senator Hollahan, SCR 1566 was adopted and certified to the House. The vote was: Yeas—41 Nays—None

Mr. President	Fincher	Lane	Sayler
Arnold	Gong	Lewis (33rd)	Scarborough
Barrow	Graham	Lewis (43rd)	Stolzenburg
Beaufort	Gunter	McClain	Trask
Bell	Haverfield	Myers	Ware
Bishop	Henderson	Ott	Weber
Boyd	Hollahan	Plante	Weissenborn
Brantley	Horne	Pope	Wilson
Childers	Johnson (29th)	Poston	
Deeb	Johnson (34th)	Reuter	
Ducker	Knopke	Saunders	

By unanimous consent Senators Daniel and Broxson were recorded as voting yea.

By permission Senators Arnold, Barrow, Beaufort, Bell, Bishop, Boyd, Brantley, Broxson, Childers, Daniel, Deeb, Ducker, Fincher, Gong, Graham, Gunter, Haverfield, Henderson, Horne, Johnson (29th), Johnson (34th), Knopke, Lane, Lewis (33rd), Lewis (43rd), McClain, Myers, Ott, Plante, Pope, Poston, Reuter, Saunders, Sayler, Scarborough, Stolzenburg, Thomas, Trask, Ware, Weber, Weissenborn and Wilson were recorded as co-introducers of SCR 1566.

SB 219—A bill to be entitled An act relating to child care facilities; providing for the regulation of child care facilities by the division of health of the department of health and rehabilitative services; providing for the adoption and enforcement of rules and regulations; providing for right of entry; providing for preservation of certain licensing laws; providing an effective date.

Was read the second time by title. On motion by Senator Weissenborn, by two-thirds vote SB 219 was read the third time by title, passed and certified to the House. The vote was:

Yeas—36

Mr. President	Fincher	Karl	Reuter
Arnold	Gong	Knopke	Saunders
Barrow	Gunter	Lane	Sayler
Beaufort	Haverfield	Lewis (33rd)	Scarborough
Bell	Henderson	Lewis (43rd)	Stolzenburg
Boyd	Hollahan	McClain	Trask
Brantley	Horne	Myers	Ware
Childers	Johnson (29th)	Ott	Weissenborn
Deeb	Johnson (34th)	Plante	Wilson

Nays—3

Bishop	Ducker	Pope
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By unanimous consent Senators Daniel, Broxson and Graham were recorded as voting yea.

Consideration of Senate Bills 737, 740, SJR 801 and SB 416 was deferred, the bills retaining their places on the Calendar.

SB 415 was taken up and on motion by Senator Bishop—

HB 799—A bill to be entitled An act relating to citrus; amending section 601.02, Florida Statutes, by adding a new unnumbered paragraph at the conclusion of said section; enacting a savings or severability clause applicable to chapter 601, Florida Statutes; providing for an effective date.

—a companion measure was substituted therefor and read the second time by title. On motion by Senator Bishop, by two-thirds vote, HB 799 was read the third time by title, passed and certified to the House. The vote was: Yeas—42 Nays—None

Mr. President	Fincher	Knopke	Saunders
Arnold	Gong	Lane	Sayler
Barrow	Graham	Lewis (33rd)	Scarborough
Beaufort	Gunter	Lewis (43rd)	Stolzenburg
Bell	Haverfield	McClain	Trask
Bishop	Henderson	Myers	Ware
Boyd	Hollahan	Ott	Weber
Brantley	Horne	Plante	Weissenborn
Childers	Johnson (29th)	Pope	Wilson
Deeb	Johnson (34th)	Poston	
Ducker	Karl	Reuter	

Senators Daniel and Broxson were recorded as voting yea.

SB 415 was laid on the table.

Consideration of Senate Bills 426 and 428 was deferred, the bills retaining their places on the Calendar.

SB 75—A bill to be entitled An act relating to public officers and employees; amending section 112.313(2), Florida Statutes, providing that certain standards of conduct shall apply to officers and employees of state agencies, counties, cities, and other political subdivisions, legislators, and legislative employees who are members of certain business entities which are licensed by other than occupational licenses; providing an effective date.

Was read the second time by title. On motion by Senator Karl, by two-thirds vote SB 75 was read the third time by title, passed and certified to the House. The vote was: Yeas—39 Nays—None

Mr. President	Ducker	Johnson (34th)	Poston
Arnold	Fincher	Karl	Reuter
Barrow	Gong	Knopke	Saunders
Beaufort	Graham	Lane	Sayler
Bell	Gunter	Lewis (33rd)	Scarborough
Bishop	Haverfield	Lewis (43rd)	Trask
Boyd	Henderson	McClain	Ware
Brantley	Hollahan	Myers	Weissenborn
Childers	Horne	Ott	Wilson
Deeb	Johnson (29th)	Plante	

By unanimous consent Senators Daniel and Broxson were recorded as voting yea.

Consideration of SB 261 was deferred, the bill retaining its place on the Calendar.

SB 621—A bill to be entitled An act designating and defining Grandmother's Day; creating §683.10, Florida Statutes; providing that the second Sunday of October of each year shall be designated as Grandmother's Day; permitting the governor to issue annually a proclamation designating same; providing an effective date.

Was read the second time by title. On motion by Senator Beaufort, by two-thirds vote SB 621 was read the third time by title, passed and certified to the House. The vote was: Yeas—41 Nays—None

Mr. President	Gong	Lane	Sayler
Arnold	Graham	Lewis (33rd)	Scarborough
Beaufort	Gunter	Lewis (43rd)	Stolzenburg
Bell	Haverfield	McClain	Trask
Bishop	Henderson	Myers	Ware
Boyd	Hollahan	Ott	Weber
Brantley	Horne	Plante	Weissenborn
Childers	Johnson (29th)	Pope	Wilson
Deeb	Johnson (34th)	Poston	
Ducker	Karl	Reuter	
Fincher	Knopke	Saunders	

By unanimous consent Senators Daniel and Broxson were recorded as voting yea.

Consideration of SB 482 was deferred, the bill retaining its place on the Calendar.

SB 712—A bill to be entitled An act relating to the return or destruction of original documents or records filed with the Department of State after miniature copies have been made and recorded; amending section 15.16, Florida Statutes, by adding a new subsection (3); providing an effective date.

Was read the second time by title. On motion by Senator Bishop, by two-thirds vote SB 712 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

Mr. President	Fincher	Knopke	Reuter
Arnold	Gong	Lane	Saunders
Barrow	Graham	Lewis (33rd)	Saylor
Bell	Gunter	Lewis (43rd)	Scarborough
Bishop	Haverfield	McClain	Stolzenburg
Boyd	Henderson	Myers	Trask
Brantley	Hollahan	Ott	Ware
Childers	Horne	Plante	Weber
Deeb	Johnson (29th)	Pope	Weissenborn
Ducker	Johnson (34th)	Poston	Wilson

By unanimous consent Senators Daniel and Broxson were recorded as voting yea.

SB 597—A bill to be entitled An act relating to state buildings and facilities; prohibiting the naming of such facilities for living persons; directing the division of archives, history, and records management to recommend names for such facilities; providing an effective date.

Was read the second time by title.

The Committee on Governmental Efficiency offered the following amendment which was adopted on motion by Senator Graham:

On page 1, line 13, section 1, strike line 13 and insert: Section 1. Except as specifically provided by law, no state building, road, bridge,

On motion by Senator Graham, by two-thirds vote, SB 597 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—43 Nays—None

Mr. President	Deeb	Johnson (34th)	Reuter
Arnold	Ducker	Karl	Saunders
Barrow	Fincher	Knopke	Saylor
Beaufort	Gong	Lane	Scarborough
Bell	Graham	Lewis (33rd)	Stolzenburg
Bishop	Gunter	Lewis (43rd)	Trask
Boyd	Haverfield	McClain	Ware
Brantley	Henderson	Myers	Weber
Broxson	Hollahan	Ott	Weissenborn
Childers	Horne	Plante	Wilson
Daniel	Johnson (29th)	Poston	

SB 410—A bill to be entitled An act relating to special acts or laws granting special pensions; transferring administration of same to the department of administration and assigning same to the division of personnel and retirement; providing an effective date.

Was read the second time by title. On motion by Senator Trask, by two-thirds vote SB 410 was read the third time by title, passed and certified to the House. The vote was: Yeas—39 Nays—None

Mr. President	Fincher	Knopke	Saunders
Arnold	Gong	Lane	Saylor
Barrow	Graham	Lewis (33rd)	Scarborough
Beaufort	Gunter	Lewis (43rd)	Stolzenburg
Bell	Haverfield	McClain	Trask
Boyd	Henderson	Myers	Ware
Brantley	Hollahan	Ott	Weber
Childers	Horne	Plante	Weissenborn
Deeb	Johnson (29th)	Poston	Wilson
Ducker	Johnson (34th)	Reuter	

By unanimous consent Senators Daniel and Broxson were recorded as voting yea.

SB 670—A bill to be entitled An act relating to the control of lasers and other nonionizing radiations; providing definitions; providing authority to issue regulations; providing an effective date.

Was read the second time by title. On motion by Senator Johnson (29th), by two-thirds vote SB 670 was read the third time by title, passed and certified to the House. The vote was: Yeas—42 Nays—None

Mr. President	Fincher	Knopke	Saunders
Arnold	Gong	Lane	Saylor
Barrow	Graham	Lewis (33rd)	Scarborough
Beaufort	Gunter	Lewis (43rd)	Stolzenburg
Bell	Haverfield	McClain	Trask
Bishop	Henderson	Myers	Ware
Boyd	Hollahan	Ott	Weber
Brantley	Horne	Plante	Weissenborn
Childers	Johnson (29th)	Pope	Wilson
Deeb	Johnson (34th)	Poston	
Ducker	Karl	Reuter	

By unanimous consent Senators Broxson and Daniel were recorded as voting yea.

SB 671—A bill to be entitled An act relating to public health, transportation of radioactive materials; providing for rule-making powers in the department of health and rehabilitative services over transportation of radioactive materials; providing for exception to rules; providing for enforcement of rules; providing for inspection of records; providing for right of entry and inspection; providing for issuance of corrective orders; providing for a criminal penalty; repealing portions of Chapter 633, Florida Statutes to wit: 633.01(8), 633.021(8), 633.041, and 633.05(8), which vest similar powers, duties, functions and responsibilities within the department of insurance; providing an effective date.

Was read the second time by title. On motion by Senator Johnson (29th), by two-thirds vote SB 671 was read the third time by title, passed and certified to the House. The vote was: Yeas—39 Nays—None

Mr. President	Fincher	Knopke	Reuter
Arnold	Graham	Lane	Saunders
Barrow	Gunter	Lewis (33rd)	Saylor
Beaufort	Haverfield	Lewis (43rd)	Scarborough
Bell	Henderson	McClain	Stolzenburg
Boyd	Hollahan	Myers	Trask
Brantley	Horne	Ott	Ware
Childers	Johnson (29th)	Plante	Weber
Deeb	Johnson (34th)	Pope	Wilson
Ducker	Karl	Poston	

By unanimous consent Senators Daniel and Broxson were recorded as voting yea.

SB 726—A bill to be entitled An act relating to jails; amending sections 951.02 and 951.23, Florida Statutes, to provide that municipal detention facilities come under supervision of the director of the division of adult corrections of the department of health and rehabilitative services; providing an effective date.

Was read the second time by title. On motion by Senator Myers, by two-thirds vote SB 726 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

Mr. President	Fincher	Karl	Reuter
Arnold	Gong	Knopke	Saunders
Barrow	Graham	Lewis (33rd)	Saylor
Beaufort	Gunter	Lewis (43rd)	Scarborough
Bishop	Haverfield	McClain	Stolzenburg
Boyd	Henderson	Myers	Trask
Brantley	Hollahan	Ott	Ware
Broxson	Horne	Plante	Weber
Childers	Johnson (29th)	Pope	Weissenborn
Ducker	Johnson (34th)	Poston	Wilson

By unanimous consent Senator Daniel was recorded as voting yea.

SB 438—A bill to be entitled An act relating to drug abuse; amending subsection (2) of §1, and §2 of chapter 70-183, Laws of Florida, appearing as §§397.021 and 397.031, Florida Statutes, 1970 Supplement, respectively; providing additional definitions; providing the department of health and rehabilitative services shall establish guidelines for and evaluate certain licensed programs; creating §§397.071 through 397.097, Florida Statutes; providing for licensing of drug abuse treatment and education centers; providing for revocation, renewal and reinstatement of licenses and for hearings; providing for conditional permits; providing penalties; providing for entry and inspection by department; providing for confidentiality of infor-

mation; authorizing automatic licensure for federal and state agencies; providing an effective date.

Was read the second time by title.

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

On page 3 after line 11, section 1, add a new subsection (e), to read: (e) "Date center" shall not include "nursing homes" or "homes" as that term is defined in subsection (5) of section 400.021, Florida Statutes.

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

On page 8, section 4, strike all of section 4. and insert: Section 4. This act shall take effect on January 1, 1972

On motion by Senator Lewis (33rd), by two-thirds vote, SB 438 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—39

Mr. President	Ducker	Johnson (34th)	Poston
Arnold	Fincher	Knopke	Reuter
Barrow	Gong	Lane	Saunders
Beaufort	Graham	Lewis (33rd)	Saylor
Bell	Gunter	Lewis (43rd)	Scarborough
Bishop	Haverfield	McClain	Stolzenburg
Boyd	Henderson	Myers	Trask
Brantley	Hollahan	Ott	Ware
Childers	Horne	Plante	Wilson
Deeb	Johnson (29th)	Pope	

Nays—1

Weissenborn

By unanimous consent, Senator Weissenborn changed his vote from nay to yea; Senators Daniel and Broxson were recorded as voting yea.

SB 842 was taken up, together with:

By the Committee on Commerce—

CS for SB 842—A bill to be entitled An act relating to condominiums; amending subsections 711.12(7), 711.13(4) and 711.24(1), all Florida Statutes; requiring that summaries of accounting records be supplied annually to unit owners; providing that the regulation of maintenance contracts applies to those entered into by fiduciaries or appointees of condominium associations; providing that certain disclosure requirements apply only to the initial sale of a condominium parcel; providing an effective date.

—which was read the first time by title and SB 842 was laid on the table.

On motions by Senator Weber, by two-thirds vote, CS for SB 842 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

Mr. President	Deeb	Johnson (34th)	Reuter
Arnold	Ducker	Knopke	Saunders
Barrow	Fincher	Lewis (33rd)	Saylor
Beaufort	Gong	Lewis (43rd)	Scarborough
Bishop	Graham	McClain	Stolzenburg
Boyd	Gunter	Myers	Trask
Brantley	Haverfield	Ott	Ware
Broxson	Henderson	Plante	Weber
Childers	Horne	Pope	Weissenborn
Daniel	Johnson (29th)	Poston	Wilson

Consideration of SB 672 was deferred, the bill retaining its place on the Calendar.

SB 752—A bill to be entitled An act relating to condominiums; repealing section 2 of chapter 70-273, Laws of Florida, appearing as §711.131, Florida Statutes, 1970 Supplement, relating to the assignment by a condominium association of rights and responsibilities with respect to maintenance, management and operation contracts; providing an effective date.

Was read the second time by title. On motion by Senator Weber, by two-thirds vote SB 752 was read the third time by title, passed and certified to the House. The vote was: Yeas—44 Nays—None

Mr. President	Deeb	Johnson (34th)	Poston
Arnold	Ducker	Karl	Reuter
Barrow	Fincher	Knopke	Saunders
Beaufort	Gong	Lane	Saylor
Bell	Graham	Lewis (33rd)	Scarborough
Bishop	Gunter	Lewis (43rd)	Stolzenburg
Boyd	Haverfield	McClain	Trask
Brantley	Henderson	Myers	Ware
Broxson	Hollahan	Ott	Weber
Childers	Horne	Plante	Weissenborn
Daniel	Johnson (29th)	Pope	Wilson

SB 812—A bill to be entitled An act relating to elevators; amending subsections (2), (5) and (6) of section 399.01, Florida Statutes, to expand the definition of the term "elevator" and to change the date of July 1, 1947 to July 1, 1971; repealing subsection (3) of section 399.02, Florida Statutes; amending section 399.02, Florida Statutes, by adding a new subsection (7) (a) and (b) to provide for the responsibilities of the manufacturer, constructor, contractor and the owner for all elevator installations; amending subsection (6) (b) of section 399.02, Florida Statutes, to substitute the words "hoistway and elevator construction" for the word "equipment"; amending subsections (3) and (7) of section 399.03, Florida Statutes, to change the date of July 1, 1947 to July 1, 1971 and to delete the provisos relating to the standard hoistway entrance protection and car doors and gates and the certificate requirement and the pull out of the governor cable exception; repealing subsections (10) (a) (b) (c), (11), (12), (13) (a) (b), (14) (a) (b) and (15) of section 399.03, Florida Statutes; repealing subsection (5) of section 399.04, Florida Statutes; amending subsections (1) (b) and (3) of section 399.05, Florida Statutes, to change the permit fees for the erection, removal, changes and repairs of elevators and to prohibit the specific permission allowance; repealing subsection (1) of section 399.06, Florida Statutes; amending subsection (4) of section 399.06, Florida Statutes, to add moving walk and powered lift for sewage pump station and to increase certain annual license fees required for the issuance of a certificate of operation and to delete the elevator in conjunction with one or more fee requirement; amending subsection (5) of section 399.07, Florida Statutes, to provide for additional requirements for the issuance of limited certificates; amending subsections (1) and (3) of section 399.08, Florida Statutes, to delete the requirement that an elevator be tested by the owner thereof and to substitute the word "name" for the word "signature"; providing an effective date.

Was read the second time by title. On motion by Senator Karl, by two-thirds vote SB 812 was read the third time by title, passed and certified to the House. The vote was:

Yeas—41

Mr. President	Ducker	Karl	Saylor
Arnold	Fincher	Knopke	Scarborough
Barrow	Gong	Lane	Stolzenburg
Beaufort	Graham	Lewis (33rd)	Trask
Bell	Gunter	Lewis (43rd)	Ware
Bishop	Haverfield	McClain	Weber
Boyd	Henderson	Myers	Weissenborn
Broxson	Hollahan	Plante	Wilson
Childers	Horne	Poston	
Daniel	Johnson (29th)	Reuter	
Deeb	Johnson (34th)	Saunders	

Nays—1

Brantley

SB 827—A bill to be entitled An act relating to the sale of securities; amending §517.06(10) and (16)(a), Florida Statutes,

relating to certain exempt transactions; deleting the requirement that a corporation be incorporated or a trust or partnership organized under the laws of Florida; permitting the payment of commissions to registered dealers and salesmen; adding as an exempt transaction securities for which a registration statement has been filed with the securities and exchange commission; amending §517.08, Florida Statutes, authorizing registration by coordination and substituting it for registration by notification; establishing filing requirements, fees, and certain rule making authority in conjunction therewith; amending §517.09(1) and (5), Florida Statutes, authorizing the department to fix maximum discounts, commissions, expenses, remuneration, and other compensation to be paid for securities registered by qualification; amending §517.091, Florida Statutes, establishing procedures and fees for registration by announcement; amending §517.10(1), Florida Statutes, substituting registration by coordination for registration by notification and adding registration by announcement to consent to service of process; amending subsection (6) of §517.12, Florida Statutes, and adding subsection (9) thereto, providing an exception to the expiration of registration of dealers and salesmen who register between November 1 and December 31 of any year; deleting provisions for half year fees; authorizing the department to examine dealer records and to prescribe rules for records to be maintained; amending §517.13, Florida Statutes, conforming the dealer bond provisions to the exception to the expiration of annual registrations; repealing §517.21(3), Florida Statutes, relating to registration by notification; providing an effective date.

Was read the second time by title.

On motion by Senator Karl, the following amendment was adopted:

On page 4, line 2, section 1, after the words "commission pursuant to" strike Section 12 (q) and insert: Section 12 (g)

On motion by Senator Karl, by two-thirds vote, SB 827 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—41 Nays—None

Mr. President	Gong	Lane	Saylor
Arnold	Graham	Lewis (33rd)	Scarborough
Barrow	Gunter	Lewis (43rd)	Stolzenburg
Bell	Haverfield	McClain	Trask
Boyd	Henderson	Myers	Ware
Brantley	Hollahan	Ott	Weber
Broxson	Horne	Plante	Weissenborn
Childers	Johnson (29th)	Pope	Wilson
Daniel	Johnson (34th)	Poston	
Ducker	Karl	Reuter	
Fincher	Knopke	Saunders	

By unanimous consent Senator Beaufort was recorded as voting yea.

SB 809—A bill to be entitled An act relating to yacht and ship brokers; amending subsections (1) (a) and (1) (d) of section 537.02, Florida Statutes, by expanding the definition of the word "broker" and of the words "yacht and ship"; amending the introductory paragraph to subsection (1) and amending subsection (3) (c) of section 537.03, Florida Statutes, by substituting the word "hearings" for the word "meetings" and by adding the words "other proper and necessary relief"; amending subsections (6), (7) and (10) of section 537.04, Florida Statutes, by requiring that applicants for licenses file fingerprints and by adding the words "prospective buyers" and "prospective buyers prior to action on the broker's bond" and by adding a new subsection to give the division of general regulation another ground to deny a license; amending subsection (5) of section 537.06, Florida Statutes, authorizing the division of general regulation to impose civil penalties against a licensee for violation of a provision of this section; amending subsections (1) and (5) (a) (b) (c) (d) (e) (f) (g) and (h) of section 537.07, Florida Statutes, by providing that each license issued under Chapter 537 shall be effective for one year from date of issuance and by providing for the paying of the renewal fee ten days prior to expiration and by providing that fingerprints accompany applications for renewal and by increasing license fees and by providing for the issuance of a regular salesman's license to the holder of a temporary salesman's license who successfully completes his examination; providing an effective date.

Was read the second time by title.

The Committee on Commerce offered the following amendment which was adopted on motion by Senator Karl:

On page 3, lines 10 - 13, section 1, strike "and shall include any vessel, such as a houseboat, which may be transported in water other than by self-propelled means." and insert a period (.)

On motion by Senator Karl, by two-thirds vote, SB 809 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—41

Mr. President	Fincher	Knopke	Saylor
Arnold	Gong	Lane	Scarborough
Barrow	Graham	Lewis (33rd)	Stolzenburg
Beaufort	Gunter	Lewis (43rd)	Trask
Bell	Haverfield	McClain	Ware
Bishop	Henderson	Myers	Weber
Boyd	Hollahan	Ott	Weissenborn
Brantley	Horne	Plante	Wilson
Broxson	Johnson (29th)	Poston	
Childers	Johnson (34th)	Reuter	
Ducker	Karl	Saunders	

Nays—1

Deeb

By unanimous consent Senator Daniel was recorded as voting yea.

Consideration of SB 832 was deferred, the bill retaining its place on the Calendar.

SB 833—A bill to be entitled An act relating to education; amending §228.041, Florida Statutes, by providing that senior high school students who lack three credits or less be allowed to attend as a school day that portion of the day necessary to earn needed credits; providing an effective date.

Was read the second time by title.

The Committee on Public Schools offered the following amendment which was adopted on motion by Senator Broxson:

On page 2, lines 4 and 5, section 2, strike effective date and insert: Section 2. This act shall take effect July 1, 1971.

On motion by Senator Myers, by two-thirds vote, SB 833 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—44 Nays—None

Mr. President	Deeb	Johnson (34th)	Poston
Arnold	Ducker	Karl	Reuter
Barrow	Fincher	Knopke	Saunders
Beaufort	Gong	Lane	Saylor
Bell	Graham	Lewis (33rd)	Scarborough
Bishop	Gunter	Lewis (43rd)	Stolzenburg
Boyd	Haverfield	McClain	Trask
Brantley	Henderson	Myers	Ware
Broxson	Hollahan	Ott	Weber
Childers	Horne	Plante	Weissenborn
Daniel	Johnson (29th)	Pope	Wilson

On motion by Senator Myers, the rules were waived and the Senate immediately reconsidered the vote by which SB 833 as amended passed.

On motion by Senator Myers—

HB 1153—A bill to be entitled An act relating to education; amending §228.041, Florida Statutes, by providing that senior high school students who lack three credits or less be allowed to attend as a school day that portion of the day necessary to earn needed credits; providing an effective date.

—a companion measure was substituted for SB 833 as amended and read the second time by title.

The Committee on Public Schools offered the following amendment which was adopted on motion by Senator Broxson:

On page 2, lines 4 and 5, section 2, strike effective clause and insert: Section 2. This act shall take effect July 1, 1971.

On motion by Senator Myers, by two-thirds vote, HB 1153 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—44 Nays—None

Mr. President	Deeb	Johnson (34th)	Poston
Arnold	Ducker	Karl	Reuter
Barrow	Fincher	Knopke	Saunders
Beaufort	Gong	Lane	Sayler
Bell	Graham	Lewis (33rd)	Scarborough
Bishop	Gunter	Lewis (43rd)	Stolzenburg
Boyd	Haverfield	McClain	Trask
Brantley	Henderson	Myers	Ware
Broxson	Hollahan	Ott	Weber
Childers	Horne	Plante	Weissenborn
Daniel	Johnson (29th)	Pope	Wilson

Honorable Elmer O. Friday, Jr.
Secretary of the Senate
Capitol
Tallahassee, Florida

May 14, 1971

Dear Senator Friday:

Attached hereto is a certificate listing the commission prepared today which is subject to Senate Confirmation.

With kind regards, I remain

Sincerely,

RICHARD (DICK) STONE

Secretary of State

By (Mrs.) Dorothy W. Glisson

Director

Division of Elections

SB 833 was laid on the table.

Consideration of SB 432 was deferred, the bill retaining its place on the Calendar.

Senator Williams was recorded present.

SB 433—A bill to be entitled An act relating to nonpublic colleges; creating a state board of independent colleges and universities; prescribing powers and duties of board; assigning certain powers to state board of education; providing for licensing of certain schools and their agents; fixing fees, creating the independent colleges and universities service trust fund; providing penalties; providing an effective date.

Was read the second time by title. On motion by Senator Karl, by two-thirds vote, SB 433 was read the third time by title, passed and certified to the House. The vote was: Yeas—41 Nays—None

Mr. President	Ducker	Karl	Sayler
Arnold	Fincher	Knopke	Scarborough
Barrow	Gong	Lewis (33rd)	Stolzenburg
Beaufort	Graham	Lewis (43rd)	Trask
Bell	Gunter	Myers	Ware
Bishop	Haverfield	Ott	Weissenborn
Brantley	Henderson	Plante	Williams
Broxson	Hollahan	Pope	Wilson
Childers	Horne	Poston	
Daniel	Johnson (29th)	Reuter	
Deeb	Johnson (34th)	Saunders	

Consideration of SB 434 was deferred, the bill retaining its place on the Calendar.

On motion by Senator Knopke, the rules were waived and the Committee on Natural Resources and Conservation was granted permission to consider House Bills 360 and 1078 at the scheduled meeting May 18.

The hour of adjournment having arrived, a point of order was called and the Senate recessed at 12:01 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—45:

Mr. President	Ducker	Knopke	Sayler
Arnold	Fincher	Lane	Scarborough
Barrow	Gong	Lewis (33rd)	Stolzenburg
Beaufort	Graham	Lewis (43rd)	Trask
Bell	Gunter	McClain	Ware
Bishop	Haverfield	Myers	Weber
Boyd	Henderson	Ott	Weissenborn
Brantley	Hollahan	Plante	Williams
Broxson	Horne	Pope	Wilson
Childers	Johnson (29th)	Poston	
Daniel	Johnson (34th)	Reuter	
Deeb	Karl	Saunders	

On motion by Senator Hollahan, the Senate proceeded to the consideration of—

EXECUTIVE BUSINESS

By direction of the President, the Secretary read the following communication and certificate:

Pursuant to the Provisions of Section 112.071 (1), (b), Florida Statutes, we do hereby certify that the commission which is subject to Confirmation by the Senate has been prepared for the following:

NAME	OFFICE	FOR TERM ENDING
James W. Coffey	Member, Board of Trustees, Indian River Junior College	May 31, 1974



GIVEN under my hand and Great Seal of the State of Florida at Tallahassee, the Capital this fourteenth day of May, A. D., 1971.

RICHARD (DICK) STONE
Secretary of State

The President referred the appointment to the Committee on Universities and Community Colleges.

SPECIAL ORDER

SB 568—A bill to be entitled An act relating to the division of recreation and parks, department of natural resources; creating the recreation and parks advisory council; providing for members, terms, compensation, duties and the appointment of subordinate advisory councils; amending §20.25(15), Florida Statutes; providing for the advisory council; repealing §592.10, Florida Statutes, which relates to the selection of an advisory council; providing an effective date.

Was read the second time by title.

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

On page 2, line 30, section 1, strike "and" and insert: or

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

On page 3, lines 3 and 4, section 1, strike ", but shall be reimbursed for traveling expenses as provided in section 112.061." and place a period after the word "compensation".

On motion by Senator Haverfield, by two-thirds vote, SB 568 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—28

Mr. President	Fincher	Karl	Plante
Barrow	Gong	Lane	Poston
Beaufort	Graham	Lewis (33rd)	Saunders
Bishop	Gunter	Lewis (43rd)	Stolzenburg
Boyd	Haverfield	McClain	Trask
Brantley	Hollahan	Myers	Ware
Daniel	Horne	Ott	Weissenborn

Nays—1

Reuter

By unanimous consent Senators Childers, Ducker, Williams, Johnson (34th), Johnson (29th), Wilson, Knopke and Deeb were recorded as voting yea.

On motion by Senator Plante, the rules were waived and all bills passed on May 14 were ordered immediately certified to the House.

SB 290—A bill to be entitled An act relating to the cross Florida barge canal; repealing parts I and II of chapter 374, Florida Statutes, consisting of sections 374.011, 374.021, 374.031, 374.041, 374.051, 374.061, 374.071, 374.081, 374.091, 374.101, 374.111, 374.122, 374.132, 374.141, 374.151, 374.161, 374.171, 374.181, 374.301, 374.311, 374.321, 374.331, 374.341, 374.351, 374.361, 374.371, 374.391, 374.401, 374.411, 374.421, 374.431, 374.441, 374.451, 374.461, 374.471, 374.481, 374.491, 374.501, 374.511 and 374.521, which provide for the creation and operation of the canal authority of the State of Florida, and which provide ship canal navigation districts to provide for the financing thereof; providing for the transfer of the cross Florida barge canal lands to the division of recreation and parks of the department of natural resources; prohibiting further construction of the canal without specific legislative authorization; prohibiting further expenditures; providing an effective date.

Was read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was moved by Senator Lewis (43rd):

On page 2, strike all following the enacting clause and insert the following: Section 1. Section 374.031, Florida Statutes, is amended to read as follows:

374.031 Board of directors.—The management of the corporation shall be vested in a board of directors consisting of ~~five members to be appointed by the governor and the members of the cabinet. The terms of the directors shall be four years and until their successors are appointed and qualified. Whenever a vacancy occurs among the directors, the person appointed to fill such vacancy shall hold office for the unexpired portion of the term of the director whose place he is selected to fill.~~

Section 2. Section 374.141, Florida Statutes, is amended to read as follows:

374.141 Reports.—The corporation shall make to the ~~governor legislature~~ an annual report setting forth in appropriate detail the business transacted during the year and the condition of the corporation at the close of the year. Such annual reports shall be accompanied by duly certified audits of the accounts of the corporation, made by the auditor general. The corporation shall furnish to the ~~governor legislature~~ such additional reports and information as ~~he it~~ shall from time to time require.

Section 3. Section 374.151, Florida Statutes, is repealed.

Section 4. This act shall take effect upon becoming a law.

Senators Scarborough, Brantley, Beaufort, Pope and Arnold offered the following amendment to the amendment which was adopted on motion by Senator Scarborough:

On page 2, insert the following: Section 4. It is the intent of the legislature that no further expenditures be made by the state of Florida for the purposes of acquiring, owning, constructing, operating, maintaining or promoting a canal across the peninsular of Florida, as described in section 374.051, Florida Statutes. It is recognized by the legislature that certain expenditures are necessary in order to complete the termination process of the cross Florida barge canal, and therefore, such expenditures are not precluded by this act.

Section 5. (1) The state of Florida shall make no further expenditures for the purpose of acquiring, owning, constructing, operating, maintaining or promoting a canal across the peninsular of this state, as described in section 374.051, Florida Statutes.

(2) Nothing in this act shall be construed to prohibit the state of Florida from making any and all expenditures necessary to protect the legal rights and interests of the state and local governments consistent with the legislative intent expressed in Section 4 and to complete the termination process of the

cross Florida barge canal, including restoring river openings, providing canal bank protection, and providing recreational facilities.

(3) The state of Florida is authorized to seek and utilize federal funds to effectuate the purposes of subsection (2) of Section 5 of this act.

(renumber subsequent sections)

On motion by Senator Graham the following amendment to the amendment was adopted:

Section 5 (3), strike period (.) after last line in Section 5, insert: , provided such funds shall be from the trust funds of the authority or from general revenue funds specifically appropriated therefor.

The amendment as amended was adopted.

The Committee on Natural Resources and Conservation offered the following amendment which was moved by Senator Lewis (43rd):

On page 1, strike lines 3-29 inclusive and insert: An act relating to the canal authority of the state of Florida; amending section 374.031, Florida Statutes, to provide that the board of directors of the authority shall be the governor and the cabinet; amending section 374.141, Florida Statutes, to provide that annual reports shall be made to the legislature; repealing section 374.151, Florida Statutes; providing an effective date.

Senators Scarborough, Brantley, Beaufort, Pope and Arnold offered the following amendment to the amendment which was adopted on motion by Senator Scarborough:

On page 1, in title, insert on line 6 of said amendment following "Florida Statutes;" providing legislative intent; prohibiting expenditures for the acquisition, construction, promotion and operation of a canal as described in section 374.051, Florida Statutes; providing that nothing in this act shall be construed to prohibit the state of Florida from making necessary expenditures to complete the termination process of the canal project; providing authorization for the state of Florida to seek and utilize federal funds for the termination process of the canal;

The amendment as amended was adopted.

Pursuant to Rule 4.14, Senator Hollahan gave notice of intention to move to take up HM 427 out of order.

Senator Beaufort moved that further consideration of SB 290 be temporarily deferred and the motion failed.

On motion by Senator Lewis (43rd), by two-thirds vote, SB 290 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—28

Mr. President	Graham	Karl	Reuter
Boyd	Gunter	Knopke	Saylor
Broxson	Haverfield	Lewis (33rd)	Scarborough
Childers	Hollahan	Lewis (43rd)	Trask
Deeb	Horne	Myers	Ware
Ducker	Johnson (29th)	Plante	Weissenborn
Gong	Johnson (34th)	Poston	Wilson

Nays—12

Arnold	Brantley	Ott	Stolzenburg
Beaufort	Daniel	Pope	Weber
Bell	McClain	Saunders	Williams

By unanimous consent Senator Lane was recorded as voting yea.

PAIR

The following pair was announced by the Secretary in accordance with Senate Rule 5.4:

I am paired with Senator Henderson on SB 290. If he were present he would vote yea and I would vote nay.

W. E. Bishop, 6th District

SB 788—A bill to be entitled An act relating to the highway patrol; amending section 321.05; declaring members of the Florida highway patrol to be law enforcement officers of the state; authorizing members of the patrol to apply for, serve, and execute search warrants, arrest warrants, capias and other process of the court; deleting certain provisions prohibiting search and seizure; providing an effective date.

Was read the second time by title.

The Committee on Judiciary—Criminal offered the following amendment which was adopted on motion by Senator Horne:

On page 2, line 11, section 1, strike the period and insert: in those matters in which patrol officers have primary responsibility as set forth in sub-paragraph (1) below.

On motion by Senator Horne, by two-thirds vote, SB 788 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—29

Mr. President	Fincher	McClain	Scarborough
Arnold	Graham	Myers	Trask
Barrow	Haverfield	Ott	Ware
Beaufort	Hollahan	Plante	Weber
Bell	Horne	Pope	Williams
Boyd	Lane	Poston	
Brantley	Lewis (33rd)	Saunders	
Daniel	Lewis (43rd)	Sayler	

Nays—5

Broxson	Reuter	Weissenborn
Gong	Stolzenburg	

By unanimous consent, Senators Childers, Knopke, Gunter and Ducker were recorded as voting yea, Senator Johnson (29th) as voting nay.

SB 123—A bill to be entitled An act relating to accident reports of motor vehicle collisions; repealing section 317.171, Florida Statutes, which provides such reports shall be confidential; providing an effective date.

Was read the second time by title.

Consideration of SB 123 was deferred.

SB 1496—A bill to be entitled An act relating to obscene, lewd, lascivious, filthy, indecent, sadistic and masochistic materials, matters, articles, things, shows, exhibitions and performances; amending subsections (1) (a), (2) and (3) of section 847.011, Florida Statutes, so as to provide more severe penalties for second and subsequent offenders; amending said section 847.011 by renumbering subsections (4) through (11) as subsections (5) through (12) and by adding a new subsection (4) to provide criminal penalties for a person who knowingly promotes, conducts, performs or participates in an obscene, lewd, lascivious or indecent show, exhibition or performance by live persons or a live person before an audience; amending renumbered subsection (8) of said section 847.011 so as to give attorneys for municipalities the benefit of its injunctive provisions; providing an effective date.

Was read the second time by title.

The Committee on Judiciary—Criminal offered the following amendment which was adopted on motion by Senator Barrow:

On page 8, section 7, strike all of Section 7 and insert: Section 7. This act shall take effect September 1, 1971.

On motion by Senator Hollahan, by two-thirds vote, SB 1496 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—36 Nays—None

Mr. President	Childers	Lane	Saunders
Arnold	Daniel	Lewis (33rd)	Sayler
Barrow	Fincher	Lewis (43rd)	Scarborough
Beaufort	Gong	McClain	Stolzenburg
Bell	Graham	Myers	Trask
Bishop	Gunter	Ott	Ware
Boyd	Haverfield	Plante	Weber
Brantley	Hollahan	Pope	Weissenborn
Broxson	Horne	Poston	Williams

By unanimous consent Senators Wilson, Deeb, Johnson (29th), Johnson (34th), Ducker and Knopke were recorded as voting yea.

SB 256—A bill to be entitled An act relating to claims against the state; creating §768.16, Florida Statutes; authorizing suits against the state or any of its agencies or subdivisions for the tortious acts of their employees or agents; authorizing the compromise or settlement of such claims by the agency involved or by the department of legal affairs; providing that suits may not be instituted under this section without prior submission of the claim for administrative disposition.

Was read the second time by title.

The Committee on Judiciary—Civil A offered the following amendment which was adopted on motion by Senator Ott:

On page 2, line 11, section 3, strike “(\$25,000)” and insert: (\$10,000)

On motion by Senator Ott the following amendment was adopted:

On page 5, line 22, section 1, strike period and insert: unless such act or omission was committed in a wanton, willful, malicious, or grossly negligent manner.

On motion by Senator Ott the following amendment was adopted:

On page 6, line 7, add a new Section 2. as follows:

Section 2. This act shall take effect July 1, 1972.

On motion by Senator Ott the following amendment was adopted:

On page 6, line 6, section 1, strike the word “claim” and insert: cause of action

On motion by Senator Ott the following amendment was adopted:

On page 1, line 8, in title, after the semicolon (;) insert the following: providing procedure, limitations, exceptions and restrictions;

On motion by Senator Ott the following amendment was adopted:

On page 1, line 14, in title, strike the period and insert the following: a semicolon (;) and the words providing an effective date.

Senator Pope moved the adoption of the following amendment:

On page 3, line 21, section 2, strike “two hundred fifty thousand dollars (\$250,000)” and insert: fifty thousand dollars (\$50,000)

on lines 24 and 25 strike: “five hundred thousand dollars (\$500,000)” and insert: two hundred fifty thousand dollars (\$250,000)

Pursuant to Rule 4.6, a point of order was called by Senator Plante that SB 256 affects appropriations and should be referred to the Committee on Ways and Means.

The Chair ruled the point not well taken based on a previous ruling, also the bill provided no appropriation and the effective date was beyond the next ensuing legislative session.

The amendment was adopted.

On motion by Senator Karl the following amendment was adopted:

On page 3, between lines 25 and 26, section 1, insert:

(8) No action for libel or slander may be brought against a member of the legislature or any agency or subdivision for statements made or published in the course of the performance of his official duties.

and renumber all subsequent sub-paragraphs.

Senator Weissenborn moved the adoption of the following amendment which failed:

On page 6, line 7, insert the following:

(16) Notice in writing must be given by all prospective claimants governed by this act to the particular governmental agency, subdivision, or public officer involved within sixty (60) days of the occurrence of the event giving use to the involved claim as a condition prerequisite to said prospective claimant being able to thereafter assert his claim. Such notice in writing shall contain a complete description of the particulars giving rise to the claim.

Senator Bishop moved the adoption of the following amendment which failed:

On page 1, line 20, section 1, strike "or subdivisions"

The vote was:

Yeas—16

Arnold	Childers	Johnson (29th)	Saunders
Beaufort	Ducker	Lane	Stolzenburg
Bishop	Gunter	Plante	Weber
Brantley	Haverfield	Pope	Williams

Nays—23

Mr. President	Gong	Lewis (33rd)	Sayler
Barron	Graham	Lewis (43rd)	Scarborough
Barrow	Hollahan	Myers	Trask
Bell	Horne	Ott	Ware
Boyd	Johnson (34th)	Poston	Wilson
Daniel	Knopke	Reuter	

On motion by Senator Ott, by two-thirds vote, SB 256 as amended was read the third time by title, and failed to pass. The vote was:

Yeas—19

Mr. President	Graham	Lewis (43rd)	Sayler
Barron	Hollahan	McClain	Ware
Bell	Johnson (34th)	Myers	Weissenborn
Daniel	Knopke	Ott	Wilson
Gong	Lewis (33rd)	Reuter	

Nays—24

Arnold	Broxson	Haverfield	Saunders
Barrow	Childers	Horne	Scarborough
Beaufort	Deeb	Johnson (29th)	Stolzenburg
Bishop	Ducker	Lane	Trask
Boyd	Fincher	Pope	Weber
Brantley	Gunter	Poston	Williams

PAIR

The following pair was announced by the Secretary in accordance with Senate Rule 5.4:

I am paired with Senator de la Parte on SB 256. If he were present he would vote yea and I would vote nay.

Kenneth Plante,
16th District

SJR 565—A joint resolution proposing an amendment to Section 3 of Article XI of the State Constitution; providing that the revision or amendment of any portion of the Constitution on one subject may be proposed by initiative of the people and providing procedure with respect thereto.

Was read the second time by title.

Senator Daniel moved the following amendment:

On page 1, line 27, strike "six" and insert: twenty

Notice having been given pursuant to Rule 4.14, on motion by Senator Hollahan, consent was obtained to take up out of order—

HM 427—A memorial to the Congress of the United States requesting the appropriation and allocation of funds for surveillance radar equipment and the lengthening of the I.L.S. runway at the Tallahassee Municipal Airport.

WHEREAS, Tallahassee is the capital city of Florida, and its municipal airport is the only facility available for commercial air traffic into and from this vital center of state government, and

WHEREAS, the Tallahassee Municipal Airport has attained a level of air traffic density which requires surveillance radar equipment to operate at a maximum level of safety and efficiency according to the standards of the Federal Aviation Administration, and

WHEREAS, the said airport is now without such equipment and thus is not adequately equipped to provide the maximum safety required to regulate the flow of air traffic, and

WHEREAS, the Federal Aviation Administration has requested the Congress to appropriate funds for this much-needed equipment, and

Whereas, the longest runway at said airport, the Instrument Landing System (I.L.S.) runway, will not accommodate certain modern transcontinental commercial passenger aircraft and is barely long enough for the safe operation of certain airliners currently using said runway, and

WHEREAS, on September 18, 1969, a commercial passenger aircraft ran off the end of the I.L.S. runway, subjecting the passengers aboard said aircraft to possible severe bodily harm and practically closing the airport for a number of hours and the functions of state and local government were greatly inconvenienced thereby, and

WHEREAS, the commercial airlines and pilots serving Tallahassee have requested a lengthening of the I.L.S. runway to adequately insure the safety of their passengers, NOW, THEREFORE,

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

That the Congress of the United States is hereby requested to immediately appropriate and allocate funds to provide surveillance radar equipment and lengthening of the Instrument Landing System runway at the Tallahassee Municipal Airport so as to enhance the safety of those persons using said airport and to promote maximum efficiency from the airport's facilities.

BE IT FURTHER RESOLVED that copies of this memorial be dispatched to the president of the United States, to the president of the United States senate, to the speaker of the United States house of representatives, and to each member of the Florida delegation to the United States Congress.

Was read the second time in full. On motion by Senator Hollahan, HM 427 was adopted and certified to the House. The vote was: Yeas—38 Nays—None

Mr. President	Deeb	Karl	Sayler
Arnold	Ducker	Knopke	Scarborough
Barron	Fincher	Lane	Stolzenburg
Barrow	Gong	Lewis (33rd)	Ware
Beaufort	Graham	Lewis (43rd)	Weber
Bell	Gunter	McClain	Weissenborn
Bishop	Haverfield	Myers	Williams
Brantley	Hollahan	Plante	Wilson
Childers	Horne	Poston	
Daniel	Johnson (29th)	Saunders	

On May 10th I was out of the chamber on Senate business when CS for HB 377 and HCR 1348 were considered. Had I been present I would have voted yea on both measures.

W. D. Childers,
2nd District

CO-INTRODUCERS

By permission Senator Weissenborn was recorded as a co-introducer of SB 524.

By permission Senator Johnson (34th) was recorded as a co-introducer of SB 825.

By permission Senator Plante was recorded as a co-introducer of SB 290.

By permission Senator Plante withdrew his name as a co-introducer of SB 1197.

The hour of adjournment having arrived, a point of order was called and the Senate adjourned at 5:00 p.m. to reconvene at 8:30 a.m., May 18, 1971, for the purpose of introduction and reference of resolutions, memorials, bills and joint resolutions and thereafter to reconvene at 9:00 a.m., May 18, 1971.

LOBBYIST REGISTRATIONS UNDER SENATE RULE NINE
MAY 10, 1971 THROUGH MAY 14, 1971

Name and Address	Entity Represented and Address	Particular Legislation Involved	Direct Business Association or Partnership with Legislator
Basford, William T., Jr. 1704 Gulf Life Tower Jacksonville 32207	Sahlman Seafoods, Inc. 1352 Sahlman Ave. Tampa 33605	Import crawfish out of season	None
Brown, Arnetta M. 11340 7th St., E. St. Petersburg 33706	League of Women Voters of Fla. 1310 W. Colonial Dr. Orlando 32904	Education, constitutional reform, etc.	None
Cabot, Linwood 2190 S.E. 17th St. Fort Lauderdale 33316	Port Everglades Authority Port Everglades	Attorney for Port Everglades Authority	None
Copeland, David J. 2600-22nd St., N. St. Petersburg 33733	Crest Leather Mfg. Corp. Same address	Passage of HB 1514 & SB 1241	None
Eubanks, John B. P. O. Box 1235 Tallahassee 32302	The American Legion P. O. Box 7936 Orlando 32804	Veterans	None
Fraser, John Michael Box 203, Stetson University DeLand 32720	Model U. S. Senate Program Same address	SCR 1149 & general legislation	None
Finnigan, Catherine C. 821 14th Ave., N. St. Petersburg 33701	NRTA—AARP 167 Central Ave. St. Petersburg 33701	Bill forbidding cut in welfare checks when Soc. Sec. raises are given	None
Frumkes, Melvyn B. 420 Lincoln Rd. Miami Beach 33139	Marking Device Assn. 1611 Chicago Ave. Evanston, Ill.	Notary Seals	None
Frumkes, Melvyn B. 420 Lincoln Rd. Miami Beach 33139	Ace Industries, Inc. (Printing- Stamping) 135 S.E. 1st St. Miami	Notary Seals	None
Hauer, Royal Andrew 3300 N.W. 32nd Ave. Miami 33152	Metropolitan Dade County Transit Authority Same address	Transportation bills	None
Houston, J. Edward 200 S. E. 6th St. Fort Lauderdale 33301	North Springs Drainage District 9500 W. Sample Rd. Coral Springs 33060	An act relating to N. Springs Drainage District (special)	None
Houston, J. Edward 200 S. E. 6th St. Fort Lauderdale 33301	Spring Lake Drainage District Same address	A special bill relating to Spring Lake Drainage District-Highlands County	None
LaFace, Ronald C. 1030 E. Lafayette St. Tallahassee 32301	Keyes Fibre Co. 420 Lexington Ave. New York, N. Y.	General	None
McConaghey, W. Phil Administration Blvd. Port Everglades 33136	Port Everglades Authority Same address	Port bills	None

**LOBBYIST REGISTRATIONS UNDER SENATE RULE NINE
MAY 10, 1971 THROUGH MAY 14, 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>
Miner, Barbara P. 1150 N. W. 14 St. Miami 33136	Fla. Kidney Foundation, Inc. Same address	Kidney Diseases, Dialysis	None
Mitchell, Prentiss R. 3200-34th St., S. St. Petersburg 33706	Allstate Insurance Co. Same address	Insurance	None
Nance, L. Clayton Room 460 Courthouse Ft. Lauderdale 33301	Self, judiciary Same address	Judiciary administration, selection, tenure, retirement & all bills regarding judiciary council	None
Nugent, Thomas Norman 1309 Thomasville Rd. Tallahassee 32304	Mobile Home Industries, Inc. Same address	Anything affecting mobile homes	None
Prevatt, Clarence Edwin Courthouse Tampa 33601	State Assn. of County Commissioners 230 S. Adams St. Tallahassee	Association sponsored legislation	None
Reynolds, David J. 3300 N. W. 32nd Ave. Miami 33152	Dade County Transit Authority Same address	Transportation bills	None
Rothenberg, Morton 420 Lincoln Rd. Miami Beach 33139	Fla. Land Assn. Same address	Land sales activities	None
Shock, Raymond M. 411 Los Olas Bldg. Ft. Lauderdale 33301	City of Ft. Lauderdale Same address	Taxation	None
Spiegel, George 2600 Virginia Ave., N. W. Washington, D. C. 20037	Fla. Municipal Utilities Assn. 1519 Commercial Park Dr. Lakeland	Senate Bill 1048	None
Stevens, James William Broward Co. Courthouse Fort Lauderdale 33301	State Assn. County Commissioners 230 S. Adams St. Tallahassee	General	None
Strickland, Hiram L. Box 1338 Bradenton 33505	Taxpayers of Manatee County Manatee County	Ad taxes	None
Weissing, Louis Courthouse Ft. Lauderdale 33301	Judges Same address	Judges	None