

SPECIAL SESSION

JOURNAL OF THE SENATE

Thursday, January 28, 1971

The Senate was called to order by the President at 9:00 a.m. A quorum present—48:

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

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committee on Commerce.

MOTIONS RELATING TO COMMITTEE REFERENCES

On motions by Senator Weissenborn, by two-thirds vote, prefiled SB 8 was withdrawn from the Committee on Transportation and from further consideration of the Senate.

On motions by Senator Bell, by two-thirds vote, prefiled SB 51 was withdrawn from the Committee on Judiciary-Civil B and from further consideration of the Senate.

Prayer by Senator Trask:

Let us pray. Our Father, for the blessings of this life and for the opportunities of this day, we humbly pause to give thee thanks. We thank thee for this opportunity which is ours to serve our fellowman. As we get about the business of the day, we ask that thou will grant to us wisdom, knowledge and patience that thy will might be accomplished in all things. We ask this in Jesus' name. Amen.

The Journal of January 27 was corrected and approved.

REPORTS OF COMMITTEES

The Committee on Ways and Means recommends the following pass: SB 13-B

The Committee on Commerce recommends the following pass: Senate Bills 4-B, 5-B with 2 amendments, 6-B, 7-B and SR 8-B with 1 amendment

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

The Committee on Ways and Means recommends a Committee Substitute for the following: SB 14-B

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

INTRODUCTION

By Senator Deeb—

SB 16-B—A bill to be entitled An act relating to the study of insurance; creating a commission on Florida insurance reform; establishing the duties of the commission; requiring an initial report of the commission to the regular session of the legislature; providing a legislative declaration; providing for the commission's staff; providing an appropriation; providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committee on Commerce.

By Senators Hollahan, Daniel, Gunter and Broxson—

SB 17-B—A bill to be entitled An act relating to governmental reorganization; amending §20.16(1), Florida Statutes; providing that the members of the board of business regulation shall serve at the pleasure of the governor; providing an effective date.

SECOND READING

SR 8-B—A resolution relating to traffic safety and automobile insurance, requesting the President of the Senate to charge appropriate committees with the study of the possible reduction of automobile accidents and attendant insurance costs.

On motion by Senator Daniel, was read the second time in full.

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

In Section 1, line 17, page 2, strike "Adoption" and insert the following: The consideration of the adoption

Consideration of SR 8-B was deferred, the resolution retaining its place on the Calendar.

SB 4-B—A bill to be entitled An act relating to insurance; amending §627.314(1)(a), Florida Statutes, to remove the authority of insurers to act in concert in the making of private passenger automobile insurance rates through the use of the services of ratemaking organizations; providing an effective date.

On motion by Senator Daniel, was read the second time by title.

Consideration of SB 4-B was deferred, the bill retaining its place on the calendar.

On motion by Senator Hollahan, the Senate stood in recess at 9:17 a.m. until 11:00 a.m. to permit the Committees on Ways and Means and Commerce to continue their deliberations.

The Senate was called to order by the President at 11:00 a.m. A quorum present—48:

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

On motion by Senator Plante, the President appointed Senators Plante, Gunter and Ducker as a committee to escort Mrs. Kay Perkins and Mrs. Ann Browning, both of Orlando, wives of prisoners of war, to the rostrum.

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

The Senate resumed—

INTRODUCTION

By the required constitutional two-thirds vote of the Senate the following resolution was admitted for introduction and consideration:

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

SCR 18-B—A Concurrent Resolution proclaiming February 14, 1971, as a day marking state-wide deep concern for the plight of Americans either prisoners of war or missing in action in Southeast Asia.

WHEREAS, this State and Nation stand in universal mourning with those who bear an agonizing grief in the plight of their loved ones long since departed beyond an impenetrable Asiatic veil, and

WHEREAS, the members of this the Legislature of the State of Florida are especially cognizant of the heroic sacrifices, manifold virtues and poignant sufferings of these brave men and their families and friends as occasioned by the seemingly interminable Asian conflict, and would that God in his infinite mercy watch over, protect, defend and restore them safely to their former estate, NOW, THEREFORE,

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

That February 14, 1971, is hereby declared a day marking state-wide deep concern of all Floridians for the plight of the some 1500 Americans either being held prisoners of war or missing in action in Southeast Asia; for the unimaginable suffering of their valiant families and friends; and for our undefrayable debt of gratitude to them which will ever remain vivid in memory.

Was read the first time in full. On motion by Senator Plante, the rules were waived and SCR 18-B was read the second time by title, unanimously adopted and certified to the House.

By direction of the President, the following remarks by Mrs. Perkins and Mrs. Browning were ordered spread upon the Journal:

Mrs. Perkins: I would like to thank you gentlemen for the help you have given us in the past and ask that you continue to join with us in caring about these men. For three and a half years I was fortunate. I received two, six-line letters a year. Since the families began standing up and speaking out and you began writing your letters, in one year's time I received twelve letters and was allowed for the first time to send my husband a package and to know that he received it. For this joy I thank you and ask you please to continue showing Hanoi that it wasn't a one-of-a-kind thing—you cared for awhile and then you didn't have any more time. This shows them that you continue to care as we do. Thank you.

Mrs. Browning: Does your concern help? Yes, it does. I can speak personally about the results. For three and a half years I heard nothing from my loved one, then I received my first letter and have had eleven more. Also my son, who has never seen his daddy, and I both saw my husband on TV last week for the first time in all those five years. Your concern, your letters and your actions certainly bring results. Thank you.

SECOND READING

SR 8-B—A resolution relating to traffic safety and automobile insurance, requesting the President of the Senate to charge appropriate committees with the study of the possible reduction of automobile accidents and attendant insurance costs.

WHEREAS, in 1969 more than fifty-five thousand Americans died in automobile accidents, and

WHEREAS, more than five million other people were injured in such accidents during that year, and

WHEREAS, the direct economic loss attributable to such accidents was in excess of thirteen billion dollars, and

WHEREAS, the people of Florida and this Legislature are seriously concerned with the extent and impact of these losses as well as the resulting high cost of automobile insurance, NOW, THEREFORE,

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

Section 1. (1) The President of the Senate is requested to charge the appropriate senate standing committees with responsibility to inquire generally into the feasibility of various approaches to reduction of motor vehicle accidents and a consequent reduction in the cost of automobile insurance. The scope of the study of such committees should include, but not be limited to, the following specific areas:

(a) The possibility of applying deductibles to the property damage part of the automobile liability premium;

(b) The development of an effective program which would provide means by which chronic drunk drivers can be removed from the highways of the state;

(c) The consideration of suggested legislation, similar to the "Bumper Bill," designed to minimize damage to automobiles and persons when a crash occurs;

(d) The consideration of suggested legislation to remove "habitual offenders" from the highways of the state;

(e) The examination of proposals, whether relating to highway engineering, motor vehicle safety equipment, driver education or examination, or law enforcement, which are designed to reduce accidents.

(f) The consideration of the adoption of and compliance with all sixteen of the national safety standards of the United States Department of Transportation.

(2) The President is further requested to direct such appropriate standing committees to report their findings and recommendations in the form of proposed legislation, on a preliminary basis to the 1971 regular session of the legislature, and on a final basis to the 1972 regular session of the legislature.

Was taken up, having been read and amended this day. SR 8-B as amended was read the second time in full and adopted. The vote was: Yeas—43 Nays—None

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

SB 4-B—A bill to be entitled An act relating to insurance; amending §627.314(1)(a), Florida Statutes, to remove the authority of insurers to act in concert in the making of private passenger automobile insurance rates through the use of the services of ratemaking organizations; providing an effective date.

Was taken up, having been read the second time this day.

Senator Wilson moved the following amendment: In Section 1, line 22, page 1, strike "(a) The making of rates or rating systems except for private passenger automobile rates" and reletter following subparagraphs.

Senator Daniel raised a point of order that the foregoing amendment, if adopted, would render SB 4-B beyond the purview of the Governor's call. The President ruled the point well taken and that the amendment was out of order.

On motion by Senator Daniel, by two-thirds vote, SB 4-B was read the third time by title, passed and certified to the House. The vote was: Yeas—42 Nays—None

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

By unanimous consent Senators Myers, Scarborough and Weber were recorded as voting yea.

SB 5-B—A bill to be entitled An act relating to insurance; amending §627.0852(4), Florida Statutes, to provide guidelines for and proscription against the nonrenewal of automobile insurance policies; providing that no insurer may deny an applicant for automobile liability insurance solely on the grounds that renewal of similar coverage has been denied him by another insurer; providing an effective date.

On motion by Senator Daniel, was read the second time by title.

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

In Section (4), line 26, pages 1 and 2, strike all of (d)

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

In Section 1, line 25, page 1, strike all after "other" and insert the following: reason which is arbitrary or capricious.

On motion by Senator Daniel, by two-thirds vote, SB 5-B as amended was read the third time by title.

On motion by Senator Karl, the following amendment was adopted by a two-thirds vote:

In Section 1, line 15, page 1, strike "Paragraphs (c) and (d) are" and insert: Paragraph (c) is

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

In title, line 6, strike "guidelines for and"

SB 5-B as further amended was read by title, passed and ordered engrossed.

The vote was:

Yeas—44

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

Nays—2

Bell Weber

By unanimous consent Senator de la Parte was recorded as voting yea.

Senator Hollahan moved that the Senate recess at 12:20 p.m. to reconvene at 3:00 p.m. The motion was adopted.

SB 6-B—A bill to be entitled An act relating to automobile liability insurance; amending §627.0852(3)(a) and (4) (a), Florida Statutes, to provide forty-five (45) days' notice to an insured's insurance agent of an insurer's intention to cancel or refuse to renew the insured's casualty insurance policy; requiring notice of cancellation or nonrenewal to state the reasons therefor; providing an effective date.

On motion by Senator Daniel, was taken up and read the second time by title.

Consideration of SB 6-B was deferred, the bill retaining its place on the Calendar.

Senator Hollahan moved that the rules be waived and the Senate revert to—

INTRODUCTION

By the Committee on Commerce—

SB 19-B—A bill to be entitled An act relating to automobile insurance; creating the advisory study commission on automobile insurance reform; providing a statement of its purpose, composition, method of selection, duties, and staff, providing an appropriation and providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committee on Ways and Means.

Senator de la Parte announced that the Committee on Ways and Means would meet at 1:30 p.m. this day in Room 31.

Senator Karl announced that the Committee on Commerce would meet at 2:00 p.m. this day in Room 306.

On motion by Senator Horne, the Senate took up for consideration the following amendment to the Rules of the Senate:

Insert: Short form bills 3.14—A member may introduce a short form bill suggesting statutory changes in general or idea form notwithstanding the requirements elsewhere expressed in this rule. Short form bills shall be typed on forms provided by the Secretary of the Senate. An original and five copies shall be numbered, introduced and referenced as any other bill. A short form bill shall not be printed and need not be considered by the committee of reference. If, upon hearing, noticed and conducted as upon any other bill, the committee shall vote favorably upon the bill, it shall be formally drafted in compliance with Rule three and any substantive directions of the committee.

In such form, the bill shall be forthwith noticed and heard as a committee bill.

Pending further consideration thereof, a point of order was called and the Senate recessed at 12:23 p.m.

AFTERNOON SESSION

The Senate was called to order by the President at 3:00 p.m. A quorum present—48:

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

By permission, the following reports were received:

REPORTS OF COMMITTEES

The Committee on Ways and Means recommends the following pass: SJR 9-B, SB 19-B with amendment

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

The Committee on Commerce recommends a Committee Substitute for the following: SB 15-B

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

ENGROSSING REPORTS

Your Engrossing Clerk to whom was referred SB 5-B with 4 amendments reports that the Senate amendments have been incorporated and the bill is returned herewith.

ELMER O. FRIDAY
Secretary of the Senate

The bill was certified to the House.

Your Engrossing Clerk to whom was referred SR 8-B with one amendment reports that the Senate amendment has been incorporated and the bill is returned herewith.

ELMER O. FRIDAY
Secretary of the Senate

By direction of the President, the Secretary read the following—

AMENDMENT TO PROCLAMATION

WHEREAS, my Amendment to Proclamation of January 27, 1971, expanding and extending my earlier call of the Legislature called for the consideration by the Legislature of an amendment to the Governmental Reorganization Act of 1969, Chapter 20, Florida Statutes, to provide that the terms of the members of the Board of Business Regulation shall expire with the term of the Governor who appointed them, and

WHEREAS, the Legislature should have the right to consider that the members of the Board of Business Regulation shall serve at the pleasure of the Governor;

NOW, THEREFORE, I, Reubin O'Donovan Askew, Governor of the State of Florida, by virtue of the power and authority vested in me by the Constitution and laws of the State of Florida, do hereby amend my Proclamation of January 27, 1971, as amended, to include consideration by the Legislature of an amendment to the Governmental Reorganization Act of 1969, Chapter 20, Florida Statutes, which will provide that the members of the Board of Business Regulation shall serve at the pleasure of the Governor who appointed them.

This amendment shall in no other matter affect my earlier Proclamations of this date.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capitol, this 28 day of January, 1971.



REUBIN O'D. ASKEW
Governor

ATTEST:

RICHARD (DICK) STONE
Secretary of State

On motions by Senator Hollahan, by two-thirds vote, SB 17-B was withdrawn from the Committee on Commerce and from further consideration of the Senate.

The Senate resumed consideration of—

SB 6-B—A bill to be entitled An act relating to automobile liability insurance; amending §627.0852(3)(a) and (4) (a), Florida Statutes, to provide forty-five (45) days' notice to an insured's insurance agent of an insurer's intention to cancel or refuse to renew the insured's casualty insurance policy; requiring notice of cancellation or nonrenewal to state the reasons therefor; providing an effective date.

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

In Section 1, line 27, page 1, strike: "The reason or reasons for cancellation must accompany the notice of cancellation." and insert: No notice of cancellation of a policy to which this section applies shall be effective unless the reason or reasons for cancellation accompany the notice of cancellation.

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

In Section 1, line 21, page 2, strike: "A written explanation for refusal to renew must accompany the notice of refusal to renew." and insert: Unless a written explanation for refusal to renew accompanies the notice of intention not to renew, the policy shall remain in full force and effect.

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

In Section 1, line 11, page 2, after the word "renew" insert: , and the reason or reasons for refusal to renew must accompany such notice.

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

In Section 1, line 11, page 2, strike the period (.) in Amendment #3 and insert: ; provided that the requirement for mailing notice by registered mail or certified mail shall not apply to an agent that has agreed to represent exclusively one insurer or a group of insurers under common management

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

In line 12, title, following “;” insert the following: providing exceptions;

On motion by Senator Daniel, by two-thirds vote, SB 6-B as amended was read the third time by title, passed and ordered engrossed. The vote was: Yeas—43 Nays—None

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

By unanimous consent Senator Ware was recorded as voting yea.

SB 7-B—A bill to be entitled An act relating to insurance agents; amending §626.0125(2), Florida Statutes, to provide that a licensed Florida insurance agent may broker business directly with an insurer for which he is not licensed when in the best interests of the insured; providing that this shall not apply to insurers' exclusive agents; amending §624.0224(1), Florida Statutes, to conform to this act; providing an effective date.

On motion by Senator Daniel, was read the second time by title. On motion by Senator Daniel, by two-thirds vote, SB 7-B was read the third time by title, passed and certified to the House.

The vote was:

Yeas—41

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

Nays—1

Stolzenburg

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

SB 13-B—A bill to be entitled An act amending subsection (1) of section 624.0307, Florida Statutes, and section 624.0309, Florida Statutes, providing for the payment of insurance premium taxes and the filing of tax returns thereon on a quarterly basis instead of an annual basis, providing a method of distribution, providing penalties; providing an effective date.

On motion by Senator Trask, was taken up and read the second time by title. On motion by Senator Trask, by two-thirds vote, SB 13-B was read the third time by title, passed and certified to the House.

The vote was:

Yeas—42

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

Nays—1

Bishop

By unanimous consent, Senators Karl, Sayler and Ware were recorded as voting yea.

By unanimous consent, Senator Bishop changed his vote from nay to yea.

SB 14-B was taken up, together with:

By the Committee on Ways and Means—

CS for SB 14-B—A bill to be entitled An act relating to the department of health and rehabilitative services, division of family services, making a supplemental appropriation; providing additional moneys for the remainder of the 1970-71 fiscal year, to pay cost of certain medical care programs; providing an effective date.

—which was read the first time by title and SB 14-B was laid on the table.

On motion by Senator Gunter, by two-thirds vote, CS for SB 14-B was read the second time by title.

Senator Barrow moved the following amendment:

Strike Section 2 and insert: Section 2. The appropriation made in Section 1 above shall be used solely for the continuation of medical care programs previously authorized by law. The appropriation shall be distributed as the department of administration finds appropriate to cover deficits in line items 464-472 of Chapter 70-95, Laws of Florida.

Further consideration of CS for SB 14-B with pending amendment was deferred.

By direction of the President, the Secretary read the following:

AMENDMENT TO PROCLAMATION

WHEREAS, my Amendment to Proclamation of January 27, 1971, expanding and extending my earlier call of the Legislature called for the consideration by the Legislature of an amendment to the Governmental Reorganization Act of 1969, Chapter 20, Florida Statutes, to provide that the terms of the members of the Board of Business Regulation shall expire with the term of the Governor who appointed them, and

WHEREAS, the Legislature should have the right to consider that the members of the Board of Business Regulation shall serve at the pleasure of the Governor;

NOW, THEREFORE, I, Reubin O'Donovan Askew, Governor of the State of Florida, by virtue of the power and authority vested in me by the Constitution and laws of the State of Florida, do hereby amend all Proclamations previously issued

relating to this call to include consideration by the Legislature of an amendment to the Governmental Reorganization Act of 1969, Chapter 20, Florida Statutes, which will provide that the members of the Board of Business Regulation shall serve at the pleasure of the Governor.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capitol, this 28 day of January, 1971.

REUBIN O'D. ASKEW
Governor

ATTEST:

RICHARD (DICK) STONE
Secretary of State

A motion by Senator Hollahan was adopted that the Senate adjourn at 5:00 p.m. or upon final action on SB 15-B, whichever comes later.

SB 15-B was taken up, together with:

By the Committee on Commerce—

CS for SB 15-B—A bill to be entitled An act relating to insurance; amending sections 627.031 and 627.062, Florida Statutes; adding new sections 627.080, 627.081, 627.082, 627.083, 627.084, Florida Statutes, to provide for suspension of the so-called California plan as to motor vehicle insurance, and the reinstatement of prior approval of rates on motor vehicle insurance; adding new section 627.070, Florida Statutes, to define motor vehicle insurance; providing for implementation; providing for repeal of sections 5, 6, 8, 9 and 10 of this act on July 1, 1971;

Which was read the first time by title and SB 15-B was laid on the table.

On motion by Senator Karl, by two-thirds vote, CS for SB 15-B was read the second time by title.

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

In Section 1, lines 28 and 29, page 1, after the words "unfairly discriminatory", add: motor vehicle

Senators Childers, Barron and Barrow offered the following amendment which was moved by Senator Childers:

In Section 2, line 2, page 2, strike "suspend" and insert: repeal

Senator Myers was excused from further attendance upon the session because his duties as chairman of the Committee on Health, Welfare and Institutions necessitated his absence from the floor.

Senator Wilson offered the following substitute amendment which failed:

In Section 2, line 1, page 2, strike Section 2 and renumber following section.

The vote was:

Yeas—13

Bell	Lewis (43rd)	Ware	Wilson
Deeb	Plante	Weber	
Ducker	Reuter	Weissenborn	
Johnson (29th)	Stolzenburg	Williams	

Nays—30

Mr. President	Broxson	Henderson	McClain
Arnold	Childers	Hollahan	Ott
Barron	Daniel	Horne	Poston
Beaufort	de la Parte	Johnson (34th)	Sayler
Bishop	Gong	Karl	Scarborough
Boyd	Graham	Knopke	Trask
Brannen	Gunter	Lane	
Brantley	Haverfield	Lewis (33rd)	

The question recurred on the amendment by Senators Childers, Barron and Barrow and the amendment was adopted.

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

In title, lines 8 and 9, page 1, strike "suspension" and insert: the repeal

Senator Deeb moved the following amendment:

In Section 5(2), line 17, page 4, add (2)(f) The pure premium (lost cost per insured unit) which shall be computed as the quotient obtained from dividing incurred losses by exposures as reported in the statistical plan approved and adopted by the department.

Further consideration of CS for SB 15-B was deferred.

CO-INTRODUCERS

By permission, Senator Gunter was recorded as a co-introducer of Senate Bills 15-B and 4-B.

By permission, Senator Fincher was recorded as a co-introducer of SB 6-B.

By permission, Senator Gong was recorded as a co-introducer of Senate Bills 5-B, 6-B, 7-B and 8-B.

On motion by Senator Hollahan, the Senate adjourned at 5:36 p.m. to reconvene at 9:00 a.m., January 29, 1971.