

JOURNAL OF THE FLORIDA SENATE

Wednesday, June 2, 1971

The Senate was called to order by Senator Henderson at 8:30 a.m. for the purpose of conducting the order of business of Introduction and reference of Resolutions, Memorials, Bills and Joint Resolutions, pursuant to Rule 4.3.

INTRODUCTION

By Senator Bishop—

SB 1635—A bill to be entitled An act relating to Hamilton County; providing for annual budgets of all county officers, constitutional or otherwise; providing for payment of salaries of such county officers; providing and regulating budget system for such officers; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1635.

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

SB 1636 was introduced out of order and passed June 1.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Jerry Thomas
President of the Senate

June 1, 1971

Sir:

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

HB 2

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable Jerry Thomas
President of the Senate

May 31, 1971

Sir:

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

By the Committee on Business Regulation and Representative Gallen—

HB 1733—A bill to be entitled An act relating to the division of hotels and restaurants of the department of business regulation; amending section 509.032(2), Florida Statutes, to require that non-transiently rented public lodging establishments be inspected at least once a year and that transiently rented public lodging establishments be inspected at least twice a year; amending section 509.251(1), Florida Statutes, to change the license fee structure of public lodging establishments from a room count to a rental unit basis; providing for a different fee for non-transiently rented establishments than for transiently rented establishments; defining non-transient public lodging establishment; providing for a fee; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 1733, contained in the above message, was read the first time by title and referred to the Committees on Commerce and Ways and Means.

The Honorable Jerry Thomas
President of the Senate

June 1, 1971

Sir:

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

By Representative Harris—

HB 1252—A bill to be entitled An act relating to courses of study and instructional aids; amending §233.063(2), Florida Statutes; increasing the license fee for driver education from fifty cents (50¢) to one dollar (\$1.00); providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 1252, contained in the above message, was read the first time by title and referred to the Committee on Ways and Means.

The Honorable Jerry Thomas
President of the Senate

June 1, 1971

Sir:

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

By the Committee on Criminal Justice—

CS for HB 1769—A bill to be entitled An act relating to juvenile and youth probation; amending Section 39.01, Florida Statutes, defining the division of family services; amending Section 39.03(1), Florida Statutes, authorizing agents of the division of youth services to take children into custody; amending Section 39.04, Florida Statutes, authorizing family services agents to file petitions for dependent children and youth services agents to file petitions for delinquent children or children in need of supervision; amending Section 39.05(1)(2), Florida Statutes, authorizing the filing of petitions for children in need of supervision and stating who may witness all petitions; amending Section 39.06(2)(4)(5), Florida Statutes, authorizing clerks or deputy clerks to issue summons and youth services agents to issue summons for delinquent children or children in need of supervision, authorizing judges, clerks or deputy clerks to issue witness subpoenas, authorizing youth services agents to serve papers in certain cases; amending Section 39.11(1)(2)(3), Florida Statutes, authorizing specific dispositions for dependent or delinquent children or children in need of supervision, prohibiting commitment to a facility used only for detention, authorizing dependent children to be committed to the division of family services, requiring the division of youth services to receive delinquent children; amending 39.12(1)(4)(5), authorizing youth services agents, clerks and deputy clerks to administer oaths and affirmations, to sign summons and notices to appear, entitling youth services agents and family services agents to privileged communication in discharge of official duties; amending Section 959.011(2), Florida Statutes, authorizing the division of youth services to develop and administer additional programs; repealing Section 959.14, Florida Statutes and creating Section 959.28, Florida Statutes, authorizing such division to perform certain functions; providing that county employees shall have comparable positions with the division of youth services; providing an appropriation; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

CS for HB 1769, contained in the above message, was read the first time by title and referred to the Committees on Health, Welfare and Institutions and Ways and Means.

The Honorable Jerry Thomas
President of the Senate

June 2, 1971

Sir:

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

By Representative Shaw—

HB 185—A bill to be entitled An act relating to barbers; amending §476.061(1)(c), Florida Statutes, to modify the educational requirements with respect to qualifying for a certificate of registration as a teacher of barbering; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 185, contained in the above message, was read the first time by title. On motion by Senator Williams the rules were waived and the bill was placed on the Calendar.

The Honorable Jerry Thomas
President of the Senate

May 31, 1971

Sir:

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

By the Committee on Manpower & Development—

CS for HB 1114—A bill to be entitled An act to amend subsections (2) and (3) of Section 440.12, Florida Statutes, relating to workmen's compensation, by increasing the maximum benefits to \$65 per week with a minimum of \$20 until July 1, 1973, and then providing a formula for relating maximum compensation rate to a state average weekly wage; and 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 31, 1971

Sir:

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

By the Committee on Manpower & Development—

CS for HB 1109—A bill to be entitled An act relating to unemployment compensation; amending subsection (2) of section 443.04, Florida Statutes, by increasing the maximum weekly benefit amount and providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

CS for HB 1114 and CS for HB 1109, contained in the above messages, were read the first time by title and referred to the Committee on Judiciary—Civil B.

The Honorable Jerry Thomas
President of the Senate

May 31, 1971

Sir:

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

By the Committee on Agriculture & Citrus—

HB 1597—A bill to be entitled An act relating to weights and measures; creating §§531.36 through 531.54, Florida Statutes; providing definitions; providing for a system of weights and measures and for primary and secondary standards of weights and measures; providing for enforcement by the department of agriculture and consumer services and providing the powers and duties of the department relating thereto; providing special police powers of the department and providing penalties; providing requirements for labeling and pricing standards of commodities; providing penalties; providing for injunction; providing for salaries and expenses of enforcement; repealing §§531.01 through 531.34, Florida Statutes, relating to weights, measures and standards, and regulations with respect thereto; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 1597, contained in the above message, was read the first time by title and referred to the Committee on Commerce.

The Honorable Jerry Thomas
President of the Senate

May 31, 1971

Sir:

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

By Representatives Dubbin and Singleton—

HB 1959—A bill to be entitled An act relating to counties and their respective boards of county commissioners, granting additional powers with respect to ports, harbors, airports and projects and facilities incident thereto; providing means of financing the same; establishing jurisdiction over and making same a county purpose; providing penalty; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 1959, contained in the above message, was read the first time by title and referred to the Committee on Governmental Efficiency.

The Honorable Jerry Thomas
President of the Senate

May 31, 1971

Sir:

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

By the Committee on Transportation and Representatives Poole and Holloway—

CS for HB 1574—A bill to be entitled An act relating to transportation; providing for establishment of regional transportation authorities; providing purposes and powers of the authorities for public transportation systems in and throughout Florida; providing exemptions to the authority from regulation and taxation; providing special district ad valorem taxing; providing for issuance of bonds, pledging of assets and revenue; defining the transportation area and providing for operation and expansion; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

CS for HB 1574, contained in the above message, was read the first time by title and referred to the Committees on Transportation and Governmental Efficiency.

The Senate recessed at 8:40 a.m.

The Senate was called to order by the President at 9:00 a.m. A quorum present—44:

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

Excused: Senators Johnson (29th), Gunter and de la Parte until 9:30 a.m., Senator Brannen.

Prayer by Senator Broxson:

Our Father, Hallowed be Thy name;
 When I awoke today, I gave thanks to You for the breath that fills our lungs and the health that flows in our flesh. I thank You for the spiritual insight You have bestowed to the inner man, that we can recognize You as the Author of life. Your Spirit fills the Universe and yet You deign to minister to our every human need. Thank you very much. Keep us this day. Forgive our trespasses even as we forgive those who trespass against us, Lead us not into temptation but deliver us from evil,
 For Thine is the Kingdom and the Power and the Glory forever. Amen.

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

Senator Hollahan moved the journal of Tuesday, June 1, page 681, right hand column be corrected to show the President presiding prior to the recurrence of the question on passage of House Bill 1728 and that, following the vote, the journal should reflect the President announced that House Bill 1728 failed to pass. The motion was adopted.

Senator Horne moved the journal of Tuesday, June 1, page 681, right hand column be further corrected, with reference to the President's announcement that the bill failed to pass, in that the announcement by the President as to the bill's failure to pass contemplated that House Bill 1728 would require a two-thirds vote of the body when, in fact, the bill has a specific provision repealing that part of the statutory law of Florida which might seem to require a two-thirds vote for passage insofar as it related to this particular bill, and that House Bill 1728 required but a majority vote and was therefore passed by the vote of 21 yeas and 19 nays.

The President stated, so that the Senate will understand, at the time, the chair was not aware of this provision in the bill and, therefore, announced the failure of the bill to pass. In fact, the bill only required a majority vote. Had the chair been aware of the fact, the holding open of the roll for further verification would not have been maintained as long as it was, but the votes were properly cast and the bill therefore passed.

Whereupon the motion by Senator Horne was adopted and the journal thus corrected.

REPORTS OF COMMITTEES

The Committee on Rules, Calendar, Privileged Business and Ethics submits the following Special Order Calendar for Wednesday, June 2:

CS for	SB 1475	CS for	SB 1075
HB's 715 & 716	SB 1066	HB 1255	SB 100
HB 894	SB 1576	HB 1364	SB 826
SB 1379	HB 209	HB 1365	SB 881
HB 838	CS for CS	CS for	SB 941
SCR 1263	for HB's 706,	HB 1526	SB 1390
SB 1257	513 and 516	SJR 1431	SB 948
SB 1343	HB 507	SB 1184	SB 1577
SB 791	HB 1681	CS for	
HB 1079	HB 611	HB 665	
CS for	HB 1293	SB 488	
HB 772	HB 378	SB 1418	

George L. Hollahan, Jr.
 Chairman

The Committee on Rules, Calendar, Privileged Business and Ethics recommends that the following bills be placed on Special Order for Wednesday, June 2, 1971:

SB 217
 HB 142

Respectfully submitted,
 George L. Hollahan, Jr.
 Chairman

The report was adopted.

The Committee on Rules, Calendar, Privileged Business and Ethics submits the following Local Calendar for Wednesday, June 2:

SB 1633	HB 2245	HB 2337	HB 2367
HB 2378	HB 2283	HB 2338	HB 2368
HB 1140	HB 2297	HB 2349	HB 2371
HB 1590	HB 2312	HB 2352	HB 2373
HB 1704	HB 2316	HB 2354	HB 2374
HB 1741	HB 2319	HB 2355	HB 2377
HB 1765	HB 2321	HB 2356	HB 2380
HB 2125	HB 2324	HB 2357	HB 2381
HB 2129	HB 2325	HB 2358	HB 2382
HB 2186	HB 2326	HB 2359	HB 2384
HB 2188	HB 2327	HB 2360	HB 2385
HB 2190	HB 2328	HB 2361	HB 2388
HB 2191	HB 2330	HB 2362	HB 2391
HB 2209	HB 2331	HB 2363	HB 2392
HB 2212	HB 2332	HB 2364	HB 2393
HB 2214	HB 2334	HB 2365	HB 2396
HB 2234	HB 2335	HB 2366	

George L. Hollahan, Jr.
 Chairman

The Committee on Rules, Calendar, Privileged Business and Ethics referred the following local bills to the local calendar:
 SB 1635, HB 2353

Amended report of the Committee on Rules, Calendar, Privileged Business and Ethics regarding Local Calendar:

HB 1590 was erroneously reported as a local bill inasmuch as it affects the public school system and it should be referred to the Committee on Public Schools.

Respectfully submitted,
 George L. Hollahan, Jr.
 Chairman

The Committee on Health, Welfare and Institutions recommends the following pass:

SB 1405 with 2 amendments	HB 909	HB 154
SB 1298	HB 866	

The Committee on Universities and Community Colleges recommends the following pass: HB 481

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

The Committee on Health, Welfare and Institutions recommends the following pass: HB 861

The bill was referred to the Committee on Governmental Efficiency under the original reference.

The Committee on Health, Welfare and Institutions recommends the following pass: SB 1542

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

The Committee on Health, Welfare and Institutions recommends the following not pass: HB 1279

The bill was laid on the table.

ENGROSSING REPORTS

Your Engrossing Clerk to whom was referred—

- | | |
|---------------------------|---------------------------|
| SB 188 with 3 amendments | SB 1594 with 3 amendments |
| SB 385 with 1 amendment | SB 1605 with 3 amendments |
| SB 443 with 2 amendments | SB 1609 with 1 amendment |
| SB 600 with 1 amendment | SB 1612 with 1 amendment |
| SB 949 with 1 amendment | SB 1614 with 1 amendment |
| SB 955 with 3 amendments | SB 1628 with 1 amendment |
| SB 1373 with 5 amendments | SB 1632 with 1 amendment |
| SB 1549 with 2 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.

Your Engrossing Clerk to whom was referred—

- SB 297 with 1 amendment
- SB 1392 with 1 amendment
- SB 1559 with 1 amendment

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

ELMER O. FRIDAY
Secretary of the Senate

The bills were ordered enrolled.

ENROLLING REPORTS

Your Enrolling Clerk to whom was referred—

- | | |
|--------|---------|
| SB 169 | SB 433 |
| SB 176 | SB 478 |
| SB 409 | SB 1211 |

—reports same have been enrolled, signed by the required Constitutional officers and presented to the Governor on June 2, 1971.

ELMER O. FRIDAY
Secretary of the Senate

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Barrow, by two-thirds vote, HB 660 was removed from the calendar and recommitted to the Committee on Judiciary—Criminal.

On motion by Senator Horne, by two-thirds vote, HB 2220 was withdrawn from the Committee on Ways and Means and placed on the Calendar.

On motion by Senator Horne, by two-thirds vote, HB 2219 was withdrawn from the Committee on Health, Welfare and Institutions and placed on the Calendar.

On motion by Senator McClain, by two-thirds vote, HB 350 was withdrawn from the Committee on Personnel, Retirement and Claims.

On motion by Senator Bishop, by two-thirds vote, HB 1597 was withdrawn from the Committee on Commerce and placed on the Calendar.

Pursuant to Rule 4.14, Senator Bishop gave notice of intention to move to take up HB 1597 out of order.

On motion by Senator Henderson, by two-thirds vote, SB 931 was withdrawn from the Committee on Rules, Calendar, Privileged Business and Ethics and from further consideration of the Senate.

On motion by Senator Scarborough, by two-thirds vote, House Bills 1350 and 339 were withdrawn from the Committee on Personnel, Retirement and Claims and placed on the Calendar.

On motions by Senator Poston, by two-thirds vote, House Bills 2168, 1700, 1588, 612 and 142 were withdrawn from the Committee on Transportation and placed on the Calendar.

On motions by Senator Poston, by two-thirds vote, House Bills 1019 and 2305 were withdrawn from the Committees on Transportation and Ways and Means and placed on the Calendar.

By unanimous consent Senator Childers was recorded as voting yea on the passage of SB 829 on June 1.

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:

Honorable Jerry Thomas
President, The Florida Senate
The Capitol
Tallahassee, Florida
June 2, 1971

Dear Mr. President:

This is to advise that I made the following appointments to the Florida Citrus Commission on June 1, 1971:

Ed H. Price, Jr., Bradenton, Florida
Grower-Handler-Processor, State at Large,
succeeding Duke Crittenden, to a term
ending May 31, 1974.

Karick A. Price, Orlando, Florida
Grower-Handler-Shipper, to serve
during the suspension of O. D.
Huff, Jr.

John T. Lesley, Tampa, Florida
Grower, District One, succeeding
James Samson, to a term ending
May 31, 1974

Danforth K. Richardson, Vero Beach,
Florida, Grower, District Five,
succeeding D. Victor Knight, to a
term ending May 31, 1974.

Marvin Walker, Lake Wales, Florida
Grower, District Seven, succeeding
Bill Raley, to a term ending May 31, 1974.

It would be appreciated if the Senate would take up the confirmation of these appointments during the current session of the Florida Legislature.

Sincerely,
REUBIN ASKEW
Governor

The President referred the appointments to the Committee on Agriculture.

On motion by Senator Knopke, the rules were waived and the Senate took up in open Session the following Reports:

Senator Jerry Thomas
President, The Florida Senate
The Capitol

June 2, 1971

Dear Mr. President:

Your standing committee on Natural Resources and Conservation to which was referred for consideration the following appointments subject to confirmation by the Senate:

NAME	OFFICE	FOR TERM ENDING
Hugh T. Cary Pensacola	Member, Board of Pilot Commissioners for the Port of Pensacola, Escambia County, State of Florida Department of Professional and Occupational Regulation	June 6, 1973
J. B. Hamner Miller Tampa	Member, Board of Pilot Commissioners for the Port of Tampa, Hillsborough County, State of Florida Department of Professional and Occupational Regulation	June 16, 1971
Robert Clark Ft. Lauderdale	Member, Governing Board, Central and Southern Florida Flood Control District	July 12, 1973
James H. Peterson Homosassa Springs	Member, Citrus County Port Authority	August 18, 1971
George T. Davis Fernandina Beach	Harbor Master, Port of Fernandina Beach	April 5, 1973

—having met, and after full inquiry, hereby tenders as the recommendation of this Committee that the Senate do advise and consent to and approve the aforesaid appointments made by the Governor.

Respectfully submitted,

RAY C. KNOPKE, Chairman
W. E. BISHOP **W. D. CHILDERS, Vice-Chairman**
JOHN L. DUCKER **WARREN S. HENDERSON**
D. ROBERT GRAHAM **BOB SAUNDERS**

On motions by Senator Knopke, the Report of the Committee was adopted, the rules were waived and the Senate in open Session advised and consented to and approved the aforesaid appointments made by the Governor, as contained and set forth in the foregoing Report. The vote was: Yeas—36 Nays—None

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

Senator Jerry Thomas
President, The Florida Senate
The Capitol

June 1, 1971

Dear Mr. President:

Your standing committee on Natural Resources and Conservation to which was referred for consideration the following appointments subject to confirmation by the Senate:

NAME	OFFICE	FOR TERM ENDING
Jack G. Endsley Brooksville	Member, Hernando County Port Authority	February 10, 1975
Earl C. Jackson Miami	Member of the Board of Pilot Commissioners for the Port of Miami, Dade County	October 25, 1971
T. P. Caruthers, Jr. Oxford	Member of the Board of the Sumter County Recreation and Water Conservation and Control Authority	November 9, 1974
James W. Veal Lake Panasoffkee	Member of the Board of the Sumter County Recreation and Water Conservation and Control Authority	November 16, 1973

—having met, and after full inquiry, hereby tenders as the recommendation of this Committee that the Senate do advise and consent, and approve the aforesaid appointments made by the Governor.

Respectfully submitted,

RAY C. KNOPKE, Chairman
W. E. BISHOP **W. D. CHILDERS, Vice-Chairman**
JOHN L. DUCKER **WARREN S. HENDERSON**
D. ROBERT GRAHAM **BOB SAUNDERS**

On motions by Senator Knopke, the Report of the Committee was adopted, the rules were waived and the Senate in open Session advised and consented to and approved the aforesaid appointments made by the Governor, as contained and set forth in the foregoing Report. The vote was: Yeas—36 Nays—None

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

On motion by Senator Bishop, the rules were waived and the Senate took up in open Session the following Report:

Honorable Jerry Thomas
President, The Florida Senate
The Capitol

June 2, 1971

Dear Mr. President:

Your Standing Committee on Agriculture to whom was referred for inquiry and recommendation the following appointments subject to confirmation by the Senate:

NAME	OFFICE	FOR TERM ENDING
John T. Lesley Tampa	Member, Florida Citrus Commission, District One, State of Florida Department of Citrus	May 31, 1974
Danforth K. Richardson Vero Beach	Member, Florida Citrus Commission, District Five, State of Florida Department of Citrus	May 31, 1974

Marvin Walker
Lake Wales
Member, Florida Citrus Commission, District Seven, State of Florida Department of Citrus
May 31, 1974

Ed H. Price, Jr.
Bradenton
Member, Florida Citrus Commission, State-At-Large, State of Florida Department of Citrus
May 31, 1974

Karick A. Price
Orlando
Member, Florida Citrus Commission, of O. D. Huff, Jr. State of Florida Department of Citrus
During Suspension

—having met, and after full inquiry, hereby tenders as the recommendation of this Committee that the Senate do advise and consent, and approve the aforesaid appointments made by the Governor.

Respectfully submitted,

	YES	NO
W. E. BISHOP, CHAIRMAN	X	
W. D. CHILDERS	X	
RICHARD J. DEEB	X	
PHILIP D. LEWIS	X	
T. TRUETT OTT	X	
C. S. REUTER	X	
CHESTER W. STOLZENBURG	X	

On motions by Senator Bishop, the Report of the Committee was adopted, the rules were waived and the Senate in open Session advised and consented to and approved the aforesaid appointments made by the Governor, as contained and set forth in the foregoing Report. The vote was: Yeas—39 Nays—None

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

MESSAGE FROM THE GOVERNOR

The Governor advised that he had filed with the Office of the Secretary of State Senate Bills 226, 508, 509, 512, 513, 543, 676, 827, 1010 and CS for SB 50, which he had approved on June 1.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Jerry Thomas
President of the Senate
June 2, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed SB 663 and SCS for HB 753.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

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

The Honorable Jerry Thomas
President of the Senate
June 1, 1971

Sir:

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

By Senator Weissenborn—

SB 569—A bill to be entitled An act relating to taxes on gasoline; creating §213.11, Florida Statutes, requiring the department of revenue to pay two percent (2%) of all revenue collected under the first gasoline tax imposed by chapter 206, Florida Statutes, as created by chapter 70-995, Laws of Florida, to the department of natural resources or other agency charged with controlling noxious aquatic vegetation; requiring that such funds be used in the control, eradication and research of water hyacinth and noxious aquatic vegetation; amending §206.-45(1), Florida Statutes, 1970 Supplement, Addendum, as created by chapter 70-995, Laws of Florida, to conform to this act; providing an effective date.

Amendment 1—

On page 2, line 2, strike the period and insert the following: ; provided, however, that such revenue together with any funds collected for the use of aquatic weed research and control under section 371.171, Florida Statutes, shall not exceed two million eight hundred thousand dollars (\$2,800,000).

Amendment 2—

In title, on page 1, line 14, after the semi-colon insert the following:

providing that such payment to the department of natural resources or other agency charged with controlling noxious aquatic vegetation shall not exceed two million eight hundred thousand dollars (\$2,800,000);

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Weissenborn, the Senate concurred in the House amendments to SB 569.

SB 569 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—29

Mr. President	Deeb	Lane	Stolzenburg
Arnold	Ducker	Lewis (33rd)	Ware
Barrow	Graham	McClain	Weber
Beaufort	Henderson	Plante	Weissenborn
Bell	Hollahan	Reuter	Wilson
Bishop	Horne	Saunders	
Brantley	Johnson (34th)	Sayler	
Childers	Knopke	Scarborough	

Nays—1

Ott

By unanimous consent, Senator Arnold changed his vote from yea to nay; Senators Daniel, Williams, Trask, Myers and Fincher were recorded as voting yea.

On motion by Senator Henderson, by two-thirds vote, HCR 1471 was withdrawn from the Committee on Rules, Calendar, Privileged Business and Ethics and placed on the calendar.

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

HCR 1471—A concurrent resolution commemorating the fiftieth anniversary of Charlotte County.

WHEREAS, the Legislature on April 21, 1921, by General Laws of Florida, Volume I, Page 279, Chapter 8513, Acts of 1921 (Section 7.08, Florida Statutes) divided what was then DeSoto County and created the great county of Charlotte, along with the counties of Hardee, Highlands and Glades, and

WHEREAS, the great County of Charlotte has progressed rapidly under able leadership of the Board of County Commissioners, both past and present, to become one of the fastest growing counties in the State, with its population having more than doubled over the past official census, and

WHEREAS, the Board of County Commissioners of Charlotte County, in recognition of the great progress and enthusiastic support of the people of said County, do wish to proclaim and honor the great County of Charlotte's fiftieth anniversary, naming Friday, April 23, 1971, as Charlotte County's Fiftieth Anniversary,

NOW, THEREFORE,

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

That the Legislature does hereby recognize and pay tribute to Charlotte County upon its fiftieth anniversary.

BE IT FURTHER RESOLVED that April 23, 1971 is hereby proclaimed to be Charlotte County's Fiftieth Anniversary and Jubilee Day.

—which was read the second time in full. On motion by Senator Henderson, HCR 1471 was adopted and certified to the House. The vote was: Yeas—33 Nays—None

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

By unanimous consent Senators Fincher, Myers, Daniel and Williams were recorded as voting yea.

Unanimous consent was granted Senator Henderson to introduce the following resolution out of order:

By Senator Henderson—

SCR 1637—A Concurrent Resolution commemorating the fiftieth anniversary of Sarasota County.

WHEREAS, the legislature on March 14, 1921, by General Laws of Florida, Chapter 8515, Acts of 1921, divided what was then Manatee County and created the great county of Sarasota, and

WHEREAS, the recorded notice of Boca Sarazota goes back to 1774 as shown on Roman's map of that date, and the territory was first held by the Calusa Indians and was visited by the noted Spanish explorer, Hernando DeSoto, and the first permanent white settler was William H. Whitaker who homesteaded in 1884, and

WHEREAS, the development of the area began with the coming of the Scotch colonists in 1885, and it was under this impetus that the development of Sarasota County became politically self-conscious, and

WHEREAS, the superb climate and recreational facilities, especially the beautiful beaches and good fishing waters, have contributed to the popularity of Sarasota County as a tourist resort, and

WHEREAS, Sarasota County is an important agricultural and cattle raising area, and

WHEREAS, Sarasota County has progressed under the able leadership of the Board of County Commissioners, both past and present, and

WHEREAS, the Board of County Commissioners of Sarasota County, in recognition of the great progress and enthusiastic support of the people of Sarasota County, do wish to proclaim and honor the great county of Sarasota's fiftieth anniversary, naming Sunday, July 4, 1971, as the day of celebrating and commemorating the golden anniversary of the creation of Sarasota County,

NOW, THEREFORE,

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

That the legislature does hereby recognize and pay tribute to the County of Sarasota upon its fiftieth anniversary.

—which was read the first time in full and placed on the Calendar.

On motion by Senator Henderson, unanimous consent was obtained to take up SCR 1637 out of order.

On motion by Senator Henderson, by two-thirds vote, SCR 1637 was read the second time by title, unanimously adopted and certified to the House.

On motion by Senator Hollahan, by two-thirds vote, HB 1959 was withdrawn from the Committee on Governmental Efficiency and placed on the Calendar.

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

HB 1959—A bill to be entitled An act relating to counties and their respective boards of county commissioners, granting additional powers with respect to ports, harbors, airports and projects and facilities incident thereto; providing means of financing the same; establishing jurisdiction over and making same a county purpose; providing penalty; providing an effective date.

On motions by Senator Hollahan, by two-thirds vote, HB 1959 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—35 Nays—None

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

By unanimous consent Senators Daniel, Myers and Fincher were recorded as voting yea.

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

SCR 1239—A concurrent resolution in commemoration of Leif Erikson Day.

WHEREAS, October 9 of each year is proclaimed as "Leif Erikson Day" by the President of the United States, through authorization by the Congress dated September 2, 1964, and

WHEREAS, the State of Florida has many citizens of Scandinavian descent, and

WHEREAS, the exploits of the Vikings in medieval times were a source of inspiration for centuries to follow, and

WHEREAS, it is fitting that the Legislature of the State of Florida direct that a day be set aside each year to honor the memory of Leif Erikson, a courageous and brave explorer believed by many to have been the first explorer to have landed on the North American Continent, and

WHEREAS, it is the purpose of this resolution to encourage the celebration of Leif Erikson Day on October 9 of each year by the Citizens of Florida, and to encourage such celebrations for the purpose of civic improvement, fostering better citizenship, and for charitable causes,

NOW THEREFORE, BE IT RESOLVED by the State of Florida, the House of Representatives Concurring that: The Governor shall proclaim October 9 of each year to be Leif Erikson Day, which day shall be suitably observed in all the public schools of the state as a day of commemoration of the Scandinavian peoples and their culture and the great contribution they have made to this country in the past and are now making, and also as a tribute to the gallant explorations of the Vikings.

Was read the second time in full. On motion by Senator Weber, SCR 1239 was unanimously adopted and certified to the House.

Senator Haverfield announced that the Committee on Universities and Community Colleges would meet immediately upon adjournment this day.

On motion by Senator Horne, by two-thirds vote, CS for HB 543 and CS for HB's 1041, 1042 and 1044 were placed at the end of the Special Order Calendar.

On motion by Senator Karl, by two-thirds vote, HCS for SB 108 was withdrawn from the Committee on Commerce and placed on the Calendar.

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

HCS for SB 108—A bill to be entitled An act relating to motor vehicles inspection; amending chapter 325.19, Florida Statutes, by adding subsection (4); providing that odometer readings shall be recorded on forms so provided; repealing subsections (3), (4) and (5), chapter 319.35, Florida Statutes, providing an effective date.

—which was read the second time by title. On motion by Senator Karl, by two-thirds vote, HCS for SB 108 was read the third time by title, passed and certified to the House. The vote was: Yeas—32 Nays—None

Mr. President	Broxson	Hollahan	Poston
Arnold	Childers	Johnson (29th)	Reuter
Barrow	Deeb	Johnson (34th)	Saunders
Beaufort	Ducker	Karl	Sayler
Bell	Graham	Knopke	Stolzenburg
Bishop	Gunter	Lane	Ware
Boyd	Haverfield	McClain	Weber
Brantley	Henderson	Plante	Wilson

By unanimous consent Senators Fincher, Daniel, Williams and Lewis (43rd) were recorded as voting yea.

UNFINISHED BUSINESS

HB 500—A bill to be entitled An act relating to appropriation releases; amending §216.192, Florida Statutes, to authorize the director of planning and budgeting to revise, alter or change releases of funds to state agencies only upon submission of written justification to the agency head and the chairmen of the legislative appropriations committees; providing an effective date.

Was taken up, together with the following pending amendment by the Committee on Ways and Means which was adopted:

On page 1, line 14, strike everything after the enacting clause and insert: Section 1. Section 110.022, Florida Statutes, is amended to read:

110.022 Powers and duties of department of administration in personnel matters.—The department of administration through the division of personnel and retirement shall have the following powers and duties in connection with personnel matters:

(1) To adopt and amend rules and regulations necessary to implement the purposes of chapter 110, which rules and regulations shall provide for:

(a) The establishment and maintenance of a uniform classification plan which shall be applicable to all positions in the career service;

(b) The establishment and maintenance of a uniform pay plan which shall be applicable to all positions in the career service;

(c) The establishment and maintenance of uniform attendance and leave policies which shall be applicable to all employees in the career service;

(d) The establishment and maintenance of minimum qualifications for each class of positions which may include the holding of examinations to determine the qualifications of applicants and which shall include the requirement that all employees be selected on the basis of merit and fitness;

(e) The promotion, demotion, reassignment, separation, reinstatement, employee performance evaluations, status, grievances, and appeals of employees in the career service;

(f) The transfer or layoff of employees in the career service when it becomes necessary to abolish positions because of a shortage of funds or work, or a material change in the duties or organization of an agency; and

(g) Such other programs as are found to be necessary in the establishment and maintenance of a current and sound program of uniform personnel administration.

(2) (a) The powers, duties, and functions of the department shall include the responsibility for the day-to-day administration of all activities of the division of personnel and retirement, which shall include, but not be limited to, approval of the classification of positions, the reclassification of positions, and the establishment and revision of pay-grade assignments.

(b) Any actions taken by the department in regard to the classification of a position, the reclassification of a position or the revision of pay-grade assignments may be reviewed by the administration commission, and the department's decisions may be changed by a majority vote of the administration commission if the action relates solely to a position or class of positions in a department headed by a cabinet officer or a department headed by the governor and cabinet.

(c) If the action relates to any department that is not headed by a member of the cabinet or a department headed by the governor and cabinet, the department's decisions may be changed by the administration commission.

(3) To establish and implement, in conjunction with the department of law enforcement, procedures for the fingerprinting of all career service employees.

(4) To adopt and implement a program of meritorious service awards to employees who propose procedures or ideas which are adopted and which will result in eliminating or reducing state expenditures or improving operations; provided such proposals are placed in effect, or by their superior accomplishments, make exceptional contributions to the efficiency, economy or other improvement in the operations of the state government. Any award granted under the provisions of this subsection shall not exceed two thousand dollars or ten percent of the first year's gross savings, whichever is greater, unless a larger award is made by the legislature, and shall be paid from the appropriation available to the state agency affected by the award or from any specific appropriation therefor.

(5) To assist and advise all state agencies in fostering programs of sound personnel administration.

(6) To represent the public interest in the improvement of personnel administration.

(7) To promote public understanding of the purposes, policies and programs of the state career service system.

(8) To implement the career service system so as to permit the state agencies to be eligible to receive federal funds.

(9) To make reports to the legislature, to make recommendations for improvement of the system, and perform such other duties as may be specified in this chapter, or, if not prohibited, as in the judgment of the department of administration, are deemed necessary to effectuate the provisions hereof.

Section 2. Paragraph (a) of subsection (1) of section 110.041, Florida Statutes, is amended to read:

110.041 Career service commission; appointment, duties and reimbursement for expenses.—A career service commission of five members shall be appointed by the governor.

(1) (a) Members of the career service ~~commission council~~ shall be citizens of the state and shall be appointed for four-year staggered terms. Each member of the career service council holding office on July 1, 1969, shall continue in office as a member of the career service commission for the remainder of his term. Thereafter, appointments to the commission shall continue to be made pursuant to the provisions of this section, except that the governor shall make all appointments, including those to fill a vacancy, with the approval of three members of the cabinet and subject to confirmation by the senate. The governor may suspend a commissioner only for cause subject to removal or reinstatement by the senate.

Section 3. Subsection (14) of section 110.042, Florida Statutes, is amended and subsection (25) is added to read:

110.042 Definitions.—For the purpose of this chapter and personnel affairs of the state, the following words shall have the meanings indicated:

(14) "Authorized position" means a position included in an ~~approved budget the agency and the legislative branch approved operating budget or amendments thereto in accordance with existing statutes.~~ In counting the number of authorized positions, part-time positions may be converted to full-time equivalents.

(25) "~~The department~~" means the department of administration.

Section 4. Subsection (1) and paragraphs (h), (i) and (k) of subsection (2) of section 111.051, Florida Statutes, are amended to read:

110.051 Career service; exemptions.—

(1) CAREER POSITIONS.—The career service to which this chapter shall apply shall include all positions not specifically exempted by this chapter ~~or by rules adopted pursuant to this chapter,~~ any provisions of the Florida Statutes to the contrary notwithstanding.

(2) EXEMPT POSITIONS.—The exempt positions which shall not be covered by this chapter shall include the following:

(Substantial rewording of paragraphs (h), (i) and (k). See subsection (2) of §110.051, F.S., for present text.)

(h) A maximum of ten (10) policymaking positions and the secretaries to each in the offices of secretary of state, attorney general, comptroller, treasurer, commissioner of education and commissioner of agriculture as exempted by each aforementioned officer; provided, however, that the department shall be advised in writing of each position so exempted and that the department shall set the salary of these positions unless otherwise fixed by law.

(i) All employees in the governor's general office and at the governor's mansion and the head of each separate budget entity as defined in chapter 216, Florida Statutes, assigned to the governor; provided, however, that the department shall set the salary of these positions unless otherwise fixed by law.

(k) The appointed secretaries, assistant secretaries, deputy secretaries, executive directors, assistant executive directors, and deputy executive directors of all departments and, unless otherwise provided, the directors of all divisions of all departments; provided, however, that the department shall set the salary of these positions unless otherwise fixed by law.

Section 5. Section 110.021, Florida Statutes, is hereby repealed.

Section 6. Subsection (1) of section 216.011, Florida Statutes, is amended to read:

216.011 Definitions.—

(1) For the purpose of fiscal affairs of the state, appropriations acts, legislative budgets, and ~~approved operating~~ budgets the following terms shall have the meaning indicated:

(a) "Legislative budget" means a request to the legislature, filed pursuant to §216.023, or supplemental detailed requests filed with the legislature for the amounts of money such agency or branch believes will be needed in the performance

of the functions that it is authorized or which it is requesting authorization by law to perform.

(b) "Appropriations act" means the legislature's authorization, based upon legislative budgets or based upon legislative findings of the necessity for an authorization when no legislative budget is filed, for the expenditure of amounts of money by an agency and the legislative branch for stated purposes in the performance of the functions it is authorized by law to perform.

(c) "~~Approved budget~~" means a legislative budget, as modified in the governor's recommendations pursuant to §216.162, or by the legislature, and furnished a state agency pursuant to §216.181, together with any amendments thereto as provided by law, for the annual expenditure of moneys within the amounts provided such agency or branch in the appropriations acts and for the functions authorized by law to be performed.

(e) "~~Operating budget~~" means a plan of a state agency for the annual expenditures of money authorized by the legislature, filed pursuant to §216.181, within the amounts provided for such agency or branch in the appropriations acts, together with the exceptions provided for by law, for the functions to be performed as authorized by law.

(d) "~~Budget entity~~" means a unit or function at the lowest level to which funds are specifically appropriated in the appropriations act.

(e)(d) "State agency or agency" means any official, officer, commission, board, authority, council, committee, or department of the executive branch, or the judicial branch, as herein defined, of state government.

(f)(e) "Perquisites" means those things, or the use thereof, or services of a kind which confer on the officers or employees receiving same some benefit that is in the nature of additional compensation, or which reduces to some extent the normal personal expenses of the officer or employee receiving the same, and shall include but not be limited to such things as quarters, subsistence, utilities, laundry services, medical service, use of state-owned vehicles for other than state purposes, servants paid by the state, and other similar things.

(g)(f) "Fiscal year of the state" means a period of time beginning July 1 and ending on the following June 30, both dates inclusive.

(h)(g) "Biennium" means two consecutive fiscal years beginning July 1 of every odd-numbered year.

(i)(h) "Revolving fund" means a cash fund maintained within or outside of the state treasury and established from an appropriation, to be used by an agency in making authorized expenditures.

(j)(i) "Appropriation" means a legal authorization to make expenditures for specific purposes within the amounts authorized in the appropriations act.

(k)(j) "Continuing appropriation" means an appropriation automatically renewed without further legislative action, period after period, until altered or revoked by the legislature.

(l)(k) "Expenditure" means the creation or incurring of a legal obligation to disburse money.

(m)(l) "Disbursement" means the payment of an expenditure.

(n)(m) "Salary" means the cash compensation for services rendered for a specific period of time.

(o)(n) "Other personal services" means the compensation for services rendered by a person who is not a regular or full-time employee filling an established position. This shall include, but not be limited to, temporary employees, student or graduate assistants, common or casual labor, consultant fees, and other services specifically budgeted by each agency in this category.

1. In distinguishing between payments to be made from salaries appropriation and other personal services appropriation, those persons filling an established position shall be paid from salaries appropriations and those persons performing services for a state agency, but who are not filling an established position, shall be paid from the other personal services appropriations.

2. It is further intended that those persons paid from salaries appropriations shall be state officers or employees and shall be eligible for membership in a state retirement system and those paid from other personal services appropriations shall not be eligible for such membership.

(p)(e) "Expense" means the usual, ordinary, and incidental expenditures by an agency, including, but not limited to, such items as contractual services, commodities and supplies of a consumable nature, current obligations and fixed charges, and excluding expenditures classified as operating capital outlay. Payments to other funds or local, state or federal agencies are included in this budget classification of expenditure.

(q)(p) "Operating capital outlay" means equipment, including bound books, fixtures and other tangible personal property of a nonexpendable nature, the normal expected life of which is one year or more.

(r)(q) "Fixed capital outlay" means real property (land, buildings including appurtenances, fixtures and fixed equipment, structures, etc.) including additions, replacements, major repairs, and renovations to real property which materially extend its useful life or materially improve or change its functional use and including operating capital outlay necessary to furnish and operate a new or improved facility.

(s)(z) "Position" means the work, consisting of duties and responsibilities, assigned to be performed by an officer or employee.

(t)(e) "Full-time position" means a position authorized for the entire normally established work period, daily, weekly, monthly or annually.

(u)(t) "Part-time position" means a position authorized for less than the entire normally established work period, daily, weekly, monthly or annually.

(v)(u) "Title of position," or "class of positions" means the official name assigned to a position or class of positions.

(w)(v) "Pay plan" means a document which formally describes the philosophy, methods, procedures and the salary schedule for compensating employees for work performed.

(x)(w) "Salary schedule" means an official document which contains a complete list of classes and their assigned salary ranges.

(y)(x) "Authorized position" means a position included in an agency and the legislative branch approved operating budget or amendments thereto in accordance with existing statutes. In counting the number of authorized positions, part-time positions may be converted to full-time equivalent.

(z)(y) "Established position" means an authorized position which has been classified in accordance with a classification and pay plan as provided by law.

(aa)(z) "Position number" means the identification number assigned to an established position.

(bb)(aa) "Reclassification" means changing an established position in one class in a series to the next higher or lower class in the same series or to a class in a different series which is the result of a natural change in the duties and responsibilities of the position.

(cc)(bb) "Judicial branch" means the various officers, courts, commissions, or other units of the judicial branch of state government supported in whole or in part by appropriations made by the legislature.

(dd)(cc) "Legislative branch" means the various officers, committees, and other units of the legislative branch of state government.

Section 7. Section 216.023, Florida Statutes, and subsection (3) of section 216.031, Florida Statutes, are amended to read:

216.023 Legislative budgets to be furnished by agencies.—Each agency shall submit an annual legislative budget to the governor, as chief budget officer of the state, in the form and manner, and at such time, as may be prescribed by the department. However, no state agency shall submit its legislative budget later than November 1 each year.

216.031 Budgets for operational expenditures.—The legislative budget submitted by each state agency showing the amounts needed for operational expenditures during the next fiscal year shall contain the following:

(3) A complete itemized list of estimated revenues to be collected, classified by sources of revenue and funds in which to be deposited.

Section 8. Section 216.061, Florida Statutes, is hereby repealed.

Section 9. Subsection (1), of section 216.081, Florida Statutes, and section 216.091, Florida Statutes, are amended to read:

216.081 Data on legislative expenses.—

(1) On or before November 1, annually, in sufficient time to be included in the governor's budget report to the legislature, estimates of the financial needs of the legislative branch during the ensuing fiscal year shall be furnished to the governor pursuant to chapter 11.

216.091 Statements by comptroller to governor.—On or before December 15, annually, the comptroller shall furnish to the governor the statements, classified and itemized in strict accordance with the budget classifications adopted by the department director of planning and budgeting as follows:

(1) A statement showing the balance standing to the credit of the several appropriations for each state agency and the legislative branch supported from any form of taxation or licenses, fees, imposts, or exactions at the end of the prior fiscal year.

(2) A statement showing the annual expenditures and revenues from each appropriation account and the total annual expenditures and revenues from all appropriation accounts, in the prior fiscal year.

(3) An itemized and complete financial balance sheet for the state at the close of the prior fiscal year.

(4) Such other statements as the governor shall request.

Section 10. Section 216.121, Florida Statutes, is amended to read:

216.121 Information to be furnished secretary of the department of administration.—Each state agency, upon request, shall promptly furnish to the secretary of the department of administration any information in relation to the affairs or activities of such agency in such form as the department he may prescribe. The department secretary shall have authority to examine and inspect any and all records and programs of such state agencies.

Section 11. Sections 216.141, 216.151, subsection (1) of 216.162, and subsection (2) of 216.172, Florida Statutes, are amended to read:

216.141 Budget system procedures; planning and programming by state agencies.—The department secretary, in consultation with the auditor general, shall prescribe a budget system and related reporting and evaluation procedures to establish a plan for continuous planning and programming by all state agencies to provide for effective management practices and internal controls and for efficient operations.

216.151 Duties of the secretary of the department of administration.—It shall be the duty of the secretary of the department of administration to:

(1) Assist the governor in making a detailed study of each of the several state agencies, with a view toward ascertaining and determining the needs thereof, whether changes should be made in existing organizations, their activities and methods of operation, what appropriation should be made therefor, whether the operations and activities of different agencies or within the same agencies should be combined, consolidated or integrated, or whether the same should be regrouped and rearranged, all to the end of securing greater economy without sacrificing efficiency in the operations of such agencies. Such study shall cover a period not less than the prior fiscal year.

(2) Prepare an analysis of the legislative budgets submitted by state agencies covering their respective operational and fixed capital outlay requirements.

~~(2) Make his own recommendations for operational and fixed capital outlay needs, separately, in the prescribed budget format, for consideration by the governor.~~

(3)(4) Prepare for the governor such other data as will reflect the financial condition of the state and its agencies at the close of the prior fiscal year and an estimate of what that condition will be at the close of the current fiscal year.

~~(5) Assist the governor and each member of the cabinet in the preparation of their respective legislative budgets.~~

(4)(6) Perform such other duties as may be required by law or by the governor.

216.162 Budget to be furnished legislature; copies to members.—

(1) ~~At least thirty (30) days prior to scheduled annual legislative sessions or before February 15, annually,~~ the governor shall furnish each senator and representative a copy of the recommended budget for each state agency based on his own conclusions and judgment. The recommended budget shall be prepared in the prescribed budget format and shall be distinctly separated into two sections: section one of the budget shall be entitled "operations," and section two shall be entitled "fixed capital outlay."

216.172 Meetings of appropriations committees.—

(2) Each member of the cabinet and each ~~department headed by board composed of~~ the governor and cabinet, in addition to submitting their budget requests to the governor, may submit their budget requests directly to the appropriate committees of the legislature and may make presentations directly to the legislature pertaining to such requests.

Section 12. Section 216.181, Florida Statutes, is amended to read:

(Substantial rewording of section. See §216.181, F. S., for present text.)

216.181 Agency approved budget for operations and fixed capital outlay.—

(1) On or before July 1, the chairmen of the legislative appropriations committees jointly shall furnish information to the department and the auditor general relative to legislative amendments, if any, to budgets submitted pursuant to §§216.023 and 216.162. The department shall furnish such information to each affected state agency.

(2) Consistent with such information furnished by the legislature pursuant to subsection (1), the department shall furnish each state agency an approved budget for operational and fixed capital outlay expenditures which shall be in a format and contain such information as prescribed by the department or in lieu thereof may require the submission of a detailed plan from the agency affected consistent with the legislative appropriations acts.

(3) A copy of such approved budgets or any subsequent amendments thereto shall be transmitted in writing to the chairmen of the legislative appropriations committees and to the auditor general. The legislative appropriations committees may give their advice to the department or the commission on any matter contained in the approved budgets or amendments thereto.

(4) Each state agency shall develop such internal management procedures and budgets necessary to assure compliance with the approved budget.

(5) Any department under direct supervision of a member of the cabinet or of a board consisting of the governor and members of the cabinet which contends that its approved budget is not consistent with legislative intent shall have the right to have the issue reviewed by the administration commission which shall decide such issue by majority vote.

(6) The department shall certify the amounts approved for operations and fixed capital outlay together with any relevant supplementary materials or information to the comptroller and such certification shall be the comptroller's guide in reference to the expenditures of each state agency pursuant to §216.192.

(7) The provisions of subsections (1), (2), (3), (4), (5), and (6) of this section shall not apply to the budgets for the legislative branch.

Section 13. Section 216.192, Florida Statutes, is amended to read:

(Substantial rewording of section. See §216.192, F. S., for present text.)

216.192 Release of appropriations, revision of budgets.—

(1) The department shall furnish the comptroller a plan for the release of appropriations. Such releases shall at no time exceed the total appropriations available to a state agency, or the approved budget for such agency if less. The comptroller shall enter such releases in his records in accordance with the release plan prescribed by the department, unless otherwise amended as provided by law. The department shall transmit a copy of the approved releases to the head of the state agency, the chairmen of the legislative appropriations committees, and the auditor general. The comptroller shall authorize all expenditures to be made from the appropriations on the basis of such releases and in accordance with the approved budget and not otherwise. Expenditures shall be authorized only in accordance with legislative authorizations.

(2) Any department under the direct supervision of a member of the cabinet or of a board consisting of the governor and members of the cabinet which contends that the plan for releases of funds appropriated to it are contrary to an orderly implementation of legislative authorization shall have the right to have the issue reviewed by the administration commission which shall decide such issue by majority vote.

(3) The department shall make releases within the amounts appropriated and as requested for all appropriations to the legislative branch, and the provisions of subsections (1) and (2) of this section shall not apply to the legislative branch.

(4) The legislative appropriations committees may advise the comptroller, the secretary, or the commission relative to the release of any funds under this section.

Section 14. Section 216.201, subsection (1) of section 216.212, subsection (1) of section 216.221 and section 216.231, Florida Statutes, are amended to read:

216.201 Services of ~~department director~~ to be available to legislature.—During the legislative session the services of the ~~department director of planning and budgeting~~ shall be available to the legislature for procuring such fiscal or other data as it may require.

216.212 Budgets for federal funds; reappropriations of federal funds.—

(1) Every state agency, when making requests or preparing budgets to be submitted to the federal government for funds, equipment, material, or services, shall submit such request or budget to the ~~department for approval secretary~~ before submitting it to the proper federal authority. However, the ~~department secretary~~ may specifically authorize any agency to submit specific types of grant proposal directly to the federal government.

216.221 Appropriations as maximum; adjustments of budgets.—

(1) All appropriations shall be maximum appropriations, based upon the collection of sufficient revenues to meet and provide for such appropriations. It shall be the duty of the governor, as chief budget officer, to insure that revenues collected will be sufficient to meet the appropriations and that no deficit shall occur in any state fund. If, in the opinion of the governor, a deficit will occur, he shall so certify to the commission, and the commission may, by affirmative action, reduce all state agency ~~approved operating~~ budgets and releases a sufficient amount to prevent a deficit in any fund.

216.231 Release of certain classified appropriations; approval of administration commission.—Any appropriation to the ~~department any state agency~~ which is classified as "emergency," or "deficiency," or "~~contingency~~" may be released only with the approval of the governor and three other members of the administration commission. The state agency desiring the use of any such appropriation shall submit to the ~~department commission~~ application therefor in writing setting forth the facts from which the alleged need arises. The com-

mission shall, at a public hearing, review such application promptly and approve or disapprove the same as the circumstances may warrant. All actions of the commission shall be reported to the legislative appropriations committees and the committees may advise the commission relative to the release of such funds.

Section 15. Subsection (2) of section 216.251, Florida Statutes, is amended to read:

216.251 Salary appropriations; limitations.—

(2)(a) The salary for each position not specifically indicated in the appropriations acts shall be as provided in one of the following subparagraphs.

1. Within the classification and pay plan provided for in chapter 110, approved by the commission.

2. Within the classification and pay plan established by the board of trustees for the Florida school for the deaf and the blind of the department of education and approved by the state board of education for academic and academic administrative personnel.

3. Within the classification and pay plan approved and administered by the board of regents for those positions in the state university system which are determined by the board of regents of the division of universities of the department of education to be teaching and research faculty positions and comparable administrative and professional positions.

4. Within the classification and pay plan approved by the senate, the house of representatives, the joint legislative management committee, or the legislative auditing committee, as the case may be, for employees of the legislature.

5. The salary of all positions not specifically included in this subsection shall be set by the commission.

(b) Salary payments shall be made only to employees filling established positions included in the agency's approved operating budgets and amendments thereto as may be provided by law required under §§216.181 and 216.192. However, reclassification of established positions may be accomplished where justified in accordance with the established procedures for reclassifying positions of state agencies as approved by the commission.

Section 16. Section 216.262, Florida Statutes, is amended to read:

(Substantial rewording of section. See §216.262, F. S., for present text.)

216.262 Authorized positions.—

(1)(a) Unless otherwise expressly provided by law, the total number of authorized positions shall not exceed the total provided in the appropriations acts, or if the number is not so provided, then the number of positions shall not exceed the number included in the budget recommendations as provided in §216.162. In the event any state agency finds that the number of positions so provided is not sufficient to administer its authorized programs, it may file an application with the department, and, provided the agency and the department certify there are no authorized positions available for addition, deletion or transfer within the agency as provided in paragraph (b), the Commission may, after a public hearing authorize an increase in the number of positions for the following reasons only:

1. To implement or provide for continuing federal grants or changes in grants not previously anticipated;

2. To implement appropriations made by the legislature wherein funds were provided for positions in the appropriations acts for which no number was fixed;

3. To meet emergencies, as determined by the department, that were not provided for in the appropriations acts;

4. To cover substantial increases in demonstrated workload above the level provided in the appropriations;

5. To satisfy new federal regulation or changes therein;

6. To take advantage of opportunities to reduce operating expenditures or to increase the revenues of the state; and

7. To authorize positions which were not fixed by the legislature through error in drafting the appropriations acts

after consultation with the chairmen of the legislative appropriations committees.

8. A copy of the application, the certification and the final authorization shall be filed with the legislative appropriations committees and with the auditor general. The legislative appropriations committees may advise the commission relative to any authorization for increasing the number of positions.

(b) The department under such rules and regulations as it deems appropriate may delegate to any state agency or department authority to add and delete or transfer authorized positions from one budget entity to another budget entity within the same division, and may approve additions and deletions or transfers of authorized positions within the state agency when such changes would enable the agency to more effectively administer its authorized and approved programs.

(c) No individual employed by a state agency may hold more than one employment during his normal working hours with the state, such working hours to be determined by the head of the state agency affected, unless approved by the department.

(d) No individual employed by a state agency may fill more than a total of one full-time equivalent established position, or receive compensation simultaneously from any appropriation other than appropriations for salaries, or receive compensation simultaneously from more than one state agency unless approved by the department during each fiscal year.

(e) No perquisites shall be furnished by a state agency unless approved by the division of personnel and retirement during each fiscal year. Whenever a state agency is to furnish those things defined as perquisites herein, the department of administration shall approve the kind and monetary value of such perquisites before the same may be furnished.

(f) If goods and services are to be sold to officers and employees or a state agency rather than being furnished as perquisites, the kind and selling price thereof shall be approved by the department during each fiscal year before such sales are made. The selling price may be deducted from any amounts due by the state to any person receiving such things. The amount of cash so deducted shall be faithfully accounted for. This provision shall not apply to sales to officers or employees of items generally sold to the public.

(2) The department shall report all such approvals made pursuant to subsection (1) and the reasons for such approvals to the legislative appropriations committees and the auditor general.

(3) The provisions of subsection (1)(c) and (d) shall not apply to an individual filling a position, the salary of which has been specifically fixed, or limited, by law. Unless specifically authorized by law, an individual filling or performing the duties of a position, the salary of which has been specifically fixed, or limited, by law, shall not receive compensation from more than one appropriation, nor in excess of the amount so fixed, or limited, by law, regardless of any additional duties performed by him in any capacity or position.

Section 17. Subsections (1) and (2) of section 216.271, Florida Statutes, are amended to read:

216.271 Revolving funds.—

(1) No revolving fund may be established pursuant to §18.101(2), unless approved by the department commission during each fiscal year.

(2) Where the department commission approves a revolving or petty cash fund for making refunds or other payments which are approved by the state comptroller, the same shall be established from an account within the appropriate fund to be known as payments for revolving funds from funds not otherwise appropriated. Reimbursements made from revolving or petty cash funds shall be made in strict accordance with the provisions of §215.26 (2). No payments of salaries or travel expenses shall be made from any revolving fund outside the state treasury, unless approved by the state comptroller.

Section 18. Section 216.292, Florida Statutes, is amended to read:

(Substantial rewording of section. See §216.292, F. S., for present text.)

216.292 Appropriations nontransferable; exceptions.—

(1) Unless otherwise expressly provided by law, appropriations shall be expended only for the purpose for which appropriated except that if deemed necessary said moneys may be transferred as provided in subsections (2) and (3) when it is determined to be in the best interests of the state; provided, however, that appropriations for fixed capital outlay shall not be expended for any other purpose and appropriations shall not be transferred between state agencies unless specifically authorized by law.

(2) The head of each department, whenever deemed necessary by reason of changed conditions may transfer appropriations funded from identical sources and transfer the amounts included within the total approved budget and releases as furnished pursuant to §§216.181 and 216.192 as follows:

(a) Between categories of appropriations within a budget entity, provided no category of appropriation is increased or decreased by more than five percent (5%) of the approved budget by all action taken under this authority.

(b) Additionally, between budget entities within identical categories of appropriations, provided no category of appropriation is increased or decreased by more than five percent (5%) of the approved budget by all action taken under this authority.

Such authorized revisions together with related changes, if any, in the plan for release of appropriations shall be transmitted by the state agency to the comptroller for entry in his records in the manner and format prescribed by the department of administration in consultation with the comptroller. A copy of such revision shall be furnished the department, the chairmen of the legislative committees, and the auditor general.

(3) Transfers of appropriations in excess of that provided in subsection (2) but within a state agency may be authorized by the commission, pursuant to the request of the agency filed with the department, if deemed necessary and in the best interests of the state.

(4) The department shall report all such approvals and the reasons for such approvals to the legislative appropriations committees. The committees may advise the commission relative to any transfers made hereunder.

Section 19. Sections 216.301 and 216.311, Florida Statutes, are amended to read:

216.301 Appropriations; undisbursed balances.—

(1) Any balance of any appropriations, except appropriations for fixed capital outlay, not disbursed but expended or contracted to be expended shall, at the end of each fiscal year, be certified by the head of the affected state agency or the legislative branch to the *department secretary*, showing in detail to whom obligated and the amount of such obligation. The *department commission* shall review and approve or disapprove, ~~by majority vote~~, any or all of the items and amounts so certified, and the *department secretary* shall furnish the comptroller, the legislative appropriations committees, and the auditor general a detailed listing of the items and amounts approved as legal encumbrances against the undisbursed balance of said appropriations. Any such encumbered balance remaining undisbursed on December 31 of the same calendar year in which such certification was made shall revert to the fund from which appropriated and be available for reappropriation. In the event the aforesaid certification is not made and the obligation is proven to be legal, due, and unpaid, then the same shall be paid and charged to the appropriation for the current fiscal year of the state agency or the legislative branch affected.

(2)(a) Any balance of any appropriation for fixed capital outlay, not disbursed but expended or contracted or committed to be expended, shall, at the end of each fiscal year, be certified by the head of the affected state agency to the *department secretary*, showing in detail the commitment or to whom obligated and the amount of such commitment or obligation. The *department commission* shall review and approve or disapprove, ~~by majority vote~~, any or all of the items and amounts so certified, and the *department secretary* shall furnish the comptroller, the legislative appropriations committees and the auditor general a detailed listing of the items and amounts approved as legal encumbrances against the undisbursed balances of said appropriations. In the event the aforesaid certification is not made and the balance of the appropriation has reverted and the obligation is proven to be legal, due

and unpaid, then the same shall be presented to the legislature for its consideration.

(b) Such certification as herein required shall be in the form and on the date approved by the *department secretary*. Any balance not so certified shall revert to the fund from which appropriated and be available for reappropriation.

216.311 Unauthorized agency contracts in excess of appropriations, prohibited.—No agency of the state government shall contract to spend or enter into any agreement to spend any moneys in excess of the amount appropriated to such agency unless specifically authorized by law, and any contract or agreement in violation of this chapter shall be null and void. However, the *department commission*, upon written request of the board of regents of the division of universities of the department of education may in its discretion authorize the board of regents to recruit for the following fiscal year up to fifty percent of the new positions recommended in the governor's budget submitted on or before the fifteenth day of February each year in accordance with §216.162. The salaries for the new positions so authorized shall be based on current salary schedules and the total shall not exceed the average salary approved in the current appropriation. The *department secretary* shall notify the chairman of the appropriation committee of each house of the legislature of the number approved under this authorization.

Section 20. This act shall take effect September 1, 1971.

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

On page 1, strike all of lines 3 through and including 12 and insert: A bill to be entitled An act relating to the state department administration; repealing §110.021, Florida Statutes, and amending §110.022, Florida Statutes, to transfer powers and duties to the department of administration from the division of personnel and retirement of said department relating to the career service system; amending §§110.041(1)(a), 110.042 and 111.051, Florida Statutes; providing for four (4) year terms for members of the career service commission; defining "authorized position" as one included in an approved budget; providing exemptions from chapter 110, Florida Statutes, for certain employees; providing definitions; amending §§216.011(1), 216.023, 216.031(3), 216.081(1), 216.091, 216.121, 216.141, 216.151, 216.162(1), 216.172(2), 216.181, 216.192, 216.201, 216.212(1), 216.221(1), 216.231, 216.251(2), 216.262, 216.271(1) and (2), 216.292, 216.301 and 216.311, Florida Statutes; repealing §216.061, Florida Statutes; providing definitions; requiring estimates of financial needs of the legislative branch of government be submitted to the governor in time to be included in his budget report to the legislature; requiring annual comptroller statements be in accordance with budget classifications adopted by the department of administration; requiring governor to furnish a copy of the budget at least thirty (30) days prior to each annual legislative session to each senator and representative; authorizing each department headed by the governor and members of the cabinet to submit budget requests directly to appropriate legislative committees; providing that certain powers and duties of the director of planning and budgeting be transferred to the department of administration; providing for the duties of the department of administration and the secretary of said department; providing procedures whereby the department of administration shall furnish state agencies with approved budgets from the legislature and whereby said agencies and departments may challenge such budgets; providing that the department of administration shall furnish the comptroller with a plan for the release of appropriations to be entered in the comptroller's records and copies of which shall be sent to the state agency head, the chairman of legislative appropriation committees and the auditor general; providing rules and procedures whereby the number of budgeted positions authorized for state agencies in appropriation acts can be increased; authorizing the delegation of authority from the department of administration to state agencies to transfer authorized positions from one budget entity to another within the same division; transferring the power to approve revolving funds from the administration commission to the department of administration; authorizing the limited transfer of appropriations within a state agency under specified conditions; transferring to the department of administration the duties of the secretary of said department concerning the certification of undisbursed appropriation balances; providing an effective date.

On motion by Senator de la Parte, HB 500 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—37 Nays—None

Mr. President	Ducker	Karl	Scarborough
Arnold	Gong	Knopke	Stolzenburg
Beaufort	Graham	Lane	Ware
Bell	Gunter	Lewis (33rd)	Weber
Bishop	Haverfield	Lewis (43rd)	Weissenborn
Brantley	Henderson	McClain	Williams
Childers	Hollahan	Poston	Wilson
Daniel	Horne	Reuter	
Deeb	Johnson (29th)	Saunders	
de la Parte	Johnson (34th)	Saylor	

By unanimous consent Senators Trask, Plante, Broxson, Fincher and Myers were recorded as voting yea.

SPECIAL ORDER

CS for HB's 715 & 716—A bill to be entitled An act relating to intangible personal property taxation; revising chapter 199, Florida Statutes, by repealing all provisions of said chapter and adopting the provisions of this act in lieu thereof; providing for the levy and reporting of intangible personal property for taxation; providing for exemptions; providing for assessment procedures; providing for state administration, collection and enforcement; providing for penalties and procedures; amending subparagraph 122.35(4)(b)1., Florida Statutes, to conform; providing an effective date.

Was read the second time by title.

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

On page 18, line 9, section 1, after "permit the" strike "proper officer of this state" and insert: commissioner of Internal Revenue, or any other duly authorized official of the Internal Revenue Service of the United States or the proper officer of any state

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

On page 1, line 19, section 1, after the word "repealed" strike the word "and" and all the rest of the bill and insert: a period

The vote was:

Yeas—18

Beaufort	Hollahan	Plante	Ware
Bell	Horne	Poston	Weber
Childers	Johnson (29th)	Reuter	Wilson
Deeb	Lane	Scarborough	
Ducker	McClain	Stolzenburg	

Nays—19

Mr. President	Broxson	Johnson (34th)	Ott
Barrow	Daniel	Karl	Saunders
Bishop	de la Parte	Knopke	Trask
Boyd	Graham	Lewis (33rd)	Williams
Brantley	Haverfield	Lewis (43rd)	

On motion by Senator de la Parte the following amendment was adopted:

On page 18, lines 9 and 10, section 1, strike all of lines 9 and 10 and insert: however, that the department may permit the commissioner of Internal Revenue, or other duly authorized official of the Internal Revenue Service of the United States or the proper officer of any state of his authorized agent to

On motion by Senator de la Parte the following amendment was adopted:

On page 27, line 3, section 1, strike all of line 3 and insert: and collection; county sharing.—

On motion by Senator de la Parte the following amendment was adopted:

On page 28, lines 1—12, section 1, strike all of lines 1 through 12 and insert: new subsection (4)

(4) Each county shall receive each fiscal year ending June 30 an amount equal to fifty-five per cent of the total net intangible taxes collected within the county during the preceding fiscal year. The remaining balance of net collections from this tax shall be transferred to the general revenue fund.

On motion by Senator de la Parte the following amendment was adopted:

On page 29, line 24, section 2, strike all of section 2 and: renumber following section as section 2

On motion by Senator de la Parte the following amendment was adopted:

On page 27, line 19, section 1, strike "comptroller" and insert: department

On motion by Senator de la Parte the following amendment was adopted:

On page 27, line 22, section 1, strike "comptroller" and insert: department

On motion by Senator de la Parte the following amendment was adopted:

On page 1, lines 15 and 16, in title, strike all of lines 15 and 16 and insert: providing for county sharing; providing

On motion by Senator de la Parte the following amendment was adopted:

On page 9, line 29, section 1, add Payment of the tax on any class of such securities, as agent, by any such company or corporation, including any such financial institution, shall exempt such company or corporation, including financial institutions, from the provisions of this subsection and of subsection (4) of this section with respect to such securities and the holders thereof.

On motion by Senator de la Parte the following amendment was adopted:

Strike all of subsection (2) and insert: (2) The department may establish regulations requiring every bank, savings and loan association, building and loan association and credit union, and any other person engaged in a similar business in the state, to furnish to the department on or before April 1 of each year the name, address and social security or federal identification number of depositors who had a deposit on January 1 and whose mailing address is in the state. Payment of the tax on money, as agent, by any such institution or person shall exempt such institution or person from the provisions of this subsection.

Senator Johnson (34th) moved that the Senate reconsider the vote by which the amendment offered by Senator Deeb failed.

On motion by Senator Plante debate was limited to 2 minutes.

The motion failed by the following vote:

Yeas—15

Bell	Henderson	Plante	Ware
Deeb	Johnson (29th)	Reuter	Weber
Ducker	Johnson (34th)	Saylor	Wilson
Fincher	Lane	Stolzenburg	

Nays—30

Mr. President	Broxson	Karl	Poston
Arnold	Childers	Knopke	Saunders
Barron	Daniel	Lewis (33rd)	Scarborough
Barrow	de la Parte	Lewis (43rd)	Trask
Beaufort	Graham	McClain	Weissenborn
Bishop	Gunter	Myers	Williams
Boyd	Hollahan	Ott	
Brantley	Horne	Pope	

On motion by Senator de la Parte, by two-thirds vote, CS for HB's 715 and 716 as amended was read the third time by title, passed and certified to the House. The vote was:

Yeas—42

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

Nays—4

Bell	Childers	Lane	Weber
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HB 894—A bill to be entitled An act relating to functions of state educational agencies; amending Chapter 229, Section 229-512 Florida Statutes, by adding subsection (14), to require the commissioner of education to prepare and administer a plan of educational accountability, report annually to the state board of education, and establish accreditation standards; providing definitions; setting a deadline for implementation; 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 1 in title, lines 4-14, strike all of lines 4 through 14 and insert: An act relating to education; providing for a program of educational accountability for the public schools of the state; providing an effective date.

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

On page 1, line 17, section 1, strike all of Sections 1, 2, and 3 and insert: Section 1. Short Title.—This act shall be known and may be cited as "The Educational Accountability Act of 1971."

Section 2. Purposes; intent.—The purposes of this act are to provide for the implementation and further development of education assessment procedures as required by section 9(1), chapter 70-399, Laws of Florida, and the plan for educational assessment in Florida developed by the commissioner of education pursuant to this chapter; to provide for the establishment of educational accountability in the public education system of Florida; to assure that education programs operated in the public schools of Florida lead to the attainment of established objectives for education; to provide information for accurate analysis of the costs associated with public education programs; and to provide information for an analysis of the differential effectiveness of instructional programs.

Section 3. Educational accountability program.—The commissioner of education is directed to implement a program of educational accountability for the operation and management of the public schools, which shall include the following:

(a) Pursuant to paragraph (e), subsection (2), section 229-053, Florida Statutes, the commissioner, with the approval of the state board of education, shall, no later than November 1 of 1972 and each year thereafter, establish basic, specific, uniform statewide educational objectives for each grade level and subject area including, but not limited to, reading, writing, and mathematics, in the public schools.

(b) The commissioner shall develop and administer a uniform, statewide system of assessment based in part on criterion-referenced tests and in part on norm-referenced tests to periodically determine pupil status, pupil progress and the degree of achievement of established educational objectives.

(c) The commissioner shall make an annual public report of the aforementioned assessment results. Such report shall include, but not be limited to, a report of the assessment results by grade and subject area for each school district, and the state, with an analysis and recommendation concerning the costs and differential effectiveness of instructional programs.

(d) The school board of each district shall by the 1973-74 school year make an annual public report of the aforementioned assessment results which shall include pupil assessment by grade and subject area for each school in the district. A copy of the district's public report shall be filed with the commissioner of education.

(e) The commissioner, with approval of the state board of education, shall by the 1973-74 school year, develop accreditation standards based upon the attainment of the established educational objectives.

Section 4. Implementation.—This act shall apply to the subject area of reading by the 1971-72 school year, the subject areas of writing and mathematics by the 1972-73 school year and shall include other subject areas by the 1973-74 school year.

Section 5. This act shall become effective July 1, 1971.

On motion by Senator Graham, by two-thirds vote, HB 894 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—41 Nays—None

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

By unanimous consent Senator Williams was recorded as voting yea.

SB 1379—A bill to be entitled An act relating to banking; amending §659.57(1), Florida Statutes, relating to business of foreign banks; providing for independent servicing agencies; 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:

Strike all of subsection (b) and insert: new subsection (b)

(b) *Entering into mortgage servicing contracts with persons authorized to transact business in Florida, and enforcing in this state the obligations heretofore or hereafter acquired by it in the transaction of business outside of this state or in the transaction of any business authorized by this section; servicing*

~~directly or entering into servicing contracts with persons, and enforcing in this state the obligations heretofore or hereafter acquired by it in the transaction of business outside of this state or in the transaction of any business authorized by this section;~~

On motion by Senator Brantley, by two-thirds vote, SB 1379 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—40 Nays—None

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

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

HB 838—A bill to be entitled An act relating to air and water pollution; amending section 403.141, Florida Statutes; authorizing the recovery of civil damages for air pollution; providing an effective date.

Was read the second time by title. On motion by Senator Graham, by two-thirds vote HB 838 was read the third time by title, passed and certified to the House. The vote was: Yeas—41 Nays—None

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

By unanimous consent Senator Daniel was recorded as voting yea.

SCR 1263 was taken up, together with:

By the Committee on Ways and Means—

CS for SCR 1263—A concurrent resolution approving the types, amounts and use of registration fees, tuition fees, and course fees to be charged and collected from students enrolled in the institutions of higher learning under the board of regents during the 1971-72 school year.

—which was read the first time in full and SCR 1263 was laid on the table.

On motion by Senator Williams, by two-thirds vote, CS for SCR 1263 was read the second time by title.

On motion by Senator Saunders the following amendment was adopted:

On page 3, lines 16 and 17, section 1, strike lines 16 and 17 and insert: tion system will pay a fee of \$60 per student credit hour, with a maximum fee of \$375.00

On motion by Senator Saunders the following amendment was adopted:

On page 4, add new Section 5: Be it further resolved, that each institution in the State University System may, subject to

approval of the Board of Regents, assess a late registration fee, not to exceed \$25.00, against students who do not begin their registration during the time provided under the academic calendar adopted by the institution in which he is in attendance.

On motion by Senator Saunders the following amendment was adopted:

On page 2, line 8, section 1, following the word "full-time" strike "7 and 7" and insert: 9 and 9

On motion by Senator Williams the following amendment was adopted:

On page 1, lines 29 and 31, section 1, strike on line 29 "10.00 and 10.00" and on line 31 "175.00 and 225.00" and insert: on line 29: 20.00 and 20.00 and on line 31: 185.00 and 235.00

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

On page 1, line 30, section 1, strike "32.50 32.50" and insert: 25.00 25.00

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

On page 2, line 6, section 1, strike "325.00 — 325.00" and insert: 500.00 500.00

The vote was:

Yeas—15

Barron	Deeb	Johnson (34th)	Ware
Bell	Ducker	Lane	Weber
Bishop	Henderson	Scarborough	Wilson
Childers	Johnson (29th)	Stolzenburg	

Nays—23

Mr. President	de la Parte	Horne	Poston
Barrow	Fincher	Karl	Reuter
Beaufort	Gong	Lewis (43rd)	Saunders
Boyd	Gunter	Myers	Trask
Broxson	Haverfield	Ott	Williams
Daniel	Hollahan	Plante	

On motion by Senator McClain the following amendment was adopted:

On page 4, line 12, add a new section to read: No portion of the student activities and service fees approved herein shall be used for campus speakers who advocate while on campus the following:

- (1) Violent overthrow of the government of the United States, the State of Florida, or any political subdivision thereof;
- (2) Willful destruction or seizure of the institution's buildings or other property;
- (3) Disruption or impairment, by force, of the institution's regularly scheduled classes or other educational functions;
- (4) Physical harm, coercion, intimidation or other invasion of lawful rights of the institution's officials, faculty members or students; or
- (5) Other campus disorder of violent nature.

The vote was:

Yeas—27

Arnold	Bell	Childers	Gunter
Barron	Bishop	Ducker	Haverfield
Barrow	Boyd	Fincher	Henderson
Beaufort	Brantley	Gong	Hollahan

Horne	McClain	Scarborough	Weissenborn
Johnson (29th)	Plante	Ware	Wilson
Lane	Poston	Weber	

For students enrolled in the MD program in the University of Florida and University of South Florida Colleges of Medicine

Nays—12

Mr. President	Knopke	Ott	Stolzenburg
de la Parte	Lewis (43rd)	Pope	Trask
Graham	Myers	Reuter	Williams

A Florida student enrolled in the MD program of the College of Medicine will pay a fee of \$900.00 per year in installments of \$300.00 each to be paid in September, January, and March. A non-Florida student enrolled in the MD program of the college of medicine will pay a fee of \$2,100.00 a year in installments of \$700.00 each to be paid in September, January, and March.

By unanimous consent Senators Thomas and Pope changed their vote from nay to yea.

For students enrolled in the University of Florida graduate engineering education system (genesys)

EXPLANATION OF VOTE

I voted against the amendment offered by Senator McClain on CS for SCR 1263 because the Senate has already spoken on this matter in SB 267 which I co-sponsored and I felt the amendment on this SCR would jeopardize its passage in these final hours of the 1971 session.

Students enrolled in the graduate engineering education system will pay a fee of \$60 per student credit hour, with a maximum fee of \$375.00.

Alan Trask, 27th District

Section 2. BE IT FURTHER RESOLVED, that the building fee, student financial aid fee, and capital improvements fee shall be remitted to the appropriate fund in the office of the board of regents to be allocated among the several universities by the board of regents.

CS for SCR 1263 as amended was read in full as follows:

Section 3. BE IT FURTHER RESOLVED, that these fees may be adjusted by the board of regents for experimental programs of differential fees to even enrollments over four (4) quarters.

CS for SCR 1263—A concurrent resolution approving the types, amounts and use of registration fees, tuition fees, and course fees to be charged and collected from students enrolled in the institutions of higher learning under the board of regents during the 1971-72 school year.

Section 4. BE IT FURTHER RESOLVED, that all or any part of these fees may be waived by the board of regents when deemed appropriate provided that provisions for such waiver are included in the board's operating manual which has been approved by the state board of education and filed with the department of state; provided further that out-of-state tuition fee waivers for the 1971-72 school year shall not exceed three and one half (3½) times twenty percent (20%) of the non-Florida resident fall enrollment of the prior school year.

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

Section 1. The 1971 legislature, in regular session, hereby approves the following registration and tuition fees to be charged each student in the state university system for the school year 1971-72:

Section 5. Be it further resolved, that each institution in the State University System may, subject to approval of the Board of Regents, assess a late registration fee, not to exceed \$25.00, against students who do not begin their registration during the time provided under the academic calendar adopted by the institution in which he is in attendance.

For students enrolled in other than the MD program in the University of Florida and University of South Florida Colleges of Medicine and in the graduate engineering education system.

Section 6. No portion of the student activities and service fees approved herein shall be used for campus speakers who advocate, while on campus, the following:

Full-Time Students Per Quarter	Undergraduate	Graduate
Registration Fee:		
Matriculation fee	\$112.50	\$162.50
Building fee	15.50	15.50
Student financial aid fee	4.50	4.50
Capital improvements fee	20.00	20.00
Activity and service fee	32.50	32.50
TOTAL REGISTRATION FEE	\$185.00	\$235.00
Out-of-State Tuition:		
Tuition for non-Florida students in addition to the registration fee and activity and service fee	\$325.00	\$325.00
Minimum hours considered full-time	9	9
Part-Time Students Per Quarter On Campus:		
Registration fee per student credit hour	\$16.00	\$20.00
Tuition per student credit hour for non-Florida students in addition to the registration fee	\$27.00	\$27.00
Distribution of Part-Time Registration Fee:		
Matriculation fee	87%	87%
Building fee	13%	13%
For Students Enrolled in Continuing Education Courses:		
Registration fee per student credit hour	\$19.00	\$23.00
Tuition per student credit hour for non-Florida students in addition to the registration fee	\$27.00	\$27.00

(1) Violent overthrow of the government of the United States, the State of Florida, or any political subdivision thereof;

(2) Willful destruction or seizure of the institution's buildings or other property;

(3) Disruption or impairment, by force, of the institution's regularly scheduled classes or other educational functions;

(4) Physical harm, coercion, intimidation or other invasion of lawful rights of the institution's officials, faculty members or students; or

(5) Other campus disorder of violent nature.

CS for SCR 1263 passed and was ordered engrossed. The vote was:

Yeas—40

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

Nays—2

Reuter Ware

By unanimous consent Senators Daniel, Broxson and Lewis (33rd) were recorded as voting yea.

SB 1257—A bill to be entitled An act authorizing expenditures for fixed capital outlay projects at junior colleges, area vocational-technical centers, and institutions under the board of regents; providing an effective date.

Was read the second time by title.

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

On page 2, line 19, section 1, strike "Two million six hundred ten thousand dollars (\$2,610,000)" and insert: Three million one hundred fifty thousand dollars (\$3,150,000)

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

On page 1, line 24, section 1, strike "Eleven million twenty thousand dollars (\$11,020,000)" and insert: Thirteen million three hundred thousand dollars (\$13,300,000)

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

On page 3, line 12, section 1, strike "Fifteen million three hundred seventy thousand dollars (\$15,370,000)" and insert: Eighteen million five hundred fifty thousand dollars (\$18,550,000)

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

On page 3, lines 8 and 9, section 1, strike "District of Seminole County,"

On motion by Senator Williams, by two-thirds vote, SB 1257 as amended was read the third time by title.

Consideration of SB 1257 as amended was deferred, the bill retaining its place on the Calendar.

SB 1343—A bill to be entitled An act relating to summer thoroughbred horse racing; amending Subsections (4) and (5) of Section 550.42, Florida Statutes, to provide for the distribution of the breaks tax to the Florida summer thoroughbred horse racing promotion trust fund; providing an effective date.

Was read the second time by title. On motion by Senator Arnold, by two-thirds vote SB 1343 was read the third time by title, passed and certified to the House. The vote was: Yeas—44 Nays—None

Mr. President	de la Parte	Johnson (34th)	Poston
Arnold	Ducker	Karl	Reuter
Barron	Fincher	Knopke	Saunders
Barrow	Gong	Lane	Sayler
Beaufort	Graham	Lewis (33rd)	Scarborough
Bell	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

By unanimous consent Senator Williams was recorded as voting yea.

On motion by Senator Daniel, unanimous consent was obtained to waive the requirement of Rule 3.8 that bills be delivered to the Secretary two days prior to introduction and to introduce Senate Bills 1638 and 1639.

By Senators Daniel and Karl—

SB 1638—A bill to be entitled An act relating to Lake County; providing for a description of the center line of

Haines Creek; providing method for abutting property owners to acquire unused portions of donated easements; providing for a joint usership maintenance and spoil area; providing this act not applicable to dams, spillways or the approaches thereto owned by a public body; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1638.

Was read the first time by title. On motion by Senator Daniel, the rules were waived and the bill was placed on the Calendar.

On motions by Senator Daniel, by two-thirds vote, SB 1638 was read the second time by title, and by two-thirds vote, read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

By Senators Daniel and Karl—

SB 1639—A bill to be entitled An act repealing Chapter 67-1023, Laws of Florida; creating the office of prosecuting attorney for the county judge's court in Lake county, Florida; describing his duties, powers and compensation, and providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1639.

Was read the first time by title. On motion by Senator Daniel, the rules were waived and the bill was placed on the Calendar.

On motions by Senator Daniel, by two-thirds vote, SB 1639 was read the second time by title, and by two-thirds vote, read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

SB 791—A bill to be entitled An act relating to unemployment compensation; amending subsection (2) of section 443.04, Florida Statutes, by providing a formula for relating maximum weekly benefit amount to a State average weekly wage, and providing an effective date.

Was read the second time by title.

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

On page 1, line 18, section 1, strike line 18 through line 9 on page 2 and insert: than fifty-four dollars

The vote was:

Yeas—29

Mr. President	Bell	Daniel	Haverfield
Arnold	Bishop	Deeb	Henderson
Barron	Boyd	Ducker	Horne
Beaufort	Childers	Gunter	Johnson (29th)

Johnson (34th)	Plante	Stolzenburg	Williams
Lane	Poston	Trask	
Lewis (33rd)	Sayler	Ware	
McClain	Scarborough	Weber	

Nays—15

de la Parte	Hollahan	Myers	Saunders
Fincher	Karl	Ott	Weissenborn
Gong	Knopke	Pope	Wilson
Graham	Lewis (43rd)	Reuter	

On motion by Senator Karl, by two-thirds vote, SB 791 as amended was read the third time by title.

The hour of adjournment having arrived, a point of order was called and the Senate recessed at 12:02 p.m. to reconvene at 2:00 p.m.

AFTERNOON SESSION

The Senate was called to order by the President at 2:00 p.m.

Senator Gunter was excused until 2:30 p.m. for the purpose of working on the conference report on the appropriations bill.

A quorum present—46:

Mr. President	Deeb	Karl	Saunders
Arnold	de la Parte	Knopke	Sayler
Barron	Ducker	Lane	Scarborough
Barrow	Fincher	Lewis (33rd)	Stolzenburg
Beaufort	Gong	Lewis (43rd)	Trask
Bell	Graham	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	

The Senate resumed consideration of—

SB 791—A bill to be entitled An act relating to unemployment compensation; amending subsection (2) of section 443.04, Florida Statutes, by providing a formula for relating maximum weekly benefit amount to a State average weekly wage, and providing an effective date.

—which was pending roll call.

On motion by Senator Deeb the following amendment was adopted:

On page 1, lines 3—9, in title, strike all of lines 3—9 and insert: A bill to be entitled An act relating to unemployment compensation; amending subsection (2) of section 443.04, Florida Statutes, by increasing the maximum weekly benefit amount and providing an effective date.

Pending further consideration of SB 791 as amended, on motion by Senator Karl, by two-thirds vote, CS for HB 1109 was withdrawn from the Committee on Judiciary—Civil B and placed on the Calendar. On motion by Senator Karl—

CS for HB 1109—A bill to be entitled An act relating to unemployment compensation; amending subsection (2) of section 443.04, Florida Statutes, by increasing the maximum weekly benefit amount and providing an effective date.

—a companion measure to SB 791 was substituted therefor and read the second time by title. On motion by Senator Karl, by two-thirds vote, CS for HB 1109 was read the third time by title, passed and certified to the House. The vote was: Yeas—33 Nays—None

Mr. President	Ducker	Lane	Saunders
Arnold	Gong	Lewis (33rd)	Scarborough
Beaufort	Graham	McClain	Stolzenburg
Bell	Henderson	Myers	Trask
Bishop	Hollahan	Ott	Weissenborn
Broxson	Johnson (29th)	Plante	Wilson
Childers	Johnson (34th)	Pope	
Deeb	Karl	Poston	
de la Parte	Knopke	Reuter	

By unanimous consent Senators Barrow, Williams and Daniel were recorded as voting yea.

SB 791 was laid on the table.

INTRODUCTION

On motion by Senator Wilson, unanimous consent was obtained to waive the requirement of Rule 3.8 that bills be delivered to the Secretary two days prior to introduction and to introduce:

By Senators Deeb, Ware and Wilson—

SB 1640—A bill to be entitled An act relating to Pasco County; authorizing the issuance of alcoholic beverage licenses to restaurants accommodating two hundred (200) patrons or more and occupying more than four thousand (4,000) square feet of floor space; repealing chapter 69-681, Laws of Florida, but providing that all alcoholic beverage licenses heretofore issued under authority of said chapter in Pasco County will remain in full force and effect; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1640.

—which was read the first time by title. On motion by Senator Wilson, the rules were waived and the bill was placed on the Calendar.

On motions by Senator Wilson, by two-thirds vote, SB 1640 was read the second time by title, and by two-thirds vote, read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

Barron	Ducker	Karl	Reuter
Barrow	Fincher	Knopke	Saunders
Bell	Gong	Lane	Sayler
Bishop	Graham	Lewis (33rd)	Scarborough
Boyd	Haverfield	Lewis (43rd)	Stolzenburg
Brantley	Henderson	McClain	Trask
Broxson	Hollahan	Myers	Ware
Childers	Horne	Ott	Weissenborn
Daniel	Johnson (29th)	Plante	Williams
de la Parte	Johnson (34th)	Poston	Wilson

By Senators Thomas, Hollahan, Henderson, Gunter, McClain, Boyd, Trask, Brantley, Ware, Horne, Ducker, Broxson, Williams, Barrow, Ott, Karl, Barron, de la Parte, Sayler, Fincher, Johnson (29th), Weber, Lewis (33rd), Stolzenburg, Haverfield, Lewis (43rd), Beaufort, Arnold, Scarborough, Plante, Poston, Reuter, Bell, Pope, Bishop, Deeb, Daniel, Gong, Knopke, Weissenborn, Childers, Johnson (34th), Wilson, Saunders, Graham, Lane and Myers—

SCR 1641—A Senate Concurrent Resolution providing for sine die adjournment of the 1971 Session.

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

Section 1. This 1971 Session of the Legislature shall adjourn sine die at 3:00 P.M., Friday, June 4, 1971.

—was read the first time in full. On motion by Senator Hollahan, by two-thirds vote, SCR 1641 was read the second time by title, adopted, and certified to the House. The vote was: Yeas—46 Nays—None

Mr. President	Bishop	Deeb	Haverfield
Arnold	Boyd	de la Parte	Henderson
Barron	Brantley	Ducker	Hollahan
Barrow	Broxson	Fincher	Horne
Beaufort	Childers	Gong	Johnson (29th)
Bell	Daniel	Graham	Johnson (34th)

Karl	Myers	Saunders	Weber	Plante	Saunders	Stolzenburg	Weissenborn
Knopke	Ott	Saylor	Weissenborn	Poston	Saylor	Trask	Williams
Lane	Plante	Scarborough	Williams	Reuter	Scarborough	Ware	Wilson
Lewis (33rd)	Pope	Stolzenburg	Wilson				
Lewis (43rd)	Poston	Trask					
McClain	Reuter	Ware					

LOCAL CALENDAR

Consideration of House Bills 1633, 1002, 1004 and 1005 was deferred, the bills retaining their places on the Calendar.

HB 1140—A bill to be entitled An act incorporating and chartering a municipality to be known as the Town of Raiford in Union County, Florida, to define its territorial boundaries, to provide for its government, powers, authority, privileges and jurisdiction, to establish the form of government of said town, providing for a referendum election and effective date.

Was read the second time by title. On motion by Senator Beaufort, by two-thirds vote HB 1140 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 1704—A bill to be entitled An act relating to Walton County, exempting certain water systems from the provisions of Chapter 367 Florida Statutes, repealing Chapter 70-976 Laws of Florida and providing an effective date.

Was read the second time by title. On motion by Senator Barrow, by two-thirds vote HB 1704 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 1741—A bill to be entitled An act relating to Pinellas County; providing there shall be no limitation of special beverage licenses issued to certain hotels, motels, motor courts and restaurants; providing for the issuance of such licenses; repealing for the operation and transfer of such licenses; repealing laws in conflict; and providing an effective date.

Was read the second time by title. On motion by Senator Deeb, by two-thirds vote HB 1741 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

Arnold	Broxson	Haverfield	Knopke
Barron	Childers	Henderson	Lane
Barrow	Daniel	Hollahan	Lewis (33rd)
Bell	Ducker	Horne	Lewis (43rd)
Bishop	Fincher	Johnson (29th)	McClain
Boyd	Gong	Johnson (34th)	Myers
Brantley	Graham	Karl	Ott

HB 1745—A bill to be entitled An act relating to Pinellas County; authorizing the board of county commissioners in Pinellas county to provide the legislative delegations of Pinellas county with permanent office space or offices, in one or more locations in the county, as to be determined by the legislative delegation, together with furnishings, supplies, telephone service, legal and secretarial assistants; providing for the payment of expenses necessary for the maintenance of the office or offices from county funds, and all other expenses necessary and proper; making such expenditures a county purpose; providing that this act shall be cumulative; providing an effective date.

Was read the second time by title. On motion by Senator Deeb, by two-thirds vote HB 1745 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 1754—A bill to be entitled An act relating to Pinellas County, authorizing fresh and continuous pursuit and arrest by municipal police officers of any municipality in Pinellas County; providing an effective date.

Was read the second time by title. On motion by Senator Deeb, by two-thirds vote HB 1754 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 1765—A bill to be entitled An act relating to Pinellas County; authorizing and empowering the board of county commissioners of Pinellas county to construct, own, operate or maintain water systems, sewage disposal systems, water system improvements, sewer improvements and additions thereto on property within the corporate limits of any municipality within such county without the consent of such municipality provided such systems or improvements or additions are constructed, owned, operated or maintained as a part of such a system operated outside such municipality and further provided such systems or improvements or additions are constructed, owned, operated or maintained on property owned by Pinellas county on June 22, 1961; exempting lands and interests therein located within municipalities and owned by Pinellas county on June 22, 1961 from the application of any ordinance or restriction of such municipality; and providing an effective date.

Was read the second time by title. On motion by Senator Deeb, by two-thirds vote HB 1765 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

Yeas—38

Arnold	Gong	Lane	Sayler
Barron	Graham	Lewis (33rd)	Scarborough
Barrow	Haverfield	Lewis (43rd)	Stolzenburg
Bell	Henderson	McClain	Trask
Bishop	Hollahan	Myers	Ware
Boyd	Horne	Ott	Weissenborn
Brantley	Johnson (29th)	Plante	Williams
Daniel	Johnson (34th)	Poston	Wilson
Ducker	Karl	Reuter	
Fincher	Knopke	Saunders	

Nays—2

Broxson Childers

HB 2010—A bill to be entitled An act relating to Escambia County Court of Record, amending Section 43.09(2), Florida Statutes, providing for a chief deputy court reporter and assistant court reporters and fixing the compensation of the chief deputy court reporter and assistant court reporters of the constitutional Court of Record of Escambia County; providing an effective date.

Was read the second time by title. On motion by Senator Broxson, by two-thirds vote HB 2010 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

Consideration of House Bills 2150 and 2153 was deferred, the bills retaining their places on the Calendar.

HB 2186—A bill to be entitled An act relating to Collier County alcoholic beverage licenses; providing for special restaurant licenses under the provisions of §561.34, Florida Statutes, and subject to the provisions of §561.20(2), Florida Statutes; providing that restaurants in Collier County, having a seating capacity of no less than two hundred (200) seats at booths and tables, an overall floor capacity of no less than four thousand (4,000) square feet, and deriving no less than fifty-one percent (51%) of its gross income per annum from the sale of food consumed on the premises, may obtain such special restaurant licenses; providing that the beverage division of the department of business regulation of the state shall administer the issuance and regulation of such special licenses; providing an effective date.

Consideration of HB 2122 was deferred, the bill retaining its place on the Calendar.

Was read the second time by title. On motion by Senator Stolzenburg, by two-thirds vote HB 2186 was read the third time by title, passed and certified to the House. The vote was:

Yeas—37

HB 2125—A bill to be entitled An act relating to Pinellas County, club alcoholic beverage licenses; excepting Knights of Columbus, Pius 12, Council #5131, Gulfport, Florida from the provisions of section 561.20(6), Florida Statutes, as the same relates to the number of such licenses that may be issued in Pinellas County; excepting said club from the provisions of any other laws of general, special, or local nature relating to the number of licenses to be issued in Pinellas County; providing an effective date.

Arnold	Graham	Lewis (33rd)	Scarborough
Barron	Haverfield	Lewis (43rd)	Stolzenburg
Barrow	Henderson	McClain	Trask
Bell	Hollahan	Myers	Ware
Bishop	Horne	Ott	Weissenborn
Boyd	Johnson (29th)	Plante	Williams
Brantley	Johnson (34th)	Poston	Wilson
Daniel	Karl	Reuter	
Ducker	Knopke	Saunders	
Fincher	Lane	Sayler	

Was read the second time by title. On motion by Senator Deeb, by two-thirds vote HB 2125 was read the third time by title, passed and certified to the House. The vote was:

Nays—3

Broxson Childers Gong

Yeas—36

Arnold	Fincher	Knopke	Reuter
Barron	Graham	Lane	Saunders
Barrow	Haverfield	Lewis (33rd)	Sayler
Bell	Henderson	Lewis (43rd)	Scarborough
Bishop	Hollahan	McClain	Stolzenburg
Boyd	Horne	Myers	Trask
Brantley	Johnson (29th)	Ott	Ware
Daniel	Johnson (34th)	Plante	Weissenborn
Ducker	Karl	Poston	Williams

HB 2188—A bill to be entitled An act relating to Hendry County; providing for the issuance of special beverage license to any bona fide hotel, motel or motor court of not less than one hundred (100) guest rooms or to any bona fide restaurant having accommodations at all times for serving two hundred (200) or more patrons at tables and occupying more than four thousand (4,000) square feet of floor space; providing an effective date.

Nays—4

Broxson Childers Gong Wilson

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote HB 2188 was read the third time by title, passed and certified to the House. The vote was:

Yeas—37

HB 2129—A bill to be entitled An act relating to teachers' authority in the Pinellas county school system; establishing the right of a teacher to use reasonable physical restraint to protect himself, other pupils, and to maintain control of disruptive pupils; providing a savings clause; repealing conflicting laws; providing an effective date.

Arnold	Ducker	Johnson (34th)	Ott
Barron	Fincher	Karl	Plante
Barrow	Graham	Knopke	Poston
Bell	Haverfield	Lane	Reuter
Bishop	Henderson	Lewis (33rd)	Saunders
Boyd	Hollahan	Lewis (43rd)	Sayler
Brantley	Horne	McClain	Scarborough
Daniel	Johnson (29th)	Myers	Stolzenburg

Was read the second time by title. On motion by Senator Deeb, by two-thirds vote HB 2129 was read the third time by title, passed and certified to the House. The vote was:

Trask Weissenborn Wilson
Ware Williams

Nays—3

Broxson Childers Gong

HB 2190—A bill to be entitled An act relating to Hendry County; authorizing the board of county commissioners of said county to supplement the remuneration of the judge of the small claims court of said county and to pay the costs thereof from available funds of the county, and making same a county purpose; providing for the jurisdiction of said court; providing for the filing fees in said court; repealing chapters 57-591, 61-1090, and 65-686, all Laws of Florida, which were transferred into the Florida Statutes as general laws by provision of chapter 71-29, Laws of Florida; repealing chapter 42, Florida Statutes, in so far as it conflicts with the provisions of this act; providing an effective date.

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote HB 2190 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2191—A bill to be entitled An act relating to Hendry County; providing for a club alcoholic beverage license in said county for a country club; providing for waiver of time limit said country club shall be in existence prior to issuance of said license; providing an effective date.

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote HB 2191 was read the third time by title, passed and certified to the House. The vote was:

Yeas—36

Arnold	Fincher	Knopke	Reuter
Barron	Graham	Lane	Saunders
Barrow	Haverfield	Lewis (33rd)	Saylor
Bell	Henderson	Lewis (43rd)	Scarborough
Bishop	Hollahan	McClain	Stolzenburg
Boyd	Horne	Myers	Trask
Brantley	Johnson (29th)	Ott	Ware
Daniel	Johnson (34th)	Plante	Weissenborn
Ducker	Karl	Poston	Williams

Nays—4

Broxson Childers Gong Wilson

Consideration of SB 2203 was deferred, the bill retaining its place on the Calendar.

HB 2209—A bill to be entitled An act relating to the City of Pensacola, Escambia County; providing authority for the city council to designate a zoning classification for any parcel or parcels of property annexed to the City of Pensacola immediately after said annexation; providing procedures pertaining thereto; providing an effective date.

Was read the second time by title. On motion by Senator Broxson, by two-thirds vote HB 2209 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2210—A bill to be entitled An act relating to The City of Pensacola, Escambia County, amending Section 1 of Chapter 69-1467, Laws of Florida, allowing employment in the classified service of The City of Pensacola up to and including the age of forty-five (45) years with pension benefits, excepting the police and fire divisions, repealing clause and providing an effective date.

Was read the second time by title. On motion by Senator Broxson, by two-thirds vote HB 2210 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2212—A bill to be entitled An act relating to the City of Pensacola, Escambia County; authorizing the city council to adopt an ordinance establishing procedures with relation to the repair, demolition, and/or removal of unsafe buildings located within the corporate limits; providing for notice provisions with relation thereto; authorizing the impressment of a lien on said property; providing an effective date.

Was read the second time by title. On motion by Senator Broxson, by two-thirds vote HB 2212 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2214—A bill to be entitled An act amending chapter 65-1450, Special Laws of Florida, 1965, relating to the DeSoto County Hospital District; providing for ad valorem tax, not to exceed two (2) mills for operating and maintenance costs of hospitals and related medical care facilities owned and operated by district; providing a termination date; providing for an effective date.

Was read the second time by title. On motion by Senator Henderson, by two-thirds vote HB 2214 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

Consideration of HB 2222 was deferred, the bill retaining its place on the Calendar.

HB 2234—A bill to be entitled An act relating to the City of Ward Ridge, Gulf County; providing that John E. Rich, Trixye Rich, and C. W. Roberts, Jr., shall continue to serve as councilmen of the city; providing that they shall be up for reelection in the general election of 1972; amending chapter 61-2987, Laws of Florida, removing the authority of the city to levy ad valorem taxes; providing an effective date.

Was read the second time by title. On motion by Senator Bishop, by two-thirds vote HB 2234 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2245—A bill to be entitled An act relating to Orange County, judges of the criminal court of record; providing for the salaries of said judges; providing for the method of payment of said salaries; prohibiting said judges from engaging in the practice of law during their term of office; repealing chapter 67-1000, Laws of Florida, relating to the same subject; providing an effective date.

Was read the second time by title. On motion by Senator Ducker, by two-thirds vote HB 2245 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2274—A bill to be entitled An act relating to Escambia County; amending portions of chapter 67-1370, Laws of Florida, relating to the civil service board, to include certain job titles under exemptions from the classified service; providing that personnel provisionally appointed due to an insufficient reemployment or employment list be credited five (5) points on subsequent examination for the position held; providing that district school board employees may be reimbursed for one half of their accrued sick leave upon retirement; providing an effective date.

Was read the second time by title. On motion by Senator Broxson, by two-thirds vote HB 2274 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2278—A bill to be entitled An act relating to Escambia County; relating to water systems, water system improvements; sewage disposal systems, sewer improvements, related facilities, or improvements or additions thereto, as such terms are defined in Chapter 153, Florida Statutes; providing for the acquisition, operation, enlargement, maintenance and repair of such water and sewer systems and facilities by Escambia County in a combined system or systems in the manner provided by law; providing for the transfer by the City of Pensacola to Escambia County of all such systems, facilities and improvements, and all real and personal property, equipment, machinery and supplies acquired for such purposes and used in connection therewith, including related easements franchises and other intangible rights and property; providing for transfer of employees of the City of Pensacola engaged in the operation and administration of such systems and facilities to Escambia County; providing for transfer of such employees from the City of Pensacola personnel system to the Escambia County personnel system; providing for protection of retirement and pension rights and for election to join the State pension and retirement system; providing for preservation and protection of the rights of the holders of outstanding bonds and-or revenue certificates or other obligations issued by the City of Pensacola to finance portions of such systems and facilities and for other purposes; providing for the issuance of revenue bonds and-or revenue certificates and other obligations to finance water and sewer systems and improvements thereto and to refinance outstanding debts incurred for such purposes; authorizing Escambia County to levy special assessment upon property benefiting from construction or enlargement of such systems or facilities; providing for the acquisition of property through exercise of the power of eminent domain; authorizing Escambia County to fix rates and collect fees and charges for the use of such systems or facilities; providing that such systems and facilities and any such revenue bonds or other obligations will be exempt from taxation; providing for the adoption by Escambia County of certain ordinances of the City of Pensacola related to the subject matter hereof; providing for the assumption by Escambia County of the obligation to satisfy certain of the outstanding indebtedness of the City of Pensacola related to such systems or facilities; providing for establishment of water and sewer service districts and for reasonable classification of rates for use of such facilities; providing for related powers and duties of Escambia County; amending and modifying the Charter of the City of Pensacola; amending, repealing and modifying ordinances of the City of Pensacola; amending, repealing and modifying certain of the Laws of Florida providing for related matters; providing an effective date.

Was read the second time by title.

Senators Broxson and Childers offered the following amendment which was adopted on motion by Senator Broxson:

On page 7, line 22, section 9, insert the following: As long as any revenue bonds or other obligations of the City heretofore issued in connection with said systems are outstanding and unpaid, the County shall operate the former City systems in the same manner and with the same powers that the City would have been able to do without the enactment of this Act, and the County shall comply fully with all the covenants, agreements and provisions of all of the ordinances, resolutions or other proceedings under which any of said outstanding revenue bonds or other obligations were heretofore issued by the City.

On motion by Senator Broxson, by two-thirds vote, HB 2278 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

Consideration of House Bills 2283 and 2291 was deferred, the bills retaining their places on the Calendar.

HB 2297—A bill to be entitled An act relating to Pinellas County; providing for political party county executive committees; providing an effective date.

Was read the second time by title. On motion by Senator Deeb, by two-thirds vote HB 2297 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2312—A bill to be entitled An act exempting billiard parlors in Alachua County, Florida, which do not sell alcoholic beverages from the provisions of chapter 849.06, Florida Statutes; providing an effective date.

Was read the second time by title. On motion by Senator Saunders, by two-thirds vote HB 2312 was read the third time by title, passed and certified to the House. The vote was:

Yeas—38

Arnold	Gong	Lane	Sayler
Barron	Graham	Lewis (33rd)	Scarborough
Barrow	Haverfield	Lewis (43rd)	Stolzenburg
Bell	Henderson	McClain	Trask
Bishop	Hollahan	Myers	Ware
Boyd	Horne	Ott	Weissenborn
Brantley	Johnson (29th)	Plante	Williams
Daniel	Johnson (34th)	Poston	Wilson
Ducker	Karl	Reuter	
Fincher	Knopke	Saunders	

Nays—2

Broxson Childers

HB 2316—A bill to be entitled An act relating to Leon County; creating a juvenile court advisory board for the county; prescribing its duties; prescribing its terms and qualifications of its members; repealing chapter 57-664, Laws of Florida, creating a juvenile court; providing an effective date.

Was read the second time by title. On motion by Senator Horne, by two-thirds vote HB 2316 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2319—A bill to be entitled An act annexing to the City of St. Petersburg, Florida, certain lands adjacent thereto and described as: beginning at a point where the westerly boundary of the right-of-way of state road 93 (interstate 75) intersects the west line of section 13, township 30 south, range 16 east, thence run south along said west line and continue south along present city limit line to the east/west half-section line of section 23, township 30 south, range 16 east, thence run west along said half-section line to the westerly boundary of the right-of-way of said state road 93, thence run northerly along said

westerly boundary of the right-of-way to the point of beginning; also the north 325 feet of the east 500 feet of the south-west one-quarter of the southwest one-quarter of section 25, township 30 south, range 16 east; and providing an effective date.

Was read the second time by title. On motion by Senator Deeb, by two-thirds vote HB 2319 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

Consideration of House Bills 2321, 2324, and 2325 was deferred, the bills retaining their places on the Calendar.

HB 2326—A bill to be entitled An act relating to Dixie County; providing for annual budgets of all county officers, constitutional or otherwise; providing for payment of salaries of such county officers; providing and regulating budget system for such officers; providing an effective date.

Was read the second time by title. On motion by Senator Saunders, by two-thirds vote HB 2326 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

Consideration of HB 2327 was deferred, the bill retaining its place on the Calendar.

HB 2328—A bill to be entitled An act relating to Levy County; creating a small claims court with jurisdiction up to one thousand dollars (\$1,000); providing for the appointment, duties, compensation and tenure of office of the judge of small claims court; prescribing the jurisdiction, the pleading, practice and service of process therein; providing for a clerk and prescribing his duties; providing an effective date.

Was read the second time by title. On motion by Senator Saunders, by two-thirds vote HB 2328 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2330—A bill to be entitled An act relating to Okaloosa County; adding §3A to chapter 63-1684, Laws of Florida;

authorizing the board of county commissioners of Okaloosa County to pay to each member of the county election commission one hundred dollars (\$100) per year for expenses incurred pursuant to the performance of official duties; providing an effective date.

Was read the second time by title. On motion by Senator Barrow, by two-thirds vote HB 2330 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2331—A bill to be entitled An act relating to Santa Rosa County; authorizing the district school board of said county to retain an attorney and providing for his compensation; providing an effective date.

Was read the second time by title. On motion by Senator Broxson, by two-thirds vote HB 2331 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2332—A bill to be entitled An act relating to Future Homemakers of America chapter in Santa Rosa County; authorizing the school board to make a specific contribution thereto; providing an effective date.

Was read the second time by title. On motion by Senator Broxson, by two-thirds vote HB 2332 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2334—A bill to be entitled An act relating to Walton County; incorporating, establishing, organizing and constituting a municipality in said county to be known as the Town of Frangomar; providing for the boundaries, powers, rights, and liabilities of said town; providing for town government of elected town council, and mayor; providing for the powers, duties, and term of office of the town council and mayor; providing for registration and qualification of office; providing for oath of office; providing for referendum.

Was read the second time by title. On motion by Senator Barrow, by two-thirds vote HB 2334 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

Consideration of HB 2335 was deferred, the bill retaining its place on the Calendar.

HB 2337—A bill to be entitled An act to extend and contract the corporate limits of the City of Oakland Park in Broward County, amending Chapter 1358, Laws of Florida 1969, providing for jurisdiction over annexed lands; providing an effective date.

Was read the second time by title. On motion by Senator Bell, by two-thirds vote HB 2337 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

Consideration of HB 2338 was deferred, the bill retaining its place on the Calendar.

HB 2349—A bill to be entitled An act relating to Orange County; providing that the county judge of said county shall not practice law; providing that all income receipts of the office of the county judge of said county shall be fee receipts of the office and not personal income to the county judge; providing that this act shall not apply to judges of the county court; providing for the compensation of the committeemen other than the examining physician in psychiatric examining committees provided in chapter 394, Florida Statutes, in said county; providing an effective date.

Was read the second time by title. On motion by Senator Plante, by two-thirds vote HB 2349 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2352—A bill to be entitled An act relating to alcoholic beverage licenses in Sarasota County; providing for additional beverage licenses for chartered or incorporated clubs; providing for consumption on the premises and non-transferability; providing an effective date.

Was read the second time by title. On motion by Senator Henderson, by two-thirds vote HB 2352 was read the third time by title, passed and certified to the House. The vote was:

Yeas—36

Arnold	Fincher	Knopke	Reuter
Barron	Graham	Lane	Saunders
Barrow	Haverfield	Lewis (33rd)	Sayler
Bell	Henderson	Lewis (43rd)	Scarborough
Bishop	Hollahan	McClain	Stolzenburg
Boyd	Horne	Myers	Trask
Brantley	Johnson (29th)	Ott	Ware
Daniel	Johnson (34th)	Plante	Weissenborn
Ducker	Karl	Poston	Williams

Hollahan	Lane	Plante	Stolzenburg
Horne	Lewis (33rd)	Poston	Trask
Johnson (29th)	Lewis (43rd)	Reuter	Ware
Johnson (34th)	McClain	Saunders	Weissenborn
Karl	Myers	Sayler	Williams
Knopke	Ott	Scarborough	Wilson

HB 2357—A bill to be entitled An act relating to the Tax Assessor of Alachua County, Florida; providing for the manner of payment of his annual compensation as provided by general law; providing and regulating a budget system for such officer; providing an effective date.

Was read the second time by title. On motion by Senator Saunders, by two-thirds vote HB 2357 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2358—A bill to be entitled An act relating to the Tax Collector of Alachua County, Florida; providing for the manner of payment of his annual compensation as provided by general law; providing and regulating a budget system for such officer; providing an effective date.

Was read the second time by title. On motion by Senator Saunders, by two-thirds vote HB 2358 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2359—A bill to be entitled An act relating to the appointment of the Alachua County Housing Authority Commissioners by the Board of County Commissioners of Alachua County, Florida; providing an effective date.

Was read the second time by title. On motion by Senator Saunders, by two-thirds vote HB 2359 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2360—A bill to be entitled An act relating to the Sheriff of Alachua County, Florida; providing for the manner of payment of his annual compensation as provided by general law; providing and regulating a budget system for such officer; providing an effective date.

Was read the second time by title. On motion by Senator Saunders, by two-thirds vote HB 2360 was read the third time

Nays—4

Broxson	Childers	Gong	Wilson
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HB 2354—A bill to be entitled An act authorizing the Board of County Commissioners of Alachua County, Florida, to enter into agreements with insurance companies for the purpose of procuring group insurance for county officers, employees and their dependents; authorizing the expenditure of county funds to pay the premiums of said insurance; designating the officers and employees eligible for participation in said insurance; providing an effective date.

Was read the second time by title. On motion by Senator Saunders, by two-thirds vote HB 2354 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2355—A bill to be entitled An act relating to the Clerk of the Circuit Court of Alachua County, Florida; providing for the manner of payment of his annual compensation as provided by general law; providing and regulating a budget system for such officer; providing an effective date.

Was read the second time by title. On motion by Senator Saunders, by two-thirds vote HB 2355 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2356—A bill to be entitled An act relating to the County Judge of Alachua County, Florida; providing for the manner of payment of his annual compensation as provided by general law; providing and regulating a budget system for such officer; providing an effective date.

Was read the second time by title. On motion by Senator Saunders, by two-thirds vote HB 2356 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

Arnold	Bishop	Childers	Gong
Barron	Boyd	Daniel	Graham
Barrow	Brantley	Ducker	Haverfield
Bell	Broxson	Fincher	Henderson

by title, passed and certified to the House. The vote was:
Yeas—40 Nays—None

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

HB 2361—A bill to be entitled An act authorizing and directing the Supervisor of Elections of Alachua County, Florida, to make available for sale to the general public a current list of registered voters; establishing the minimum contents of said list; providing for appropriation of funds by the Board of County Commissioners of Alachua County; providing a method of establishing the selling price of said lists; providing an effective date.

Was read the second time by title. On motion by Senator Saunders, by two-thirds vote HB 2361 was read the third time by title, passed and certified to the House. The vote was:
Yeas—40 Nays—None

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

HB 2362—A bill to be entitled An act relating to Leon County; providing for one (1) additional County Judge in the county; providing for the appointment, election, term of office, compensation, jurisdiction and duties of such additional County Judge; providing for a senior County Judge and the administration of the office of the County Judges, with power to apportion the judicial and administrative work of the Court; repealing all laws in conflict herewith; providing an effective date.

Was read the second time by title. On motion by Senator Horne, by two-thirds vote HB 2362 was read the third time by title, passed and certified to the House. The vote was:
Yeas—40 Nays—None

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

HB 2363—A bill to be entitled An act relating to the City of Naples, Collier County, amending chapter 59-1598, Laws of Florida, as amended, the same being the charter of the City of Naples, by amending §1.2(a), entitled "Creation of Greater Naples Area," providing a method for the annexation to the City of Naples of certain territory contiguous to the existing boundaries of said city by petition of not less than 51% of the owners of the lots contained within each individual plat, as recorded, of the parcels described herein; further providing for approval by 5/7ths vote of the city council and providing for a referendum election by the qualified electors of the City of Naples in the event the annexation fails to receive approval by 5/7ths vote of the city council; providing a savings clause; repealing all laws or parts thereof in conflict herewith; providing an effective date.

Was read the second time by title. On motion by Senator Stolzenburg, by two-thirds vote HB 2363 was read the third time by title, passed and certified to the House. The vote was:
Yeas—40 Nays—None

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

HB 2364—A bill to be entitled An act relating to the city of Fort Walton Beach, Okaloosa County; amending §§61, 33b., 60b. and 2f. of chapter 29092, Laws of Florida, 1953, as amended, to provide that the municipal court and judge shall have jurisdiction of all offenses under the charter and ordinances of the city; providing for emergency repair of equipment without public bid; providing for the qualifying procedure for elections; abolishing hard labor and increasing the maximum fine for violations of ordinances; requiring ad valorem taxes to become a lien on property; repealing §2 k. relating to separate districts for white and black residents, and §§38, 39, 40, 41, 42, and 43 of chapter 29092, Laws of Florida, 1953, as amended, relating to the office of tax assessor, the board of equalization and the levy, assessment, certification and collection of taxes; providing an effective date.

Was read the second time by title. On motion by Senator Barrow, by two-thirds vote HB 2364 was read the third time by title, passed and certified to the House. The vote was:
Yeas—40 Nays—None

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

HB 2365—A bill to be entitled An act relating to Columbia County, small claims court; amending sections 1 and 7 of chapter 26694, Laws of Florida, 1951, by increasing the jurisdiction of the court and the filing fees; providing an effective date.

Was read the second time by title. On motion by Senator Bishop, by two-thirds vote HB 2365 was read the third time by title, passed and certified to the House. The vote was:
Yeas—40 Nays—None

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

Consideration of HB 2366 was deferred, the bill retaining its place on the Calendar.

HB 2367—A bill to be entitled An act relating to Gulf County; amending §12(2) and (3), and §14 of chapter 70-696, Laws of Florida, relating to the Tupelo fire control district; updating the authorization for ad valorem taxation therein, upon approval by a majority of qualified electors; providing an effective date.

Was read the second time by title. On motion by Senator Bishop, by two-thirds vote HB 2367 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2368—A bill to be entitled An act relating to Dixie County; permitting the school board in Dixie County to publish minutes of its meetings; providing for expenditure of public funds; providing an effective date.

Was read the second time by title. On motion by Senator Saunders, by two-thirds vote HB 2368 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2371—A bill to be entitled An act providing for an additional county judge in Marion County, Florida; providing for the appointment, election, term of office, and compensation of such additional county judge; providing for the administration of the office of county judge in Marion County, Florida; providing an effective date.

Was read the second time by title. On motion by Senator Williams, by two-thirds vote HB 2371 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2373—A bill to be entitled An act relating to the creation of fire control districts in Marion County, Florida; amending sections 2 and 3 of chapter 70-804, Laws of Florida, providing creation of said districts upon approval by a majority of the votes cast by qualified electors in an election; providing an effective date.

Was read the second time by title. On motion by Senator Williams, by two-thirds vote HB 2373 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

Arnold	Brantley	Gong	Johnson (29th)
Barron	Broxson	Graham	Johnson (34th)
Barrow	Childers	Haverfield	Karl
Bell	Daniel	Henderson	Knopke
Bishop	Ducker	Hollahan	Lane
Boyd	Fincher	Horne	Lewis (33rd)

Lewis (43rd)	Plante	Saylor	Ware
McClain	Poston	Scarborough	Weissenborn
Myers	Reuter	Stolzenburg	Williams
Ott	Saunders	Trask	Wilson

HB 2374—A bill to be entitled An act relating to Jackson County; amending section 6 (c) of chapter 19901, Laws of Florida, 1939, relating to the appointment of trustees of Jackson County Hospital Corporation, the number of trustees, term of appointment, duties, rights and privileges; providing an effective date.

Was read the second time by title. On motion by Senator Horne, by two-thirds vote HB 2374 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2377—A bill to be entitled An act relating to Levy County; authorizing the board of county commissioners and the district school board of said county to enter into contracts for group insurance for certain employees of the county; providing for contributions by such employees in payment of premiums on such insurance; providing participation shall be voluntary; providing an effective date.

Was read the second time by title. On motion by Senator Saunders, by two-thirds vote HB 2377 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2378—A bill to be entitled An act relating to Hillsborough County; fixing the compensation of the judges of the criminal court of record; the judge of the civil court of record; the county judges; and the judges of the juvenile and domestic relations court; providing the amount, manner, time, and sources of payment of such compensation; prohibiting such judges from engaging in the private practice of law; declaring this law a county purpose; providing an effective date.

Was read the second time by title. On motion by Senator Ott, by two-thirds vote HB 2378 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2380—A bill to be entitled An act relating to Putnam County, justices of the peace office expenses; providing that

the board of county commissioners furnish necessary printed supplies; providing an effective date.

Was read the second time by title. On motion by Senator Williams, by two-thirds vote HB 2380 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2381—A bill to be entitled An act relating to Putnam County, justice of the peace courts; providing retroactive jurisdiction of misdemeanors punishable by no more than five hundred dollars (\$500) fine or six (6) months imprisonment, or both; providing for fees and maximum compensation; providing an effective date.

Was read the second time by title. On motion by Senator Williams, by two-thirds vote HB 2381 was read the third time by title, passed and certified to the House. The vote was:

Yeas—39

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

Nays—1

Wilson

HB 2382—A bill to be entitled An act amending sections 3.04, 3.10 and 8.04 of Chapter 65-2166, Laws of Florida, being the charter of the City of St. Cloud; providing an effective date.

Was read the second time by title.

On motion by Senator Trask the following amendment was adopted:

On page 3, line 1, section 3, after the word "votes" insert: for the office of mayor, or particular seat for which he is a candidate, shall be elected and, in case of a tie among the candidates receiving the highest number of votes

On motion by Senator Trask, by two-thirds vote, HB 2382 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2384—A bill to be entitled An act relating to Jackson County; amending section 9 of chapter 19901, Laws of Florida,

1939, as amended by chapter 21312, Laws of Florida, 1941, relating to the professional staff of Jackson Hospital; authorizing the board of trustees to promulgate rules and regulations governing the granting and revoking of privileges to treat patients in the hospital facilities; providing method of processing applications of physicians and dentists who desire to become members of the professional staff; prescribing the responsibility of the professional staff; providing an effective date.

Was read the second time by title. On motion by Senator Horne, by two-thirds vote HB 2384 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2385—A bill to be entitled An act relating to Brevard County; granting the board of county commissioners the power to grant exclusive or nonexclusive franchises for the furnishing of ambulance services within the incorporated and unincorporated areas of the county; providing for the fixing of a schedule of rates for the furnishing of ambulance services, both emergency and nonemergency; providing for the fixing of the terms and conditions of such franchises and rules and regulations relating to the furnishing of ambulance services; granting the board of county commissioners the power to furnish exclusive county owned and operated ambulance services, both emergency and nonemergency; providing that the power of the board of county commissioners to grant franchises or to furnish county ambulance services shall be paramount and exclusive; providing for the method of awarding franchises; repealing the power of any municipality in the county to grant such franchises or to furnish ambulance services; defining the terms "ambulance" and "ambulance services"; providing that violations shall be a misdemeanor; providing an effective date.

Was read the second time by title. On motion by Senator Reuter, by two-thirds vote HB 2385 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2388—A bill to be entitled An act relating to Seminole County; establishing the Seminole County port authority created pursuant to chapter 65-2270, Laws of Florida, as the industrial development authority for Seminole County; establishing a district under the jurisdiction of such industrial development authority; supplementing and adding to the authority specified in said chapter 65-2270, Laws of Florida, by conferring the authority to encourage and finance industrial development within the district; authorizing the exercise of all powers conferred on counties, municipalities, special districts and other local governmental bodies by the Florida industrial development financing act; providing an effective date.

Was read the second time by title. On motion by Senator Ducker, by two-thirds vote HB 2388 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2391—A bill to be entitled An act relating to Hillsborough County; creating and establishing a Brandon Study Commission in Hillsborough County; providing for the number and qualifications of the members of such study commission; providing for initial membership of such study commission; providing terms of office and method of filling vacancies; providing for the powers, functions and duties of such commission to include the filing of a report; providing an effective date.

Was read the second time by title. On motion by Senator Ott, by two-thirds vote HB 2391 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2392—A bill to be entitled An act to abolish the present municipal government of the City of Belleview in the County of Marion and State of Florida, repealing Chapter 9687, Laws of Florida, 1923; Chapter 13918, Laws of Florida, 1929; Chapter 27404, Laws of Florida, 1951; Chapter 30584, Laws of Florida, 1955; Chapter 63-1117, Laws of Florida; Chapter 65-1261, Laws of Florida; Chapter 65-1262, Laws of Florida; Chapter 67-1108, Laws of Florida; Chapter 69-840, Laws of Florida; Chapter 69-841, Laws of Florida; and Chapter 69-842, Laws of Florida, relating to the municipality so abolished and to establish a municipality to be known as "City of Belleview"; to provide a charter for said city; to fix its territorial limits and boundaries; to provide for its government and prescribe its jurisdiction, powers and privileges; providing that if any part of this act is held unconstitutional it shall not affect the remaining portions thereof; and providing the term, time and manner of the taking effect of this act; and requiring a referendum election as to the adoption of this act.

Was read the second time by title. On motion by Senator Williams, by two-thirds vote HB 2392 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2393—A bill to be entitled An act to abolish the present municipal government of the city of Newberry in the county of Alachua and State of Florida; repealing all special acts of the legislature providing for the charter of the existing city of Newberry, and all later special acts amending same; providing for general provisions; providing for powers of the city; providing for the office of mayor; providing for a city commission; providing for ordinances and resolutions; providing for executive officers; providing for police and fire departments; providing for a building inspection department; providing for street, water and sewage departments; providing for a health and sanitation department; providing for a municipal judge

and court; providing for public works and utilities; providing for public warehouses and markets; providing for franchises; providing for an annual budget and levy; providing for assessment and collection of taxes; providing for local improvements and bonds; providing for a planning and zoning board; providing miscellaneous provisions; providing for extension or contraction of territorial limits; providing general clauses; providing for charter amendments; providing for a referendum; providing for annexation.

Was read the second time by title. On motion by Senator Saunders, by two-thirds vote HB 2393 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

HB 2396—A bill to be entitled An act relating to the clerk of the circuit court of Volusia County; authorizing the clerk of the circuit court of Volusia County to place on time deposit registry of court moneys; ratifying and confirming the legality of the deposit of registry of court moneys in time deposits heretofore made by the clerk of the circuit court of Volusia County; repealing laws in conflict; providing an effective date.

Was read the second time by title. On motion by Senator Karl, by two-thirds vote HB 2396 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

By unanimous consent Senator Beaufort was recorded as voting yea on the following House Bills: 1140, 1704, 1741, 1745, 1754, 1765, 2010, 2125, 2129, 2186, 2188, 2190, 2191, 2209, 2210, 2212, 2214, 2234, 2245, 2274, 2278, 2297, 2312, 2316, 2326, 2328, 2330, 2331, 2332, 2334, 2337, 2349, 2352, 2354, 2355, 2356, 2357, 2358, 2359, 2360, 2361, 2362, 2363, 2364, 2365, 2367, 2368, 2371, 2373, 2374, 2377, 2378, 2380, 2381, 2382, 2384, 2385, 2388, 2391, 2392, 2393 and 2396.

Senator Broxson moved that the Senate reconsider the vote by which HB 2129 passed this day. On motion by Senator Plante, by two-thirds vote, debate on the motion was limited to 2 minutes per side. The question recurred on the motion to reconsider and the motion failed.

The Senate resumed—

SPECIAL ORDER

SB 1257—A bill to be entitled An act authorizing expenditures for fixed capital outlay projects at junior colleges, area vocational-technical centers, and institutions under the board of regents; providing an effective date.

—as amended was taken up pending roll call, passed and ordered engrossed. The vote was: Yeas—38 Nays—None

Mr. President	Bell	Childers	Gong
Arnold	Bishop	Deeb	Graham
Barron	Boyd	de la Parte	Gunter
Barrow	Brantley	Ducker	Haverfield
Beaufort	Broxson	Fincher	Henderson

Hollahan	Lewis (43rd)	Reuter	Weissenborn
Johnson (29th)	McClain	Sayler	Williams
Johnson (34th)	Myers	Scarborough	Wilson
Knopke	Plante	Stolzenburg	
Lewis (33rd)	Poston	Weber	

By unanimous consent Senator Ware was recorded as voting yea.

CS for HB 1079—A bill to be entitled An act relating to pari-mutuel racing and jai alai; creating §550.035, Florida Statutes, to make available to licensees an additional yearly performance of racing or jai alai, and providing that the total proceeds, not to exceed \$350,000 in any year, will be appropriated to the state bicentennial commission for the purpose of carrying out its statutory duties; providing for the transfer to other licensees of unused rights to conduct such racing or jai alai performances; providing an effective date and an expiration date.

Was read the second time by title. On motion by Senator Trask, by two-thirds vote CS for HB 1079 was read the third time by title, passed and certified to the House. The vote was: Yeas—37 Nays—None

Arnold	Deeb	Johnson (29th)	Saunders
Barron	de la Parte	Johnson (34th)	Scarborough
Barrow	Ducker	Knopke	Stolzenburg
Beaufort	Fincher	Lewis (33rd)	Trask
Bell	Gong	Lewis (43rd)	Weber
Bishop	Graham	McClain	Weissenborn
Boyd	Gunter	Myers	Williams
Brantley	Haverfield	Plante	
Broxson	Henderson	Poston	
Childers	Hollahan	Reuter	

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

HB 772 was taken up, together with:

By the Committee on Governmental Efficiency—

SCS for HB 772—A bill to be entitled An act creating the Florida electrical contractors' licensing board; fixing qualifications of members and providing powers and duties of the board; fixing certification procedures and fees thereof; providing exemptions; providing penalties; providing that the Florida electrical contractors' licensing board shall be a part of the department of professional and occupational regulation, division of occupations; providing an effective date.

Which was read the first time by title and HB 772 was laid on the table.

Senator de la Parte was excused.

On motions by Senator Deeb, by two-thirds vote, SCS for HB 772 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—34

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

Nays—2

Beaufort Bishop

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

SB 1475—A bill to be entitled An act relating to pharmacy, drugs, and pharmacy permits; amending subsection 465.021(2), Florida Statutes, defining the term prescription; amending sub-

sections 465.031(1), 465.031(1)(d), 465.031(9)(g), 465.101(1)(c), and sections 465.072, 465.111, 465.121, 465.131, 465.18, 465.21 and 465.22, Florida Statutes, by changing the term retail drug establishment and adding and defining other new terms; amending subsections 465.031(2), 465.21(2)(a), 465.21(2)(b), 465.21(2)(c), 465.21(3), 465.21(4) and 465.21(5), Florida Statutes, by changing the words "medical" and "drugs"; amending section 465.15 and subsection 465.041(7), Florida Statutes; amending subsection 465.031(2), Florida Statutes, relating to filling of prescriptions; amending subsection 465.031(7), Florida Statutes, defining the term "dispense"; amending subsection 465.031(5), Florida Statutes, by defining the terms "medicinal drugs" and "drugs"; amending section 465.031, Florida Statutes, by adding and defining two new terms; amending subsection 465.041(3), Florida Statutes relating to appointments to the board of pharmacy; amending section 465.072, Florida Statutes, relating to supervision by a single pharmacist; amending section 465.111, Florida Statutes, relating to reference books; amending section 465.21, Florida Statutes, by providing for issuance of institutional pharmacy permits, defining terms and increasing renewal fees; amending section 465.22, Florida Statutes, relating to revocation of a permit; providing an effective date.

Was read the second time by title. On motion by Senator Myers, by two-thirds vote SB 1475 was read the third time by title, passed and certified to the House. The vote was:

Yeas—33

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

Nays—2

Beaufort Bishop

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

SB 1066—A bill to be entitled An act relating to pharmacy and pharmacists, providing new procedures for review from order of Florida board of pharmacy; providing an effective date.

Was read the second time by title. On motion by Senator Myers, by two-thirds vote, SB 1066 was read the third time by title, passed and certified to the House. The vote was: Yeas—36 Nays—None

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

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

SB 1576—A bill to be entitled An act relating to the control of junkyards or scrap metal processing plants adjacent to public highways; prohibiting the operation of junkyards or scrap metal processing plants within one thousand (1,000) feet of the right-of-way, unless screened from public view; providing enforcement; providing a penalty; providing for the power of eminent domain of those lands that cannot be screened repealing sections 861.13, 861.14, 861.15, 861.16, 861.17, and 861.18; providing an effective date.

Was read the second time by title. On motion by Senator Poston, by two-thirds vote SB 1576 was read the third time by title.

On motion by Senator Barrow, the Senate reconsidered the vote by which SB 1576 was placed on third reading.

Senators Weissenborn and Barrow offered the following amendment which was moved by Senator Weissenborn:

On page 5, line 15, strike lines 15 through 29 on page 5 and lines 1 through 3 on page 6. Renumber remaining sections.

The amendment was adopted by the following vote:

Yeas—24

Mr. President	Brantley	Lewis (33rd)	Saunders
Barron	Haverfield	McClain	Sayler
Barrow	Henderson	Ott	Stolzenburg
Bell	Horne	Plante	Trask
Bishop	Johnson (29th)	Pope	Weber
Boyd	Knopke	Reuter	Weissenborn

Nays—13

Arnold	Fincher	Lane	Wilson
Beaufort	Graham	Myers	
Childers	Hollahan	Poston	
Ducker	Johnson (34th)	Scarborough	

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

In title, lines 11 and 12, strike "providing for the power of eminent domain of those lands that cannot be screened"

On motion by Senator Poston, by two-thirds vote, SB 1576 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—37 Nays—None

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

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

HB 209—A bill to be entitled An act relating to oil spill prevention; amending subsection (9) of section 3 of chapter 70-244, Laws of Florida, appearing as §376.031(9), Florida Statutes, 1970 Supplement, to exempt from regulations of oil spill prevention and pollution control act terminal facilities having no more than twelve hundred (1200) gallons of pollutants on the premises; providing an effective date.

Was read the second time by title. On motion by Senator Knopke, by two-thirds vote HB 209 was read the third time by title, passed and certified to the House. The vote was: Yeas—37 Nays—None

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

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

CS for CS for HB's 706, 513 & 516—A bill to be entitled An act relating to litter and water pollution control; creating the Florida Litter Law of 1971; providing for definitions; providing for unlawful acts; providing for penalties and enforcement; repealing existing laws in conflict; providing an effective date.

Was read the second time by title. On motion by Senator Knopke, by two-thirds vote CS for CS for HB's 706, 513 and 516 was read the third time by title, passed and certified to the House. The vote was: Yeas—38 Nays—None

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

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

HB 507—A bill to be entitled An act relating to deposits and accounts in banks in the names of two or more persons; amending chapter 659, Florida Statutes, by adding section 659.-291; establishing a presumption of vesting upon death of one, and specifying evidence necessary to overcome such presumption; providing for vesting in survivors or survivor upon death of any one, in absence of requisite proof to overcome presumption; and providing an effective date.

Was read the second time by title. On motion by Senator Karl, by two-thirds vote HB 507 was read the third time by title, passed and certified to the House. The vote was:

Yeas—31

Arnold	Broxson	Johnson (29th)	Poston
Barron	Childers	Karl	Reuter
Barrow	Ducker	Knopke	Saunders
Beaufort	Graham	Lewis (33rd)	Scarborough
Bell	Gunter	Lewis (43rd)	Trask
Bishop	Haverfield	McClain	Ware
Boyd	Hollahan	Ott	Weber
Brantley	Horne	Pope	

Nays—6

Deeb	Johnson (34th)	Weissenborn
Henderson	Lane	Wilson

By unanimous consent Senator Daniel was recorded as voting yea.

SB 376 was laid on the table.

HB 1681—A bill to be entitled An act relating to taxation on fuels; amending §206.60(2)(b), Florida Statutes, as created by chapter 70-995, Laws of Florida; providing for the return to the counties of that portion of the seventh cent gas tax which presently goes to the department of transportation; assigning responsibility for maintaining roads in secondary road system to counties; providing an effective date.

Was read the second time by title.

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

In Section 2, lines 20, 21, page 3, strike: "Section 2. This act shall take effect upon becoming a law." and insert: Section 2. Nothing in this act shall be construed to permit the ex-

penditure of public funds in such manner or for such projects as would violate the state constitution or the trust indenture of any bond issue or which would cause the state to lose any federal aid funds for highway or transportation purposes; and the provisions of this section shall be applied in a manner to avoid such result.

Section 3. This act shall take effect October 1, 1971.

On motion by Senator Weissenborn the following amendment was adopted:

In Section 1, lines 1 and 2, page 3, strike: "June 30, 1972" and insert: October 1, 1971

On motion by Senator Weissenborn the following amendment was adopted:

In Section 1, line 18, page 2, strike: "July 1, 1972" and insert: October 1, 1971

On motion by Senator Horne, by two-thirds vote, debate on the bill and pending amendments was limited to 10 minutes per side.

Senator de la Parte was recorded present.

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

On page 2, lines 5 through 11, section 1, strike all of lines 5 through 11 and insert: maintenance and repair of roads and bridges therein, or for the reduction of bonded indebtedness of such county or of special road and bridge districts within such county, incurred for road and bridge purposes. In the event the powers and duties relating to

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

On page 3, line 19, section 1, insert: (4) No funds distributed under subparagraphs 1 and 2 hereof shall be expended for any non-highway purpose until such non-highway expenditure has been approved by a majority of the voters at a special election held in the county in which the non-highway expenditure is to be made.

On motion by Senator Weissenborn, by two-thirds vote, HB 1681 as amended was read the third time by title, passed and certified to the House. The vote was:

Yeas—38

Mr. President	Ducker	Johnson (34th)	Reuter
Barron	Fincher	Karl	Scarborough
Barrow	Gong	Knopke	Stolzenburg
Bell	Graham	Lane	Trask
Bishop	Gunter	Lewis (33rd)	Ware
Boyd	Haverfield	Lewis (43rd)	Weissenborn
Brantley	Henderson	McClain	Williams
Daniel	Hollahan	Myers	Wilson
Deeb	Horne	Ott	
de la Parte	Johnson (29th)	Poston	

Nays—3

Arnold Beaufort Saunders

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

Senators Karl and Barron were excused periodically for the purpose of working on the Conference Committee Report on HB 1821.

HB 611—A bill to be entitled An act relating to the trusteeship of Seminole Indian lands; adding a new section to designate the board of trustees of the internal improvement trust fund as trustee for all Seminole Indian lands; amending paragraph (c) of subsection (5) of section 20.22, Florida Statutes, and repealing section 285.02, Florida Statutes, to remove said

trusteeship from the department of general services; amending subsection (1) of section 285.061, subsection (3) of section 285.08 and section 285.14, Florida Statutes, to reflect said change in trusteeship; providing an effective date.

Was read the second time by title.

On motion by Senator Graham the following amendment was adopted:

On page 5, between lines 22 and 23, add new sections 7 and 8 to read as follows and renumber subsequent sections:

Section 7. All duties, powers and records of the department of general services relating to surplus federal land and buildings are hereby transferred to the trustees of the internal improvement trust fund.

Section 8. Subsection (8) is added to Section 253.03, Florida Statutes, to read:

253.03 Board of Trustees to administer state lands; lands enumerated.—

(8) The board of trustees of the internal improvement trust fund shall be responsible for the acquisition and disposal of federal lands and buildings which are declared surplus or excess. The board of trustees of the internal improvement trust fund shall establish regular procedures to assure that state and local agencies are made aware of the availability of federal lands and buildings.

Senator de la Parte was excused.

On motion by Senator Graham the following amendment was adopted:

On page 1, line 18, in title, after the semi-colon (;) insert: transferring the responsibility for the acquisition and disposal of surplus federal land and buildings from the Department of General Services to the Trustees of the Internal Improvement Trust Fund; amending section 253.03, Florida Statutes, to require the Trustees of the Internal Improvement Trust Fund to establish procedures to assure that state and local agencies are aware of federal surplus and excess land and buildings;

On motion by Senator Henderson, by two-thirds vote, HB 611 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—36 Nays—None

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

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

SB 482 was laid on the table.

On motion by Senator Hollahan, by two-thirds vote, SB 665 was placed on the Special Order Calendar.

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

SB 665—A bill to be entitled An act relating to the board of regents; amending §240.191, Florida Statutes, authorizing the board to secure liability insurance or to act as self-insurer; providing that contracts for such insurance shall contain a waiver of governmental immunity; authorizing creation of the state university system liability trust fund and providing for deposit of funds therein; providing for rules relating to self-insurance and for approval thereof; providing an effective date.

Which was read the second time by title.

On motion by Senator Saunders the following amendment was adopted:

On page 1, line 17, strike all after the enacting clause and insert: Section 1. Section 240.191, Florida Statutes, is amended to read:

(Substantial rewording of section. See section 240.191, Florida Statutes, for present text.)

240.191 Board authorized to secure liability insurance.—

(1) The board of regents is hereby authorized to secure or otherwise provide as a self-insurer, or combination thereof, comprehensive general liability insurance, including professional medical liability for the board or the physicians, officers, employees or agents of the board or of any of the institutions under its management, control or supervision or for any subdivision of such institution.

(2) In consideration of the premium at which such insurance may be written, it shall be a part of the insurance contract between the insurer and the board or regents that the insurer shall not be entitled to the benefit of the defense of governmental immunity of the board of regents in any suit brought against the insured. Immunity of the board of regents against any liability described in subsection (1) of this section is waived to the extent of liability insurance carried by the board of regents and to the extent of funds available in a particular insurance trust fund for the satisfaction of those claims for which such trust fund was established.

(3) The board of regents shall adopt by rules any program of liability insurance for which the board elects to be self-insurer. No rules adopted pursuant to this section shall become effective unless approved by the department of general services.

(4) In the event the board of regents acts as self-insurer, the department of administration is authorized pursuant to section 215.32, Florida statutes, to establish the necessary insurance trust funds in the state treasury. Such trust funds shall be administered by the board of regents for the purposes of this act only.

(5) There shall be no funds appropriated directly to the insurance trust funds. The department of administration upon request of the board of regents is authorized to transfer to the insurance trust funds any funds appropriated in the general appropriation act or other acts of the legislature for the purposes of providing liability insurance. The board of regents is further authorized to accept any receipts, gifts or donations made for the purposes of this act and deposit such funds in the appropriate insurance trust fund.

Section 2. This act shall take effect July 1, 1971.

On motion by Senator Saunders the following amendment was adopted:

In title, lines 10 and 11, page 1, strike: "the state university system liability trust fund" and insert: trust funds

On motion by Senator Haverfield, by two-thirds vote, SB 665 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—36 Nays—None

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

By unanimous consent Senators Gunter and Williams were recorded as voting yea.

On motion by Senator Myers, by two-thirds vote, CS for HB 1769 was withdrawn from the Committees on Health, Welfare

and Institutions and Ways and Means and placed on the Calendar.

On motion by Senator Daniel, by two-thirds vote, SB 1002 was withdrawn from the Committee on Governmental Efficiency and placed on the Calendar.

On motion by Senator Ott, by two-thirds vote, HB 2092 was withdrawn from the Committee on Ways and Means and placed on the Calendar.

On motion by Senator Haverfield, by two-thirds vote, HB 699 was withdrawn from the Committee on Universities and Community Colleges and placed on the Calendar.

HB 1293—A bill to be entitled An act relating to death benefits; providing for payment of proceeds of life, health, accident, endowment, and annuity insurance policies, proceeds of an employees' trust, or other death benefits, to a trustee named in a revocable or irrevocable trust or to a trustee named in a will; providing for disposition of proceeds to an executor or administrator where there is no trustee to receive proceeds; providing that proceeds payable to trustee shall not be part of decedent's estate and may be commingled with other trust assets; providing that such act does not affect validity of trusts established before the effective date of this act; providing an effective date.

Was read the second time by title. On motion by Senator McClain, by two-thirds vote HB 1293 was read the third time by title, passed and certified to the House. The vote was:

Yeas—30

Mr. President	Childers	Johnson (34th)	Reuter
Arnold	Gong	Knopke	Sayler
Barron	Graham	Lewis (33rd)	Scarborough
Barrow	Haverfield	Lewis (43rd)	Trask
Beaufort	Henderson	McClain	Weber
Bell	Hollahan	Ott	Weissenborn
Bishop	Horne	Pope	
Brantley	Johnson (29th)	Poston	

Nays—5

Ducker	Myers	Wilson
Lane	Plante	

By unanimous consent Senators Daniel, Ware and Williams were recorded as voting yea.

HB 378—A bill to be entitled An act relating to electors and elections; amending section 97.021(19), Florida Statutes, defining "permanent branch office" for voter registration, clarifying that same may be mobile unit; amending section 97.111, Florida Statutes, location of registration books; providing an effective date.

Was read the second time by title.

On motion by Senator Trask the following amendment was adopted:

On page 1, lines 20, 21, 22 and 23, section 1, strike "and approved by the board of county commissioners at least fourteen days prior to the acceptance of registrations in such branch office."

Senators Sayler, Henderson, Johnson (34th) and Lane offered the following amendment which was moved by Senator Sayler and failed:

On page 1, line 19, section 1, after "unit" add any type of trailer, camper or tent.

On motion by Senator Horne, by two-thirds vote, HB 378 as amended was read the third time by title, passed and certified to the House. The vote was:

Yeas—30

Mr. President	Childers	Knopke	Reuter
Arnold	Fincher	Lewis (33rd)	Saunders
Barron	Gong	Lewis (43rd)	Scarborough
Barrow	Gunter	McClain	Trask
Beaufort	Haverfield	Myers	Weissenborn
Bishop	Hollahan	Ott	Wilson
Boyd	Horne	Plante	
Brantley	Johnson (29th)	Poston	

Nays—9

Bell	Henderson	Sayler	Weber
Deeb	Johnson (34th)	Stolzenburg	
Ducker	Lane		

By unanimous consent, Senators Williams and Daniel were recorded as voting yea; Senator Ware, nay.

On motion by Senator Barrow, by two-thirds vote, HB 2283 was removed from the local calendar and recommitted to the Committee on Rules, Calendar, Privileged Business and Ethics.

CS for HB 1255—A bill to be entitled An act relating to political parties; amending §101.141(4), Florida Statutes, as amended by chapter 70-268, Laws of Florida; amending §103-101, Florida Statutes; amending §103.111(2), (3)(a), and (7), Florida Statutes, as amended by chapter 70-214, Laws of Florida; providing which political parties shall participate in a presidential primary; providing that electors may vote for a presidential candidate; providing for a committee to select which presidential candidates shall appear on the ballot; providing procedures for presidential candidates to appear on the ballot; providing for withdrawal procedures; providing that names of candidates be printed on official ballots; providing for the selection of delegates and delegate alternates; providing for the filling of vacancies; providing for a qualification oath; providing certain times delegates and delegate alternates must file qualification oath; providing that the state executive committee of each party determine the method delegates and delegate alternates are selected; providing for an alphabetical order of the ballot; providing a ballot form; providing for unpledged delegates; providing for the selection of national committeemen and committeewomen; providing that the state executive committee shall have powers as to the number of members and units of representation; providing when state executive committeemen and committeewomen shall be elected; providing that such election be determined by plurality vote; providing for procedures when any party rule provides for the election of equal representation of sexes; providing that the county executive committee of each political party shall consist of two (2) members from each precinct; providing for the election of such committeemen and committeewomen; providing that such election be determined by plurality vote; providing the date of taking office; repealing §§99.102 and 101.180, Florida Statutes, which provide for filing fees for national convention delegates and for the form of the presidential preference primary ballot; providing an effective date.

Was read the first time by title.

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

On page 5, lines 11, 12, section 2(2), strike "shall elect on the second Tuesday in March in 1972, and on the second Tuesday in March" and insert: shall elect on the second Tuesday in April in 1972, and on the second Tuesday in April

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

On pages 11-15, strike Sections 3, and insert Section 3. Subsection (2), paragraph (a) of subsection (3) and subsection (7) of section 103.111, Florida Statutes, as amended by chapter 70-214, Laws of Florida, are amended to read:

103.111 State and county executive committees.—

(2) ~~The governing body of the~~ Each political party of the state shall be represented by a state executive committee.

County executive committees and other committees may be established in accordance with rules of the state executive committee. The state executive committee of each party shall determine by rule have the power to make rules as to the number of members and units of representation from which members of the state executive committee shall be elected or appointed and may provide for equal representation of the sexes in each unit. Unless ~~and until~~ otherwise provided by rule, the elected membership of such committee shall be composed ~~continue~~ to be constituted by the election of two members, one of each sex, from each county within the state. ~~Until changed by appropriate rule. The state executive committeemen and committeewomen shall be elected for terms of four years. Each political party shall elect its state committee members in the first primary election in 1974. Each political party shall elect state executive committee members on the second Tuesday in April in 1976 and the second Tuesday in April every four (4) years thereafter. The executive committee of each party shall determine when electors shall qualify for such office; provided that electors shall not qualify earlier than forty-five (45) days nor later than thirty (30) days preceding the election of such state executive committee members. The results of such election shall be determined by plurality of the vote cast. at the first and second primaries in the year 1970 and every four years thereafter. Each candidate receiving a majority of votes cast in the first primary election shall be declared elected. If no candidate receives a majority in the first primary there shall be a second primary election, and the names of candidates shall be placed on the ballot as provided in §100.001. When any such rule provides for the election of equal representation of sexes from each county or other unit, the primary ballot shall carry such party position separately by sex. Whether such committee be constituted by a statute or rule, each member shall be a registered voter of the party within the unit of representation from which such member is elected or appointed, and each member shall be entitled to one vote.~~

(3)(a) The county executive committee of each political party shall consist of two members, a man and a woman, from each precinct or district who shall be called the precinct or district committeeman and committeewoman, unless otherwise provided by party rule. ~~and who shall be elected for four years. Each political party shall elect its county executive committee members at the first primary election in 1974. Each political party shall elect county executive committee members on the second Tuesday in April in 1976 and on the second Tuesday in April every four years thereafter. The executive committee of each party shall determine when electors shall qualify for such office; provided that electors shall not qualify earlier than forty-five (45) days nor later than thirty (30) days preceding the election of such county executive committee members. at the first and second primaries in the year 1970 and every four years thereafter. In precincts or districts where any political party has an official registration of more than one thousand qualified electors, an additional two members, a man and a woman, may be authorized for each political party in such precincts, or districts until changed by party rule. The results of such election shall be determined by plurality of the vote cast. Each candidate receiving a majority of votes in the first primary election shall be declared elected. If no candidate receives a majority in the first primary, there shall be a second primary election, and the names of the candidates shall be placed on the ballot as provided in §100.001.~~

(7) ~~The members of the state and county executive committees shall take office on January 1 following their election. The outgoing chairman of each state and county executive committee shall, within fourteen days after the committee members take office, call an organizational meeting for the purpose of electing officers.~~

(7) Members of state and county executive committees elected at the first primary election in 1974 shall take office on December 1, 1974, and shall serve until May 1, 1976. Members of the state and county executive committees elected on the second Tuesday in April in 1976 and on the second Tuesday in April every four years thereafter shall take office on May 1, following their election and shall serve for a term of four (4) years. The outgoing chairman of each state and county executive committee shall, within fourteen (14) days after the committee members take office, call an organizational meeting for the purpose of electing officers.

Section 4. Sections 99.102 and 101.180, Florida Statutes, are hereby repealed.

Section 5. This act shall take effect August 1, 1971.

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

On pages 7 and 8, strike all of subsections (6) (a) and (b) and insert: (6) Not later than noon on the second Tuesday in March each year that a presidential preference primary is held, each presidential candidate whose name has been selected to be placed on the ballot may submit to the department of state a list of delegates and delegate alternates. The state executive committee of each party by rule at least ninety (90) days prior to the presidential preference primary election shall establish procedures to be followed in the selection of delegates and delegate alternates from among each candidates' supporters.

(a) The department of state shall make lists of delegates and delegate alternates available to the public at accessible places within each congressional district and at times as may reasonably be determined.

(b) If a presidential candidate fails to submit a list of delegates by noon on the first Tuesday in March and by virtue of the vote of the presidential preference primary becomes entitled to delegates and delegate alternates, such candidate shall have delegates and delegate alternates selected from among the candidates' supporters according to party rule. The state executive committee of each party at least ninety (90) days prior to the primary election shall adopt rules for such contingency.

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

On page 7, lines 13 and 14, section 4, strike "February 15 in each year a" and insert: first Tuesday of March in each year that a

On motion by Senator Boyd the following amendment was adopted:

On pages 5, 6 and 7, section 2(3) (a) and (b), strike subsections (a), (b) and insert: (a) Upon the direction of the presidential candidate selection committee composed of a non-voting chairman who shall be the secretary of state, the speaker of the house of representatives, the president of the senate, the minority leaders of both the house and senate, and the chairmen of political parties required to have a presidential preference primary under this act, or their respective designees. The secretary of state, on the fourth Tuesday in January each year that a presidential preference primary is held, shall prepare and publish a list of names of presidential candidates who are generally advocated or recognized in news media throughout the United States or in the state. The secretary of state shall submit such list of names of presidential candidates to the selection committee on the fourth Tuesday in January of each year that a presidential preference primary election is held. Each person designated by the secretary of state as a presidential candidate shall appear on the presidential preference primary ballot unless all committee members of the same political party as the candidate agree to delete such candidate's name from the ballot. The selection committee shall meet in Tallahassee on the first Tuesday in February each year that a presidential preference primary is held. The selection committee shall publicly announce and submit the names of presidential candidates who shall appear on the presidential primary ballot to the department of state no later than the second Tuesday in February each year that a presidential preference primary election is held. On or before the third Tuesday in February the department of state shall notify each presidential candidate designated by the committee. Such notification shall be in writing by registered mail.

(b) Any presidential candidate whose name is not selected by the secretary of state or whose name is deleted by the selection committee may request in writing to the chairman of the selection committee prior to the fourth Tuesday in February each year that a presidential preference primary election is held, that his name be placed on the ballot. On the first Tuesday on March the secretary of state shall convene the committee to consider such requests. If any member of the

selection committee of the same political party as the candidate requests that such candidate's name be placed on the ballot, the committee shall direct the department of state to place the candidate's name on the ballot. Within five (5) days after such meeting, the department of state shall notify the presidential candidate that his name will appear on the ballot.

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

On page 2, line 13, strike "precinct; providing for the election of such" and insert: precinct or districts; providing for the election of such

On motion by Senator Horne the following amendment was adopted:

On page 8, line 9, section 2, strike "available" and insert: available

On motion by Senator Boyd, by two-thirds vote, CS for HB 1255 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—36 Nays—None

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

By unanimous consent Senators Trask, Lewis (43rd), Daniel, Ware and Williams were recorded as voting yea.

On motion by Senator McClain, by two-thirds vote, HB 350 was withdrawn from the Committee on Ways and Means and placed on the Calendar.

On motion by Senator Hollahan, by two-thirds vote, HB 1268 was withdrawn from the Committee on Ways and Means and placed on the Calendar.

On motion by Senator Barrow, by two-thirds vote, CS for HB 1983 was withdrawn from the Committee on Judiciary—Criminal and placed on the Calendar.

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

EXECUTIVE BUSINESS

On motion by Senator Myers, the rules were waived and the Senate took up in open Session the following Report:

Senator Jerry Thomas
President, The Florida Senate
The Capitol

June 2, 1971

Dear Mr. President:

Your Standing Committee on Health, Welfare and Institutions to whom was referred for inquiry and recommendation the following appointments subject to confirmation by the Senate:

NAME	OFFICE	FOR TERM ENDING
Robert C. Davidge Jacksonville	Member, Board of Examiners of Nursing Home Administrators, State of Florida Department of Professional and Occupational Regulation	For a term of four years.

David St. John
Tallahassee

Director, Division of
Planning and Evaluation,
Department of
Health and Rehabilitative
Services

At the pleasure of
the Governor

Respectfully submitted,

ROBERT M. HAVERFIELD, Chairman
WILLIAM D. BARROW, Vice Chairman
LEW BRANTLEY
PHILIP LEWIS

DAVID McCLAIN
JOHN WARE
CHARLES WEBER

—having met, and after full inquiry hereby tender as the recommendation of this Committee that the Senate advise and consent to the aforesaid appointments made by the Governor.

Respectfully submitted,
KENNETH M. MYERS, Chairman
DAN SCARBOROUGH
BETH JOHNSON

DAVID LANE
PHILIP LEWIS
C. S. REUTER
LEE WEISSENBORN

On motions by Senator Myers, the Report of the Committee was adopted, the rules were waived and the Senate in open Session advised and consented to and approved the aforesaid appointments made by the Governor, as contained and set forth in the foregoing Report. The vote was: Yeas—38 Nays—None

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

On motion by Senator Haverfield, the rules were waived and the Senate took up in open Session the following Report:

Senator Jerry Thomas
President
The Florida Senate
The Capitol

June 2, 1971

Dear Mr. President:

Your Standing Committee on Universities and Community Colleges to whom was referred for inquiry and recommendation the following appointments subject to confirmation by the Senate:

MEMBER OF THE BOARD OF TRUSTEES OF THE FOLLOWING:	FOR TERM ENDING
BROWARD COMMUNITY COLLEGE: Walter C. Young, Ft. Lauderdale	May 31, 1974
CHIPOLA JUNIOR COLLEGE: Roger L. Laney, Jr., Chipley	May 31, 1971
DAYTONA BEACH COMMUNITY COLLEGE: L. C. Starke, DeLand	May 31, 1973
FLORIDA JUNIOR COLLEGE AT JACKSONVILLE: Jewell Haddock, Jacksonville	May 31, 1974
INDIAN RIVER JUNIOR COLLEGE: James W. Coffey, Vero Beach	May 31, 1974
LAKE-SUMTER COMMUNITY COLLEGE: Charles B. Morgan, Bushnell	May 31, 1974
OKALOOSA-WALTON JUNIOR COLLEGE: Eugene Barley, Freeport William A. Young, DeFuniak Springs	May 31, 1974 May 31, 1974
SANTA FE JUNIOR COLLEGE: Sara Dale Brandt, Gainesville	May 31, 1974
ST. PETERSBURG JUNIOR COLLEGE: Emil C. Marquardt, Clearwater	May 31, 1974
TALLAHASSEE COMMUNITY COLLEGE: Earl L. Lambert, Tallahassee	May 31, 1974

Having met, and after full inquiry, hereby tenders as the recommendation of this Committee that the Senate do advise and consent, and approve the aforesaid appointments made by the Governor.

On motions by Senator Haverfield, the Report of the Committee was adopted, the rules were waived and the Senate in open Session advised and consented to and approved the aforesaid appointments made by the Governor, as contained and set forth in the foregoing Report. The vote was: Yeas—42 Nays—None

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

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.

Was read the second time by title. On motion by Senator Reuter, by two-thirds vote HB 1364 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

By unanimous consent Senators Trask, Ware, Daniel and Williams were recorded as voting yea.

HB 1365—A bill to be entitled An act relating to filled milk and filled milk products; amending section 502.012 (31) (a), Florida Statutes, to define milk products; amending section 502.-012, Florida Statutes, by adding subsection (49) to define filled milk or filled milk products; amending section 502.041 (2), Florida Statutes, by adding paragraph (e) to require labeling for filled milk and filled milk products; repealing section 502.-151, Florida Statutes; providing an effective date.

Was read the second time by title. On motion by Senator Reuter, by two-thirds vote HB 1365 was read the third time by title, passed and certified to the House. The vote was: Yeas—33 Nays—None

Mr. President	Childers	Knopke	Sayler
Arnold	Ducker	Lewis (33rd)	Scarborough
Barron	Fincher	Myers	Stolzenburg
Barrow	Gong	Ott	Weber
Beaufort	Graham	Plante	Weissenborn
Bell	Gunter	Pope	Wilson
Bishop	Hollahan	Poston	
Brantley	Horne	Reuter	
Broxson	Johnson (29th)	Saunders	

By unanimous consent Senators McClain, Williams, Daniel, Lewis (43rd), Ware, Trask and Boyd were recorded as voting yea.

CS for HB 1526—A bill to be entitled An act relating to marine turtles; amending §370.12(1)(b), Florida Statutes, as amended by Chapter 70-357, Laws of Florida; providing more specific regulations concerning the possessing or taking of green turtles; redefining the area in which the taking or possessing of other marine turtles is prohibited; deleting provision

for permits to capture turtles; providing penalties; providing an effective date.

Was read the second time by title. On motion by Senator Knopke, by two-thirds vote CS for HB 1526 was read the third time by title, passed and certified to the House. The vote was: Yeas—36 Nays—None

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

By unanimous consent Senators Williams, Trask, Daniel, Lewis (43rd), Ware and Boyd were recorded as voting yea.

SJR 1431—A Joint Resolution proposing an amendment to section 9, Article IV of the state constitution relating to appointment of members to the game and fresh water fish commission; requiring that one member be appointed from each of five residence districts as established and defined pursuant to law.

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

That the following amendment to section 9, Article IV of the state constitution is agreed to and shall be submitted to the electors of Florida for ratification or rejection at the general election to be held in November 1972.

SECTION 9. Game and fresh water fish commission.—There shall be a game and fresh water fish commission, composed of five members, *one from each of five residence districts as established and defined pursuant to law, who shall be appointed by the governor for staggered terms of five years.* The commission shall exercise the non-judicial powers of the state with respect to wild animal life and fresh water aquatic life, except that all license fees for taking wild animal life and fresh water aquatic life and penalties for violating regulations of the commission shall be prescribed by specific statute.

Was read the second time by title. On motion by Senator Saunders, by two-thirds vote, SJR 1431 was read the third time in full.

The Secretary called the roll and SJR 1431 passed with the required constitutional three-fifths vote of the membership and was certified to the House. The vote was:

Yeas—32

Mr. President	Fincher	Knopke	Reuter
Arnold	Gunter	Lewis (33rd)	Saunders
Barrow	Haverfield	McClain	Scarborough
Bell	Henderson	Myers	Stolzenburg
Bishop	Hollahan	Ott	Trask
Brantley	Horne	Plante	Weber
Broxson	Johnson (29th)	Pope	Weissenborn
Childers	Johnson (34th)	Poston	Williams

Nays—1

Wilson

By unanimous consent Senators Daniel, Ware and Lewis (43rd) were recorded as voting yea.

SB 1184—A bill to be entitled An act amending Chapter 70-243, Laws of Florida; regarding manual of instructions for tax assessors concerning assessment of subdivided lands; 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 Hollahan:

On page 2, lines 2-3, section 2, strike "immediately upon becoming law" and insert: July 1, 1971

On motion by Senator Saunders, by two-thirds vote, SB 1184 as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—34 Nays—None

Mr. President	Deeb	Knopke	Saunders
Arnold	Ducker	Lane	Sayler
Barrow	Fincher	McClain	Scarborough
Beaufort	Gong	Myers	Stolzenburg
Bell	Graham	Ott	Weber
Bishop	Gunter	Plante	Weissenborn
Brantley	Haverfield	Pope	Wilson
Broxson	Hollahan	Poston	
Childers	Johnson (29th)	Reuter	

By unanimous consent Senators Trask, Daniel, Lewis (43rd), Ware and Williams were recorded as voting yea.

Under Senate Rule 1.36 I have recused myself from voting on this issue.

Mallory E. Horne, 5th District

Under Senate Rule 1.36 I have recused myself from voting on this issue.

Philip D. Lewis, 33rd District

CS for HB 665—A bill to be entitled An act relating to mental health; providing intent and definitions; transferring §402.10, Florida Statutes, to chapter 394, Florida Statutes, and amending said section to prescribe operation and administration of division of mental health; providing rights of patients and habeas corpus; providing procedures for admission and discharge of patients; providing for receiving and treatment facilities; prescribing procedure for evaluation of patients in involuntary admissions and for court hearings; validating prior hospitalizations and providing for annual review of patients; amending §744.31, Florida Statutes, relating to appointment of guardians, incompetency procedure, and restoration to competency; repealing §394.01, 394.011, 394.012, 394.013, 394.02, 394.03, 394.031, 394.04, 394.05, 394.06, 394.07, 394.08, 394.09, 394.10, 394.11, 394.12, 394.13, 394.14, 394.15, 394.16, 394.17, 394.18, 394.191, 394.192, 394.20, 394.201, 394.23, 394.25, 394.251, 394.26, 394.27, 394.271, 394.272, 394.39, 394.40, 394.41, 394.42, 394.43, and 394.45, Florida Statutes, and §§394.22 and 394.24, Florida Statutes, as amended by chapter 70-432, Laws of Florida, relating to administration and personnel of state hospitals, custody, transportation, voluntary and involuntary admission of patients, patients' payments and correspondence, posting of law and punishment for violations, definitions, penalty for improper hospitalization, compensation for services, minimum age of persons committed and persons not receivable, transfer of patients to Sunland Centers, adjudication of incompetency, additional residence requirements, dietitians, training program, trial visits, and habeas corpus; providing an effective date.

Was read the second time by title.

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

On pages 29 and 30, strike everything from line 5 on page 29 through line 9 on page 30 and insert:

(a) If continued hospitalization of a patient is necessary, the administrator shall, prior to the expiration of the period during which the treatment facility is authorized to retain the patient, request an order authorizing continued hospitalization accompanied by a statement from the patient's physician justifying the request. Notification of this request for retention shall be mailed to the patient and his guardian or representatives along with a completed petition for a hearing regarding the continued hospitalization, requiring only a signature.

(b) If the petition for the hearing is not returned within fifteen (15) days, the hearing examiner shall sign the order

for continued hospitalization. The treatment facility shall be authorized to retain the patient for a period not to exceed one (1) year. The same procedure shall be repeated prior to the expiration of each additional one (1) year period the patient is retained.

(c) If the patient or his guardian or representative returns the signed petition, the hearing examiner shall set a time and place for the hearing to be held within ten (10) days of the time he receives the petition. A continuance may be granted at the discretion of the hearing examiner. The patient and his guardian or representative shall be informed of the right to counsel by the hearing examiner and if the patient cannot afford an attorney one shall be appointed by the court in which involuntary hospitalization proceedings were initiated.

(d) If continued hospitalization is necessary for an individual admitted while serving a criminal sentence, but whose sentence is about to expire, or for an individual hospitalized while a minor, but who is about to reach the age of twenty-one (21),

the administrator shall petition the hearing examiner for an order authorizing continued hospitalization.

On motion by Senator Broxson, by two-thirds vote, HB 1577 was withdrawn from the Committee on Public Schools and placed on the Calendar.

Senator Horne, in behalf of the entire Senate, expressed appreciation to the Tallahassee Chamber of Commerce for their courtesy in providing fresh flowers daily for the President's rostrum.

The hour of adjournment having arrived, a point of order was called and the Senate adjourned at 5:10 p.m. to reconvene at 8:30 a.m., June 3, for the purpose of introduction and reference of resolutions, memorials, bills and joint resolutions and thereafter to reconvene at 9:00 a.m., June 3, 1971.