

# JOURNAL OF THE FLORIDA SENATE

Thursday, June 3, 1971

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

## INTRODUCTION

By Senators Beaufort, Pope, Scarborough, Brantley and Arnold—

SB 1642—A bill to be entitled An act amending section 7.403 of chapter 67-1320, Laws of Florida, as amended; setting forth the rights of present personnel of the public health division of the health, welfare and bio-environmental services department who are under the civil service and pension system of Jacksonville and providing for those who may elect to become members of the state career service system; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1642.

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

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

*The Honorable Jerry Thomas*  
*President of the Senate*

June 2, 1971

Sir:

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

By Representative Grizzle and others—

HB 2501—A bill to be entitled An act to amend Sub-paragraphs (a), (b) and (c) of Section 6 of the Municipal Charter of the City of Clearwater, Pinellas County, Florida, being Chapter 9710, Special Acts of Florida, 1923, as amended by Chapter 16363, Sections 1, 2 and 3, Special Acts of Florida, 1933, by Chapter 24432, Section 1 (a), Special Acts of Florida, 1947, by Chapter 65-1387, Section 1, Special Acts of Florida, 1965, by Chapter 69-958, Section 1, Special Acts of Florida, 1969, and by Chapter 70-634, Section 1, Special Acts of Florida, 1970, providing for the enlarging and redefining of the boundaries and territorial limits of the City of Clearwater, Florida; providing for the severability of the provisions thereof; providing for the repeal of all laws in conflict herewith and providing for the effective date hereof.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
*ALLEN MORRIS*  
*Clerk, 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—

By Representatives Randell and Walker—

HB 2417—A bill to be entitled An act relating to the Twin County Water Management District as it applies to Lee County; ratifying said District; providing for taxation and enforcement of taxation in said District; providing for collection and an increase in the organizational tax levy; providing for bor-

rowing power for the account of the maintenance fund; providing an effective date.

Proof of Publication attached.

By Representatives Randell and Walker—

HB 2419—A bill to be entitled An act relating to the North Fort Myers fire control district; amending §2, chapter 29240, Laws of Florida, 1953, as amended by chapter 30925, Laws of Florida, 1955; increasing the number of board members from three (3) to five (5) and providing for appointment of these offices by the governor; providing an effective date.

Proof of Publication attached.

By Representative Dixon and others—

HB 2528—A bill to be entitled An act to allow the eight Jacksonville Police Officers hired in 1951 by the City of Jacksonville as War Substitutes to make certain retroactive payments to the 1937 Police and Firemen's Pension Fund; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
*ALLEN MORRIS*  
*Clerk, House of Representatives*

*The Honorable 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 Reeves and others—

HB 2202—A bill to be entitled An act relating to the City of Pensacola, Escambia County; providing authority to operate public transportation facilities in a charter fashion within and without the corporate limits; providing an effective date.

Proof of Publication attached.

By Representatives Tucker and Miers—

HB 2277—A bill to be entitled An act relating to Franklin County district school board; authorizing the issuance of certificates of indebtedness payable from certain racetrack funds accruing annually to the school board of Franklin County to be used for school purposes; providing an effective date.

Proof of Publication attached.

By Representative Poole and others—

HB 2489—A bill to be entitled An act relating to the City of Cooper City, Broward County, Florida, extending and enlarging the corporate limits of the City of Cooper City, in the County of Broward, and State of Florida, and to give said City of Cooper City jurisdiction over a territory embraced in said extension and providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
*ALLEN MORRIS*  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 2, 1971

Sir:

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

By Representative Shreve—

HB 2313—A bill to be entitled An act relating to Osceola County; providing for the constables' salaries; abolishing the fee system; providing a budget system and budget procedure; providing for the disposition of the costs and fines collected by said constables and for the records thereof; providing for the severability of invalid portions; providing an effective date.

Proof of Publication attached.

By Representative Libertore and others—

HB 2414—A bill to be entitled An act relating to Polk County court system; granting to the criminal court of record of Polk County, to each municipal court in Polk County and to each other court now in existence or hereafter created in Polk County with trial jurisdiction of motor vehicle traffic criminal offenses, jurisdiction of motor vehicle traffic criminal offenses committed by persons under the age of seventeen (17) years; providing such jurisdiction shall be concurrent with the juvenile and domestic relations court of Polk County; repealing all laws in conflict to the extent of the conflict; providing an effective date.

Proof of Publication attached.

By Representative Zinkil and others—

HB 2404—A bill to be entitled An act relating to Broward County; amending Chapter 29446, Special Acts of 1953, (Chapter 29446 being the Act creating the City of Plantation, Broward County, Florida) as amended, the present amendment to provide for the appointment of Municipal Judge, Associate Judges, Prosecuting Attorney, Associate Prosecuting Attorney and Assistant Prosecuting Attorneys and to set forth their qualifications, duties, salaries and assignments; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 2, 1971

Sir:

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

By Representative Lancaster—

HB 2527—A bill to be entitled An act relating to Dixie County; providing compensation for members of the school board providing for travel expenses; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 2, 1971

Sir:

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

By Representative Craig—

HB 2411—A bill to be entitled An act relating to Putnam County; authorizing the Putnam County sheriff to purchase from the division of corrections clothing, supplies, foodstuffs, produce, canned goods and products manufactured by the division; providing an effective date.

Proof of Publication attached.

By Representative Reeves and others—

HB 2495—A bill to be entitled An act relating to Escambia County; authorizing advance by county warrant from school funds to individual school internal accounts not to exceed twenty-five percent (25%) of amount budgeted to said schools to reduce burden and delay in purchase of teaching supplies in said county; providing for accounting and auditing; providing an effective date.

Proof of Publication attached.

By Representative Culbreath and others—

HB 2459—A bill to be entitled An act relating to Hernando County, amending chapter 65-1618, Laws of Florida; providing for the appointment of a port authority by the board of county commissioners of Hernando County; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 2, 1971

Sir:

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

By Representative Sessums and others—

HB 2279—A bill to be entitled An act relating to Hillsborough County, board of tax adjustment; authorizing the district school board of Hillsborough County to appoint special masters to serve on the board of tax adjustment to hear complaints pursuant to the provisions of §194.032, Florida Statutes; authorizing payment of special masters; providing an effective date.

Proof of Publication attached.

By Representative Culbreath and others—

HB 2461—A bill to be entitled An act relating to Hernando County; amending section 4 of chapter 25857, Laws of Florida, 1949; providing that the impounding officer as provided in chapter 67-1450, Laws of Florida, shall perform duties provided in chapter 25857, Laws of Florida, 1949; providing a severability clause; providing an effective date.

Proof of Publication attached.

By Representative Blackburn and others—

HB 2491—A bill to be entitled An act relating to Hillsborough County; authorizing the establishment of the Hillsborough County board of corrections consisting of the sheriff of Hillsborough County, the mayor of the City of Tampa, one member of the city council of the City of Tampa, one member of the board of county commissioners of Hillsborough County and the executive director of the Hillsborough County board of corrections as a separate governmental entity with enumerated powers to be created by the written agreement of the board of county commissioners of Hillsborough County, the sheriff of Hillsborough County and the City of Tampa for the purpose of providing for the custody, care, rehabilitation, transportation, housing and confinement of prisoners in Hillsborough County; providing generally for the performance of all other duties properly relating to penology in Hillsborough

County; authorizing the transfer of existing confinement facilities and the appropriation of funds; preserving civil service, pension and retirement benefits; providing for sovereign immunity; providing for liberal construction; providing severability; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable 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 Representatives Walker and Randell—

HB 2183—A bill to be entitled An act relating to Collier County, Naples mosquito control district; providing a monthly salary for the members of the board of commissioners of said district; providing an effective date.

Proof of Publication attached.

By Representative Murphy and others—

HB 2320—A bill to be entitled An act relating to Pinellas county; requiring each municipality in Pinellas county to certify copies of all building permits issued by such municipality and plans and specifications so filed, to the Tax Assessor of Pinellas county; defining municipality and prescribing the procedure in relation to the subject herein; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 2, 1971

Sir:

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

By Representative Gorman and others—

HB 2239—A bill to be entitled An act relating to Orange County; providing for one (1) additional club alcoholic beverage license; providing an effective date.

Proof of Publication attached.

By Representatives Randell and Walker—

HB 2426—A bill to be entitled An act relating to Lee County, club beverage licenses; excepting the Cape Coral Moose Lodge, #2199, Loyal Order of Moose, a nonprofit corporation of said county, 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 said county; excepting the Cape Coral Moose Lodge, #2199, Loyal Order of Moose, from the provisions of section 561.34(11), Florida Statutes, as the same relates to the period of time that a club is required to have been in continuous active existence and operation before becoming entitled to a license under the provisions thereof; excepting said club from the provisions of any other laws of general, special,

or local nature of the State of Florida, relating to the number of licenses to be issued in said county; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 2, 1971

Sir:

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

By Representative Melvin and others—

HB 2436—A bill to be entitled An act relating to Okaloosa County; authorizing each constable to appoint deputies; providing the number, control of and compensation for such deputies; providing an effective date.

Proof of Publication attached.

By Representative Fortune and others—

HB 2439—A bill to be entitled An act relating to Okaloosa County; providing for the extension of the boundaries of the District 1 Constable District of Okaloosa County to include certain described lands; providing an effective date.

Proof of Publication attached.

By Representative Elmore and others—

HB 2441—A bill to be entitled An act relating to Okaloosa County; providing authority for the board of county commissioners to establish, operate and maintain or direct, regulate and control the operation and maintenance of the Okaloosa County hospital system; granting the board of county commissioners all the authority of existing general Florida law with respect to hospitals, their establishment, construction, maintenance and operation; authorizing the board of county commissioners to terminate and abolish by resolution the existing hospital board of trustees and providing said board of county commissioners shall assume and exercise all powers, duties and functions of said hospital board of trustees; authorizing the board of county commissioners to dispose of the said hospital system in the manner provided by law; providing a severability clause; repealing chapter 29338, Laws of Florida, 1953, and chapters 61-2565, 63-1686 and 67-1806, Laws of Florida, relating to the Okaloosa County hospital system; repealing §155.25(4), Florida Statutes, relating to the exemption of Okaloosa County from certain authorized tax levies for county hospital purposes; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 2, 1971

Sir:

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

By Representative Jones and others—

HB 2482—A bill to be entitled An act relating to Sumter County; amending §1 of chapter 69-1623, Laws of Florida;

providing that the compensation of members of the jury commission of Sumter County shall not be less than one hundred dollars (\$100) per year; providing an effective date.

Proof of Publication attached.

By Representative Smith and others—

HB 2336—A bill to be entitled An act amending Chapter 59-1622, Special Acts of 1959, being the Charter of the City of Oakland Park, Florida, as amended, by amending: Section 6, Article XIX by adding subsection (d) which shall read as follows: Bonds payable from ad valorem taxation levied upon property situated within such district, but only after the issuance of such bonds shall have been approved by a vote of a majority of the qualified electors residing in such district participating in an election held for such purpose. Any such bonds shall not be counted for the purpose of determining the aggregate amount of outstanding obligations for purposes of the limitation provided in Section 8, Article XXIV; providing an effective date.

Proof of Publication attached.

By Representative Andrews and others—

HB 2516—A bill to be entitled An act repealing in its entirety chapter 19268, Laws of Florida, 1939, relating to the office of county attorney for Alachua County, Florida; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 2, 1971

Sir:

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

By Representative Lancaster—

HB 2473—A bill to be entitled An act relating to Dixie County; authorizing the board of county commissioners to distribute up to ten thousand dollars (\$10,000) annually to each municipality within Dixie County from the county general fund; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 2, 1971

Sir:

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

By Representatives Tucker and Miers—

HB 2463—A bill to be entitled An act to amend section 1 of chapter 21,582, Laws of Florida, 1941, Special Laws, the same being an act entitled "An Act Authorizing the City Commission of the City of Tallahassee, Florida, to Establish and Create by Ordinance a Pension, Annuity and Retirement System for any or all Groups of Officers and Employees Employed by said City; to Provide for Disability and Death Benefits, to Provide for Contribution to the Costs Thereof on an Actuarial Basis; to Provide for the Manner in which Officers and Employees may

Come Under the Operation of said System; to Provide for Repayment to Members Leaving the Service of the City; to Provide for Contributions into said System by the City of Tallahassee in an Amount not Exceeding the Contributions by Officers and Employees; to Provide for the Investment of Funds of said System and to Provide for the Administration of said System" relating to the creation of a pension, annuity and retirement system by providing the city may pay in excess of one-half of the cost of the system; providing an effective date.

Proof of Publication attached.

By Representatives Randell and Walker—

HB 2512—A bill to be entitled An act relating to Lee County; providing for a change in the fiscal year of the Boca Grande fire control district; providing constant commissions for the assessment and collection of fire control taxes; ratifying and confirming commissions heretofore paid for assessments and collections; providing a retroactive date for said commissions; providing an effective date.

Proof of Publication attached.

By Representatives Randell and Walker—

HB 2513—A bill to be entitled An act relating to Lee County; providing for a change in the fiscal year of the north Fort Myers fire control district; providing constant commissions for the assessment and collection of fire control taxes; ratifying and confirming commissions heretofore paid for assessments and collections; providing a retroactive date for said commissions; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 2, 1971

Sir:

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

By Representative Craig—

HB 2408—A bill to be entitled An act relating to the Putnam County board of county commissioners; providing procedures for making purchases up to one thousand dollars (\$1,000) without advertising; prescribing purchasing procedures for purchases in excess of one thousand dollars (\$1,000); providing an effective date.

Proof of Publication attached.

By Representative Murphy and others—

HB 2503—A bill to be entitled An act to amend Chapter 23214, Acts of 1945, relating to pensions for employees of the City of Clearwater, Pinellas County, Florida, to clarify Section 13 thereof to provide that no person shall receive any pension benefits while he or she is receiving any monetary disability payment benefits, other than payment for medical and hospital expenses, under the workmen's compensation act; providing for the severability of the provisions hereof; providing for the repeal of all laws in conflict herewith; and providing for the effective date hereof.

Proof of Publication attached.

By Representative Murphy and others—

HB 2504—A bill to be entitled An act repealing Chapter 67-1589, Laws of Florida, 1967, which was an act amending Section 4 of Chapter 57-1462, Laws of Florida, 1957, being the Charter of the Town of Kenneth City, Florida; providing for an amendment to Section 4 of Chapter 57-1462, Laws of Flor-

ida, 1957, the Charter of the Town of Kenneth City, Florida; authorizing and providing the method for the payment of salaries to the Mayor and Councilmen of said Town; providing that the Mayor's salary shall not exceed the sum of one hundred and fifty dollars (\$150.00) per month; providing that the salaries of the Councilmen shall not exceed one hundred dollars (\$100.00) per month; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 2, 1971

Sir:

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

By Representatives Tucker and Miers—

HB 2467—A bill to be entitled An act to amend section 5 of chapter 15520, Laws of Florida, Special Acts 1931, entitled "An Act Authorizing and Empowering the City of Tallahassee, a Municipal Corporation Organized and Existing Under and by Virtue of the Laws of the State of Florida, to Regulate the Location and Use of Buildings, Structures and Land for Trade, Industry, Residence, or Other Purposes, to Establish Building Lines; and Providing for the Method, Manner and Procedure in Carrying Out the Purposes and Intent of this Act," relating to notice of public hearing on zoning ordinances by providing the first publication of hearing shall be at least ten (10) days before the public hearing; providing an effective date.

Proof of Publication attached.

By Representative Murphy and others—

HB 2322—A bill to be entitled An act relating to Pinellas County; providing for the waiver of the sovereign immunity of Pinellas County for tort liability claims arising out of the state inspection of automobiles in said county; limiting such waiver to claims of less than five hundred dollars (\$500); providing an effective date.

Proof of Publication attached.

By Representative Grizzle and others—

HB 2502—A bill to be entitled An act to amend Section 29 (i) of the Municipal Charter of the City of Clearwater, Pinellas County, Florida, being Chapter 9710, Special Acts of Florida, 1923, as amended by Chapter 65-1385, Section 3, Special Acts of Florida, 1965, and Chapter 69-952, Section 1, Special Acts of Florida, 1969, to provide that all purchases and sales shall conform to such regulations as the city commission may establish by resolution; providing for the severability of the provisions hereof; providing for the repeal of all laws in conflict herewith and providing for the effective date hereof.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, 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—

By Representatives Randell and Walker—

HB 2510—A bill to be entitled An act relating to Lee County; providing for a change in the fiscal year of the Sanibel Island fire control district; providing constant commissions for the assessment and collection of fire control taxes; ratifying and confirming commissions heretofore paid for assessments and collections; providing a retroactive date for said commissions; providing an effective date.

Proof of Publication attached.

By Representatives Randell and Walker—

HB 2479—A bill to be entitled An act relating to Lee County; providing for the establishment of a committee to study the operation of the Lee County Hospital; providing for the payment of expenses; requiring a report to the Lee County legislative delegation; providing an effective date.

Proof of Publication attached.

By Representatives Randell and Walker—

HB 2511—A bill to be entitled An act relating to Lee County; providing for a change in the fiscal year of the Fort Myers Beach fire control district; providing constant commissions for the assessment and collection of fire control taxes; ratifying and confirming commissions heretofore paid for assessments and collections; providing a retroactive date for said commissions; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 2, 1971

Sir:

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

By Representative Johnson and others—

HB 1658—A bill to be entitled An act authorizing the cities and towns of Highlands County to annex contiguous property owned by the School Board of Highlands County for municipal purposes, providing that the annexation shall be accomplished by ordinance and only with the consent of said School Board, and preserving any tax exemption to the said School Board; providing for an effective date.

Proof of Publication attached.

By Representative Lancaster—

HB 2376—A bill to be entitled An act relating to the Gilchrist County district school board; providing compensation of three hundred dollars (\$300) annually for the chairman of the board in addition to all other compensation; providing an effective date.

Proof of Publication attached.

By Representative Gorman and others—

HB 2390—A bill to be entitled An act relating to Seminole County; creating and establishing a special district in said county to be known and designated as the Sanford Airport Authority; providing definitions and defining the territorial boundaries of said district; providing for the governmental body of said district and membership thereof; conferring upon said district the authority to acquire, finance and operate an airport or airports within the boundaries of said district; authorizing said district to issue revenue bonds or other obligations to finance the various projects that the district is authorized to undertake; providing for the payment of the expenses of the district out of the general fund of the City of

Sanford; authorizing said district to contract with governmental agencies; providing that the district shall have power to enter into contracts, leases, mortgages and other agreements and to exercise all incidental powers necessary to carry out the purposes of this act; providing for financial reports and budget procedure; authorizing the levy of an ad valorem tax; providing said district shall not be required to pay taxes or assessments on its property except as may be required by the Florida Constitution; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

The Honorable Jerry Thomas  
President of the Senate

June 2, 1971

Sir:

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

By Representative Johnson and others—

HB 2231—A bill to be entitled An act relating to Sarasota County; providing for the establishment of a special lighting district to be known as Warm Mineral Springs Lighting District, No. 1 upon petition of owners within the district; establishing the district boundaries; providing for an election on the creation of such district upon application to the board of county commissioners; providing for costs of election and canvass of returns; providing a governing board for the district and prescribing its powers and duties; providing for the assessment and levy of district taxes and collection thereof; providing for a referendum.

Proof of Publication attached.

By Representative Johnson and others—

HB 2348—A bill to be entitled An act relating to the Sarasota-Manatee Airport Authority; amending Section 4, Chapter 31263, Laws of Florida, Acts of 1955, as amended, to provide that the Authority shall be empowered to levy annually an ad valorem tax on taxable property in each of the Counties of Manatee and Sarasota not to exceed  $\frac{1}{4}$  of one mill to provide funds for the maintenance, operation, improvement and extension of airport facilities of the Authority; providing the manner of the collection of such tax; providing for referendum of the Electors of the Counties of Manatee and Sarasota for approval of this Act, with such election to be called by the Board of County Commissioners of the respective Counties of Manatee and Sarasota at the next ensuing general or special election to be held in both such counties, and providing an effective date.

Proof of Publication attached.

By Representative Lancaster—

HB 2401—A bill to be entitled An act relating to Dixie County; authorizing the board of county commissioners of said county to make purchases not exceeding one thousand dollars (\$1,000) without obtaining bids; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

The Honorable Jerry Thomas  
President of the Senate

June 2, 1971

Sir:

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

By Representative Milburn and others—

HB 1397—A bill to be entitled An act relating to Orange County; requiring all motorboats, launches, and other watercraft propelled by internal combustion engines on any lakes or waters in Orange County, to be equipped with mufflers, under-water exhausts, or other suitable devices to deaden sound; prohibiting the operation of any craft on said waters in a reckless manner, or so as to endanger the life or property of other persons; restricting the speed of any craft in swimming areas of said waters; providing that violation is a misdemeanor; providing an effective date.

Proof of Publication attached.

By Representative Sims and others—

HB 1394—A bill to be entitled An act relating to Orange County; authorizing and empowering the board of county commissioners to require by resolution that any junkyards, and premises used for storage or storage and sale of old automobiles and motor vehicles and parts thereof, shall be enclosed by a substantial fence; providing that violation is a misdemeanor; providing an effective date.

Proof of Publication attached.

By Representative Sims and others—

HB 1393—A bill to be entitled An act relating to Orange County; authorizing the board of county commissioners to issue permits for discharging firearms within three hundred (300) yards of public highways or adjacent premises; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

The Honorable Jerry Thomas  
President of the Senate

June 2, 1971

Sir:

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

By Representative Elmore and others—

HB 2437—A bill to be entitled An act relating to Okaloosa County; raising the maximum salary for justices of the peace in Okaloosa County to twelve thousand five hundred dollars (\$12,500) per year; providing an effective date.

Proof of Publication attached.

By Representative Melvin and others—

HB 2438—A bill to be entitled An act relating to Okaloosa County; providing for the payment by the board of county commissioners of the expenses of each justice of the peace and constable within the county not to exceed five thousand dollars (\$5,000) per year; providing an effective date.

Proof of Publication attached.

By Representative Elmore and others—

HB 2440—A bill to be entitled An act relating to Okaloosa County; providing for the constables' salaries; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

*The Honorable Jerry Thomas*  
*President of the Senate*

June 2, 1971

Sir:

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

By Representatives Miers and Tucker—

**HB 2199**—A bill to be entitled An act relating to Leon county schools; authorizing the school board of Leon county to acquire, construct, enlarge, improve, repair, remodel, equip and furnish schools, school facilities and all necessary appurtenances within the school district of Leon county; authorizing the issuance of revenue bonds payable from race track funds and jai alai fronton funds accruing annually to Leon county pursuant to the provisions of chapters 550 and 551, Florida Statutes, and allocated to the board, to pay the costs of such projects; providing an effective date.

Proof of Publication attached.

By Representative Sessums and others—

**HB 2280**—A bill to be entitled An act relating to Hillsborough County; authorizing the district school board of said county to acquire, construct, enlarge, improve, repair, remodel, equip and furnish schools, school facilities and all necessary appurtenances within the school district of the county; authorizing the issuance of revenue bonds payable from motor vehicle license taxes allocated to the board pursuant to the provisions of Section 9(d), Article XII of the State Constitution, and from racetrack funds and jai alai funds accruing annually to the county pursuant to the provisions of chapters 550 and 551, Florida Statutes, and allocated to the board, to pay the costs of such projects; providing an effective date.

Proof of Publication attached.

By Representative Reeves and others—

**HB 2273**—A bill to be entitled An act relating to Escambia County; authorizing the district school board to issue bonds, certificates of indebtedness and other obligations payable solely from the proceeds of state racing funds distributable to the county under chapters 550 and 551, Florida Statutes; providing procedure with respect thereto; providing that the funds received from such issue shall be used for capital improvements for the district public school system; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 2, 1971

Sir:

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

By Representatives Chapman and Rish—

**HB 2493**—A bill to be entitled An act relating to Calhoun County; creating and establishing a port authority in said county and providing its purposes, powers and duties; designating the members of said authority to be appointed by the governor; providing the method of financing said authority and its activities; providing for tax exemptions for said authority; repealing chapter 59-1162, Laws of Florida, which relates to the same subject; providing an effective date.

Proof of Publication attached.

By Representatives Shaw and Hollingsworth—

**HB 2497**—A bill to be entitled An act relating to the City of Keystone Heights, Clay County; amending sections 16, 18 and

43 of chapter 68-1496, Laws of Florida; abolishing the municipal offices of the tax assessor and tax collector; providing that assessment and collection of taxes shall be as provided by statute; repealing sections 9, 44, 45, 46, 47, 48, 50, 51, 53, 54, 55, 56 and 57 of said chapter, relating to the assessment and collection of taxes; providing an effective date.

Proof of Publication attached.

By Representatives Shaw and Hollingsworth—

**HB 2498**—A bill to be entitled An act relating to Baker county; amending Chapter 67-1088, Laws of Florida, authorizing the board of county commissioners to make direct purchases not exceeding a certain amount without first soliciting bids; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 2, 1971

Sir:

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

By Representative Earle and others—

**HB 2236**—A bill to be entitled An act relating to Orange County; exempting Mosely and Reed Amvets Post #18, a non-profit corporation of said county, from the provisions of §561.20(6), Florida Statutes, in regard to the limitations therein imposed upon the number of club licenses that may be issued in said county, under the provisions of §561.34(6), Florida Statutes, and exempting the said Mosely and Reed Amvets Post #18 from the provisions of any other laws of the state, general, special or local, limiting the number of such licenses that may be issued; providing for an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, 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 as amended—

By Representative Murphy and others—

**HB 2318**—A bill to be entitled An act relating to constables in Pinellas County; fixing compensation; regulating expenses, disbursements and receipts of constables' office; providing for reports and accounting of constables' office; repealing all laws in conflict therewith; providing an effective date.

Proof of Publication attached.

By Representatives Randell and Walker—

**HB 2435**—A bill to be entitled An act relating to Glades County; providing that the county judge of said county shall hold inquests of the dead when so directed by §936.03, Florida Statutes, and to that extent shall be deemed a coroner; providing that in case the county judge shall be unable to hold an inquest, it shall be held by the sheriff or one of the deputy

sheriffs; repealing chapter 61-1179, as amended under chapter 69-539, laws of Florida; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 2, 1971

*Sir:*

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

By Representative Fortune and others—

**HB 2333**—A bill to be entitled An act relating to Santa Rosa County; providing for distribution of racetrack funds in said county; providing an effective date.

Proof of Publication attached.

By Representative Andrews and others—

**HB 2230**—A bill to be entitled An act relating to the City of Gainesville, amending section 7 of chapter 12760, Laws of Florida 1927, as amended by chapter 67-1409, Laws of Florida 1967, to provide that the City shall have power to levy and impose license taxes by ordinance for the purpose of regulation or revenue upon all occupations and privileges, and to determine and fix the amounts thereof, which amounts shall not be limited or restricted by the general laws of the state; providing for the collection of same; providing for penalties and providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 2, 1971

*Sir:*

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

By Representative Powell and others—

**HB 2158**—A bill to be entitled An act relating to the San Sebastian drainage district in Brevard County; providing for the duties of the county tax assessor and the county tax collector; the levy, collection and enforcement of all taxes levied by said district at the same time and in like manner as county taxes; same discount and penalty as county taxes; method of tax certificate sale and redemption; bond of the tax collector; fees of the assessor and collector; providing that the act shall take precedence over any conflicting law to the extent of such conflict; providing an effective date.

Proof of Publication attached.

By Representative Shreve and others—

**HB 2400**—A bill to be entitled An act relating to the City of Rockledge, amending Article III, Chapter 11094, Laws of Florida, 1925, providing for municipal organization and officers; establishing the offices of chairman and vice chairman of the Rockledge City Council, and the office of vice mayor of said city; designating officers to act in the absence or disqualification of the mayor, vice mayor, chairman or vice chairman aforesaid; and providing an effective date.

Proof of Publication attached.

By Representative Shreve and others—

**HB 2399**—A bill to be entitled An act relating to the City of Rockledge; amending section 2 of Chapter 69-1528, Laws of Florida, 1969; assigning a permanent identifying seat number to each of the six city council office and providing for the election of city councilmen to specifically designated council seats; prescribing the procedure for balloting and the tabulation of votes for council seats; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 2, 1971

*Sir:*

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

By Representative Lancaster—

**HB 2304**—A bill to be entitled An act relating to Suwannee County, schools; authorizing the district school board of Suwannee County to acquire, construct, enlarge, improve, repair, remodel, equip and furnish schools, school facilities and all necessary appurtenances within the school district of Suwannee County; authorizing the issuance of revenue bonds payable from racetrack funds and jai alai fronton funds accruing annually to Suwannee County pursuant to the provisions of chapters 550 and 551, Florida Statutes, and allocated to the board, to pay the costs of such projects; providing an effective date.

Proof of Publication attached.

By Representatives Chapman and Rish—

**HB 2317**—A bill to be entitled An act relating to the distribution of additional race track money accruing to Bay County, Florida, by virtue of the increase in tax provided by the 1955 legislative session of the Florida legislature; providing for legislative approval of all of said funds heretofore distributed by virtue of house bill no. 1699, chapter 30460, Acts of 1955, and providing for future distribution of said funds to the school board of Bay County, Florida.

Proof of Publication attached.

By Representative Lancaster—

**HB 2369**—A bill to be entitled An act relating to Dixie County; providing for the acquisition and construction of county buildings and related facilities of Dixie County; authorizing the issuance by the board of county commissioners of certificates of indebtedness payable from a portion of racetrack funds accruing annually to Dixie County to pay the cost of such project; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 2, 1971

*Sir:*

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

By Representative Martinez and others—

**HB 1487**—A bill to be entitled An act relating to alcoholic beverage licenses; providing for issuance of a series 11-C club

alcoholic beverage license to the Florida Confederate Army, Inc., Tampa, Hillsborough County, under authority of §561.34(6), Florida Statutes; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 2, 1971

Sir:

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

By Representative Tittle—

**HB 2456**—A bill to be entitled An act relating to the City of Key West, Monroe County; repealing chapter 59-1445, Laws of Florida, which requires a referendum election by the electors of said city before an ordinance may be passed imposing, levying and providing for the collection of a tax on the purchase of any one or more of the utility services authorized by §167.431, Florida Statutes; providing an effective date.

Proof of Publication attached.

By Representative Tittle—

**HB 2457**—A bill to be entitled An act relating to the City of Key West, Monroe County; amending section 8 of article I of chapter A of chapter 23374, Laws of Florida, 1945, charter of the City of Key West, as amended, relating to the city commission's power to borrow money to pay debts or for authorized city purposes and give note or notes evidencing same; providing that the holder of said note or notes shall have a first lien upon uncollected taxes assessed each year to the extent of the amount borrowed; providing that no note or notes shall be given for longer than one (1) year and shall bear such interest as allowed by law; providing such note or notes may be renewed from year to year if such renewal is agreed to by the holder of such note or notes; repealing all laws or parts of laws, whether general or special, in conflict with this act to the extent of such conflict; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 2, 1971

Sir:

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

By Representative Shreve—

**HB 2454**—A bill to be entitled An act relating to Indian River County, small claims court; creating a small claims court in said county; exempting the county from provisions of Chapter 42, Florida Statutes, except where specifically set out herein; providing jurisdiction of said court; providing for the election of judge, compensation and term of office; fixing docket fees; adopting Summary Claims Procedure Rules; repealing Chapter 69-614, Laws of Florida, providing an effective date.

Proof of Publication attached.

By Representative Lancaster—

**HB 2471**—A bill to be entitled An act relating to Levy County; creating the office of county prosecuting attorney in

said county; providing that said office shall be elective; providing for term of office and prosecuting duties; empowering the county prosecuting attorney to subpoena witnesses and administer oaths; providing for witness fees; providing penalties; providing an effective date.

Proof of Publication attached.

By Representative Shreve and others—

**HB 2509**—A bill to be entitled An act relating to the Court of Record for Brevard County; amending section 7(e) of Chapter 63-739, Laws of Florida, 1963, relating to compensation of the court reporter of said court; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable 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 Representatives Randell and Walker—

**HB 2427**—A bill to be entitled An act relating to the Alcoholic Beverage Laws; authorizing the sale by the Veterans of Foreign Wars, Post No. 2454, U. S. 41 South, Bonita Springs, Lee County, Florida; providing exemption from the limitation contained in section 561.20(6), Florida Statutes, as to the number of club licenses which may be issued under section 561.34(6), Florida Statutes; granting a club license for consumption on the premises of alcoholic beverages; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable 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 Gorman and others—

**HB 2085**—A bill to be entitled An act relating to Orange County; providing for compensation of the county solicitor, assistant county solicitors, administrative assistant and special investigators; providing for appointment of such assistants; providing for the duties of special investigators; authorizing reimbursement of automobile transportation expense under certain circumstances; appropriating county funds for the purposes declared in the act; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*



By Representatives Randell and Walker—

**HB 2422**—A bill to be entitled An act relating to Lee County club beverage licenses; excepting Royal Palm Post #2444, Veterans of Foreign Wars of the United States, of Lee County, Florida, from the provisions of Section 561.20(6) as the same relates to the number of such licenses that may be issued in Lee County, Florida; excepting said Royal Palm Post #2444, Veterans of Foreign Wars of the United States, from the provisions of section 561.34(6) as the same relates to the period of time that a club is required to have been in continuous active existence and operation before becoming entitled to a license under the provisions thereof; excepting said club from the provisions of any other laws of general, special or local nature of the State of Florida, relating to the number of licenses to be issued in Lee County; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable 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 Representatives Walker and Randell—

**HB 2185**—A bill to be entitled An act relating to Collier County; continuing the small claims court therein established; prescribing the jurisdiction of the court; providing for a judge and the judge's qualifications, appointment, election, compensation and duties of successor judges of said court; prescribing the amount and providing for disposition of filing fees; providing for the payment of office expenses and salaries within limits of judge and clerk of court from county general fund; providing for pleading and practice in said court; providing for severability; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 2, 1971

Sir:

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

By Representatives Randell and Walker —

**HB 2423**—A bill to to entitled An act amending House Bill 5484, Laws of Florida, 1970, Charter of the City of Cape Coral, Florida, changing Article 4, Section 403(a) requiring annual elections on the second Tuesday of October in each year; providing an effective date.

Proof of Publication attached.

By Representatives Randell and Walker—

**HB 2430**—A bill to be entitled An act relating to Lee County; authorizing the division of corrections to sell canned goods to school lunchrooms, jails and stockades in said county; providing an effective date.

Proof of Publication attached.

By Representatives Randell and Walker—

**HB 2424**—A bill to be entitled An act abolishing the Cape Coral Fire Control District, City of Cape Coral, Lee County,

Florida; repealing Chapter 63-1537, Laws of Florida, 1963; transferring assets, liabilities and duties to the Government of the City of Cape Coral; authorizing assessment and levy of taxes; providing for a referendum.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, 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—

By Representative Melvin and others—

**HB 2442**—A bill to be entitled An act relating to Okaloosa County; creating the South Okaloosa County Sewage Effluent Disposal Authority; defining terms, creating a board of directors and establishing qualifications and compensation; setting boundaries of authority; granting powers and duties in regard to the establishment, maintenance and management of a land percolation sewage effluent disposal system; prohibiting ad valorem taxation; providing an effective date.

Proof of Publication attached.

By Representative Elmore and others—

**HB 2444**—A bill to be entitled An act relating to Okaloosa County; amending section 5 of chapter 69-1363, Laws of Florida, same being an act creating a local government study commission in the county; extending from December 31, 1971 to December 31, 1972, when the commission shall file its plan or plans with the legislative delegation; extending from April 1, 1972 to April 1, 1973, when the commission shall dissolve and all terms of membership shall terminate; providing an effective date.

Proof of Publication attached.

By Representative Melvin and others—

**HB 2445**—A bill to be entitled An act relating to the Town of Mary Esther, Okaloosa County; amending subsection (1) of section 12, chapter 57-1577, Laws of Florida, to provide that the town may purchase goods, wares, and services costing two thousand dollars (\$2,000) or less, without bids.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

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

By Representatives Randell and Walker—

**HB 2561**—A bill to be entitled An act relating to the City of Fort Myers, Lee County; amending section 2, chapter 57-1326, Laws of Florida, as amended by chapters 67-1389 and 69-1062, Laws of Florida; providing a change in the legal description of said city to include within the description of the territorial limits those lands annexed by the city subsequent to the enactment of section 2, chapter 57-1326, Laws of Florida, as amended; providing an effective date.

Proof of Publication attached.

By Representative Lancaster—

HB 2552—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.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

*Sir:*

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

By Representative Johnson and others—

HB 2350—A bill to be entitled An act to authorize the County Commissioners of Sarasota County to levy and collect an annual tax for promoting, advertising and publicizing Sarasota County; repealing Chapter 59-1852, Laws of Florida, 1959, and Chapter 63-1897, Laws of Florida, 1963; providing an effective date.

Proof of Publication attached.

By Representative Johnson and others—

HB 2347—A bill to be entitled An act relating to the Englewood Water District of Charlotte County and Sarasota County, Florida; amending Subsection (B) (1) of Section 3 of Chapter 59-931, Laws of Florida, as amended, providing for the election of officers on an annual basis and providing that said officers may be removed with or without cause by a majority vote of the Board of Supervisors, and providing for an effective date.

Proof of Publication attached.

By Representative Johnson and others—

HB 2346—A bill to be entitled An act relating to the Englewood Water District and the powers thereof amending Section 4, Subsection (c) by changing the limits on the total amount of general obligation bonds that the District may issue to Six Million Dollars (\$6,000,000) or Fifteen per cent (15%) of the assessed valuation of the District, whichever may be the lessor of the two, and providing for a referendum in respect thereto.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

*Sir:*

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

By Representative Danahy and others—

HB 2540—A bill to be entitled An act relating to Hillsborough County and to the County Judges of said county; providing for the collection, accounting, and disposition of fees and commissions or other remuneration received for services by the County Judges of said county; providing for the removal of the County Judges of said county from the fee-accounting system as defined and prescribed in Chapter 145, Florida Stat-

utes; providing a budget procedure for such County Judges, setting up procedures and methods for the payment of salaries of such County Judges and their Clerks and other employees and for the equipment, supplies and expenses of their offices and reserve for contingencies for the County Judges' Office by the Board of County Commissioners of the said County; continuing in uninterrupted effect the budget system and accounting practices and procedures, disposition of fees and commissions or other remuneration received for services of the County Judges of said county, and method of payment of salaries and for equipment, supplies and expenses provided for in Chapter 61-812 of the Laws of Florida; repealing Chapter 61-812, Laws of Florida, a population act transferred to the Florida Statutes as a general law by Chapter 71-29, Laws of Florida, and all other conflicting laws; and providing the time this Act takes effect.

Proof of Publication attached.

By Representative Lancaster—

HB 2556—A bill to be entitled An act relating to Gilchrist County; authorizing the board of county commissioners of said county to make purchases not exceeding one thousand dollars (\$1,000) without the necessity of requiring bids; providing an effective date.

Proof of Publication attached.

By Representatives Walker and Randell—

HB 2562—A bill to be entitled An act relating to Hendry County, hospital authority; amending §14 of chapter 67-1446, Laws of Florida; increasing the authorized annual ad valorem tax levy from one (1) mill to two (2) mills; providing for a referendum.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

*Sir:*

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

By Representative Spicola and others—

HB 2569—A bill to be entitled An act relating to professional negotiations for teachers in Hillsborough County; defining certain terms; establishing the right to organize and professionally negotiate; providing for recognition of official negotiating agent; providing for dues collection; providing for arbitration of disputes by an arbitration board; providing for composition of hearings by and expenses of the board; providing that the decisions of the board shall be advisory; defining professional negotiations; providing a saving clause; repealing conflicting laws; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

*Sir:*

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

By Representatives Randell and Walker—

**HB 2421**—A bill to be entitled An act relating to Lee County, Iona drainage district; amending chapter 28456, Laws of Florida, 1953; providing for the vesting of title to all properties of said drainage district, other than easement rights, in the Board of County Commissioners of Lee County; providing for the conveyance thereof to the apparent real owners of said properties; providing an effective date.

Proof of Publication attached.

By Representative Craig—

**HB 940**—A bill to be entitled An act cancelling all tax certificates struck off and issued to St. Johns County, Florida, for the year 1950 and all prior years, and providing an effective date.

Proof of Publication attached.

By Representative Blackburn and others—

**HB 2544**—A bill to be entitled An act relating to the City of Tampa, Hillsborough County; amending section 4 of chapter 23559, Laws of Florida, 1945, as amended by chapters 57-1900, 59-1922, 65-2313, 69-1660, and 70-957, Laws of Florida, relating to the administration of the city pension fund for disabled or retired permanent employees and to terms, conditions, limitations, and provisions respecting and governing the investment of funds, to restrict the use of the funds and to authorize employment of one (1) or more investment counselors; providing an effective date .

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas* June 3, 1971  
*President of the Senate*

Sir:

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

By Representatives Randell and Walker—

**HB 2420**—A bill to be entitled An act providing for the vesting of title in certain adjoining property owners of lands formerly owned by the Fort Myers Drainage District abolished by Chapter 16031, Laws of Florida, 1933; providing an effective date.

Proof of Publication attached.

By Representatives Randell and Walker—

**HB 2416**—A bill to be entitled An act validating the creation of the "Captiva Erosion Prevention District; and further prescribing its powers and duties; providing for the issuance of bonds of the district and the levy of a special tax for the payment thereof; providing for bond elections; and prescribing the powers and duties of the Board of County Commissioners of Lee County in connection with the foregoing; providing an effective date.

Proof of Publication attached.

By Representative Culbreath and others—

**HB 2460**—A bill to be entitled An act relating to Hernando County; providing for the acquisition, construction, extension, addition, improvement, repair, furnishing and equipping of hospitals, nursing homes, medical clinics and hospital facilities in said county; authorizing the issuance of revenue bonds payable from the revenues derived from the operation of all or a portion of the hospital system of said county and other funds of said county legally available for such purposes derived from sources

other than from ad valorem taxation, for the purpose of financing such facilities; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas* June 3, 1971  
*President of the Senate*

Sir:

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

By Representative Martinez and others—

**HB 2570**—A bill to be entitled An act relating to Hillsborough County; authorizing the district school board of said county to provide by policy for the expenditure by the board of per diem and travel expenses for all officers, employees and authorized persons of the board when performing authorized travel; providing an effective date.

Proof of Publication attached.

By Representative Tittle—

**HB 2557**—A bill to be entitled An act relating to the Town of Layton, Florida; amending Chapter 63-1535, Laws of Florida, to redefine the territorial boundaries of the Town of Layton by adding and annexing additional lands; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas* June 3, 1971  
*President of the Senate*

Sir:

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

By Representative Milburn and others—

**HB 2389**—A bill to be entitled An act relating to the City of Winter Park, Orange County; granting the city the power to extend the corporate territorial limits of said city; setting forth the procedure and providing for de-annexation powers; granting the city the power to annex when the territorial boundaries of the city abut or adjoin a parcel of land not within the territorial boundaries on any four (4) sides of such land; providing an effective date.

Proof of Publication attached.

By Representative Lancaster—

**HB 2472**—A bill to be entitled An act relating to Dixie County; amending §1 of chapter 26355, Laws of Florida, 1949; providing that racetrack funds allocated to Dixie County under chapter 14832, Laws of Florida, 1931, and §550.13, Florida Statutes, shall be distributed equally between the district school board and the board of county commissioners; providing an effective date.

Proof of Publication attached.

By Representative Murphy and others—

**HB 2550**—A bill to be entitled An act relating to Pinellas County, Civil and Criminal Court of Record; amending Chapter

69-725, Laws of Florida, 1969; fixing salaries of judges; providing for presiding judge; providing for court reporter and salary; repealing all conflicting laws; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

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

By Representative Johnson and others—

HB 2531—A bill to be entitled An act relating to the purchase of food stuffs, canned goods and other produce by the Sheriff and the District School Board of DeSoto County from the Division of Corrections; providing an effective date.

Proof of Publication attached.

By Representative Craig—

HB 2532—A bill to be entitled An act relating to Putnam County; creating a nursing home authority for Putnam County; which authority shall be granted the power of operating and controlling the nursing home now located in Crescent City, and any additional county nursing homes established hereafter; providing for a proposed budget to be approved by the board of county commissioners of Putnam County; providing the nursing home authority to be composed of five (5) members, constituting one (1) member from each county commission district; initially each member from district 1 shall be appointed for a one (1) year term; initially each member from districts 2 and 3 shall be appointed for a two (2) year term, and each member from districts 4 and 5 shall be appointed for a three (3) year term; each member's term thereafter shall be for a period of three (3) years; an existing vacancy on the nursing home authority shall be filled by the appointment of a member by the board of county commissioners of Putnam County; providing an effective date.

Proof of Publication attached.

By Representative Lancaster—

HB 2549—A bill to be entitled An act relating to Hamilton County commissioners, expenses; authorizing a monthly allowance for certain travel expenses; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

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

By Representative Tittle—

HB 2568—A bill to be entitled An act authorizing and empowering the governing board of the public hospital owned by

Monroe County, Florida, situated at Stock Island, Florida, as now constituted by Chapter 27746, Laws of Florida, 1951 and any amendments thereto, and Chapter 27654, Laws of Florida and any amendments thereto, to borrow money for the operation of said hospital and to issue tax anticipation warrants in payment of same; providing for the payment of said warrants out of taxes assessed and levied or to be levied for the use of said hospital; limiting interest payable on said warrants; repealing all laws and parts of laws in conflict; and providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

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

By Representative Burke—

HB 2468—A bill to be entitled An act relating to Lafayette County; amending section 1, subsection (4)(a)2. of chapter 65-623, Laws of Florida, relating to racing commission and fronton funds accruing to the county under chapters 550 and 551, Florida Statutes, as amended, and distribution of such funds; providing for a portion of such funds so accruing to the county to be distributed to county veterinarian and qualifications therefor; authorizing the county commission to furnish office space and utilities; authorizing the county veterinarian to charge fees; repealing chapter 69-1199, Laws of Florida; providing an effective date.

Proof of Publication attached.

By Representative Craig—

HB 2413—A bill to be entitled An act relating to Putnam County; providing for the construction or acquisition of various county improvement projects; authorizing the issuance of certificates of indebtedness payable from the portion of the racetrack funds and jai alai fronton funds accruing annually to said county and allocated to the board of county commissioners to finance the cost of such projects; providing an effective date.

Proof of Publication attached.

By Representative Shreve—

HB 2311—A bill to be entitled An act authorizing the board of county commissioners of Brevard County to establish and maintain a fire control unit; to authorize the said board of county commissioners to enter into agreement with the Florida department of agriculture and consumer services, division of forestry, for the establishment and maintenance of such fire control unit; to declare the powers of said board of county commissioners in relation thereto and directing the levy of a tax therefor; to authorize the Florida department of agriculture and consumer services, division of forestry, to enter into agreement to carry out the purposes hereof and to expend funds therefor, and to provide the method of discontinuing the maintenance of such fire control unit.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

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

By Representative Milburn and others—

HB 2476—A bill to be entitled An act relating to the City of Orlando, Orange County; granting said city the power to extend its corporate limits to certain areas adjacent thereto; setting forth procedure for annexation by ordinance, without referendum, petition or consent, when the territorial boundaries of the city surround on all sides lands not within the city's territorial boundaries; providing certain conditions in the case of public road rights-of-way and navigable ponds, lakes, streams, creeks and rivers; providing that the act is additional and supplementary to existing powers; providing an effective date.

Proof of Publication attached.

By Representative Sykes and others—

HB 2534—A bill to be entitled An act relating to Palm Beach County; amending §23 of chapter 67-1880, Laws of Florida, the Palm Beach County water and sewer act; authorizing the Palm Beach County water and pollution control authority to enter into agreements for the use of sewage treatment facilities not subject to the provisions of said act; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
*ALLEN MORRIS*  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

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

By Representative Sessums and others—

HB 2571—A bill to be entitled An act relating to Hillsborough County; providing for the district school board to enter into agreements for group insurance for the benefit of retired employees of the public schools in the county; providing for contributions by the board to the premiums therefor; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
*ALLEN MORRIS*  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

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

By Representative J. W. Robinson and others—

HB 2533—A bill to be entitled An act relating to Brevard County; amending section 2 of chapter 67-1018, Laws of Florida, as amended, relating to the non-partisan nomination and election of magistrates judges; providing the method of qualifying for office; providing election procedures; providing for the amount and disposition of filing fees; restricting certain polit-

ical activities of candidates; prohibiting certain activities on behalf of candidates; providing a penalty; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
*ALLEN MORRIS*  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

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

By Representative Danahy and others—

HB 2541—A bill to be entitled An act relating to Hillsborough County; providing for two (2) additional county judges in the county; providing for the appointment, election, term of office, and the amount of compensation of such additional county judges; providing for the payment thereof from the general fund of the county; prohibiting such county judges from engaging in the private practice of law; providing for a senior county judge and the administration of the office of county judges in the county with power to apportion the judicial and administrative work of the courts; repealing chapters 61-1143 and 69-697, Laws of Florida, which are population acts relating to the same subject and which are transferred into general law by Chapter 71-29, Laws of Florida; providing that the judges serving thereunder shall continue as the additional judges provided by this act; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
*ALLEN MORRIS*  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

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

By Representative Danahy and others—

HB 2539—A bill to be entitled An act fixing the compensation of lay (citizens of the state) and medical members of examining committees for examining, reporting and testifying at court hearings in cases involving alleged recalcitrant tuberculous persons, alleged feeble-minded and epileptic persons, and alleged mental incompetents in Hillsborough County, Florida; repealing conflicting laws to the extent of any conflict; declaring this law a county purpose; and providing an effective date.

Proof of Publication attached.

By Representatives Shaw and Hollingsworth—

HB 2496—A bill to be entitled An act relating to Clay County; providing that the limitation as to the number of alcoholic beverage licenses as provided by section 561.20 (1), Florida Statutes, shall not prohibit issuance of such licenses to bona fide restaurants fulfilling certain requirements; providing as effective date.

Proof of Publication attached.

By Representative Andrews and others—

HB 2517—A bill to be entitled An act relating to Marion County; providing that the limitation as to the number of

liquor licenses as provided by section 561.20(1), Florida Statutes, shall not prohibit issuance of such licenses to bona fide restaurants fulfilling certain requirements; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

*Sir:*

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

By Representative Fortune and others—

HB 2443—A bill to be entitled An act relating to Okaloosa County, Ocean City-Wright fire control district; providing for the staggering of terms of office of the members of the board of commissioners by providing that the commissioners from groups two (2) and four (4) shall be elected for a term of two (2) years at the general election to be held in November 1972; providing that all commissioners shall be elected for a full four (4) year term thereafter; repealing all laws or parts of laws in conflict; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

*Sir:*

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

By Representative Chapman—

HB 2537—A bill to be entitled An act relating to Gulf County; providing that the limitation as to the number of alcoholic beverage licenses as provided by section 561.20 (1), Florida Statutes, shall not prohibit issuance of such licenses to bona fide restaurants fulfilling certain requirements; providing an effective date.

Proof of Publication attached.

By Representative Lancaster—

HB 2551—A bill to be entitled An act relating to Dixie 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.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

*Sir:*

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

By Representatives Walker and Randell—

HB 2536—A bill to be entitled An act relating to Hendry County; repealing chapter 69-543, Laws of Florida, which requires the Hendry County district school board to pay to the tax assessor and tax collector the commissions which they are entitled to receive upon taxes levied by the school board; providing an effective date.

Proof of Publication attached.

By Representative Burke—

HB 2474—A bill to be entitled An act relating to Jefferson County; providing for special restaurant alcoholic beverage licenses under the general provisions of §561.34, Florida Statutes, and subject to the general provisions of §561.20(2), Florida Statutes; providing that restaurants in the county having a seating capacity of no less than one hundred fifty (150) seats at booths and tables, an overall floor capacity of no less than two thousand five hundred (2,500) square feet, may obtain such special restaurant licenses; providing that the division of beverage of the department of business regulation shall administer the issuance and regulation of such special licenses; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 2, 1971

*Sir:*

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

By Representative Danahy and others—

HB 2538—A bill to be entitled An act relating to Hillsborough County, providing for two (2) additional judges of the Juvenile and Domestic Relations Court of Hillsborough County; providing for the qualifications, manner of election, and terms thereof; providing that the judges serving under Chapter 61-1152 and Chapter 67-752, Laws of Florida, shall continue to serve as the additional judges provided by this act until the expiration of the terms to which they were elected; providing for the time of the election of their successors; the time of the successors taking office; providing that in all elections hereafter held in Hillsborough County candidates for the office of a judge of this court shall run in separate groups and each group shall be voted upon separately; providing for the compensation of the additional judges and the payment thereof; providing for the election of a presiding judge by the judges of the said court and providing that the presiding judge shall be the administrative officer of the said court and shall exercise the administrative authority vested in the judge of the juvenile court by law; repealing Chapters 61-1152 and 67-752, Laws of Florida, as transferred to Florida Statutes by Chapter 71-29, Laws of Florida, as general laws; and providing an effective date.

Proof of Publication attached.

By Representative Craig—

HB 2412—A bill to be entitled An act relating to Putnam County; creating the elective office of county prosecuting attorney for the county judge's court in Putnam County; fixing the term of office and the method of filling same; establishing the qualifications for candidates of said office; prescribing

the duties of the county prosecuting attorney; giving the prosecuting attorney authority to subpoena witnesses to appear before him in or out of term; fixing and prescribing said prosecuting attorney's compensation; establishing a five dollar (\$5) conviction fee to be charged in each conviction, plea of guilty or nolo contendere; providing that if any section should be held invalid the remainder thereof shall not be affected; providing an effective date.

Proof of Publication attached.

By Representative Johnson and others—

HB 2530—A bill to be entitled An act to fix the times for holding the regular terms of county court in DeSoto County.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

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

By Representatives Gallen and Harllee—

HB 2563—A bill to be entitled An act relating to the City of Bradenton, Manatee County; amending subsections 1. and 2. of section 5 and section 10 of chapter 67-1121, Laws of Florida; providing that the fireman's pension fund shall be created and maintained by the net proceeds of the excise or license tax permitted by the provisions of chapter 175, Florida Statutes; providing that the annual contribution paid by the City of Bradenton to the creation and maintenance of the fireman's pension fund shall be in an amount not to exceed eight hundred fifty dollars (\$850) per fireman; including disability benefits and provisions for a percentage of normal retirement benefits predicated on the degree of disability; providing an effective date.

Proof of Publication attached.

By Representative Burke—

HB 2256—A bill to be entitled An act relating to the City of Madison, Madison County; authorizing the city commission to contribute funds to the greater Madison County chamber of commerce not to exceed fifty cents (50¢) per person residing in the City of Madison upon certain requests; providing an effective date.

Proof of Publication attached.

By Representative Burke—

HB 2255—A bill to be entitled An act relating to Madison County, board of county commissioners; authorizing said board to contribute funds to the Greater Madison County Chamber of Commerce not to exceed one dollar (\$1) per person residing in Madison County upon request; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

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

By Representative Johnson and others—

HB 2529—A bill to be entitled An act creating a Small Claims Court in DeSoto County, prescribing the jurisdiction of said court; providing for the County Judge to be the judge of said court; prescribing for the pleading, practice and service of notice of proceedings therein; providing for the Clerk of the County Court to be the clerk of said court and fixing his compensation and prescribing his duties; and generally to provide a forum and inexpensive procedure for the speedy trial of small claims cases.

Proof of Publication attached.

By Representative Murphy and others—

HB 2505—A bill to be entitled An act providing for the compensation of the various Justices of the Peace of Pinellas County; providing an effective date.

Proof of Publication attached.

By Representatives Randell and Walker—

HB 2433—A bill to be entitled An act relating to Glades County; creating a small claims court in said county; providing for a judge and clerk for such court and fixing their compensation and duties; providing for jurisdiction of said court and for filing fees; providing for jury trials; prescribing the pleadings, practice, notice of suit, and service thereof in proceedings had hereunder; providing that the sheriff shall be the executive officer of said court; providing for appellate review; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

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

By Representatives Randell and Walker—

HB 2418—A bill to be entitled An act relating to Lee County; amending the Act creating a Small Claims Court, Chapter 30085, Laws of Florida, 1955; providing for an increase filing fees; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

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

By Representatives Randell and Walker—

HB 2432—A bill to be entitled An act relating to Lee County; authorizing junior college contributions to a surplus property warehouse in said county; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

*Sir:*

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

By Representative Milburn and others—

HB 2492—A bill to be entitled An act relating to the City of Orlando, Orange County; regulating the government of the city by establishing the corporate limits of the city; validating and confirming prior annexations by the city to its corporate limits and having the effect of annexing to the city specifically described properties; providing all laws or parts of laws in conflict with this act are hereby repealed; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 2, 1971

*Sir:*

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

By Representatives Randell and Walker—

HB 2425—A bill to be entitled An act relating to the City of Cape Coral, Lee County; divesting the Florida Public Service Commission of its exclusive jurisdiction under Chapter 367, Laws of Florida, 1968; providing for the authority, procedures and powers for the fixing and changing of rates to be charged and collected by a public utility under its jurisdiction of the Water and Sewer System Regulatory Law; providing for the vesting of said authority, procedures and powers for determining, fixing and changing of rates to be charged and collected by a public utility for its water and sewer services within the municipal jurisdiction of the City of Cape Coral, in and with the City of Cape Coral; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

*Sir:*

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

By Representative J. R. Clark and others—

HB 2555—A bill to be entitled An act relating to Sumter County, small claims court; amending sections 1, 2, 7 and 17, chapter 26695, Laws of Florida, 1951, and adding section 16A to said chapter; increasing the jurisdiction of said court to one thousand dollars (\$1,000.00); requiring the judge of said court to be a member of The Florida Bar, a member of the Sumter

County Bar, and a qualified elector of Sumter County; increasing and establishing the filing fees and costs of said court; providing for the holding of said court in any incorporated municipality in Sumter County; validating all prior proceedings and fees of said court; repealing chapter 30148, Laws of Florida, 1955; providing an effective date.

Proof of Publication attached.

By Representatives Shaw and Hollingsworth—

HB 2565—A bill to be entitled An act relating to Nassau County, Amelia Island mosquito control district; providing for the election of one (1) member of the board of commissioners of said district in 1972 and every four (4) years thereafter; providing that the member elected at the 1972 election shall be the successor in office to the member appointed by the governor to fill the vacated seat of Mr. G. Ralph Wolff, and that such appointed member serve until January 2, 1973; providing that the special tax authorized by law to be levied by the district shall not exceed one and one half (1½) mills; providing for a referendum.

By Representative Alvarez and others—

HB 2572—A bill to be entitled An act amending section 7.403 of chapter 67-1320, Laws of Florida, as amended; setting forth the rights of present personnel of the public health division of the health, welfare and bio-environmental services department who are under the civil service and pension system of Jacksonville and providing for those who may elect to become members of the state career service system; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

Evidence of notice and publication was established by the Senate as to House Bills 2501, 2417, 2419, 2528, 2202, 2277, 2489, 2313, 2414, 2404, 2527, 2411, 2495, 2459, 2279, 2461, 2491, 2183, 2320, 2239, 2426, 2436, 2439, 2441, 2482, 2336, 2516, 2473, 2463, 2512, 2513, 2408, 2503, 2504, 2467, 2322, 2502, 2510, 2479, 2511, 1658, 2376, 2390, 2231, 2348, 2401, 1397, 1394, 1393, 2437, 2438, 2440, 2199, 2280, 2273, 2493, 2497, 2498, 2236, 2318, 2435, 2333, 2230, 2158, 2400, 2399, 2304, 2317, 2369, 1487, 2456, 2457, 2454, 2471, 2509, 2427, 2085, 2465, 2466, 2407, 2477, 2480, 2483, 2238, 2422, 2185, 2423, 2430, 2424, 2442, 2444, 2445, 2561, 2552, 2350, 2347, 2346, 2540, 2556, 2562, 2569, 2421, 940, 2544, 2420, 2416, 2460, 2570, 2557, 2389, 2472, 2550, 2531, 2532, 2549, 2568, 2468, 2413, 2311, 2476, 2534, 2571, 2533, 2541, 2539, 2496, 2517, 2443, 2537, 2551, 2536, 2474, 2538, 2412, 2530, 2563, 2256, 2255, 2529, 2505, 2433, 2418, 2432, 2492, 2425, 2555, 2565, and 2572 contained in the above messages, which were read the first time by title and referred to the Committee on Rules, Calendar, Privileged Business and Ethics.

*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 Johnson and others—

HB 1142—A bill to be entitled An act relating to Sarasota county; making findings of fact; providing for the creation of

the Manasota Key conservation district within Sarasota county; establishing the district boundaries; providing density requirements for use of land within the district and restricting the use of land within the district to single family residential use; prohibiting unreasonable destruction of natural vegetation when said destruction would be harmful to wildlife or contribute to pollution within the district; creating a marine sanctuary; prohibiting unreasonable disturbance of submerged lands which constitute marine nursery or breeding areas; providing for the creation of a board of appeals and designating its function, duties and authority; providing for judicial relief; providing that this act will not supersede applicable state and county zoning, air and water pollution and conservation regulations; providing any real property owner in the district may enforce the provisions of this act by appropriate legal proceeding; providing that this act shall be recorded in the public records of Sarasota County, Florida; providing for a referendum.

Proof of Publication attached.

By Representatives Miers and Tucker—

HB 1725—A bill to be entitled An act to amend Section 44.12, Florida Statutes, providing a change in salary for county judges of Leon, Orange and Hendry Counties; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

Evidence of notice and publication was established by the Senate as to HB 1142.

HB 1142, contained in the above message, was read the first time by title and referred to the Committee on Rules, Calendar, Privileged Business and Ethics.

HB 1725, contained in the above message, was read the first time by title and referred to the Committee on Rules, Calendar, Privileged Business and Ethics.

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

Sir:

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

By the Committee on Judiciary and Representative Reeves—

HB 2452—A bill to be entitled An act relating to court reporters; providing for two (2) additional assistant court reporters in the first judicial circuit; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

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

Sir:

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

By the Committee on Judiciary and Representative Andrews—

HB 2525—A bill to be entitled An act relating to Alachua County, Felony Court of Record; establishing a Felony Court of Record in and for Alachua County; prescribing the criminal jurisdiction of the Court, terms, practice and procedure; providing for the appointment, election, qualification, term, duties and compensation of the judge of the Felony Court of Record;

providing that the Clerk of the Circuit Court of Alachua County shall be the Clerk of the Felony Court of Record and as such officer shall perform all duties required by law and receive as compensation for his services the same fees as he receives as Clerk of the Circuit Court for similar services; providing that the Sheriff of Alachua County shall be the executive officer of the Felony Court of Record and that he shall as such officer perform all the duties required by law and shall receive as compensation for his services the same fees as he receives for similar services as Sheriff of Alachua County; providing that the State Attorney for the Eighth (8th) Judicial Circuit of Florida shall be the prosecuting officer of this court and as such officer he shall perform all duties required by law; providing that criminal cases shall be tried by jury which shall be selected and serve the same as jurors in Circuit Court; providing how and in what manner appeals may be taken from such Felony Court of Record; providing for the repeal of all laws in conflict herewith; and providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

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

Sir:

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

By the Committee on Judiciary and Representative Brown and others—

HB 2526—A bill to be entitled An act to permit transferring from the jurisdiction and supervision of the sheriffs of the third and fifth judicial circuits of the State of Florida to the jurisdiction and supervision of the presiding circuit judge of such judicial circuits; the employment, the rate of compensation, and the terms and conditions of employment of bailiffs of such circuits; to provide for the number, compensation and qualifications of such bailiffs; to provide for the appropriation of funds from the treasury of the counties affected by this Act for the payment of compensation of such bailiffs; provide for the effective date hereof; to provide for the repeal of all conflicting laws.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

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

Sir:

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

By the Committee on Judiciary and Representative Brown and others—

HB 2524—A bill to be entitled An act providing for the appointment and salary of secretaries for each of the circuit judges of the fifth judicial circuit of Florida, and providing that a part of the salary of the secretary of each judge shall be paid from the general revenue fund of such counties in the proportion that the population of each county bears to the total population of such circuit as determined by the last preceding state or federal census, whichever shall be later; making the same a county purpose; making an annual appropriation therefor; repealing all laws in conflict herewith; and providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

House Bills 2452, 2525, 2526 and 2524, contained in the above messages, were read the first time by title and referred to the Committee on Rules, Calendar, Privileged Business and Ethics.

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

*Sir:*

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

By Representative Burke—

HB 2475—A bill to be entitled An act relating to Madison County board of county commissioners; authorizing the board to contribute funds to the City of Madison for the purchase of law enforcement and fire protection equipment; providing an effective date.

Proof of Publication attached.

By Representatives Hollingsworth and Shaw—

HB 2564—A bill to be entitled An act relating to Columbia County, School Plant; providing for school system capital improvements; authorizing the School Board to issue revenue certificates for payment thereof; providing for payment of principal and interest from Race Track Funds and Jai Alai Fronton Funds accruing annually to said Board; providing for a referendum.

By Representatives Shaw and Hollingsworth—

HB 2566—A bill to be entitled An act relating to Nassau County hospital board; amending §4(1) of chapter 21228, Laws of Florida, 1941, as amended by chapter 65-1957, Laws of Florida, to provide that members of the board of hospital trustees be appointed by the governor for staggered terms; authorizing said board of trustees to levy a two (2) mill tax; providing for a referendum.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

Evidence of notice and publication was established by the Senate as to HB 2475.

HB 2475, contained in the above message, was read the first time by title and referred to the Committee on Rules, Calendar, Privileged Business and Ethics.

House Bills 2564 and 2566, contained in the above message, were read the first time by title and referred to the Committee on Rules, Calendar, Privileged Business and Ethics.

*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—

By Representative MacKay and others—

HB 2372—A bill to be entitled An act relating to Marion County; naming a portion of state road number 40 in Marion County, Florida, as "Rainbow Springs Boulevard"; authorizing

the department of transportation to affix markers on said highway; providing an effective date.

Proof of Publication attached.

By Representative MacKay and others—

HB 2469—A bill to be entitled An act to abolish the present municipal government of the Town of Dunnellon in the County of Marion and State of Florida, repealing Chapter 6050, Laws of Florida, 1909; Chapter 6340, Laws of Florida, 1911; Chapter 6680, Laws of Florida, Special Acts, 1913; Chapter 18503, Laws of Florida, Special Acts, 1937; Chapter 18504, Laws of Florida, Special Acts, 1937; Chapter 61-2090, Laws of Florida, Special Acts, 1961; Chapter 67-1297, Laws of Florida, Special Acts, 1967; and Chapter 67-1298, Laws of Florida, Special Acts, 1967, relating to the municipality so abolished and to establish a municipality to be known as "City of Dunnellon"; to provide a charter for said city; to fix its territorial limits and boundaries; to provide its government and prescribe its jurisdiction, powers and privileges; providing that if any part of this act is held unconstitutional it shall not effect 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.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

Evidence of notice and publication was established by the Senate as to HB 2372.

HB 2372, contained in the above message, was read the first time by title and referred to the Committee on Rules, Calendar, Privileged Business and Ethics.

HB 2469, contained in the above message, was read the first time by title and referred to the Committee on Rules, Calendar, Privileged Business and Ethics.

The Senate recessed at 8:45 a.m.

The Senate was called to order by the President at 9:00 a.m. A quorum present—47:

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

Excused: Senator Brannen.

Prayer by Senator Henderson:

A Prayer For Saints and Sinners

"When some fellow yields to temptation  
And breaks a conventional law,  
We look for no good in his makeup,  
But, Lord, how we look for the flaw.  
No one asks, "Who did the tempting?"  
Nor allows for the battles he's fought.  
His name becomes food for the jackals,  
The saints who have never been caught.  
I'm a sinner, O Lord and I know it.  
I am weak, and I blunder and fail.  
I am tossed on life's stormy ocean  
Like a ship that is caught in a gale.  
I am willing to trust in thy mercy,

To keep the commandments thou'st taught,  
But deliver me, Lord, from the judgement  
Of the saints who have never been caught."

The Journal of June 2 was corrected and approved as follows:  
Page 725, counting from the bottom of column 2, line 7,  
strike "August 21, 1974" and insert: For a term of four years.

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

Page 657, counting from the bottom of column 2, line 1,  
strike "2174" and insert: 2173

Page 682, column 2, strike lines 23 and 24 and insert:

On motion by Senator Saylor, 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 Saylor, Deeb, Ware and Wilson—

Page 682, column 2, between lines 28 and 29 insert:

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

**REPORTS OF COMMITTEES**

The Committee on Universities and Community Colleges recommends the following pass: HB 29

The bill was placed on the Calendar.

**ENGROSSING REPORTS**

Your Engrossing Clerk to whom was referred—

- SB 665 with 2 amendments
- SB 1184 with 1 amendment
- SB 1257 with 4 amendments
- SB 1379 with 1 amendment
- SB 1576 with 2 amendments
- CS for SCR 1263 with 5 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 569 with 2 amendments reports that the House amendments have been incorporated and the bill is returned herewith.

**ELMER O. FRIDAY**  
Secretary of the Senate

The bill was ordered enrolled.

**ENROLLING REPORTS**

Your Enrolling Clerk to whom was referred—

- |        |        |         |         |
|--------|--------|---------|---------|
| SB 547 | SB 714 | SB 938  | SB 1544 |
| SB 621 | SB 808 | SB 1275 | SB 1545 |
| SB 670 | SB 870 | SB 1295 |         |
| SB 681 | SB 911 | SB 1543 |         |

—reports same have been enrolled, signed by the required Constitutional officers and presented to the Governor on June 3, 1971.

**ELMER O. FRIDAY**  
Secretary of the Senate

**MOTIONS RELATING TO COMMITTEE REFERENCE**

On motion by Senator Barrow, by two-thirds vote, HB 1868 was withdrawn from the Committee on Judiciary—Criminal and placed on the Calendar.

On motion by Senator Horne, by two-thirds vote, HB 2258 was withdrawn from the Committee on Governmental Efficiency and placed on the Calendar.

Senators Gunter, de la Parte and Williams were excused at 9:30 a.m. for the purpose of dealing with matters relating to the Committee on Ways and Means.

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

**HB 2258**—A bill to be entitled An act relating to Employment Security Administration Trust Fund; amending subsection (1) of Section 443.14, Florida Statutes, to remove requirement of separate bank account; and providing an effective date.

Which was read the second time by title. On motion by Senator Horne, by two-thirds vote, HB 2258 was read the third time by title, passed and certified to the House. The vote was: Yeas—32 Nays—None

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

By unanimous consent Senator Daniel was recorded as voting yea.

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

**SB 1111**—A bill to be entitled An act relating to the Florida state library, division of library services of the department of state; amending section 257.01 and subsection 257.02(1), Florida Statutes, to increase division's advisory council membership from seven (7) to thirteen (13) members; providing an effective date.

Which was read the second time by title.

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

On page 2, lines 5 and 6, section 2, strike "upon becoming a law." and insert: September 1, 1971.

On motion by Senator Barron, by two-thirds vote, SB 1111 was read the third time by title, passed and certified to the House. The vote was: Yeas—38 Nays—None

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

By unanimous consent Senator Daniel was recorded as voting yea.

On motion by Senator Pope, by two-thirds vote, SB 1642 was withdrawn from the Committee on Rules, Calendar, Privileged Business and Ethics and placed on the Calendar.

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

SB 1642—A bill to be entitled An act amending section 7.403 of chapter 67-1320, Laws of Florida, as amended; setting forth the rights of present personnel of the public health division of the health, welfare and bio-environmental services department who are under the civil service and pension system of Jacksonville and providing for those who may elect to become members of the state career service system; providing an effective date.

—which, on motion by Senator Pope, by two-thirds vote, was read the second time by title. On motion by Senator Pope, by two-thirds vote, SB 1642 was read the third time by title, passed and certified to the House. The vote was: Yeas—35 Nays—None

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

By unanimous consent Senator Daniel was recorded as voting yea.

On motion by Senator Knopke, by two-thirds vote, HB 1544 was withdrawn from the Committee on Natural Resources and Conservation and placed on the Calendar.

Pursuant to Rule 4.14, Senator Myers gave notice of intention to move to take up CS for HB 1769 at 11:45 a.m. this day.

Senator Barrow gave 15 minutes notice of intention to move to request unanimous consent to reconsider the vote by which HB 14 failed to pass June 1.

#### MESSAGES FROM THE GOVERNOR

The governor advised that on June 3 he had filed with the Office of the Secretary of State Senate Bills 243 and 1312 which will become law without his approval.

The Governor advised that he had filed with the Office of the Secretary of State Senate Bills 938 and 156 which he had approved on June 3.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

*The Honorable Jerry Thomas* June 3, 1971  
*President of the Senate*

Sir:

I am directed to inform the Senate that the House of Representatives has passed SB 13, SB 492, SB 1111, SB 789, SB 905, SB 798

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas* June 3, 1971  
*President of the Senate*

Sir:

I am directed to inform the Senate that the House of Representatives has passed—SB 665, SB 260, SB 1241, SB 593

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

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

SB 1605	SB 619	SB 812	SB 1628
SB 1608	SB 726	SB 90	SB 597
SB 1630	SB 628	SB 20	SB 754
SB 1609	SB 1599	SB 343	SB 611
SB 1632	SB 1610	SB 1607	SB 842
SB 1615	SB 1634	SB 1611	SB 1597
SB 1626	SB 1549	SB 1594	
SB 1617	SB 1636	SB 1596	
SB 1614	SB 1622	SB 1606	
SB 1598	SB 1627	SB 1624	
SCS for	SB 1604	SB 1631	
HB 772	SB 1590	SB 1613	

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has adopted SCR 1239.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has adopted SCR 1637, SM 1357.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed CS for SB 1311.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, 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 349, SB 101.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas  
President of the Senate*

June 2, 1971 —and requests the concurrence of the Senate therein.

Sir:

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

SB 442                      SB 1475                      SB 847

*Respectfully,  
ALLEN MORRIS  
Clerk, 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 697.

*Respectfully,  
ALLEN MORRIS  
Clerk, 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 1379                      SB 823                      SB 1297  
SB 919                      SB 175

*Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives*

*The Honorable Jerry Thomas  
President of the Senate*

June 3, 1971

Sir:

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

CS for SB 87                      SB 1018                      SB 1004  
SB 1007                      SB 624                      SB 774  
SB 1194                      SB 894                      SB 1300

*Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives*

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

*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 with amendment—

By Senator Hollahan—

SB 445—A bill to be entitled An act relating to delivery of state warrants by the comptroller; amending section 17.03, Florida Statutes, to place responsibility for delivery of state warrants, after warrants have been countersigned by the governor, with the comptroller; providing an effective date.

Which amendment reads as follows:

On page 1, line 26, after the period insert the following:  
*The comptroller may delegate this authority by contractual agreement to other state agencies.*

*Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives*

On motion by Senator Hollahan, the Senate concurred in the House amendment to SB 445.

SB 445 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—34 Nays—None

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

By unanimous consent Senator Daniel was recorded as voting yea.

*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 refused to recede from House amendments to—

By Senators Weissenborn and Lewis (43rd)—

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

And requests that a Conference Committee be appointed.

*Respectfully,  
ALLEN MORRIS  
Clerk, 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 requests the return of SB 752.

—and requests the concurrence of the Senate therein.

*Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives*

On motion by Senator Weissenborn, SB 752 was returned to the House as requested.

*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 reconsidered amendments, which failed of adoption, further amended and passed, as further amended—

By Senator Barrow—

SB 225—A bill to be entitled An act relating to destruction of property making willful or intentional destruction of property

a felony if of a value greater than one hundred dollars (\$100) or a misdemeanor if of a value of one hundred dollars (\$100) or less; providing penalties; providing an effective date.

Amendment 1—

On page 1, line 13, strike everything after the enacting clause and insert the following:

Section 1. Section 822.18, Florida Statutes, is amended to read:

(Substantial rewording of section; see section 822.18, Florida Statutes, for present text.)

822.18 Other malicious injury.—Whoever wilfully, maliciously and intentionally injures or damages any real or personal property belonging to another, by any means not particularly described in this chapter, upon conviction, shall be guilty of a misdemeanor, punishable by imprisonment in the county jail not exceeding one (1) year, or by fine not exceeding one thousand dollars (\$1,000), if the damage to such property does not exceed the amount of two hundred dollars (\$200). If the damage to such property exceeds the amount of two hundred dollars (\$200), the person shall be guilty of a felony, punishable by imprisonment in the state penitentiary not exceeding two (2) years, or by fine not exceeding five thousand dollars (\$5,000).

Section 1A. Section 822.18, Florida Statutes, is amended to read:

(Substantial rewording of section; see section 822.18, Florida Statutes, for present text.)

822.18 Other malicious injury.—Whoever wilfully, maliciously and intentionally injures or damages any real or personal property belonging to another, by any means not particularly described in this chapter, shall be guilty of a misdemeanor of the first degree, punishable as provided in sections 775.082 or 775.083, if the damage to such property does not exceed the amount of two hundred dollars (\$200). If the damage to such property exceeds the amount of two hundred dollars (\$200), the person shall be guilty of a felony of the third degree, punishable as provided in sections 775.082, 775.083 or 775.084.

Section 1B. In the event HB 935, introduced in the 1971 regular session of the legislature, is enacted into law, section 1 of this act will stand repealed and be omitted from the Florida Statutes. In the event HB 935 is not enacted into law, section 1A of this act will stand repealed and be omitted from the Florida Statutes.

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

Amendment 2—

In title, line 3, strike all of lines 3 thru 10 and insert the following:

An act relating to damage or injury by any person, to any property, real or personal, other than his own, by a willful, malicious and intentional action; making such action a felony if said damage is of a value greater than two hundred dollars (\$200.00) or a misdemeanor if said damage is of a value of two hundred dollars (\$200.00) or less; providing penalties; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

On motions by Senator Barrow, the Senate concurred in the House amendments to SB 225.

SB 225 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—35

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

Nays—3

Mr. President    Bishop                      Wilson

By unanimous consent Senator Daniel was recorded as voting yea.

*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 amended and concurred in Senate amendment as amended and has passed as amended—

By Representative Savage and others—

HB 1000—A bill to be entitled An act relating to and providing for compensation of members of examining committees in all sanity cases in Pinellas County, repealing chapter 67-788, Laws of Florida; providing an effective date.

Proof of Publication attached.

Senate amendment—

On page 1, line 18, section 1, strike “fifteen dollars (\$15.00)” and insert: seven dollars and fifty cents (\$7.50)

House amendment to Senate amendment—

On page 1, line 18, strike “Seven dollars and fifty cents (\$7.50)” and insert: Ten dollars (\$10.00)

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

On motion by Senator Wilson, the Senate concurred in the House amendment to the Senate amendment to HB 1000.

The amendment as amended was adopted.

HB 1000 passed as further amended, and the action of the Senate was certified to the House. The vote was: Yeas—33 Nays—None

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

By unanimous consent Senator Daniel was recorded as voting yea.

*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 with amendments—

By Senator Reuter—

SB 1546—A bill to be entitled An act relating to the St. Lucie county small claims court; amending sections 2(a), 5, 6, 12, and 24 of Chapter 57-973, as amended by chapter 65-1184, Laws of Florida, by increasing the jurisdictional limit of said court, setting the salary of the judge, authorizing appointment of a clerk, deputy clerks and assistant clerks, increasing the filing fees and increasing the collection fees; repealing chapter 67-890 and chapter 69-699, Laws of Florida; and providing an effective date.

Proof of Publication attached.

Amendment 1—

On page 6, lines 4 and 5, after the word "Florida" insert: which were repealed and transferred as general laws to the Florida Statutes by Chapter 71-29, Laws of Florida

Amendment 2—

In title, line 15, after the word "Florida" insert: which were repealed and transferred as general laws to the Florida Statutes by Chapter 71-29, Laws of Florida

—and requests the concurrence of the Senate therein.

*Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives*

On motions by Senator Reuter, the Senate concurred in House amendments to SB 1546.

SB 1546 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—29

Arnold	Childers	Johnson (34th)	Scarborough
Barron	Daniel	Knopke	Trask
Barrow	Ducker	Lewis (33rd)	Ware
Beaufort	Graham	McClain	Weber
Bell	Henderson	Myers	Wilson
Bishop	Hollahan	Plante	
Boyd	Horne	Reuter	
Brantley	Johnson (29th)	Saylor	

Nays—1

Mr. President

By unanimous consent Senator Lewis (43rd) was recorded as voting yea.

*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—

By the Committee on Finance & Taxation—

HB 2554—A bill to be entitled An act relating to taxation on fuels; imposing an additional one cent (1¢) per gallon tax on motor fuel and on special fuels; providing for administration and enforcement; providing for distribution of the proceeds for fiscal year 1971-72 to the general revenue fund and thereafter to the counties and municipalities if legislation is so

developed; providing for the repeal in the event no legislation is developed for distribution after July 1, 1972; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives*

HB 2554, contained in the above message, was read the first time by title and referred to the Committee on Ways and Means.

Senator Barron excused.

*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 refused to concur in Senate amendments to—

By Representative Johnson and others—

HB 2300—A bill to be entitled An act relating to the Sarasota-Manatee Airport Authority; repealing Chapters 70-939 and 70-1005, Laws of Florida, relating to the composition of the Authority; amending Section 3 of Chapter 31263, Laws of Florida, 1955, as amended, to provide that the Authority shall consist of four (4) members elected on nonpartisan ballots during the 1972 primary elections, with two (2) members residing in, and elected by the electors of, each of the Counties of Manatee and Sarasota; providing for abolishment of the present membership of the Authority effective January 1973; and providing an effective date.

Proof of Publication attached.

Amendment 1—

On page 2, line 4, section 2, strike everything after the word "elected" and insert: two (2) members shall be elected for terms of four (4) years at the general election to be held in November of 1972, one (1) such member being a resident of Manatee County to be elected by the electors of Manatee County, and one (1) such member being a resident of Sarasota County to be elected by the electors of Sarasota County; and two (2) members shall be elected in similar fashion for four (4) year terms at the general election to be held in November of 1976 and each fourth year thereafter. Two (2) members shall be elected for terms of two (2) years each at the general election to be held in November 1972, one (1) such member being a resident of Manatee County to be elected by the electors of Manatee County, and one (1) such member being a resident of Sarasota County to be elected by the electors of Sarasota County; and two (2) members shall be elected in similar fashion for four (4) year terms at the general election to be held in November 1974 and each fourth year thereafter.

(c) The supervisors of elections in Manatee and Sarasota Counties shall prepare ballots for the election of members of the authority. Candidates shall follow the same procedure for qualification and filing of reports and shall meet the residence requirements for candidates for county commission membership as provided by general law. A vacancy in authority membership shall be filled as provided by law. Any member who ceases to be an inhabitant of the county from which he or she was elected shall thereby vacate his or her membership on the authority. All authority members who are elected subsequent to 1972, shall assume office on the same date that county commissioners from their respective counties commence their terms of office, as provided by general law.

(d) The authority shall select one of its members as chairman, to serve as such at the pleasure of the authority. The authority shall select a person to act as secretary and treasurer of the authority at its pleasure, and it shall not be essential for such person to be a member of the authority or an employee of the authority.

(e) A majority of the members of the authority shall constitute a quorum and the affirmative vote of a majority of all of the members of the authority shall be necessary for any action taken by the authority. The members of the authority shall serve without compensation but shall be reimbursed for the amount of actual expenses incurred by them in the performance of their duties. The secretary and treasurer of the authority may be paid such reasonable compensation as the authority may determine. The secretary and treasurer shall be reimbursed for the amount of actual expenses incurred by him in the performance of his duties.

Section 3. All laws or parts thereof in conflict with the provisions of this act are to the extent of such conflict hereby superseded.

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

#### Amendment 2

On page 1, lines 8 and 9, title, strike "on nonpartisan ballots during the 1972 primary elections" and insert: during the 1972 general elections

—and requests the Senate to recede therefrom.

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

On motions by Senator Henderson, the Senate receded from the Senate amendments to HB 2300. HB 2300 passed and the action of the Senate was certified to the House. The vote was: Yeas—36 Nays—None

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

By unanimous consent Senator Daniel was recorded as voting yea.

On motion by Senator Hollahan, by two-thirds vote, HB 2195 was withdrawn from the Committee on Judiciary—Civil A and placed on the Calendar of House Bills.

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 amended the Senate amendment to—

By Representative Birchfield and others—

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

Senate amendment—

On page 1, line 19, section 1, strike "moting public interest in educational television in" and insert: moting public interest in educational television and radio in

House amendment to Senate amendment—

Strike "and radio in" and insert the following: "and radio in accordance with existing state and federal laws.

Section 2. Chapter 229, Florida Statutes, is amended by adding section 229.8051 to read:

229.8051 Educational uses of cable television systems.—

(1) LEGISLATIVE FINDINGS AND INTENT.—The legislature finds that the public policy toward educational as expressed in subsection (1) and in paragraph (b) of subsection (3) of section 229.805, Florida Statutes, can be greatly enhanced and facilitated through multiple uses of cable television systems. Cable television is a new and expanding industry and legislative guidelines are necessary to protect the educational interests of the citizens of Florida in the franchising and operation of such systems.

(2) DEFINITIONS.—The following terms shall have the following meanings for the purposes of this act:

(a) "Cable television system" means any system which operates for hire the service of receiving and amplifying the signals broadcast by one or more television or radio stations and redistributing such signals by wire cable, microwave, or other means, whether such distribution facility is owned or leased, to members of the public who subscribe to such service. It shall include any such system which also operates for hire the carrier service of distributing other signals originated by a cable television company or by another party employing such cable television company to transmit or receive signals, by wire cable, microwave, or other means, whether such facility is owned or leased. Such definition does not include:

1. Any system which serves fewer than two hundred fifty (250) subscribers;

2. Any system which serves only the residents of one or more apartment dwellings, businesses, public lodgings as prescribed by chapter 509, Florida Statutes, institutional, or government establishments under common ownership, control, or management, and commercial establishments located on the premises of such dwellings.

(b) "Authority" means any county, municipality, or other political subdivision of the state of Florida.

(c) "Franchise" means any authorization heretofore or hereafter granted by an authority in terms of a franchise, privilege, permit, license, or otherwise to construct, operate, maintain, or manage a cable television system in the area under the jurisdiction of the authority.

(d) "Advisory Committee" means an educational television advisory committee created pursuant to section 230.61, Florida Statutes.

(e) "Department" means the department of education.

(3) CERTAIN COVENANTS FOR EDUCATIONAL USE REQUIRED.—

(a) Prior to July 1, 1973, no franchise shall be granted by any county, municipality, or other political subdivision for the operation of a cable television system to carry more than twelve (12) video channels except in accordance with the provisions of this subsection. Before the initial franchise grant by a granting authority or the renewal of an existing grant in connection with the construction or operation of any cable television system to carry more than twelve (12) video channels, such authority shall require the franchisee to covenant in accordance with paragraph (b) of this subsection. It shall be the responsibility of all franchise-granting authorities to notify the department of all franchise negotiations and to file copies of all franchises granted with the department.

(b) The authority shall require, and the franchisee shall covenant, that the franchisee shall make thirty percent (30%) of all video channels, in excess of twelve (12), or three channels, whichever is greater, available for educational or public

programming and transmission. Provided, however, where a fraction is produced by the application of this percentage, the number used shall be the nearest whole number over three (3).

(c) Determinations as to the availability of programming and the allocation of channels among various public uses shall be made by the department upon the advice and recommendations of the advisory committee of the area to be served by such programming, if such committee exists. These determinations shall be consistent with federal statutes and regulations of the Federal Communications Commission.

(4) SEVERABILITY.—It is the intent of the legislature that, if any section, subsection, paragraph or phrase of this act is held invalid, the remainder of the act shall not be affected.

—and has concurred in Senate amendment, as amended.—

and has further amended—

which amendment reads as follows:

In title, line 8, after the colon, strike “providing an effective date” and insert:

Creating section 229.8051, Florida Statutes, relating to educational uses of cable television; providing legislative intent; providing definitions; restricting the issuance of certain cable television franchises; requiring certain covenants of franchisees; providing severability; providing an effective date.

—and has passed as further amended

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

Senator Brantley moved that the Senate refuse to concur in the House amendment to the Senate amendment to HB 1800 and that the House be requested to recede.

Senator Graham moved as a substitute motion that the Senate concur in the House amendment.

On motion by Senator Barrow, by two-thirds vote, debate on the motions was limited to 4 minutes per side.

Senator Pope moved the adoption of the following amendment to the House amendment which failed:

On page 3, line 17, strike “thirty percent (30%)” and insert: fifteen percent (15%)

The substitute motion by Senator Graham failed.

The question recurred on the motion by Senator Brantley, which was adopted and the Senate refused to concur in the House amendment to the Senate amendment. On motion by Senator Brantley, the Senate refused to concur in the additional House amendment and the House was requested to recede from the House amendment to the Senate amendment and from the additional House amendment to HB 1800. The action of the Senate was certified to the House.

#### EXPLANATION OF VOTE

In light of the earlier press coverage of irresponsible and inaccurate statements made by Representative D'Alemberte relative to my vote on HB 1444, I request the following explanation of my vote to the amendment to HB 1800 in which the Senate is being asked to concur be spread upon the pages of the Journal of the Senate.

The amendment offered on HB 1800 and HB 1444, with minor changes, are one and the same.

I voted against HB 1444 offered by Mr. D'Alemberte because the concept of his bill in my opinion runs contrary to the free enterprise system which has made this country and this state what it is today.

If we are going to tell the holders of any cablevision franchise that they must give a percentage of their outlets to education or to any other endeavor then why not pass laws telling attorneys they must give a percentage of their time or new car dealers they must give a percentage of their new cars. To me such a concept smacks of socialism. This is why my voting record in the Senate will reveal that I have consistently voted against HB 1444 and now vote against the proposed amendment to HB 1800. At no time have I changed my vote as charged.

Further, my nay votes were cast as a matter of philosophy and not because I was lobbied, or in anywise pressured by Mr. Charles Bassett, Chairman of the Duval County School Board, whose reputation, character and integrity was impugned by an angry Representative who lost his bill in a Senate Committee. At no time did I discuss any matter relating to cable television with Mr. Bassett prior to voting on HB 1444 when it was before the Senate Committee on Commerce.

Senator Dan Scarborough, 10th District

On motions by Senator Daniel, by two-thirds vote, HB 2257 and CS for HB 1528 were withdrawn from the Committee on Governmental Efficiency and placed on the Calendar.

On motion by Senator Hollahan, by two-thirds vote, HB 745 was withdrawn from the Committee on Commerce and placed on the Calendar.

By unanimous consent, Senators Stolzenburg and Knopke changed their votes from nay to yea on the adoption of the amendment by Senator McClain to CS for SCR 1263 on June 2.

*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 with amendments—

By Senator Gunter—

SB 362—A bill to be entitled An act relating to dangerous drugs; creating §404.042, Florida Statutes, to prohibit the giving or receiving of free samples of dangerous drugs; amending §404.05, Florida Statutes, to provide for the keeping of records of all such dangerous drugs given or received as samples; amending §404.06, Florida Statutes, to provide for inspection of such records by duly authorized law enforcement officers; providing an effective date.

Amendment 1—

On page 1, line 17, strike everything following the enacting clause and insert the following:

Section 1. Section 398.10, Florida Statutes, is amended by adding a new subsection (6) to read:

398.10 Records.—

(6) The requirements of record keeping provided in this section, shall apply to the giving and receiving of samples of narcotic drugs, as well as to the sale and purchase of narcotic drugs in the regular course of business and professional practice.

Section 2. Section 404.05, Florida Statutes, is amended to read:

404.05 Records.—Persons designated in section 404.05, except carriers, ~~and~~ warehousemen, ~~and~~ officers ~~acting active~~ in

their official capacity, shall keep such records of delivery and receipt of derivatives of barbituric acid, central nervous system stimulants, and hallucinogens, which may be dispensed only pursuant to a prescription, in the same manner as records of narcotic drugs are kept under the requirements of section 398.10, Florida Statutes, pertaining to barbiturates and central nervous system stimulants or other drugs controlled by this act for two years.

Section 3. This act shall take effect January 1, 1972.

Amendment 2—

In title, line 4, strike entire title and insert the following: An act relating to narcotics and dangerous drugs; amending section 398.10, Florida Statutes, to require the keeping of records of the giving and receiving of samples of narcotic drugs; amending section 404.05, Florida Statutes, to relate record keeping requirements to section 398.10, Florida Statutes; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

On motions by Senator Gunter, the Senate concurred in the House amendments to SB 362.

SB 362 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—37

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

Nays—3

Bishop	Lane	Wilson
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By unanimous consent Senator Reuter changed his vote from yea to nay.

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 Wolfson and others—

HB 1650—A bill to be entitled An act relating to the Florida State Visitors' Pavilion to be located in Orange County; authorizing the State of Florida Department of Commerce to enter into contracts with private non-profit corporations for the management of such Pavilion and the leasing of space therein; amending Chapter 196, Florida Statutes, to provide an exemption from ad valorem taxation for the land and buildings used by the Pavilion; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

HB 1650, contained in the above message, was read the first time by title and referred to the Committee on Commerce.

By unanimous consent Senator Gong was recorded as voting yea on CS for HB 1255 which passed the Senate June 2.

UNFINISHED BUSINESS

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 taken up, together with the following pending amendment which was adopted:

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.

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

On page 32, strike line 19 and insert: No guardian of the person or of the property, or both,

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

On page 34, strike line 30 and insert: No petitioner shall serve as a member of the examining

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

On page 21, strike lines 19 through and including 27 and insert: The second representative shall be selected from the above list without regard to the order of listing. The court shall make such efforts, as in its discretion it determines reasonable in view of the emergency, to contact the persons listed above in the order listed. The court shall notify any other person, including any persons whose names appear in the patient's court file, as the judge, in his discretion believes have a concern for the patient's welfare. The hearing

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

On page 9, lines 1-4, section 4(5)(b), renumber subsection (b) as (c) and insert: (b) QUALIFICATIONS OF DIRECTOR.—The director of the division of mental health shall be qualified for the position by graduation from an accredited school of medicine, licensed to practice medicine in at least one state, and shall have sufficient training and experience in the field of psychiatry to meet the requirements for examination by the American board of psychiatry and neurology, inc., or shall be a qualified licensed practicing physician.

On motion by Senator Myers the following amendment was adopted:

In Section 5, line 9, page 11, strike the period (.) and insert: ; provided, however, that if such a person is adjudicated incompetent pursuant to the provisions of this act, his rights may be limited to the same extent the rights of any incompetent person are limited by general law.

On motion by Senator Myers the following amendment was adopted:

On pages 14 and 15, lines 23, 29 and 5 section 5(9)(a) and 5(9)(b), strike the word "circuit" and insert: county judge's

On motion by Senator Myers the following amendment was adopted:

In Section 5(10), line 12, page 15, after the word "patient" insert: pursuant to court order

On motion by Senator Myers the following amendment was adopted:

In Section 5(11)(c), line 14, page 16, after the period (.) insert: If the facility can locate only one person from the categories listed above, it shall only be required to select one representative.

On motion by Senator Myers the following amendment was adopted:

In Section 7(2)(c), line 6, page 21, strike line 6 and insert: patient; his guardian, if one has previously been appointed; and the person, if any, hav-

On motion by Senator Myers the following amendment was adopted:

In Section 9(3), line 26, page 28, after the period (.) insert: The judge may adjudicate a person incompetent pursuant to the provisions of this act, at the hearing on hospitalization.

On motion by Senator Myers, by two-thirds vote, CS for HB 665 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

By unanimous consent Senator Boyd was recorded as voting yea.

On motion by Senator Plante, by two-thirds vote, HB 1650 was withdrawn from the Committee on Commerce and placed on the Special Order Calendar.

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

*The Honorable Jerry Thomas* June 3, 1971  
*President of the Senate*

Sir:

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

By Senator Broxson—

SB 683—A bill to be entitled An act relating to public education; amending §235.15, Florida Statutes, relating to surveys and long-range planning by district school boards, to require the survey to be taken every five (5) years and to require the survey to indicate the existing use of extended school days or year-round operation; providing an effective date.

Amendment 1—

On page 1, strike lines 12 through 21 and insert the following on line 23:

Section 1. Paragraph (f) of subsection (4) of section 230.23, Florida Statutes, is amended to read:

230.23 Powers and duties of school board.—The school board, acting as a board, shall exercise all powers and perform all duties listed below:

(4) ESTABLISHMENT, ORGANIZATION, AND OPERATION OF SCHOOLS.—Adopt and provide for the execution of plans for the establishment, organization, and operation of the schools of the district, as follows:

(f) Opening and closing of schools; fixing uniform date for.—Fix, insofar as possible, a uniform date each year for the opening of all schools under its control, on which date, unless otherwise authorized by the school board, all schools shall open, in order that the keeping of records, the making of reports, the payment of salaries, and the supervision of instruction may be facilitated; provided, that all schools shall open on a date after Labor Day unless an earlier date is set by the school board and shall close before the last day of June of any year; fix the closing date for all schools in the district, these dates to be so determined as to assure, as far as practicable, uniform terms for all schools in the district; adopt

regulations for the closing of schools during an emergency and to provide for the payment of salaries to the members of the instructional staff on such occasions. However, notwithstanding any of the foregoing, any school board may in its discretion operate any or all of the district schools on an extended term basis subject to approval of the department of education. However, notwithstanding any of the foregoing, any school board may, in its discretion, operate any of the district schools on a quarterly or other division of time basis; provided that:

1. All educational requirements required by law are complied with.

2. Any school board so instituting a twelve month school program shall have full authority in the assignment of pupils so as to equalize the number of pupils attending the schools during any quarter and so as student attendance period in order to utilize school facilities to the maximum extent on a year-round basis, and shall also have full authority to enter into contracts with principals, teachers, and other school personnel for employment on a twelve month basis at the same rate of monthly compensation.

3. Such school board, when classroom facilities and teacher availability permit, may allow the parents or guardian of any child the choice of such child attending all or any particular three out of the four quarters during the year, or if a *quintester plan is operational, all or any four out of five quintesters.*

4. Any school board planning a twelve month school program shall notify the department of education of such plans on or before January 1 preceding the school year in which the plan is to become operative.

And renumber subsequent sections.

Amendment 2—

In title, line 4, following the word "education;" insert the following:

amending section 230.23, Florida Statutes, relating to utilization of school facilities on a year-round basis;

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

On motions by Senator Broxson, the Senate concurred in the House amendments to SB 683.

SB 683 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—37 Nays—None

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

By unanimous consent Senator Childers changed his vote from nay to yea on the adoption of the first amendment to SB 1576 which was passed by the Senate on June 2.

Senator Henderson presiding.

#### HOUSE BILLS ON THIRD READING

HB 741—A bill to be entitled An act relating to the tax upon estates of decedents, amending section 198.02, Florida Statutes,

to provide that the Florida estate tax on resident decedent's estates shall not be less than a pro rata share of the credit allowed under the applicable federal revenue act; amending sections 198.13 and 198.15, Florida Statutes, to change 15 month period to 9 month period; amending section 198.32, Florida Statutes, to increase fee from one dollar to five dollars; amending section 198.12, Florida Statutes, to eliminate the filing of a copy of the federal preliminary notice; providing an effective date.

Was taken up and read by title, passed and certified to the House. The vote was:

Yeas—40

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

Nays—1

Barrow

By unanimous consent Senator Boyd was recorded as voting yea.

On request and motion by Senator Horne, unanimous consent was given to reconsider further the vote by which HB 14 failed to pass.

The Senate reconsidered the vote by which—

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

—failed to pass the Senate on June 1. The question recurred on the passage of HB 14 and the bill passed by the required two-thirds vote of the membership and was certified to the House. The vote was:

Yeas—35

Arnold	Daniel	Hollahan	Plante
Barron	Deeb	Horne	Pope
Barrow	de la Parte	Johnson (29th)	Poston
Beaufort	Ducker	Johnson (34th)	Saunders
Bell	Fincher	Knopke	Scarborough
Bishop	Gong	Lane	Stolzenburg
Boyd	Graham	Lewis (43rd)	Ware
Brantley	Haverfield	McClain	Weissenborn
Childers	Henderson	Myers	

Nays—4

Mr. President Reuter Sayler Wilson

By unanimous consent Senator Lewis (33rd) was recorded as voting yea.

Consideration of HB 131 was deferred, the bill retaining its place on the Calendar.

#### HOUSE BILLS ON SECOND READING

HB 738—A bill to be entitled An act relating to the excise tax on documents; amending section 201.11, Florida Statutes, by adding new subsection (2) to authorize appointment of agents by the department of revenue and commissions to be paid the agents; providing for limitations of, and bonds for,

the agents; amending sections 201.17, Florida Statutes, by adding new subsection (2) to provide an alternative penalty for failure to pay tax required; amending 201.18 (2) and 201.20, Florida Statutes, to create uniformity in penalties under this chapter; 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 Trask:

On page 2, line 18, section 2(2), after the word "audit" insert or at time of recordation

On motion by Senator Trask, by two-thirds vote, HB 738 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—38 Nays—None

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

HB 135—A bill to be entitled An act relating to police training program; amending Section 23.069 (3), Florida Statutes; providing an effective date.

Was read the second time by title. On motion by Senator Gong, by two-thirds vote HB 135 was read the third time by title, passed and certified to the House. The vote was: Yeas—38 Nays—None

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

Consideration of CS for HB 284 was deferred, the bill retaining its place on the Calendar.

Consideration of HB 739 was deferred, the bill retaining its place on the Calendar.

HB 60—A bill to be entitled An act relating to opium dens; repealing sections 846.01, 846.02, 846.03, 846.04, 846.05, 846.06, and 846.07, Florida Statutes, relating to the maintenance thereof; providing an effective date.

Was read the second time by title.

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

On page 1, strike all of Section 2 and insert: Section 2. This act shall take effect September 1, 1971.

On motion by Senator Barrow, by two-thirds vote, HB 60 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—36 Nays—None

Mr. President	Brantley	Graham	Lane
Arnold	Childers	Haverfield	Lewis (33rd)
Barron	Daniel	Henderson	Lewis (43rd)
Barrow	de la Parte	Hollahan	Myers
Beaufort	Ducker	Horne	Ott
Bell	Fincher	Johnson (29th)	Plante
Bishop	Gong	Knopke	Pope

Poston	Saylor	Trask	Weissenborn
Saunders	Stolzenburg	Ware	Wilson

By unanimous consent Senator Broxson was recorded as voting yea.

HB 158—A bill to be entitled An act relating to the public show or sale of horses; prohibiting the soring of horses for public show or sale; prohibiting the administration of certain drugs to horses for the purpose of public show or sale; providing definitions; providing for inspection of horses at public show or sale to determine violations; providing procedures for enforcement of this act; providing penalties; providing an effective date.

Was read the second time by title. On motion by Senator Horne, by two-thirds vote HB 158 was read the third time by title, passed and certified to the House. The vote was: Yeas—38 Nays—None

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

SB 304 was laid on the table.

HB 763—A bill to be entitled An act relating to the police standards council; amending §23.071, Florida Statutes, to provide that a trainee who attends the police standards council training program at the expense of a municipality, state agency, or political subdivision be obligated to that body for one (1) year or reimburse that body for expenditures for such training when any termination results from the trainee's own initiative; providing for means of collection in event reimbursement is not made; providing an effective date.

Was read the second time by title.

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

On page 2, strike all of Section 2 and insert: Section 2. This act shall take effect September 1, 1971.

On motion by Senator Wilson, by two-thirds vote, HB 763 as amended was read the third time by title, passed and certified to the House. The vote was:

Yeas—39

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

Nays—1

Broxson

Consideration of HB 994 was deferred, the bill retaining its place on the calendar.

HB 997—A bill to be entitled An act relating to indictments for carrying concealed weapons and transmitting of indictments to certain courts for trial; repealing section 790.03, Florida Statutes, and 790.04, Florida Statutes; which provides for indictments for carrying concealed weapons and certifying courts to be tried in; providing an effective date.

Was read the second time by title.

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

On page 1, strike all of Section 3 and insert: Section 3. This act shall take effect September 1, 1971.

On motion by Senator Barrow, by two-thirds vote, HB 997 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—39 Nays—None

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

#### The President presiding.

HB 648—A bill to be entitled An act relating to the election laws of the state; amending §§98.311 and 98.312, Florida Statutes; deleting requirement that county judge furnish the department of state with list of mentally incompetent persons and the clerk furnish the department of state with list of persons convicted of felonies; providing that clerks may omit names of felons presently serving a sentence; deleting requirement that department of state compile lists of names for monthly distribution to supervisor of elections; providing an effective date.

Was read the second time by title. On motion by Senator Horne, by two-thirds vote HB 648 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

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

On motion by Senator Poston, the following remarks were ordered spread upon the Journal:

Senator de la Parte: Mr. President, Senators, in the messages from the House are packages of tax bills that have recently been enacted by the House of Representatives. I intend to move that we refuse to concur in these tax measures as they have been amended by the House. I've been asked by many of you Senators as to the status of the funding of the State of Florida for the next fiscal year. I've been asked whether there is a likelihood that we might conclude our deliberations in conference by tomorrow. There have been press articles with respect to our present status so as chairman of Ways and Means I feel compelled to set the record straight. I want to strip the issue of all the side, peripheral and collateral clouds that have been scattered about. Let me ask you to think back with me and recollect what we have been doing in this Senate with respect to funding our state government. Your committee on Ways and Means and its members met many times between November and opening day of the session. Your committee, realizing that this would be one of the paramount issues and problems that would face the Legislature, decided to anticipate the problems and so it set about making schedules by which we could—in a businesslike fashion, in a manner that would lend dignity to the Legislative process—set hearings on the budget, determine what the reasonable needs of Florida

would be for the next fiscal year, and then go about that business in a fashion that would be a credit to Florida and the Legislature . . . hearing what would be needed and then voting a tax package that would be fair and reasonable. In January I wrote the chairman of the House Committee on Appropriations. I advised them of our timetable, advised them we intended to conclude—by opening day—our hearings on our appropriations bill. I advised them that by a date certain our bill would be introduced, would be on the desks of the Senators . . . that on a date certain we would argue the bill, thereby allowing sufficient time for the deliberative process of a democratic body and conclude our deliberations in time to have a bill that could have been in the hands of the Governor for his action while we were still in session. Your committee followed that schedule religiously. As a matter of fact, we were able to expedite the schedule by one week, and so thereafter (on May 10) the appropriations bill would be introduced. And it was introduced on May 10. We had full deliberation in this body, and this body unanimously adopted what we chose to call a 'bare bones' bill, acknowledging that we would go into a taxing program that would allow us subsequently to pass supplemental bills. Senators, two weeks ago tomorrow you concluded work in record time on a most delicate area of state government. You passed appropriations that adequately and reasonably met the needs of Florida. You passed appropriations that on the average increased state spending by almost 8%, increased the total dollars by two hundred million dollars, increased education in the K-12 level (which experienced a 1½% increase this fiscal year) by almost 10%. Then you went about the business, in your tax measures, of funding what you did . . . at the same time being conscious of the needs of local government and providing dollars for the local government. Now what has happened. Though these measures were in the bosom of the House for some two weeks, we today find ourselves in the posture of having to take action on their bills, accept their measures that have been returned to us, or reject them. I say that those are our alternatives because you should know that at least three of the measures in question were bills that were the work product of the House of Representatives. One of the bills was a House bill that we had amended by disagreeing with them on the agricultural leases and the farm equipment which they later took and altered with a brand new concept of taxing services. We sent the corporate privilege tax over which was the work product of the House, which was designed to provide good reform in this area of the capital stock tax. Now all of these vehicles that we sent to the House almost two weeks ago, vehicles that were work products in many instances of the House, have now come to us entirely different. They have come to us as taxes that we have never considered; as taxes that have never been seriously looked into, either by members of our committee or our staff. So we are left in the posture, Senators, of either saying to the House 'please recede' or of not adjourning on time tomorrow, because the other alternative, which is a conference, would deny this Senate the opportunity to amend any of the measures that the conferees may choose to adopt and have to accept it in whole which in my judgment totally frustrates and destroys the deliberative processes of this Senate. Furthermore, it lends itself to backroom negotiations, it lends itself to agreements made without proper opportunity for airing the needs, the problems and the objections of the people of Florida. There is nothing I deem more fundamental than due process, incidental to the foregoing, for the people of Florida on all measures and certainly measures that tax them to this extent, are at the top of the list; foregoing an opportunity for legislators to determine whether their action is proper and consistent with what's fair and what's reasonable. Now let me say to you that the tragedy of this is that irrespective of what we do when we don't complete this action tomorrow, it is the people of your district and my district who will paint us all alike and that the Legislature will suffer . . . all of us. The tragedy of the matter is that the members of the House of Representatives who are the leadership are fine, able, competent men for whom I have the greatest respect and admiration. The tragedy is that we are really talking about an issue and not personalities. The tragedy is, we are talking about what's right for Florida, whether it be in a Senator's district or in a district of a member of the House of Representatives. The tragedy is that we are now pitted one House against the other and that it begins to take the form that this is a matter of pride between Houses. I assure you there could be very little pride in our work product when we plainly and quickly admit that so many of the taxes and other measures that we have considered were carefully worked out in the House. I know you've heard me as I have discussed many of these measures, the ad valorem tax, the intangible tax, get

up and time again tell you this has been considered by the House over many hearings, and they were good bills. There is another very interesting development and that is that the House of Representatives' appropriations bill is according to their figures, a hundred twenty-four million dollars above anticipated revenue. In addition, they funded the Department of Public Safety, out of road building money to the tune of sixteen million dollars, which means they are one hundred forty million dollars over anticipated revenues and yet, as I review all the measures they've sent here, I find that the total dollar revenues that their bills bring in is 90 million dollars (give or take 3 or 4 million); which means that these measures are in and of themselves inadequate to the tune of approximately 50 million dollars from funding their own appropriations bill. So it is that I am going to move the question on reverting to the order of business of receiving House messages and then I would like to pose the motion that we not concur in these amendments.

On motion by Senator de la Parte, the rules were waived and the Senate reverted to—

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Jerry Thomas  
President of the Senate

May 27, 1971

Sir:

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

By the Committee on Ways and Means—

CS for SB 1266—A bill to be entitled An act relating to the tax on cigarettes; amending subsections (1), (3), (4), (5), and (8) of section 210.02, Florida Statutes, to provide for an increase of three cents per pack; amending subsection (1) of section 210.025, Florida Statutes, to provide for an increase of one cent per pack in the additional cigarette tax; providing for a retailers' floor tax; amending subsection (3)(a) of section 210.05, Florida Statutes, to limit discounts of agents or wholesalers; providing an effective date.

Amendment 1

On page 1, line 19, strike all after the enacting clause and insert the following:

Section 1. Subsections (6), (7) and (8) of section 210.02, Florida Statutes, are renumbered subsections (7), (8) and (9) respectively, and a new subsection (6) is added to said section to read:

210.02 Cigarette tax imposed; collection; credit for municipal tax; etc.—

(6) In addition to the tax imposed under subsections (1) through (5), there shall be imposed a tax of one cent (1¢) for each package, without regard to the length of the cigarettes.

Section 2. Paragraph (c) of subsection (2) of section 210.20, Florida Statutes, is amended to read:

210.20 Employees and assistants; distribution of funds.—

(2) As collections are received by the division of beverage from such cigarette taxes, it shall pay the same into a trust fund in the state treasury designated "cigarette tax collection trust fund" which shall be paid and distributed as follows:

(c) The division shall from month to month certify to the comptroller the amount derived from the cigarette tax imposed by section 210.02 in the unincorporated areas of each county. The sum of the amount attributable to collections under section 210.02(6) plus twenty-seven percent of the remaining amount collected under section 210.02 such amount, less the service

charge provided for in section 215.22, and less any payments to the Inter-American Center Authority made pursuant to this subsection, shall be paid to the board of county commissioners of the respective counties by warrant drawn by the comptroller upon the state treasury, which amounts are hereby appropriated out of the cigarette tax collection trust fund.

Section 3. Chapter 210, Florida Statutes, is amended by adding new section 210.021 to read:

210.021 Non-Cigarette tobacco products; tax imposed; procedures for collection; penalties.—

(1) An excise or privilege tax, in addition to all other taxes of every kind imposed by law, is imposed upon the sale, receipt, purchase, possession, consumption, handling, distribution and use of non-cigarette tobacco products in this state under the following rates:

(a) Cigars weighing more than three pounds per one thousand (3 lbs. per 1,000):

- 1. To retail at not more than three and one-third cents each; per cigar .....\$ .00150
  - 2. To retail at more than three and one-third cents and not more than five cents each, per cigar ....\$ .00300
  - 3. To retail at more than five cents and not more than eight cents each; per cigar .....\$ .00450
  - 4. To retail at more than eight cents and not more than ten cents each; per cigar .....\$ .00750
  - 5. To retail at more than ten cents and not more than twenty cents each; per cigar .....\$ .01500
  - 6. To retail at more than twenty cents each; per cigar .....\$ .02000,
- plus \$.005 for each five cents or fraction thereof of selling price over twenty cents

(b) Cigars weighing not more than three pounds per one thousand (3 lbs. per 1,000); per cigar .....\$ .00284

(c) Smoking tobacco:

- 1. To retail at not more than five cents a pack; per package .....\$ .01
  - 2. To retail at more than five cents and not more than ten cents a pack; per package .....\$ .02
  - 3. To retail at more than ten cents and not more than fourteen cents a pack; per package .....\$ .03
  - 4. To retail at more than fourteen cents a pack; per package .....\$ .04,
- plus \$.01 for each five cents or fraction thereof of selling price over fourteen cents.

(d) Chewing tobacco and snuff; per ounce .....\$ .01

(2) For purposes of the tax imposed by this section, the retail selling price shall not include sales taxes and shall be based upon the retail price at which the majority of the product is to be sold.

(3) The division shall be granted all powers provided under this chapter relating to the collection, investigation and enforcement of the tax on cigarettes to administer this tax on non-cigarette tobacco products. All penalties for failure to comply with the law imposing the tax on cigarettes shall be equally applicable for failure to comply with this law imposing a tax on non-cigarette tobacco products.

(4) The proceeds of the tax imposed by this section shall be paid to the state treasurer to the credit of the general revenue fund.

Section 4. This act shall take effect July 1, 1971.

Amendment 2—

In title on page 1, line 4, strike entire title and insert the following:

An act relating to taxation of tobacco products; adding subsection (6) to section 210.02, Florida Statutes, to impose an additional tax of one cent on each package of cigarettes; amending section 210.20(2)(c), Florida Statutes, to require payment of the collections under section 210.02(6), Florida Statutes, to the board of county commissioners; adding new section 210.021, Florida Statutes, to provide for the levy and rate of taxation on non-cigarette tobacco products; providing for administration, penalties and procedures; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

On motions by Senator de la Parte, the Senate refused to concur in the House amendments to CS for SB 1266, and the House was requested to recede therefrom. The action of the Senate was certified to the House.

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 Saylor—

SB 79—A bill to be entitled An act relating to the registration of motorboats; amending section 371.051(2), Florida Statutes, providing that the annual registration period for boats shall correspond to the annual registration period for motor vehicles; providing an effective date.

Amendment 1—

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

Section 1. Subsections (2) and (9) of section 371.021, Florida Statutes, are amended to read:

371.021 Definitions.—As used in this part, unless the context clearly requires a different meaning:

(2) "Motorboat" means any boat or vessel propelled or powered by machinery in excess of ten horsepower whether or not such machinery is the principal source of propulsion, except that for the purposes of the registration certificate tax such horsepower limitation shall not be applicable.

(9) "Registration certificate tax" means a state tax on boats propelled in whole or in part by machinery in excess of ten horsepower which are issued an identifying number, an annual certificate of registration and a tag or decal designating the year the tax is paid.

Section 2. Section 371.041, Florida Statutes, is amended to read:

371.041 Operation of unnumbered motorboats prohibited.—Every motorboat propelled by machinery in excess of ten horse-

power and all vessels required to be registered under chapters 370 and 372, operating on the waters of this state shall be registered and numbered except as specifically exempt. No person shall operate or give permission for the operation of any motorboat on such waters unless the motorboat is registered and numbered with the identifying number set forth in the certificate of registration, displayed on each side of the bow of such motorboat, or in accordance with applicable federal law, or in accordance with a federally approved numbering system of another state, and unless the certificate of number awarded to such motorboat is in full force and effect.

Section 3. Subsection (4) of section 371.65, Florida Statutes, is amended to read:

371.65

(4) DISTRIBUTION OF FEES.—Fees allowed for administration and registration fees shall be deposited by the state treasurer into the motorboat revolving trust fund. The registration certificate tax shall be transmitted to each county based on the number of boats registered in the county and the tax shall be distributed in the county, two thirds to the school board and one third to the general county fund, unless otherwise changed by law. The registration certificate tax shall be divided, two thirds to the motorboat revolving trust fund and one third transmitted to each county based on the number of boats registered in the county for deposit to the general county fund, except as provided in Section 371.171, Florida Statutes.

Section 4. Subsection (1) of section 371.75, Florida Statutes, is amended to read:

371.75 Application for certificate of title.—

(1) The owner of a motorboat required to pay the boat registration certificate tax under chapters 370, 371 and 372 and which is propelled in whole or in part by machinery in excess of ten horsepower shall, and all owners of boats propelled by less than ten horsepower may, apply to the division of marine resources for a certificate of title.

Section 5. This act shall take effect September 1, 1971.

Amendment 2—

In the title, on page 1, strike entire title and insert the following:

An act relating to the regulation of boats; amending sections 371.021(2) and (9) and 371.041, Florida Statutes; removing the ten (10) horsepower exemption from registration, numbering and registration certificate tax for all boats; amending subsection (1) of section 371.75, Florida Statutes, to not require title on such boats; amending section 371.65(4), Florida Statutes, to repeal the two thirds distribution of registration fees to county school boards; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

On motions by Senator de la Parte, the Senate refused to concur in the House amendments to SB 79, and the House was requested to recede therefrom. The action of the Senate was certified to the House.

The Honorable Jerry Thomas  
President of the Senate

May 28, 1971

Sir:

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

By the Committee on Ways and Means—

SB 644—A bill to be entitled An act relating to taxation; providing for revision of the state, county and municipal license taxes on dealers in alcoholic beverages; repealing section 561.36 and subsection 561.26(2), Florida Statutes; amending sub-

sections 561.34(1), (2), (3), (6) and (7), Florida Statutes; amending section 561.35, Florida Statutes; adding new section 561.342, Florida Statutes, to provide for county and municipal licenses; providing an effective date.

Amendment 1—

On page 1, line 15, strike all after the enacting clause and insert the following:

Section 1. Subsections 561.46(2), (3), (4), (5) and (6), Florida Statutes, are amended to read:

561.46 Excise tax on beverages; exemptions.—(2) (a) As to beverages including wines, except natural sparkling wines and malt beverages, containing more than one per cent alcohol by weight and less than fourteen per cent alcohol by weight, there shall be paid by all manufacturers and distributors a tax at the rate of one dollar and fifteen cents per gallon.

(b) As to all wines, except natural sparkling wines, containing more than one per cent alcohol by weight and less than fourteen per cent alcohol by weight, manufactured in Florida from Florida-grown fresh fruits, berries or grapes and not from concentrates thereof, except concentrates of fruits, berries or grapes grown and concentrated in Florida and bottled in Florida and upon all other such beverages except malt beverages, containing more than one per cent alcohol by weight and less than fourteen per cent alcohol by weight manufactured and bottled in Florida from Florida-grown citrus products, citrus by-products, honey, fresh fruits, berries, grapes, sugar cane, guavas, potatoes, peaches, papayas, strawberries and mangoes, and not from concentrates thereof except concentrates grown and concentrated in the state the tax imposed by paragraph (a) hereof shall not apply provided, however, that in lieu thereof there shall be paid by all manufacturers and distributors a tax of twenty-three cents per gallon upon such beverages. *Provided further, that the difference between the rate of tax imposed by this paragraph and the rate of tax imposed by paragraph (a) of this subsection shall be reduced and eliminated by the following schedule: October 1, 1971—5%; October 1, 1972—10%; October 1, 1973—15%; October 1, 1974—20%; October 1, 1975—25%; and October 1, 1976—25%.*

(3) As to all wines, except natural sparkling wines containing fourteen per cent or more alcohol by weight, there shall be paid by manufacturers and distributors a tax at the rate of one dollar sixty cents per gallon; provided, however, that there shall be paid by all manufacturers and distributors a tax of thirty-five cents per gallon and no more upon all wines manufactured in Florida from fresh fruits, berries or grapes and not from concentrates thereof, except concentrates of fruits, berries or grapes grown and concentrated in the state, bottled within this state and containing fourteen per cent or more of alcohol by weight. *Provided, further, that the difference between the rate of tax imposed by this section as an exception for certain beverages made from Florida grown products and the rate of tax imposed by this section on all other beverages shall be reduced and eliminated by the following schedule: October 1, 1971—5%; October 1, 1972—10%; October 1, 1973—15%; October 1, 1974—20%; October 1, 1975—25%; and October 1, 1976—25%.*

(4) As to natural sparkling wines there shall be paid by all manufacturers and distributors a tax at the rate of two dollars thirty cents per gallon; provided, however, that there shall be paid by all manufacturers and distributors a tax of forty-six cents per gallon and no more, upon all natural sparkling wines manufactured in Florida from fruits, berries or grapes and not from concentrates thereof, except concentrates of fruits, berries or grapes grown and concentrated in this state and bottled within this state. *Provided, further, that the difference between the rate of tax imposed by this section as an exception for certain beverages made from Florida grown products and the rate of tax imposed by this section on all other beverages shall be reduced and eliminated by the following schedule: October 1, 1971—5%; October 1, 1972—10%; October 1, 1973—15%; October 1, 1974—20%; October 1, 1975—25%; and October 1, 1976—25%.*

(5) (a) As to beverages containing fourteen per cent or more of alcohol by weight and not more than forty-eight per cent

of alcohol by weight, except wines, there shall be paid by all manufacturers, distributors and vendors a tax at the rate of two dollars and seventy-six cents per gallon. The additional tax due by vendors shall be payable on or before July 31, 1968.

(b) As to all such beverages manufactured and bottled in Florida from Florida-grown citrus products, citrus by-products, honey, fresh fruits, berries, grapes, sugar cane, guavas, potatoes, peaches, papayas, strawberries and mangoes and not from concentrates thereof, except concentrates grown and concentrated in the state the tax imposed by paragraph (a) hereof shall not apply; provided, however, that in lieu thereof there shall be paid by all manufacturers and distributors a tax at the rate of fifty-six cents per gallon. *Provided, further, that the difference between the rate of tax imposed by this paragraph and the rate of tax imposed by paragraph (a) of this subsection shall be reduced and eliminated by the following schedule: October 1, 1971—5%; October 1, 1972—10%; October 1, 1973—15%; October 1, 1974—20%; October 1, 1975—25%; and October 1, 1976—25%.*

(6) (a) As to beverages containing more than forty-eight per cent of alcohol by weight, there shall be paid by all manufacturers, distributors and vendors a tax at the rate of five dollars and fifty-two cents per gallon.

(b) As to all such beverages manufactured and bottled in Florida from Florida-grown citrus products, citrus by-products, honey, fresh fruits, berries, grapes, sugar cane, guavas, potatoes, peaches, papayas, strawberries and mangoes, and not from concentrates thereof except concentrates grown and concentrated in the state the tax imposed by paragraph (a) hereof shall not apply; provided, however, that in lieu thereof there shall be paid by all manufacturers and distributors a tax at the rate of one dollar and ten cents per gallon. *Provided, further, that the difference between the rate of the tax imposed by this paragraph and the rate of tax imposed by paragraph (a) of this subsection shall be reduced and eliminated by the following schedule: October 1, 1971—5%; October 1, 1972—10%; October 1, 1973—15%; October 1, 1974—20%; October 1, 1975—25%; and October 1, 1976—25%.*

Section 2. Section 561.461, Florida Statutes, is amended to read:

561.461 Additional tax on certain beverages; exceptions.—

(1) In addition to all taxes now levied and imposed by the laws of this state upon the manufacture, distribution and sale of beverages containing fourteen per cent or more of alcohol by weight, except all wines, natural sparkling wines and malt beverages, there is hereby levied and imposed an additional tax of twenty-seven cents per gallon upon such beverages containing fourteen percent or more of alcohol by weight and not more than forty-eight per cent of alcohol by weight and an additional tax of fifty-four cents per gallon upon such beverages containing more than forty-eight per cent of alcohol by weight. The funds derived from the tax herein levied and imposed shall be deposited in the general revenue fund.

(2) As to beverages manufactured and bottled in this state from Florida-grown citrus products, citrus by-products, honey, fresh fruits, berries, grapes, sugar cane, guavas, potatoes, peaches, papayas, strawberries, and mangoes, and not from concentrates thereof, except concentrates grown and concentrated in the state, the additional tax imposed by subsection (1) of this section shall not apply; provided, however, that in addition to all taxes now levied and imposed by the laws of Florida upon such beverages there is hereby levied and imposed an additional tax of ten cents per gallon upon such beverages containing fourteen per cent or more of alcohol by weight and not more than forty-eight per cent of alcohol by weight and an additional tax of twenty cents per gallon upon such beverages containing more than forty-eight per cent of alcohol by weight. *Provided, further, that the difference between the rate of tax imposed by this subsection and the rate of tax imposed by subsection (1) of this section shall be reduced and eliminated by the following schedule: October 1, 1971—5%; October 1, 1972—10%; October 1, 1973—15%; October 1, 1974—20%; October 1, 1975—25%; and October 1, 1976—25%.*

Section 3. Section 561.64, Florida Statutes, is amended to read:

561.64 Additional tax upon alcoholic beverages containing fourteen per cent or more of alcohol; exceptions.—

(1) In addition to all taxes now levied and imposed by the laws of Florida upon the manufacture, distribution, and sale of beverages containing fourteen per cent or more of alcohol by weight, except all wines, natural sparkling wines and malt beverages, there is hereby levied and imposed an additional tax of seventy-two cents per gallon upon such beverages containing fourteen per cent or more of alcohol by weight and not more than forty-eight per cent of alcohol by weight and an additional tax of one dollar and forty-four cents per gallon upon such beverages containing more than forty-eight per cent of alcohol by weight.

(2) As to beverages manufactured and bottled in this state from Florida-grown citrus products, citrus by-products, honey, fresh fruits, berries, sugar cane, grapes, guavas, potatoes, peaches, papayas, strawberries and mangoes, and not from concentrates thereof, except concentrates grown and concentrated in the state, the additional tax imposed by subsection (1) shall not apply; provided, however, that in addition to all taxes now levied and imposed by the laws of this state upon such beverages there is hereby levied and imposed an additional tax of twenty-eight and eight tenths cents per gallon upon such beverages containing fourteen per cent or more of alcohol by weight and not more than forty-eight per cent of alcohol by weight and an additional tax of fifty-seven and six tenths cents per gallon upon such beverages containing more than forty-eight per cent of alcohol by weight. *Provided further, that the difference between the rate of tax imposed by this subsection and the rate of tax imposed by subsection (1) of this section shall be reduced and eliminated by the following schedule: October 1, 1971—5%; October 1, 1972—10%; October 1, 1973—15%; October 1, 1974—20%; October 1, 1975—25%; and October 1, 1976—25%.*

Section 4. Subsection 561.26(2), Florida Statutes, relating to the equality of the county license taxes to the state license taxes imposed under the chapter is hereby repealed.

Section 5. Section 561.36, Florida Statutes, relating to municipal license taxes is hereby repealed.

Section 6. Section 561.34, Florida Statutes, is amended to read:

561.34 License fees; vendors.—

(1) Each vendor of malt beverages containing alcohol of more than one percent by weight shall pay an annual state license tax as follows:

(a) Vendors of malt beverages containing alcohol of more than one per cent by weight fifteen dollars.

(b) In counties that have voted against the sale of intoxicating beverages, vendors of beverages containing alcohol of more than one per cent by weight and not more than three and two tenths per cent by weight, fifteen dollars.

(c) Vendors of malt beverages containing alcohol of more than one percent by weight for consumption off the premises only, seven and one half dollars.

(d) In counties that have voted against the sale of intoxicating beverages, vendors of beverages containing alcohol of more than one per cent by weight and not more than three and two tenths per cent by weight for consumption off the premises only, seven and one half dollars.

(2)(a) Vendors of beverages containing alcohol of more than one per cent by weight and not more than fourteen per cent by weight, and wines regardless of alcoholic content, fifty dollars.

(b) Vendors of beverages containing alcohol of more than one per cent by weight and not more than fourteen per cent by

weight and wine regardless of alcoholic content, for consumption off the premises only, twenty five dollars.

(a) Vendors operating places of business where beverages are sold only for consumption off the premises, an amount equal to fifty percent of the amount of the license tax herein provided for vendors in the same county operating places of business where consumption on the premises is permitted.

(b) Vendors operating places of business where consumption on the premises is permitted in counties having a population of over one hundred thousand, according to the latest state or federal census, two hundred dollars.

(c) Vendors operating places of business where consumption on the premises is permitted in counties having a population of over seventy-five thousand and not over one hundred thousand, according to the latest state or federal census, one hundred sixty dollars.

(d) Vendors operating places of business where consumption on the premises is permitted in counties having a population of over fifty thousand and less than seventy-five thousand, according to the latest state or federal census, one hundred twenty dollars.

(e) Vendors operating places of business where consumption on the premises is permitted in counties having a population of over twenty-five thousand and less than fifty thousand, according to the latest state or federal census, eighty dollars.

(f) Vendors operating places of business where consumption on the premises is permitted in counties having a population of less than twenty-five thousand, according to the latest state or federal census, forty dollars.

(2)(a) Each vendor Vendors of beverages containing alcohol of more than one percent by weight and not more than fourteen percent by weight, and wines regardless of alcoholic content, shall pay an annual state license tax as follows:

(a) Vendors operating places of business where beverages are sold only for consumption off the premises, an amount equal to fifty percent of the amount of the license tax herein provided for vendors in the same county operating places of business where consumption on the premises is permitted.

(b) Vendors operating places of business where consumption on the premises is permitted in counties having a population of over one hundred thousand, according to the latest state or federal census, two hundred eighty dollars.

(c) Vendors operating places of business where consumption on the premises is permitted in counties having a population of over seventy-five thousand and not over one hundred thousand, according to the latest state or federal census, two hundred forty dollars.

(d) Vendors operating places of business where consumption on the premises is permitted in counties having a population of over fifty thousand and less than seventy-five thousand, according to the latest state or federal census, two hundred dollars.

(e) Vendors operating places of business where consumption on the premises is permitted in counties having a population of over twenty-five thousand and less than fifty thousand, according to the latest state or federal census, one hundred sixty dollars.

(f) Vendors operating places of business where consumption on the premises is permitted in counties having a population of less than twenty-five thousand, according to the latest state or federal census, one hundred twenty dollars.—

(3) The following license taxes shall apply to vendors who are permitted to sell any such beverages regardless of alcoholic content:

(a) Vendors operating places of business where beverages are sold only in sealed containers for consumption off the premises where sold, an amount equal to seventy-five percent of the amount of the license tax herein provided for vendors in the same county as provided in paragraphs (b), (c), (d), (e) and (f) of this subsection. ~~operating places of business where consumption on the premises is permitted.~~

(b) Vendors operating places of business where consumption on the premises is permitted in counties having a population of over one hundred thousand, according to the latest state or federal census, ~~one thousand seven hundred fifty dollars.~~

(c) Vendors operating places of business where consumption on the premises is permitted in counties having a population over ~~seventy-five~~ ~~sixty~~ thousand and not over one hundred thousand, according to the latest state or federal census, ~~one thousand five hundred six hundred dollars.~~

(d) Vendors operating places of business where consumption on the premises is permitted in counties having a population of over ~~fifty forty~~ thousand and not over ~~seventy-five~~ ~~sixty~~ thousand, according to the latest state or federal census, ~~one thousand two hundred fifty five hundred dollars.~~

(e) Vendors operating places of business where consumption on the premises is permitted in counties having a population of over ~~twenty-five~~ ~~ten~~ thousand and not over ~~fifty forty~~ thousand, according to the latest state or federal census, ~~eight hundred twenty five three hundred dollars~~

(f) Vendors operating places of business where consumption on the premises is permitted in counties having a population of ~~twenty-five~~ thousand or less, according to the latest state or federal census, ~~six two~~ hundred dollars.

(g) Vendors operating places of business where consumption on the premises is permitted and which have three or more separate locations serving alcoholic beverages for consumption on the licensed premises shall pay in addition to the license tax imposed in paragraphs (b), (c), (d), (e) and (f), ~~one thousand dollars.~~

(4) Any operator of railroads or sleeping cars in this state may obtain a license to sell the beverages mentioned in the beverage law on passenger trains on the payment of an annual license tax of ~~two thousand five hundred two hundred fifty~~ dollars, said tax to be paid to the division. Such license shall authorize the holder thereof to keep for sale and sell all beverages mentioned in the beverage law upon any dining, club, parlor, buffet or observation car operated by it in this state, but said beverages may be sold only to passengers upon said cars and must be served for consumption thereon. It is unlawful for such licensees to purchase or sell any liquor except in miniature bottles of not more than two ounces. Every such license shall be good throughout the state. No license shall be required or tax levied by any municipality or county for the privilege of selling such beverages for consumption in such cars. Such beverages shall be sold only on cars in which are posted certified copies of the licenses issued to such operator. Such certified copies of such licenses shall be issued by the division upon the payment of a tax of ~~ten one~~ dollar-s.

(5) (a) Operators of steamships and steamship lines, buses and bus lines, airplanes and airlines engaged in interstate commerce or flying between fixed terminals and upon fixed schedules in this state may obtain licenses to sell the beverages mentioned in the beverage law on steamships, buses and airplanes operated by such operators on payment of an annual license tax of ~~one thousand one~~ hundred dollars, said tax to be paid to the division. Such licenses shall authorize the holders thereof to keep for sale and sell all beverages mentioned in the beverage law upon any steamship, bus or airplane operated by such operators in this state but said beverages may be sold only to passengers upon such steamships, buses and airplanes and may be served only for consumption thereon. It is unlawful for such licensee to purchase for resale any liquor except in miniature bottles of not more than two ounces or liquor in individual containers of not less than one fifth of one gallon. Such sales shall be permitted only while said steamships, buses and airplanes are in transit and shall not be permitted while

such steamships are moored at docks or wharves in ports of this state, or while said buses are at stations, or while airplanes are in airports. Every such license shall be good throughout the state. No license shall be required or tax levied by any municipality or county for the privilege of selling such beverages for consumption on such steamships, buses or airplanes. Such beverages shall be sold only on steamships, buses and airplanes in which are posted certified copies of the license issued to their operators. Certified copies of such license shall be issued by the division upon payment of a fee of ~~twenty five~~ ~~one~~ dollars for each certified copy; provided, that this paragraph shall not apply to operators of pleasure or excursion boats not having regular round trip runs of more than one hundred miles in each direction, but operators of such pleasure or excursion boats may obtain a license, with such boats being designated as their place of business, upon compliance with all the laws relating to vendors operating places of business where consumption on the premises is permitted; provided further, that no license to sell the beverages herein defined shall be issued to the operator of any boat which applies upon or is anchored upon the waters of any lake within this state.

(b) Operators of railroads, sleeping cars, steamships, buses and airplanes licensed under this section shall not be required to obtain their beverages from licenses under the beverage law, but such operators shall keep strict account of all such beverages sold within this state and shall make monthly reports to the division on the forms prepared and furnished by the division. Said operators are hereby required to pay an excise tax for said beverages sold within this state as to which such excise tax has not theretofore been paid, equal to the tax assessed against manufacturers and distributors. Said operators shall pay said tax monthly to the division at the same time they furnish the reports hereinabove provided for. Said reports shall be filed on or before the fifteenth day of each month for sales for the previous calendar month.

(6) Persons associated together as a chartered or incorporated club, including social clubs incorporated by orders of circuit judges after their charters have been found to be for objects authorized by law and approved by said judges as organized for lawful purposes and not for the purpose of evading license taxes on dealers in beverages defined herein, which such organizations are bona fide clubs, and at the time of application for license hereunder shall have been in continuous active existence and operation for a period of not less than two years in the county where they exist, shall before serving or distributing to their members or nonresident guests the beverages defined herein, whether such service or distribution be made upon contribution to the club of money or by check or other device, pay an annual state license tax ~~taxes~~ of four hundred dollars; as follows-

To the state	\$125.00
To the county	\$125.00

provided, that any golf club operated by or on behalf of any incorporated municipality in this state, and any veteran's or fraternal organization of national scope, need not have been, or need not be, in continuous active existence or operation for any required period of time prior to an application for license hereunder. The payment of such club license tax shall authorize the service and distribution to members and nonresident guests of the club only and such service and distribution to said members and nonresident guests shall not be deemed sales within the meaning of the law in this state but any service or distribution to anyone other than a member or nonresident guest of such licensed club shall be deemed a sale and any officer, member or employee of any such licensed club who shall sell or distribute or serve any such beverages to any person other than a member or nonresident guest of such club for money or other value shall be deemed guilty of selling such beverages without a license and shall be punished as provided by law. Any officer of any such club which has not paid such license, who shall knowingly permit such service or distribution by such club of the beverages herein defined to members or nonresident guests of such club shall, upon conviction thereof, be punished as herein provided; provided, that this paragraph shall not apply to clubs organized or used for the purpose of evading the payment of the license tax on vendors of such beverages, but such club shall be subject to the payment of the license tax imposed by the beverage law upon vendors. The president, vice-president, secretary or treasurer or officers of corresponding duties, by any name they may be called, of any club required by this section to pay a license tax, shall be required to see that such license tax shall be paid and in default thereof shall each be personally liable to the punishment provided by the beverage law for nonpayment of the license hereby required; provided, further, that clubs not au-

thorized to obtain licenses under this subsection or which do not obtain license under this subsection may, if they comply with this provision of the beverage law, obtain licenses as vendors. Clubs obtaining such club licenses shall not purchase any beverage herein defined from anyone other than a distributor licensed under the beverage law, nor shall such clubs dispense or serve any beverages defined herein unless such beverages shall have been purchased by such club from such licensed distributor; nor shall they dispense or serve any such beverage on which a tax stamp is required by the beverage law unless the containers of such beverages have affixed to them the stamps required by said law. Such club license cannot be transferred in any manner whatsoever.

(7) Caterers at horse and dog race tracks and jai alai frontons may obtain licenses upon the payment of an annual state license tax of *six hundred and seventy five two hundred fifty dollars and an annual county license tax of two hundred fifty dollars. Incorporated municipalities may provide for a municipal license tax on such caterers of fifty percent of the state and county license tax, to be deducted from the state and county license tax as provided herein with reference to other municipal license taxes.* Such caterers' licenses shall permit sales only within the enclosure wherein such races or jai alai games are conducted and such licensees shall be permitted to sell only during the period beginning ten days before and ending ten days after racing or jai alai under the authority of the state racing commission of the division of pari-mutuel wagering of the department is conducted at such race track or jai alai fronton. Except as in this subsection otherwise provided caterers licensed hereunder shall be treated as vendors licensed to sell by the drink the beverages mentioned herein and shall be subject to all the provisions hereof relating to such vendors.

~~(8)(a) Any person, firm or corporation operating a commercial establishment catering to the public by offering live band music, singers or other form of live entertainment, and which shall, in addition to said live entertainment, permit consumption of alcoholic beverages on the premises and does not hold a valid beverage license of any classification permitting consumption of said alcoholic beverages on said premises, shall pay a license fee of twenty-five dollars per day for each day of operation in addition to any other license fees now required by law. Such licenses herein required shall be issued by the division of beverage for a period of less than thirty days.~~

~~(b) Said premises shall be subject to all general laws and special laws and municipal ordinances regulating the hours of opening and closing as provided for vendors of alcoholic beverages.~~

~~(c) The enforcement of this chapter shall be under the division of beverage and the division is hereby authorized to make such necessary rules and regulations to enforce the provisions hereof.~~

Section 7. Chapter 561, Florida Statutes, is amended by adding new section 561.342 to read:

561.342 County and municipal license tax; caterers, clubs, manufacturers, distributors, exporters and vendors.—

(1) *Twenty-two percent of the license taxes imposed under section 561.34, subsection (1), (2), (3), (6), (7), and section 561.35 collected within the county shall be returned to the appropriate county tax collector.*

(2) *Thirty-four percent of the license taxes imposed under section 561.34, subsection (4), (2), (3), (6), (7), and section 561.35 collected within an incorporated municipality shall be returned to the appropriate municipal officer.*

(3) *No tax on the manufacture, distribution, exportation, transportation, importation or sale of such beverages shall be imposed by way of license, excise or otherwise, by any municipality, anything in any municipal charter, special or general law to the contrary notwithstanding.*

Section 8. Section 561.35, Florida Statutes, is amended to read:

561.35 License fees; manufacturers, distributors, exporters.—

(1) Each manufacturer authorized to do business under the beverage law shall pay an annual license tax as follows:

(a) If engaged in the *manufacturing or bottling manufacture* of wines and of nothing else, a state license tax of *one thousand fifty* dollars.

(b) If engaged in the *manufacturing manufacture* of wines and cordials and of nothing else, a state license tax of *two thousand one hundred* dollars.

(c) If engaged in the business of brewing malt liquors and nothing else, a state license tax of *three thousand seven hundred* dollars.

(d) If engaged in the business of distilling spirituous liquors and nothing else, a state license tax of *four thousand seven hundred and fifty* dollars.

(e) If engaged in the business of rectifying and blending spirituous liquors and nothing else, a state license tax of *four thousand twelve hundred and fifty* dollars.

(f) Persons licensed hereunder in the business of distilling spirituous liquors may also engage in the business of rectifying and blending spirituous liquors without the payment of an additional license tax.

(g) All persons licensed under paragraphs (a), (b), (c), (d), and (e) of this subsection shall be deemed manufacturers within the meaning of the beverage law.

(h) There shall be a separate license tax for each manufacturing plant or establishment operated in the state even though the same manufacturer operates more than one manufacturing plant or establishment.

(i) Each distributor who shall distribute beverages containing alcohol of more than one percent by weight and not more than three and two tenths percent by weight, in counties where the sale of intoxicating liquors, wines and beers is prohibited, for each and every establishment or branch he may conduct, shall pay an annual state license tax of *two thousand two hundred* dollars.

(j) Each distributor who shall sell beverages containing alcohol of more than one percent by weight and not more than fourteen percent by weight, and wines regardless of alcoholic content, in counties where the sale of intoxicating liquors, wines and beers is permitted, shall pay for each and every such establishment or branch he may operate or conduct a state license tax of *three thousand two hundred* dollars.

(k) All other distributors authorized to do business under the beverage law shall pay a state license tax of *four thousand twelve hundred fifty* dollars for each and every establishment or branch they may operate or conduct in the state; provided, that in counties having a population of fifteen thousand or less according to the latest state or federal census the state license tax for a restricted license shall be *one thousand three hundred fifty* dollars, but the holder of such a license shall be permitted to sell only to vendors and distributors licensed in the same county, and such license shall contain such restrictions. In such counties licenses without such restrictions may be obtained as in other counties but the tax for a license without such restrictions shall be the same as in other counties. Warehouses of a licensed distributor used solely for storage, located in the county in which license is issued to such distributors, shall not be construed to be separate establishments or branches.

~~(2)(1)~~ Each exporter as defined in section 561.14(1), shall pay an annual state license tax of *five hundred one hundred twenty five* dollars for each and every establishment or branch that such exporter may operate or conduct in this state.

~~(2) Each manufacturer, distributor and exporter shall pay an annual county license tax equal to the state license tax.~~

(3) All licenses of manufacturers, distributors and exporters shall be issued annually and shall run from October 1 to the succeeding October 1, except that where a manufacturer, distributor or exporter shall begin business after April 1 in any year he may obtain a license expiring on the succeeding October 1 upon the payment of one half the tax for such annual license.

Section 9. This act shall take effect July 1, 1971; provided, however, that sections three through seven, inclusive, shall take effect September 30, 1971.

#### Amendment 2—

In title on page 1, strike all of the title and insert: An act relating to beverage taxes and licenses; amending subsection 561.46(2), (3), (4), (5) and (6) and sections 561.461 and 561.64, Florida Statutes, to provide a schedule for the reduction and elimination of the exceptions from the excise taxes on alcoholic beverages made from Florida grown products; amending section 561.34, Florida Statutes, providing for revision of the state, county and municipal license taxes on dealers in alcoholic beverages; repealing section 561.36 and subsection 561.26(2), Florida Statutes; amending section 561.35, Florida Statutes; adding new section 561.342, Florida Statutes, to provide for the return of a percentage of the state license tax to the counties and municipalities; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

On motions by Senator de la Parte, the Senate refused to concur in the House amendments to SB 644, and the House was requested to recede therefrom. The action of the Senate was certified to the House.

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 the Committee on Ways and Means—

SB 647—A bill to be entitled An act relating to tax on sales, admissions, use, storage, consumption, or rentals levied pursuant to chapter 212, Florida Statutes; amending section 212.05(6), Florida Statutes, to increase the tax on the sale, rental, use, consumption or storage for use in this state on certain industrial equipment to four percent (4%); providing an effective date and an expiration date.

Amendment 1—

On page 1, line 15, strike all after the enacting clause and insert the following:

Section 1. Section 212.02, Florida Statutes, is amended by adding to subsection (2) new paragraphs (e) and (f) and renumbering present (e) to (g), by amending paragraphs (a), (c) and (d) of subsection (3), by amending subsection (4), by amending paragraph (h) of subsection (6), by amending subsection (12), and by adding new subsections (18) and (19), to read:

212.02 Definitions.—The following terms and phrases when used in this chapter, shall have the meaning ascribed to them in this section, except where the context clearly indicates a different meaning:

(2) "Sale" means and includes:

~~and~~ (d) The furnishing, preparing or serving for a consideration of any tangible personal property for consumption on or off the premises of the person furnishing, preparing, or serving such tangible personal property which includes the sale of meals or prepared food by an employer to his employees:

(e) The furnishing, rendering, disseminating or performing, for a consideration, of advertising and advertising services in this state in any manner or by any means whatsoever, including advertising by outdoor and other display and by the publication, broadcast, production or distribution of advertising in newspapers, in telephone and other shoppers' directories, in magazines, on radio, on television, in movies and in, on or by all other media of mass communication. The performance of advertising services shall include all audio, visual and audiovisual advertising presentations, and all combinations thereof;

(f) The furnishing, rendering or performing of professional and all other personal services in this state for a consideration; and

~~(e)(g)~~ A transaction whereby the possession of property is transferred but the seller retains title as security for the payment of the price.

(3) (a) "Retail sale" or a "sale at retail" means (i) a sale of tangible personal property to a consumer or to any person for any purpose other than for resale, (ii) a sale of services, (iii) a sale of advertising and of advertising services, in the form of tangible personal property, and shall mean and include and (iv) all such transactions that may be made in lieu of retail sales or sales at retail. Every retail sale shall be deemed to mean, in addition to any provision of this chapter, every sale of tangible personal property made to any person physically present at the time of such sale, and the item of tangible personal property so sold shall be presumed to have been delivered in this state. A resale must be in strict compliance with rules and regulations and any dealer making a sale for resale which is not in strict compliance with rules and regulations shall himself be liable for and pay the tax.

(b) The terms "retail sales," "sales at retail," "use," "storage," and "consumption" shall include the sale, use, storage or consumption of all tangible advertising materials imported or caused to be imported into this state. Tangible advertising material shall include displays, display containers, brochures, catalogs, price lists, point of sale, advertising and technical manuals or any tangible personal property which does not accompany the product to the ultimate consumer.

(c) The terms "retail sales," "sale at retail," "use," "storage" and "consumption" shall not include the sale, use, storage or consumption of industrial materials for future processing, manufacture or conversion into articles of tangible personal property for resale where such industrial materials become a component part of the finished product or are used directly and immediately dissipated in fabricating, converting or processing such materials or parts thereof, nor shall such terms include materials, containers, labels, sacks or bags intended to be used for one time only for packaging tangible personal property for sale. "Immediately dissipated" as used herein shall mean one time use; materials, containers, labels, sacks or bag intended to be used one time only for packaging tangible personal property for sale and shall not include the sale, use, storage, or consumption of industrial materials for future processing, manufacture, or conversion into articles of tangible personal property for resale where such industrial materials become a component or ingredient of the finished product; provided, however, that said terms shall include the sale, use, storage or consumption of tangible personal property used and dissipated in fabricating, converting or processing industrial materials for sale.

(d) The term "gross sales" means the sum total of all retail sales of professional and other personal services, advertising and advertising services, and tangible personal property as defined herein, without any deduction whatsoever of any kind or character, except as provided in this chapter.

(4) "Sales price" means the total amount paid for professional and other personal services, for advertising and advertising services, and for tangible personal property, including any services that are a part of the sale, valued in money, whether paid in money or otherwise, and includes any amount for which credit is given to the purchaser by the seller, without any deduction therefrom on account of the cost of the property sold, the cost of materials used, labor or service cost, interest charged, losses or any other expense whatsoever. Sales price also includes the consideration for a transaction which requires both labor and material to alter, remodel, maintain, adjust or repair tangible personal property. Trade-ins or discounts allowed and taken at the time of sale shall not be included within the purview of this subsection.

(6) "Lease," "let," or "rental" means leasing or renting of living quarters, sleeping or housekeeping accommodations in

hotels, apartment houses, rooming houses, tourist or trailer camps and real property, the same being defined as follows:

(h) "Real property" means any interest in the surface of real property unless said property is:

- ~~1. Assessed as agricultural property under section 198.461.~~
- 1.2. Subject to transient rental tax under section 212.03.
- 2.2. Dwelling units exempt under section 212.03(4).
- 3.4. Property subject to tax on parking, docking or storage spaces under section 212.03(6).

(12) "Tangible personal property" means and includes personal property which may be seen, weighed, measured, or touched or is in any manner perceptible to the senses. The term "tangible personal property" shall not include stocks, bonds, notes, insurance, or other obligations or securities, intangibles as defined by the intangible tax law of the state, or pari-mutuel tickets sold or issued under the racing laws of the state. The term "tangible personal property" does include electric power or energy and boats, motor vehicles as defined in section 320.01(1), aircraft as defined in section 330.01, and all other vehicles of any type.

(18) The term "advertising" shall be given its customary and normal meaning, which shall include the sale for a consideration of space or time or text, pictures, artwork or any other matter intended for aural or visual perception, or any combination of the foregoing, in a newspaper or magazine published or distributed in this state, or in any publication intended for distribution to 5 or more persons in this state, in a movie shown in this state, on a billboard, counter or other place of display or observation intended for perception by 5 or more persons in this state, and on radio or television broadcasts emanating from studios or facilities in this state. The term "advertising services" shall include charges for personal and professional services connected with formulating, preparing or placing advertising, which services are rendered by agencies or persons which are independent of and not a department or an affiliate of a disseminating or producing media.

(19) The term "professional and other personal services" shall mean all services performed by persons for a fee, excluding compensation for services performed as an employee, without reduction for the cost of value of intangible personal property passing to said customer, client or patient as a result of such service, but reduced by any charges separately made for tangible personal property sold to customers, clients or patients. Said term shall not include casual services performed by persons not regularly engaged in a trade or business and persons not having an office or place of business in the state, including but not limited to babysitters, part-time domestics, private teachers and tutors, gardeners, migrant laborers, boot-blacks, newspaper carriers and such other like types of persons as the department shall by regulation prescribe.

Section 2. Subsection (4) of section 212.03, Florida Statutes, is amended to read:

212.03 Transient rentals tax; rate, procedure, enforcement, etc.—

(4) The tax levied by this section shall not apply to, be imposed upon, or collected from the first one hundred dollars of monthly rent paid by any resident of this state who shall reside at any apartment house, rooming house, duplex or trailer camp or park, or from any person who shall reside continuously longer than twelve months at any one hotel, apartment house, rooming house, tourist or trailer camp, and shall have paid the tax levied by this section for twelve months of residence in any one hotel, rooming house, apartment house, tourist or trailer camp. ~~Notwithstanding other provisions of this chapter, no tax shall be imposed upon rooms provided guests when there is no consideration involved between guest and the public lodging establishment. Eligibility for the \$100 exemption provided in this subsection shall not preclude eligibility for the 12 month residency exemption.~~

Section 3. Paragraphs (a) and (b) of subsection 212.031(1), Florida Statutes, is amended to read:

(1)(a) It is declared to be the legislative intent that every person is exercising a taxable privilege who engages in the business of renting, leasing, or letting any real property unless such property is:

- ~~1. Assessed as agricultural property under section 198.461.~~

1.2. Used exclusively as dwelling units under section 212.03(4).

2.2. Property subject to transient rental tax under section 212.03.

3.4. Property subject to tax on parking, docking or storage spaces under section 212.03(6).

(b) When a lease involves multiple use of real property wherein a part of the real property is subject to the commercial rental tax herein, and a part of the property would be excluded from the tax under subparagraphs 1., 2., ~~3.~~ or 4. 3. of this subsection, the department shall determine from the lease and such other information as may be available, that portion of the total rental charge which is exempt from the tax imposed by this section.

Section 4. Section 212.05, Florida Statutes, is amended by amending subsections (1), (3), (5), (6) and (7), by adding a new subsection (7), and by renumbering subsections (7) to (8) and (8) to (9) to read:

212.05 Sales, storage, use tax.—

It is hereby declared to be the legislative intent that every person is exercising a taxable privilege who engages in the business of selling tangible personal property at retail in this state, or who rents or furnishes any of the things or services taxable under this chapter, or who stores for use or consumption in this state any item or article of tangible personal property as defined herein and who leases or rents such property within the state. For the exercise of said privilege a tax is levied on each taxable transaction or incident and shall be due and payable, according to the brackets set forth in section 212.12(10), as follows:

(1) At the rate of four percent of the sales price of each item or article of tangible personal property when sold at retail in this state; the tax to be computed on each taxable sale for the purpose of remitting the amount of tax due the state, and to include each and every retail sale. *Occasional or isolated sales of boats and other vehicles required to be registered, licensed or titled in this state shall be subject to tax at the rate provided in this subsection.*

(3) At the rate of four percent of the gross proceeds derived from the lease or rental of tangible personal property, as defined herein, except the rental of motion picture film where an admission is charged for viewing such film, and *except in the case of a lease or rental of a motor vehicle to one lessee or rentee for a period of not less than twelve months where tax was paid on the acquisition of such vehicle by the lessor,* where the lease or rental of such property is an established business or part of an established business, or the same is incidental or germane to said business.

(5) At the rate of four percent on charges for all telegraph messages and long distance telephone calls, beginning and terminating in this state, and recurring charges to regular subscribers for local telephone service, and for wired television service and all charges for the installation of telephonic, wired television and telegraphic equipment and at the same rate on all charges for electrical power or energy. Telephone and telegraph services originating within this state and completed outside this state or originating outside this state and completed within this state are not taxable. The provisions of section 212.17(3), regarding credit for tax paid on charges subsequently found to be worthless shall be equally applicable to any tax paid under the provisions of this section on charges for telephone and telegraph services and electric power subsequently found to be uncollectible. The word "charges" in this subsection shall not include any excise or similar tax levied by the federal government, any political subdivision of the state, or any municipality upon the purchase or sale of telephone, wired television or telegraph service or electric power, which tax is collected by the seller from the purchaser.

6) At the rate of ~~three~~ four percent on the sale, rental use, consumption or storage for use in this state of machines and equipment and parts and accessories therefor used in manufacturing, processing, compounding, producing, mining or quarrying, personal property for sale or to be used in furnishing communications, transportation or public utility services; provided, however, that in all cases of written agreements which became binding before the effective date of this act, for the sale, rental, use, consumption or storage for use in this state of machines and equipment and parts and accessories therefor used in manufacturing, processing, compounding, producing, mining or quarrying, personal property for sale or to be used in furnishing communications, transportation or public

utility services, the dealer making such agreements shall pay the sales or use tax at the four percent (4%) provided in this act; however, upon application of said dealer or assigns to the Florida Department of Revenue within three (3) years after the effective date of this act, and upon sworn proof by said dealer or assigns of the existence of such binding written agreement and of payment of said sales or use taxes, the Florida Department of Revenue shall forthwith make a refund of twenty-five percent (25%) of said sales or use taxes to the applicant; providing, that such contract has been executed prior to the first day of June, 1971.

(7) *At the rate of two percent on the sale of advertising and advertising services, and on the sale of professional and other personal services.*

(8) ~~(7)~~ The said tax shall be collected from by the dealer as defined herein and ~~paid~~ remitted by him to the state at the time and in the manner as hereinafter provided.

(9) ~~(8)~~ The tax so levied is and shall be in addition to all other taxes, whether levied in the form of excise, license or privilege taxes, and shall be in addition to all other fees and taxes levied.

Section 5. Section 212.06, Florida Statutes, is amended by amending paragraph (a) of subsection (1), by adding new paragraphs (k) and (l) to subsection (2), by amending subsections (3), (5) and (8), and by adding new subsection (10) to read:

212.06 Sales, storage, use tax; collectible from dealers; dealers defined; dealers to collect from purchasers; legislative intent as to scope of tax.—

(1) (a) The aforesaid tax at the rate of four percent of the retail sales price, as of the moment of sale, or four percent of the cost price as of the moment of purchase, or four percent of the cost price, as of the moment of commingling with the general mass of property in this state, or such other percent applicable under this chapter, as the case may be, shall be collectible from all dealers as herein defined on the sale at retail, the use, the consumption, the distribution and the storage for use or consumption in this state, of professional and other personal services, of advertising and advertising services, and of tangible personal property. The full amount of the tax on credit sales, installment sales, and sales made on any kind of deferred payment plan shall be due at the moment of the transaction in the same manner as a cash sale.

(2) (k) The term "dealer" also means and includes any person who furnishes, performs or renders a professional or other personal service in this state for consideration.

(l) The term "dealer" also means and includes any person who engages in the business of publishing, broadcasting or otherwise producing advertising or selling advertising services for or in outdoor or other displays, or for or in the media of newspapers, telephone and other shoppers' directories, radio, television, movies and all other media of mass communication.

(3) Every dealer making sales, whether within or outside the state, of advertising, advertising services, or tangible personal property, for distribution, storage, or use or other consumption, in this state, and every dealer rendering, performing or furnishing professional and other personal services in this state, shall at the time of making sales, collect the tax imposed by this chapter from the purchaser.

(5) (a) It is not the intention of this chapter to levy a tax upon tangible personal property imported, produced or manufactured in this state for export, provided that tangible personal property shall not be considered as being imported, produced or manufactured for export unless the importer, producer or manufacturer delivers the same to a licensed exporter for exporting, or to a common carrier for shipment outside the state or mails the same by United States mail to a destination outside the state; or in the case of aircraft being exported under their own power to a destination outside the continental limits of the United States, or in the case of parts and equipment installed on aircraft of foreign registry, by submission to the department of duly authenticated copies of an aircraft manifest and a duly signed and validated United States customs declaration, each showing the departure of the aircraft and the export of the parts and equipment from the continental United States; and further with respect to aircraft, the canceled United States registry of said aircraft; nor is it the intention of this chapter to levy a tax on radio and television

broadcasting, on magazine, directory or newspaper publishing, or on any other manner or means of disseminating advertising where such broadcasting, publishing or disseminating is intended predominantly for use outside this state, or any sale which the state is prohibited from taxing under the constitution or laws of the United States. For purposes of this paragraph, a predominant use outside this state shall exist whenever more than 85% of gross advertising revenues are derived annually from persons having their principle residence or place of business outside the state.

(b) Whenever a portion of the activities involved in the furnishing, rendering, disseminating or performing of advertising and advertising services occurs outside this state, the tax imposed by this chapter shall apply, shall be assessed and shall be collected only on that portion of the sales price for such advertising as the activities in this state which relate to the furnishing, rendering, disseminating or performing of the advertising shall bear to said activities everywhere. In determining the extent of activities within and without the state for the purpose of apportioning any sale of an advertisement or of advertising, principal consideration shall be given to those factors which are normally and customarily taken into account by industry sources in billing and charging for advertising of the type being apportioned. Such factors may include, but shall not be limited to, the number of man-hours spent, expenses incurred, footage of film taken, lines of type or print purchased, and numbers of copies sold or distributed. In addition to these factors, all other relevant factors shall be considered for the purpose of apportioning advertising sales to this state, including all activities which occur prior to or simultaneously with the publication or dissemination such as the local activities connected with radio and television monitoring, controlling and transmitting of advertising. There shall not be taken into account for apportioning advertising sales to this state the source or manner of billings made for advertisements, or any factors which occur or accrue after publication of the advertising, such as activities or expenses connected with newspaper or magazine distribution by carrier, by mail or otherwise. The department may prescribe reasonable regulations setting forth criteria and factors to be taken into account in specific industries in order to determine the portion of advertising sales attributable to activities conducted within this state, and the department may by regulation establish such presumptions as it shall after investigation determine to be warranted, such as

(1) a presumption that all activities connected with advertising in newspapers, flyers and inserts in newspapers, periodicals, telephone directories, shopping guides and other like directories or guides are apportionable to the community or area in which the publication is principally distributed;

(2) a presumption that the in-state advertising activities connected with nationally or regionally distributed magazines and other publications are in the same proportion to gross advertising receipts as the number of in-state subscribers is to the total number of subscribers who receive the advertising; or

(3) a presumption that the in-state advertising activities connected with nationally or regionally broadcast radio and television transmittals emanating from within this state are in the same proportion to gross advertising receipts as the number of in-state listeners or viewers is to the total number of listeners or viewers to whom the advertising is directed.

(c) Services performed in this state which are incidental to the transportation of property in interstate commerce and which are billed at the time of and as a part of the contract of carriage shall be exempt from tax.

(8) Use tax will apply and be due on tangible personal property imported or caused to be imported into this state for use, consumption, distribution or storage to be used or consumed in this state; provided, however, that it shall be presumed that tangible personal property, except advertising, used in another state for six months or longer before being imported into this state was not purchased for use in this state. The rental or lease of tangible personal property which is used or stored in this state shall be taxable without regard to its prior use or tax paid on purchase outside this state.

(10) No title certificate shall be issued on a boat or any vehicle, or if no title is required by law no license or registration shall be issued for any boat or vehicle, unless there be filed with such application for title certificate or license or registration certificate a receipt issued by an authorized dealer or a designated agent of the department of revenue, evidencing the

payment of the tax imposed by this chapter where the same is payable. For the purpose of enforcing this provision, all county tax collectors and any and all persons or firms authorized to sell or issue boat and vehicle licenses are hereby designated agents of the department and are required to perform such duty in the same manner and under the same conditions prescribed for their other duties by the constitution or any statute of this state. All transfers of title to boats, motor vehicles and all other vehicles are presumed to be taxable transactions until otherwise shown.

Section 6. Section 212.07, Florida Statutes, is amended by amending subsections (5) and (9) to read:

212.07 Sales, storage, use tax; tax added to purchase price; dealer not to absorb; liability of purchasers who cannot prove payment of the tax; penalties; general exemptions.—

(5) The gross proceeds derived from the sale in this state of livestock, poultry and other farm products direct from the farm are exempted from the tax levied by this chapter, provided that such sales are made directly by the producers. The producers shall be entitled to such exemptions although said livestock so sold in this state may have been registered with a breeders or registry association prior to said sale and although said sale takes place at a livestock show or race meeting, so long as said sale is made by the original producer and within this state. When sales of livestock, poultry or other farm products are made to consumers by any person, as defined herein, other than a producer, they are not exempt from the tax imposed by this chapter; provided that the foregoing exemption shall not apply to ornamental nursery stock offered for retail sale by the producer.

(9) Any person who has purchased at retail, used, consumed, distributed, or stored for use or consumption in this state tangible personal property, or who has leased any commercial offices or buildings, real property, space or spaces in parking lots or garages for motor or marinas, or who has paid for professional or other personal services or for advertising or advertising services and cannot prove that the tax levied by this chapter has been paid to his vendor or lessor shall be directly liable to the state for any tax, interest, or penalty due on any such taxable transactions.

Section 7. Section 212.08, Florida Statutes is amended to read:

212.08 Sales, rental, storage, use tax; specified exemptions.—The sale at retail, the rental, the use, the consumption, the distribution and the storage to be used or consumed in this state, of the following tangible personal property, and the following services, are hereby specifically exempt from the tax imposed by this chapter.

(1) Exemptions; General Groceries.—There shall be exempt from the tax imposed by this chapter foods and drinks for human consumption, particularly including foods such as milk and milk products, cereal and cereal products (meal, grits, flour, bread and other bakery products), meats (fresh, frozen, canned, salt or cured) and meat products, poultry and poultry products, vegetables and vegetable juices, fruits and fruit juices (not including soft drinks), seafoods, canned goods (including jams, jellies and preserves), nuts, berries, melons, sugar, salt, coffee and coffee substitutes, tea, cocoa, condiments, spices, spreads, relishes, desserts, flavoring, oleomargarine and shortening, also candy when the price at which the same is sold is twenty-five cents or less; provided, that, unless the exemption provided by paragraph 7(b) for school lunches shall pertain, none of such items of food and drink shall mean (1) foods and drinks (which include meals, milk and milk products, fruit and fruit products, sandwiches, salads, processed meats and seafoods, vegetable juices, ice cream in cones or small cups) served, prepared or sold in or by restaurants, drugstores, lunch counters, cafeterias, hotels, or other like places of business, or by any business or place required by law to be licensed by the division of hotels and restaurants of the department of business regulation, or (2) foods and drinks sold ready for immediate consumption from vending machines, pushcarts, motor vehicles, or any other form of vehicle, or (3) soft drinks or candy when the price at which the same is sold is twenty-six cents (26¢) or more, or (4) foods cooked and prepared by grocery stores and similar businesses on their premises and which are sold ready for immediate consumption, either on or off the premises.

(2) Exemptions, Medical.—There shall be exempt from the tax imposed by this chapter medicine compounded in a retail

establishment by a pharmacist licensed by the state according to an individual prescription or prescriptions written by a practitioner of the healing arts licensed by the state, all services performed by said pharmacists and practitioners, services recognized and permitted under the laws of the state for an injured person who relies upon spiritual means through prayer alone for healing in accordance with his religious beliefs, and common household remedies recommended and generally sold for the relief of pain, ailments, distress or disorders of the human body, according to a list prescribed and approved by the division of health of the department of health and rehabilitative services, which said list shall be certified to the department of revenue from time to time and be included in the rules promulgated by the department; artificial eyes and limbs, eyeglasses, dentures, hearing aids, crutches, prosthetic and orthopedic appliances and up to six hundred dollars of the cost of funerals. Funeral directors shall pay tax on all tangible personal property used by them in their business. This subsection shall be strictly construed and enforced.

(3) Exemptions, Partial; Motor Vehicles and Certain Farm Equipment.—

(a) There shall be taxable at the rate of three percent the sale, use, consumption, or storage for use in this state of motor vehicles and self-propelled or power-drawn farm equipment used exclusively by a farmer on a farm owned, leased, or sharecropped by him in plowing, planting, cultivating, or harvesting crops, and ships and equipment designed for and used exclusively by commercial fisheries. Occasional or isolated sales of motor vehicles are likewise subject to the tax at the rate provided in this paragraph. The rental of motor vehicles and self-propelled or power-drawn farm equipment shall be taxed at the rate of four percent.

(b) The sale or lease of motor vehicles to be used by the purchaser or lessee exclusively for lease or rental to another or others shall be exempt from the tax imposed by this chapter as constituting a sale for the purpose of resale, where the lease or rental of such motor vehicles is an established part of an established business, or the same is incidental or germane to said business, and the operator of such business shall be deemed to be a dealer as defined in this chapter. When the tax at the rate of four percent of the gross proceeds derived by such dealer from the lease or rental of motor vehicles to one lessee or rentee has aggregated a sum equal to three percent of the sale or lease price paid by such dealer for said motor vehicles no further tax shall accrue with respect to that particular lease or rental transaction.

(c) No title certificate shall be issued by the department of highway safety and motor vehicles on any motor vehicle unless there be filed with such application for title certificate a receipt issued by an authorized motor vehicle dealer or a designated agent of the department of revenue, evidencing the payment of such tax where the same is payable. For the purpose of enforcing this provision, all county tax collectors and any and all persons or firms authorized to sell or issue motor vehicle licenses are hereby designated agents of the department and are required to perform such duty in the same manner and under the same conditions prescribed for their other duties by the constitution or any statute of this state. Other provisions of this chapter relating to trade-ins are applicable to motor vehicles; however, all transfers of title to motor vehicles are presumed to be taxable transactions until otherwise shown. The term "motor vehicle" as used in this subsection shall have the same meaning ascribed in section 320.01(1) or section 330.01; however, any vehicle required to be licensed under section 320.03 with a "CW" series tag shall not be construed to be a motor vehicle under the provisions of this subsection and is taxable at the rate of four percent. The term "motor vehicle dealer" as used in this subsection shall have the same meaning ascribed in section 320.60(12).

(4) Exemptions, Items Bearing Other Excise Taxes, Etc.—Also exempt are water (not exempting mineral water or carbonated water), all fuels used by a public or private utility, including municipal corporations and rural electric cooperative associations, in the generation of electric power or energy for sales, and motor fuels (as defined in section 207.01) and special fuels (as defined in section 209.01) on which a tax is imposed by either chapter 208 or 209. Also exempt is the sale of motor fuels and special fuels on which a tax is imposed by chapter 206. All other fuels are taxable except that those used to transport persons or property in interstate or foreign commerce are taxable only to the extent provided herein. The basis of the tax shall be the ratio of intrastate mileage to interstate or foreign mileage traveled by the carrier, during the previous fiscal year of the carrier, such ratio to be determined

at the close of the carrier's fiscal year. This ratio shall be applied each month to the total purchases made in this state by the carrier of gasoline and other fuels to establish that portion of the total used and consumed in intrastate movement and subject to tax under this chapter. Alcoholic beverages and malt beverages are not exempt. The terms "alcoholic beverages" and "malt beverages" as used in this subsection shall have the same meaning ascribed to them in section 561.01(3) and (7), respectively. It is determined by the legislature that the classification of alcoholic beverages made in this subsection for the purpose of extending the tax imposed by this chapter is reasonable and just, and it is intended that such tax be separate from and in addition to any other tax imposed on alcoholic beverages.

(5) Exemptions; Account of Use.—There shall be exempt from the tax imposed by this chapter nets designed and used exclusively by commercial fisheries; feeds for raising poultry and livestock on farms and for feeding dairy cows; fertilizers, insecticides and fungicides used for application on crops or groves; portable containers used for processing farm products; field and garden seeds; nursery stock, seedlings, cuttings or other propagative material purchased for growing on or growing stock; cloth, plastic, and other similar materials used for shade, mulch, protection from frost or insects on a farm; provided that such exemption shall not be allowed unless the purchaser or lessee signs a certificate stating that the item to be exempted is for the exclusive use designated herein.

(6) Exemptions; Political Subdivisions, Communications.—There shall also be exempt from the tax imposed by this chapter sales made to the United States government, the state, or any county, municipality or political subdivision of this state, including fees for personal or professional services which are required by law to be paid in connection with lawsuits to persons not having a contractual relationship with the governmental unit, such as condemnees' attorneys; provided this exemption shall not include sales of tangible personal property made to contractors employed either directly or as agents of any such government or political subdivision thereof when such tangible personal property goes into or becomes a part of public works owned by such government or political subdivision thereof, except public works in progress or for which bonds or revenue certificates have been validated on or before August 1, 1959; and further provided this exemption shall not include sales, rental, use, consumption, or storage for use in any political subdivision or municipality in this state of machines and equipment and parts and accessories therefor used in the generation, transmission or distribution of electrical energy by systems owned and operated by a political subdivision in this state. Likewise exempt are newspapers, film rentals when an admission is charged for viewing such film and charges for services rendered by radio and television stations including line charges, talent fees or license fees and charges for films, video tapes, and transcription used in producing radio or television broadcasts.

(7) Miscellaneous Exemptions.—

(a) Religious, charitable and educational.—There shall be exempt from the tax imposed by this chapter articles of tangible personal property sold or leased direct to or by churches, or sold or leased to nonprofit religious, nonprofit educational, or nonprofit charitable institutions and used by such institutions in carrying on their customary nonprofit religious, nonprofit educational, or nonprofit charitable activities, including church cemeteries.

(b) School books and school lunches.—This exemption shall apply to school books used in regularly prescribed courses of study, and school lunches served to students, in public, parochial or nonprofit schools operated for and attended by pupils of grades one through twelve. School books and food sold or served at junior college and other institutions of higher learning are taxable.

(c) Restrictive definitions.—The provisions of this section authorizing exemptions from tax shall be strictly defined, limited and applied in each category as follows:

1. Religious institutions shall mean churches and established physical places for worship in this state at which nonprofit religious services and activities are regularly conducted and carried on.

2. Educational institutions shall mean state tax supported or parochial, church and nonprofit private schools, colleges or universities conducting regular classes and courses of study

required for accreditation by or membership in the southern association of colleges and secondary schools, department of education or the Florida council of independent schools. Non-profit libraries, art galleries and museums open to the public are defined as educational institutions and eligible for exemption.

3. Charitable institutions shall mean only nonprofit corporations operating physical facilities in Florida at which are provided charitable services, a reasonable percentage of which shall be without cost to those unable to pay.

(d) Hospital meals and rooms.—Also exempt from payment of the tax imposed by this chapter on rentals and meals are patients and inmates of any hospital or other physical plant or facility designed and operated primarily for the care of persons who are ill, aged, infirm, mentally or physically incapacitated or otherwise dependent on special care or attention.

(e) Professional services.—

1. Also exempted are professional, insurance or personal service transactions which involve sales as inconsequential elements for which no separate charges are made.

2. The above-exempted personal service transactions do not exempt the sale of information services involving the furnishing of printed, mimeographed, multigraphed matter or matter duplicating written or printed matter in any other manner, other than professional services and services of employees, agents or other persons acting in a representative or fiduciary capacity or information services furnished to newspapers and radio and television stations. Information services shall mean and include the services of collecting, compiling or analyzing information of any kind or nature and furnishing reports thereof to other persons.

(e) Advertising required by law.—There shall be exempt from the tax imposed by this chapter sales of newspaper advertising for obituaries, for legal notices relating to deaths, bankruptcies, insolvencies, public bids, meetings and elections, and all other legal notices required by law or by ordinance to be published.

(f) Magazines and newspapers.—There shall likewise be exempt from the tax imposed by this chapter newspapers and subscriptions to newspapers and to magazines entered as second class mail sold for an annual or longer period of time.

(g) Volunteer fire department.—Also exempt are fire fighting and rescue service equipment and supplies purchased by volunteer fire departments, duly chartered under the Florida Statutes as corporations not for profit.

(h) Guide dogs for the blind.—Also exempt are the sale or rental of guide dogs for the blind commonly referred to as "seeing eye dogs," and the sale of food or other items for said guide dogs or for consumption or use by such dogs.

(i) Real property construction contracts.—Also exempt are the services of contractors for a fee in connection with the creation, construction or improvement of real property.

(j) Certain legal services.—Also exempt are legal services rendered in the defense of criminal charges.

(k) Barbers and beauticians.—Also exempt are services rendered by barbers and beauticians in the regular course of their business. This shall not include any services to or sales of tangible personal property.

(8) Partial Exemptions, Vessels and Vehicles Engaged in Interstate or Foreign Commerce.—All vessels, vehicles, and parts thereof used to transport persons or property in interstate or foreign commerce shall be subject to the taxes imposed in this chapter only to the extent provided herein. The basis of the tax shall be the ratio of intrastate mileage to interstate or foreign mileage traveled by the carrier during the previous fiscal year. The ratio would be determined at the close of the carrier's fiscal year. This ratio applied to the total purchases by the carriers of vessels, vehicles, and parts thereof each month to establish that portion of the total used and consumed in intrastate movement and subject to tax at the applicable rate. Vessels, vehicles, and parts thereof used to transport persons or property in interstate and foreign commerce are hereby determined to be susceptible to a distinct and separate classification for taxation under the provisions of this chapter.

(9) Partial Exemptions, Vehicles Engaged in Interstate or Foreign Commerce, Vehicles and parts thereof used to trans-

port persons or property in interstate or foreign commerce are subject to tax imposed in this chapter only to the extent provided herein. The basis of the tax shall be the ratio of intrastate mileage to interstate or foreign mileage traveled by the carrier during the previous fiscal year of the carrier, such ratio to be determined at the close of the carrier's fiscal year. This ratio shall be applied each month to the total purchases by the carriers of vehicles and parts thereof which are used in Florida to establish that portion of the total used and consumed in intrastate movement and subject to tax under this chapter.

(9) ~~(10)~~ No transactions shall be exempt from the tax imposed by this chapter except those expressly exempted herein. Except for section 423.02, all special or general laws granting tax exemptions, to the extent they may be inconsistent or in conflict with this chapter, including but not limited to the following designated laws, shall yield to and be superseded by the provisions of this subsection: sections 153.76, 183.14, 184.17, 258.14, 315.11, 323.15(6), 340.20, 348.122, 348.65, 348.762, 349.13, 374.132, 616.07, 633.09, 637.131, 637.151, 637.291, and 637.311 and the following Laws of Florida, acts of the year indicated: section 31, ch. 30843, 1955; section 19, ch. 30845, 1955; section 12, ch. 30927, 1955; section 8, ch. 31179, 1955; section 15, ch. 31263, 1955; section 13, ch. 31343, 1955; section 16, ch. 59-1653; section 13, ch. 59-1356, section 12, ch. 61-2261; section 19, ch. 61-2754; section 10, ch. 61-2686; section 11, ch. 63-1643; section 11, ch. 65-1274; section 16, ch. 67-1446 and section 10, ch. 67-1681.

Section 8. Section 212.17, Florida Statutes, is hereby amended by amending subsection (3) and by adding new subsection (8) to read:

212.17 Credits for returned goods, rentals or admissions; additional powers of department.—

(3) A dealer who has paid the tax imposed by this chapter on services, on advertising or on tangible personal property may take credit in any return filed under the provisions of this chapter for the tax paid by him on the unpaid balance due on accounts which during the period covered by the current return have been found to be worthless and are actually charged off for federal income tax purposes; provided, that if any accounts so charged off are thereafter in whole or in part paid to the dealer, the amount so paid shall be included in the first return filed after such collection and the tax paid accordingly.

(8) No refund or credit shall be allowed under subsection (2) or (3) to the extent that a dealer has collected the tax imposed by this chapter from the vendee.

Section 9. Section 212.21, Florida Statutes, is amended by adding new subsections (6) and (7) to read:

212.21 Declaration of legislative intent.—

(6) It is the legislative intent that the taxes hereby imposed on advertising and advertising services shall be levied upon the local incidents of advertising, by which is meant the activities in this state connected with the production, preparation, rendition or performance of advertising; and that the taxes hereby imposed shall only apply to advertising and advertising services, as defined in section 212.02, to the extent that they are not and cannot be made subject to sales and use taxation in other states or jurisdictions on a cumulative basis.

(7) It is the legislative intent that the taxes hereby imposed on professional and other personal services shall be a levy upon the transaction by which any professional or other personal service is sold for a consideration in this state, and not upon the income of any person performing the service.

Section 10. Chapter 212, Florida Statutes, is amended by adding section 212.0805 to read:

212.0805 Refund on sale or rental of guide dogs, or food or other items purchased for said guide dogs; claims; procedures; refund blanks.—

(1) Any person who purchases or rents any of the articles exempted by section 212.08(7)(h), Florida Statutes on which the tax imposed by chapter 212, Florida Statutes, has been paid, shall be entitled to a refund of the state tax; provided, however, that no refund shall be authorized unless sworn applications therefor containing mine shall be filed with the department not later than January 31 immediately following the year for which refund is claimed, provided that when a claim is filed after January 31 and there is presented to the department a justified excuse for late filing, and the last preceding claim was filed on

time, such late filing may be accepted through February of the filing year; and provided further, that no refund shall be authorized unless the amount due is for five dollars (\$5) or more in any twelve (12) month period.

(2) The department of revenue shall annually furnish claimants with blank refund applications.

(3) (a) When any article exempted under section 212.08(7)(h), Florida Statutes, is sold to a person who claims to be entitled to said exemption and to subsequent refund under subsection (1) of this section, the seller of such article shall make out a sales invoice, which shall contain the following information:

1. The name and address of the purchaser;
2. The article purchased;
3. The date on which purchase was made;
4. The price paid for said article;
5. The name and place of business of the seller of the tax-exempt article.

(b) The sales invoice shall be retained by the purchaser for attachment to his application for refund as a part thereof. No refund shall be allowed unless the seller executes such invoices and proof of payment of such taxes for which refund is claimed is attached.

(4) When the department is satisfied that a refund is proper, it shall authorize the amount of the state sales and use tax paid to be refunded as other refunds are made.

Section 11.

(1) Except as provided in subsection (2), if any section, subsection, paragraph or other provision of this act shall be held invalid or unconstitutional, such holding shall not affect the validity of any other section, subsection, paragraph, or other provision. The legislature hereby expresses the intent that it would have enacted the other provisions of this act as if the invalid or unconstitutional provision was not contained within the act.

(2) If any provision of this act relating to advertising or advertising services is declared unconstitutional as applied to a particular media or segment of the advertising industry, said provision shall be and thereafter remain inoperative and void as to all other media and segments of the advertising industry which are in direct competition with the particular media or segment as to which said declaration pertains.

Section 12. Subsection 212.12(1), Florida Statutes, is amended to read:

212.12 Dealer's credit for collecting tax; penalties for non-compliance; powers of department of revenue in dealing with delinquents; brackets applicable to taxable transactions; records required.—

(1) For the purpose of compensating ~~dealers the lessors of real and personal property taxed hereunder, and for the purpose of compensating dealers in tangible personal property; and for the purpose of compensating owners of places where admissions are collected, as compensation for the keeping of prescribed records and the proper accounting and remitting of taxes by them, such seller, lessor, owner and each dealer shall be allowed three percent of the amount of the tax due and accounted for and remitted to the department, in the form of a deduction in submitting his report and paying the amount due by him, and the department shall allow the said deduction of three percent of the amount of the tax to the person paying the same for remitting the tax in the manner herein provided, and for paying the amount due to be paid by him provided, however, that the three percent allowance shall not be granted nor shall any deduction be permitted where the tax is delinquent at the time of payment, or where there is a manifest failure to maintain proper records or make proper prescribed reports, and as further compensation to dealers in tangible personal property for the keeping of prescribed records and collection of taxes and remitting the same.~~

Section 13. This act shall take effect July 1, 1971.

Amendment 2

In title, lines 3-13, strike all of title and insert the following: An act relating to sales and use taxes; amending chapter

212, Florida Statutes, to eliminate partial exemptions; to extend taxation to advertising, personal and professional services; sales of candy over twenty-six cents, cable television, fuels immediately dissipated, ornamental nursery stock, and electrical transmission and distribution equipment; to reduce credits for bad debts and repossessions; to exempt \$100 of monthly rentals and the sale or lease of seeing-eye dogs; to improve administration; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

On motions by Senator de la Parte, the Senate refused to concur in House amendments to SB 647, and the House was requested to recede therefrom. The action of the Senate was certified to the House.

The Senate resumed consideration of—

**HOUSE BILLS ON SECOND READING**

**HB 766**—A bill to be entitled An act relating to retail merchandising; adding subsection (5) to §849.092, Florida Statutes, relating to the awarding of prizes to persons selected by lot; providing that all brochures, advertisements, promotional material, and entry blanks promoting such undertakings shall contain a clause stating that residents of Florida are entitled to participate in such undertakings and are eligible to win a gift or prize; providing an effective date.

Was read the second time by title. On motion by Senator Wilson, by two-thirds vote HB 766 was read the third time by title, passed and certified to the House. The vote was: Yeas—39 Nays—None

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

By unanimous consent Senator Daniel was recorded as voting yea.

**HB 241**—A bill to be entitled An act relating to motorcycles; creating §317.983, Florida Statutes, to require that motorcycle headlights be turned on while such vehicle is operated on the public streets or highways; providing an effective date.

Was read the second time by title.

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

On page 1, lines 19 and 20, section 2, strike entire lines and insert: Section 2. This act shall take effect September 1, 1971.

On motion by Senator Ware the following amendment was adopted:

On page 1, line 18, section 1, after the period insert: Failure to comply with this section during the hours from sunrise to sunset, unless compliance is otherwise required by law, shall not be admissible as evidence of negligence in a civil action.

On motion by Senator Lane, by two-thirds vote, HB 241 as amended was read the third time by title.

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

On page 1 between lines 18 and 19, add a new section 2 to read as follows:

Section 2. Failure to comply with the provisions of this section shall not be deemed negligence per se in any civil action, but the violation of this section may be considered on the issue of negligence if the violation of this section is a proximate cause of an accident.

(renumber subsequent sections)

HB 241 as amended passed and was certified to the House. The vote was:

Yeas—38

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

Nays—1

Lewis (43rd)

By unanimous consent Senators Myers and Weber were recorded as voting yea; Senator Reuter as voting nay.

SB 306 was laid on the table.

On motion by Senator Bishop, by two-thirds vote, HB 791 was withdrawn from the Committee on Ways and Means and placed on the Calendar.

**CS for HB's 31 and 140 and CS for SB 23**—A bill to be entitled An act relating to operation of aircraft while intoxicated; amending section 860.13, Florida Statutes, to prohibit the operation of aircraft while under the influence of alcoholic beverages and certain drugs; providing penalties; providing an effective date.

Was read the second time by title. On motion by Senator Saylor, by two-thirds vote CS for HB's 31 and 140 and CS for SB 23 was read the third time by title, passed and certified to the House. The vote was: Yeas—41 Nays—None

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

Consideration of CS for HB 128 was deferred, the bill retaining its place on the Calendar.

**CS for HB 157**—A bill to be entitled An act relating to the prevention of certain communicable diseases; requiring the division of health, department of health and rehabilitative services, to establish rules and regulations regarding compulsory vaccinations of children before entrance into the public school system or into a private school with certain exceptions, requiring immunizations or testing for certain diseases; creating §32.032, Florida Statutes, establishing immunization requirements for public or private school admittance; providing an effective date.

Was read the second time by title.

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

On page 2, lines 17 and 18, section 3, strike "any grade" and insert: first grade whichever is applicable or any other initial entrance into a Florida public or private school.

Further consideration of CS for HB 157 was deferred.

HB 805—A bill to be entitled An act relating to anatomical gifts; amending section 736.25(2), Florida Statutes, which was created by section 6, chapter 69-88, Laws of Florida; authorizing a uniform donor card, providing an effective date.

Was read the second time by title. On motion by Senator Lane, by two-thirds vote HB 805 was read the third time by title, passed and certified to the House. The vote was: Yeas—37 Nays—None

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

By unanimous consent Senators Trask and Barrow were recorded as voting yea.

SB 1169 was laid on the table.

On motion by Senator Poston, by two-thirds vote, CS for HB 1574 was withdrawn from the Committees on Transportation and Governmental Efficiency and placed on the Calendar.

Consideration of House Bills 829 and 914 was deferred, the bills retaining their places on the Calendar.

CS for HB 244—A bill to be entitled An act relating to the theft of motor vehicles, aircraft, boats or boat motors; amending chapter 814, Florida Statutes, to include within the "Florida auto theft statute" the theft of aircraft, boats or boat motors; giving definitions; redefining and establishing the crimes of aircraft theft, boat theft and boat motor theft and the theft of parts or components of aircraft, boats and boat motors; redefining and establishing unauthorized use of aircraft or boat; redefining and establishing the crime of possession of a stolen aircraft, boat or boat motor or knowingly occupying a stolen aircraft or boat; providing the penalties therefor; establishes prima facie evidence of intent to deprive the owner of his property in the theft of an aircraft, boat or boat motor; amends subsection 811.21(1), Florida Statutes, to exclude aircraft or boats therefrom; providing an effective date.

Was read the second time by title.

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

On page 10, section 7, strike all of Section 7 and insert: Section 7. This act shall take effect September 1, 1971.

On motion by Senator Bell, by two-thirds vote, CS for HB 244 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—34 Nays—None

Mr. President	Daniel	Johnson (34th)	Saunders
Arnold	de la Parte	Karl	Sayler
Barrow	Gong	Lane	Stolzenburg
Beaufort	Graham	Lewis (33rd)	Ware
Bell	Gunter	Lewis (43rd)	Weber
Bishop	Haverfield	McClain	Weissenborn
Boyd	Henderson	Ott	Wilson
Brantley	Horne	Poston	
Childers	Johnson (29th)	Reuter	

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

Senator Williams was recorded present.

CS for HB 963—A bill to be entitled An act relating to the Florida corrections code; amending section 944.02(5), Florida

Statutes, redefining the term prisoner; providing an effective date.

Was read the second time by title.

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

On page 1, section 2, strike all of Section 2 and insert: Section 2. This act shall take effect September 1, 1971.

On motion by Senator Wilson, by two-thirds vote, CS for HB 963 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—36 Nays—None

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

Consideration of HB 1258, was deferred, the bill retaining its place on the Calendar.

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

Was read the second time by title.

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

On page 2, lines 1 and 2, section 2, strike "July 1, 1971." and insert: September 1, 1971.

On motion by Senator Lane, by two-thirds vote, HB 207 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—39 Nays—None

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

On motion by Senator Horne, by two-thirds vote, HB 1114 was withdrawn from the Committee on Judiciary—Civil B and placed on the Calendar.

The hour of adjournment having arrived, a point of order was called and the Senate recessed at 12:01 p.m. to reconvene at 2:00 p.m.

#### AFTERNOON SESSION

The Senate was called to order by the President at 2:00 p.m. A quorum present—47:

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

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

On motion by Senator Williams the rules were waived and the Senate reverted to the consideration of—

**MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

*The Honorable Jerry Thomas* June 3, 1971  
*President of the Senate*

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

By the Committee on Governmental Organization & Efficiency—

CS for HB 941—A bill to be entitled An act relating to retirement system for school teachers; amending §238.07(16)(b), Florida Statutes, relating to survivor benefits of retired members; providing an effective date.

By Representative Gallen—

HB 1441—A bill to be entitled An act relating to barbers; amending Chapter 476, Florida Statutes; providing that barbers who are members of the Florida barbers' sanitary commission shall be appointed to serve no more than two consecutive terms; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

CS for HB 941, 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.

HB 1441, contained in the above message, was read the first time by title and referred to the Committee on Governmental Efficiency.

Pursuant to Rule 4.14, Senator Myers gave notice of intention to move to take up CS for HB 1769 out of order. Senator Bishop objected.

Pursuant to Rule 4.14, Senator Deeb gave notice of intention to move to take up HB 1377 out of order.

The Senate resumed—

**HOUSE BILLS ON SECOND READING**

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

Was read the second time by title.

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

On page 2, lines 7 and 8, section 1, strike "seventy-two (72)" and insert: twenty-four (24)

On motion by Senator Poston, by two-thirds vote, HB 1701 as amended was read the third time by title, passed and certified to the House. The vote was:

Yeas—32

Arnold	Childers	Johnson (34th)	Reuter
Barrow	Ducker	Knopke	Saunders
Beaufort	Fincher	Lewis (33rd)	Saylor
Bell	Graham	Lewis (43rd)	Scarborough
Bishop	Haverfield	McClain	Trask
Boyd	Henderson	Myers	Ware
Brantley	Hollahan	Pope	Weber
Broxson	Horne	Poston	Williams

Nays—5

Mr. President	Plante	Stolzenburg	Wilson
Johnson (29th)			

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

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

CS for HB 941—A bill to be entitled An act relating to retirement system for school teachers; amending §238.07(16)(b), Florida Statutes, relating to survivor benefits of retired members; providing an effective date.

On motions by Senator Williams, by two-thirds vote, CS for HB 941 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote was: Yeas—38 Nays—None

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

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

**CONFERENCE COMMITTEE REPORT ON HB 1008**

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

*The Honorable Richard A. Pettigrew*  
*Speaker, House of Representatives*

Sirs:

Your conference committee on the disagreeing votes of the two houses on the Senate amendments to House Bill 1008, same being—

A bill to be entitled an act relating to factory built housing; providing for the duties and powers of the department of community affairs; providing for inspection and approval of factory built housing; providing penalties; providing injunctive relief; providing an effective date.

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

That the Senate and House of Representatives not adopt Senate amendments 1, 2, and 3, do adopt Senate amendment 4, and do adopt a conference committee amendment, attached hereto and by reference made a part of this report.

**D. Robert Graham**

**Mallory E. Horne**

**Charles H. Weber**

Managers on the Part of the Senate

**Paul W. Danahy, Jr.**

**James J. Reeves**

**T. Terrell Sessums**

Managers on the Part of the House of Representatives

## Conference Committee Amendment—

On page 5, subsection 3(8), strike subsection and insert a new subsection 3(8) to read:

(8) The department shall delegate its enforcement authority to the department of business regulation, to the department of highway safety and motor vehicles, or to a local government. The department itself shall not inspect factory-built housing but shall delegate its inspection authority to the department of business regulation, to the department of highway safety and motor vehicles, to a local government, to an independent testing agency, or to an agency of another state.

On motion by Senator Graham, the Conference Committee Report was read.

Senator Graham moved that the Conference Committee Report be accepted as an entirety.

Senator Hollahan raised a point of order that the Conference Committee Report was not accompanied by a statement sufficiently explicit to inform the Senate pursuant to Rule 4.3. There was no explanation of the amendments which have been adopted by the Senate, or an explanation of the Conference Committee amendment.

Whereupon Senator Graham agreed the point was well taken, and on motion by Senator Graham consideration of the Conference Committee Report was deferred in order that a summary report could be prepared.

On motion by Senator Trask HB 908 was indefinitely postponed.

The Senate resumed consideration of—

## HOUSE BILLS ON SECOND READING

Consideration of CS for HB 7 was deferred, the bill retaining its place on the Calendar.

HB 1411—A bill to be entitled An act relating to the department of education; amending the introductory paragraph of section 231.28, Florida Statutes, providing for the suspension of teachers' certificates for a period of time not to exceed three (3) years; providing an effective date.

Was read the second time by title. On motion by Senator Broxson, by two-thirds vote HB 1411 was read the third time by title, passed and certified to the House. The vote was:

Yeas—38

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

Nays—2

Lewis (33rd) Stolzenburg

SB 917 was laid on the table.

Senator Myers presiding.

HB 917—A bill to be entitled An act relating to education; amending section 228.041(26)(c), Florida Statutes; providing a definition of vocational education as applied to industrial arts; providing an effective date.

Was read the second time by title.

Senators Williams and Graham offered the following amendment which was adopted on motion by Senator Williams:

On page 1, lines 24 and 25, section 2, insert: Section 2. Chapter 236, Florida Statutes, is amended by adding a new section to read:

236.076 Allocation of Vocational Education Construction Funds.—The State Board of Education is directed to designate any public school district, or cooperating combinations of districts, operating a vocational education program, having at least eight (8) vocational education units, and having at least one (1) high school with a department exclusively or principally used for providing vocational education in no less than five (5) different occupational fields, as an area vocational education school center. If required by federal regulations, the school board shall make the designations to a particular high school within each district. The Board of Education shall give priority to the vocational capital outlay needs at the secondary level in all further allocations of federal funds.

Renumber remaining section

Senators Williams and Graham offered the following amendment which was adopted on motion by Senator Williams:

On page 1, line 8, in title, insert after the semicolon (;): amending chapter 236, Florida Statutes, by adding a new section to provide for designation of high schools as area vocational education school centers; providing a method of allocating state and federal monies; establishing priorities for construction of vocational facilities; prescribing legislative intent; providing an effective date.

Senators Graham and Williams offered the following amendment which was adopted on motion by Senator Graham:

On page 1, between lines 24 and 25, sections 3 and 4, insert: new sections 3 and 4:

Section 3. Paragraph (d), subsection (5) of section 236.04, Florida Statutes, is amended to read:

236.04 Procedure for determining number of instruction units.—The number of instruction units for instructional personnel for elementary, junior and senior or four-year high schools in each district, and for kindergartens in districts which meet the requirements of law for instruction for such groups, shall be determined from the average daily attendance in the public schools of the district, for the preceding year and from reports on instructional personnel and full-time equivalent students for the ensuing year in the manner prescribed below, provided the attendance of students may not be counted more than once in determining instruction units.

(5) Units for vocational education.—Instruction units for vocational education shall be computed as follows for all students regardless of age in the schools of each district:

(d) Effective with the ~~1971-72~~ 1972-73 fiscal year and each year thereafter, instruction units for vocational education shall be determined as follows; provided, however, that this shall apply to instructional units for vocational education in elementary and secondary schools effective with the 1973-1974 school year.

1. The state board of education shall classify all vocational courses into not less than three nor more than twenty cost categories for the purpose of determining instruction units.

2. Cost categories for vocational courses shall be based on the following factors:

a. The number of full-time equivalent vocational students, measured by the number of student contact hours;

b. Variations in equipment and operational costs per course;

c. Added costs associated with direct, job-related courses, compensatory courses, and other courses for the disadvantaged, as defined in the vocational education amendments of 1968, Public Law 90-576;

d. Added costs involved in industrial arts and other exploratory courses in vocational education at the elementary, middle and junior high school levels; and

e. Salary cost of instructional personnel.

3. Cost variations shall be expressed in terms of a specified number of full-time equivalent students for each category. Full-time equivalent students in vocational education shall be defined by regulations of the state board of education, but said definition shall not be less than eight hundred ten student contact hours of instruction.

4. Instruction units, or a proportionate fraction of an instruction unit, shall be allowed for courses in vocational education in each of the funding categories. The state department of education shall adopt regulations and procedures for the earning and allocation of special teacher units and supervisor units. Units under this paragraph are in lieu of those authorized by subsections (7) and (8).

Section 4. Paragraph (f), subsection (5) of section 236.04, Florida Statutes, is amended to read:

(f) The department of education is authorized to allocate up to an additional one hundred units in vocational education for meeting statewide needs. Regulations shall be established by the state board of education for carrying out this purpose. *For each twenty (20) vocational education instruction units one (1) instruction unit or proportionate fraction of a unit shall be allowed for occupational specialists when used in accordance with regulations prescribed by the state board of education.*

Renumber remaining section

Senators Graham and Williams offered the following amendment which was adopted on motion by Senator Graham:

On page 1, line 8, in title, insert after the semi-colon: amending section 236.04(5), Florida Statutes; providing a procedure for determining vocational education units; providing one (1) instruction unit or proportionate fraction of a unit for occupational specialists for each twenty (20) vocational education instruction units;

On motion by Senator Graham, by two-thirds vote, HB 917 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—37 Nays—None

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

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

The President presiding.

On motion by Senator Karl, the rules were waived and Harry Landrum was granted privileges of the floor.

The following Conference Committee Report was read:

CONFERENCE COMMITTEE REPORT ON HB 1821

Honorable Jerry Thomas  
President of the Senate

Tallahassee, Florida  
June 3, 1971

Honorable Richard A. Pettigrew  
Speaker of the House of Representatives

Sirs:

Your Conference Committee on the disagreeing votes of the two Houses on the Senate Amendment to House Bill No. 1821, same being—

A bill to be entitled An act relating to private passenger motor vehicle insurance or security; providing definitions; requiring motor vehicle no-fault repair insurance and liability insurance up to certain limits and limiting tort liability, providing for approval of such policies by the department of insurance; providing that proof of security and financial responsibility by an owner or operator of a motor vehicle involved in an accident must be shown as a prerequisite to ownership, registration, licensing, and operation of motor vehicles in this state and providing that failure to provide proof of such security shall result in revocation of registration and license; providing for payment of certain specified benefits and that same are due when loss accrues; providing for priority of payment of benefits; providing for tort exemptions and limitation on damages; providing no-fault property protection; providing for certain deductibles; providing that the department shall adopt rules and regulations necessary to implement this act; providing that insurers file proposed manual, rules, rates and rating plans with the department for approval; providing that insurers shall adopt a rate more than fifteen percent (15%) below the rates in effect as of the effective date of this act; providing for severability; providing an effective date.

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

1. That the Senate recede from its amendment to House Bill No. 1821;
2. That the Senate and House of Representatives adopt the Conference Committee Substitute for House Bill No. 1821, attached hereto, and by reference made a part of this report;
3. That the Senate and the House of Representatives pass Conference Committee Substitute for House Bill No. 1821.

	Yes	No		Yes	No
Frederick B. Karl	(x)	( )	William M. Gillespie	(x)	( )
Dempsey J. Barron	(x)	( )	Kenneth H. MacKay, Jr.	(x)	( )
C. Welborn Daniel	(x)	( )	William C. Andrews	(x)	( )
Gerald Lewis	(x)	( )	William O. Birchfield	(x)	( )
John T. Ware	( )	(x)	Russell E. Sykes	(x)	( )
Managers on the part of the Senate			Managers on the part of the House of Representatives		

Senator Karl moved that the Conference Committee Report be accepted as an entirety.

Senator Weissenborn raised a point of order that the report did not sufficiently explain how the differences between the two houses were resolved.

The President stated that in the opinion of the chair the summary attached to the report conformed with the requirement of Rule 4.3 and, therefore, ruled the point not well taken.

Senator Weissenborn raised an additional point of order that there was no authority in Rule 4.3 for a conference committee

to report a conference committee substitute for a house bill; that there are new provisions in the conference committee bill which are foreign to the House bill and to the companion Senate bill which are violative of the following rule: "Conference Committees shall consider and report on the differences existing between the Senate and the House and no substance foreign to the bills before the conferees shall be included in the report or considered by the Senate."

Senator Hollahan moved that the rules be waived as to the point raised with regard to Rule 4.3. The motion was adopted by a two-thirds vote.

The question recurred on the motion by Senator Karl that the Conference Committee Report be accepted as an entirety.

Senator Beaufort presiding.

The President presiding.

Senator Broxson moved as a substitute motion that HB 1821 be recommitted to the conference committee and the conferees be instructed to examine the following areas: 1. Take the general welfare portion of the act, which is 85 percent of the earned wage, and reduce it to such an extent that it will not encourage malingering. 2. Delete the property damage portion from this no-fault plan because, largely, the big offender in insurance today is the bodily injury portion of the policy. 3. The area of differential rating, which is not spoken to in the law, and since it precludes and supersedes all present rating laws should be spoken to so that those who may be thinking of receiving a 15 percent reduction in rates should actually in fact be assured that they will receive a 15 percent reduction in rates. 4. The severability clause area, that there is concern that portions of this act are severable and that we should be in a position that what we will be left with will be clearly defined. 5. Should address themselves to the lack of a provision for permanent injury or disfigurement and 6. To the provision that a drunken driver should not be able to recover for an injury caused by himself.

On motion by Senator Hollahan, the rules were waived and time of adjournment was extended until final action on the Conference Committee Report on HB 1821, consideration of the local bill calendar and reading of House messages in possession of the Senate.

Senator Barrow offered the following amendment to the substitute motion based on Section 21, Article 1 of the Constitution of the State of Florida which provides: "Access to Courts. The courts shall be open to every person for redress of any injury and justice shall be administered without sale, denial or delay"; that the conferees be sent back to conference with the additional instruction that this bill, taking away substantive common law tort rights which are guaranteed by Section 21 of the Constitution, should properly address a proposed constitutional amendment to that section to allow the people of Florida to determine for themselves if they want to have taken away these rights in return for getting that 15 percent reduction in their insurance rates.

The amendment failed. The question recurred on the substitute motion by Senator Broxson.

Senator Plante moved that debate on the substitute motion be limited to 10 minutes per side and the motion failed.

Senator Henderson presiding.

Senator Scarborough presiding.

The substitute amendment failed by the following vote:

Yeas—22

Barrow	Broxson	Deeb	Henderson
Beaufort	Childers	Ducker	Johnson (29th)
Bell	Daniel	Fincher	Johnson (34th)

Lane	Saylor	Ware	Wilson
McClain	Scarborough	Weber	
Ott	Stolzenburg	Weissenborn	

Nays—25

Mr. President	Gong	Knopke	Reuter
Arnold	Graham	Lewis (33rd)	Saunders
Barron	Gunter	Lewis (43rd)	Trask
Bishop	Haverfield	Myers	Williams
Boyd	Hollahan	Plante	
Brantley	Horne	Pope	
de la Parte	Karl	Poston	

The question recurred on the motion by Senator Karl to adopt the Conference Committee Report as an entirety and the motion was adopted.

CCS for HB 1821—A bill to be entitled An act relating to motor vehicle insurance; providing definitions; requiring security by motor vehicle owners; requiring motor vehicle no-fault repair insurance and liability insurance up to certain limits and limiting tort liability; providing penalties for failure to show proof of security; providing personal injury protection benefits; providing for priority of payment of benefits; providing for tort exemptions and limitation on damages; providing no-fault property protection; providing for certain deductibles; providing for subrogation; providing that the department shall adopt rules and regulations necessary to implement this act; providing rights of residents; providing that insurers file proposed manual, rules, rates and rating plans with the department for approval; providing that insurers shall make certain rate reductions; providing for severability; providing an effective date.

Was read the first time by title.

On motion by Senator Karl, by two-thirds vote, Conference Committee Substitute for HB 1821 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—36

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

Nays—11

Bell	Johnson (34th)	Stolzenburg	Weissenborn
Childers	Ott	Ware	Wilson
Deeb	Saylor	Weber	

#### EXPLANATION OF VOTE

I voted for Conf. CS for HB 1821 on insurance because in my opinion the items in the Bill that would benefit the people and the State of Florida outweigh the items that I disagree with and consider to be bad for the public and/or the industry.

W. E. BISHOP, 6th District

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

#### INTRODUCTION

By Senators Thomas, Arnold, Barron, Barrow, Beaufort, Bell, Bishop, Boyd, Brantley, Broxson, Childers, Daniel, Deeb, de la Parte, Ducker, Fincher, Gong, Graham, Gunter, Haverfield, Henderson, Hollahan, Horne, Johnson (29th), Johnson (34th),

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

SR 1644—A resolution expressing the deeply felt appreciation of the president and membership of the senate to the Tallahassee Chamber of Commerce for its daily contributions of floral arrangements to the senate chambers.

WHEREAS, at each session of the legislature, the Chamber of Commerce of Tallahassee daily contributes attractive arrangements of fresh flowers to the Senate of the State, and

WHEREAS, these arrangements add significantly to the beauty, dignity, and decor of the senate chambers while providing a delicate contrast to the oftentimes harsh processes of law-making, and

WHEREAS, these floral arrangements are noticed and appreciated by the hundreds of visitors who visit the senate chambers each year as well as the members of the Senate, and

WHEREAS, the Senate is of the opinion that the time has come for its long-felt gratitude and appreciation for this service to be formally expressed to the Tallahassee Chamber of Commerce, NOW, THEREFORE,

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

That the president and each member of the Senate of the state does hereby express his appreciation to the Tallahassee Chamber of Commerce for the floral arrangements contributed daily to the chambers of the Senate.

Was read the first time by title. On motion by Senator Horne, SR 1644 was read the second time in full and adopted. The vote was: Yeas—46 Nays—None

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

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

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.

Which was read the second time by title.

On motion by Senator Myers the following amendment was adopted:

On page 15, lines 10-16, strike entire Section 12

and in Section 13, line 18, following "1971" strike "," and the balance of the sentence and insert a period.

On motion by Senator Myers, the following amendment was adopted: On page 2, line 19 in title, strike "providing an appropriation;"

On motion by Senator Myers, by two-thirds vote, CS for HB 1769 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—45 Nays—None

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

EXPLANATION OF VOTE

Re: Passage of HB 1681

I cast one of three dissenting votes in the Senate on this measure which will allow the use of gas tax monies for any transportation facility.

Under federal law, the State of Florida must spend the proceeds of the 6¢ gas tax yearly for highway construction, improvement and maintenance. If Florida does not spend this amount as specified, the state could lose 1/3 of its federal highway funds. This is federal law and is not discretionary with the Secretary of Transportation.

(The federal law provides that a state must spend as specified at least the amount expended on January 1934. The law has been construed to mean the same proceeds of the same amount of tax, rather than the same fiscal amount.)

Florida already has diverted \$22,824 million from this specified usage. Other proposed diversions are \$6 million. A total of \$22,824 million dollars.

The expenditure of further funds, as authorized under SB 964—HB 1681 could bring the expenditure for non highway purposes over the amount the state can expend and still have enough funds to meet the provisions of the federal law. Passage of this legislation could cost the State of Florida \$42 million in federal funds.

Lynwood Arnold, 9th District

By permission, the following report was received:

REPORT OF COMMITTEE

The Committee on Rules, Calendar, Privileged Business and Ethics has referred the following bills to the Local Calendar:

HB 1725	HB 2475	HB 2568	HB 2517
HB 2452	HB 2476	HB 2569	HB 2529
HB 2524	HB 2531	HB 2570	HB 2530
HB 2525	HB 2532	HB 2571	HB 2533
HB 2526	HB 2534	HB 2472	HB 2536
HB 940	HB 2540	HB 2255	HB 2537
HB 2311	HB 2544	HB 2256	HB 2538
HB 2346	HB 2549	HB 2412	HB 2539
HB 2347	HB 2550	HB 2418	HB 2541
HB 2389	HB 2552	HB 2432	HB 2551
HB 2413	HB 2556	HB 2433	HB 2555
HB 2416	HB 2557	HB 2443	HB 2563
HB 2420	HB 2561	HB 2474	HB 2565
HB 2421	HB 2562	HB 2492	HB 2572
HB 2460	HB 2564	HB 2496	HB 1142
HB 2468	HB 2566	HB 2505	HB 1393
HB 1394	HB 2322	HB 2435	HB 2480
HB 1397	HB 2333	HB 2436	HB 2482
HB 1487	HB 2336	HB 2437	HB 2483
HB 1658	HB 2348	HB 2438	HB 2489
HB 2085	HB 2369	HB 2439	HB 2491
HB 2158	HB 2372	HB 2440	HB 2493
HB 2183	HB 2376	HB 2441	HB 2495
HB 2185	HB 2390	HB 2442	HB 2497
HB 2199	HB 2399	HB 2444	HB 2498
HB 2202	HB 2400	HB 2445	HB 2501
HB 2230	HB 2401	HB 2454	HB 2502
HB 2231	HB 2404	HB 2456	HB 2503
HB 2236	HB 2407	HB 2457	HB 2504
HB 2238	HB 2408	HB 2459	HB 2509
HB 2239	HB 2411	HB 2461	HB 2510
HB 2273	HB 2414	HB 2463	HB 2511
HB 2277	HB 2417	HB 2465	HB 2512
HB 2279	HB 2419	HB 2466	HB 2513
HB 2280	HB 2422	HB 2467	HB 2516
HB 2304	HB 2423	HB 2469	HB 2527
HB 2313	HB 2424	HB 2471	HB 2528
HB 2317	HB 2426	HB 2473	
HB 2318	HB 2427	HB 2477	
HB 2320	HB 2430	HB 2479	

George L. Hollahan, Jr.  
Chairman

LOCAL CALENDAR

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

HB 1142—A bill to be entitled An act relating to Sarasota county; making findings of fact; providing for the creation of the Manasota Key conservation district within Sarasota county; establishing the district boundaries; providing density requirements for use of land within the district and restricting the use of land within the district to single family residential use; prohibiting unreasonable destruction of natural vegetation when said destruction would be harmful to wildlife or contribute to pollution within the district; creating a marine sanctuary; prohibiting unreasonable disturbance of submerged lands which constitute marine nursery or breeding areas; providing for the creation of a board of appeals and designating its function, duties and authority; providing for judicial relief; providing that this act will not supersede applicable state and county zoning, air and water pollution and conservation regulations; providing any real property owner in the district may enforce the provisions of this act by appropriate legal proceeding; providing that this act shall be recorded in the public records of Sarasota County, Florida; providing for a referendum.

Was read the second time by title. On motion by Senator Henderson, by two-thirds vote HB 1142 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

Consideration of House Bills 1393, 1394 and 1397 was deferred, the bills retaining their places on the Calendar.

HB 1487—A bill to be entitled An act relating to alcoholic beverage licenses; providing for issuance of a series 11-C club alcoholic beverage license to the Florida Confederate Army, Inc., Tampa, Hillsborough County, under authority of §561.34(6), Florida Statutes; providing an effective date.

Was read the second time by title. On motion by Senator Ott, by two-thirds vote HB 1487 was read the third time by title, passed and certified to the House. The vote was:

Yeas—42

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

Nays—5

Broxson	Gong	Gunter	Wilson
Childers			

Consideration of Senate bills 1633 and 1635 was deferred, the bills retaining their places on the Calendar.

HB 1658—A bill to be entitled An act authorizing the cities and towns of Highlands County to annex contiguous property owned by the School Board of Highlands County for municipal purposes, providing that the annexation shall be accomplished by ordinance and only with the consent of said School Board, and preserving any tax exemption to the said School Board; providing for an effective date.

Was read the second time by title. On motion by Senator Boyd, by two-thirds vote HB 1658 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

HB 2085—A bill to be entitled An act relating to Orange County; providing for compensation of the county solicitor, assistant county solicitors, administrative assistant and special investigators; providing for appointment of such assistants; providing for the duties of special investigators; authorizing reimbursement of automobile transportation expense under certain circumstances; appropriating county funds for the purposes declared in the act; providing an effective date.

Was read the second time by title. On motion by Senator Ducker, by two-thirds vote HB 2085 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

**HB 2158**—A bill to be entitled An act relating to the San Sebastian drainage district in Brevard County; providing for the duties of the county tax assessor and the county tax collector; the levy, collection and enforcement of all taxes levied by said district at the same time and in like manner as county taxes; same discount and penalty as county taxes; method of tax certificate sale and redemption; bond of the tax collector; fees of the assessor and collector; providing that the act shall take precedence over any conflicting law to the extent of such conflict; providing an effective date.

Was read the second time by title. On motion by Senator Reuter, by two-thirds vote HB 2158 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

**HB 2183**—A bill to be entitled An act relating to Collier County, Naples mosquito control district; providing a monthly salary for the members of the board of commissioners of said district; providing an effective date.

Was read the second time by title. On motion by Senator Weber, by two-thirds vote HB 2183 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

**HB 2185**—A bill to be entitled An act relating to Collier County; continuing the small claims court therein established; prescribing the jurisdiction of the court; providing for a judge and the judge's qualifications, appointment, election, compensation and duties of successor judges of said court; prescribing the amount and providing for disposition of filing fees; providing for the payment of office expenses and salaries within limits of judge and clerk of court from county general fund; providing for pleading and practice in said court; providing for severability; providing an effective date.

Was read the second time by title. On motion by Senator Weber, by two-thirds vote HB 2185 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

**HB 2199**—A bill to be entitled An act relating to Leon county schools; authorizing the school board of Leon county to acquire, construct, enlarge, improve, repair, remodel, equip and furnish schools, school facilities and all necessary appur-

tenances within the school district of Leon county; authorizing the issuance of revenue bonds payable from race track funds and jai alai fronton funds accruing annually to Leon county pursuant to the provisions of chapters 550 and 551, Florida Statutes, and allocated to the board, to pay the costs of such projects; providing an effective date.

Was read the second time by title. On motion by Senator Horne, by two-thirds vote HB 2199 was read the third time by title, passed and certified to the House. The vote was:

Yeas—44

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

Nays—3

Gong	Graham	Weissenborn
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**HB 2202**—A bill to be entitled An act relating to the City of Pensacola, Escambia County; providing authority to operate public transportation facilities in a charter fashion within and without the corporate limits; providing an effective date.

Was read the second time by title. On motion by Senator Childers, by two-thirds vote HB 2202 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

**HB 2203**—A bill to be entitled An act relating to Escambia County; amending §§3, 7(11), 9 and 12 of chapter 67-1373, Laws of Florida, which created the Escambia electronic data processing management board; providing for the membership of the board; providing for experience level of members; authorizing contractual arrangements for the provision of data processing services to governmental bodies in other counties; permitting the board to reduce charges or contract for services at a lesser cost if costs are not increased thereby; providing for annual audit; 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 Childers:

On page 3, lines 20—29, strike all of section four and insert: Section 4. Section 12, Chapter 67-1373, Laws of Florida, is amended to read:

Section 12. Audits and reports.—The board is authorized to contract for an annual audit of the fiscal activities of the board by a private accounting firm, which firm shall report to the board concerning its findings and recommendations. The board shall contract for a management audit by a private firm within three (3) years of the effective date of this act. A similar management audit shall be conducted at least at three (3) year intervals after the initial management audit provided for in this act. Provided, however, that a management audit conducted by the auditor general of the state of Florida within the time specified in this act shall be deemed to meet the audit requirements of this act.

On motion by Senator Childers, by two-thirds vote, HB 2203, as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

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

HB 2230—A bill to be entitled An act relating to the City of Gainesville, amending section 7 of chapter 12760, Laws of Florida 1927, as amended by chapter 67-1409, Laws of Florida 1967, to provide that the City shall have power to levy and impose license taxes by ordinance for the purpose of regulation or revenue upon all occupations and privileges, and to determine and fix the amounts thereof, which amounts shall not be limited or restricted by the general laws of the state; providing for the collection of same; providing for penalties and providing an effective date.

Was read the second time by title. On motion by Senator Saunders, by two-thirds vote HB 2230 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

HB 2231—A bill to be entitled An act relating to Sarasota County; providing for the establishment of a special lighting district to be known as Warm Mineral Springs Lighting District, No. 1 upon petition of owners within the district; establishing the district boundaries; providing for an election on the creation of such district upon application to the board of county commissioners; providing for costs of election and canvass of returns; providing a governing board for the district and prescribing its powers and duties; providing for the assessment and levy of district taxes and collection thereof; providing for a referendum.

Was read the second time by title. On motion by Senator Henderson, by two-thirds vote HB 2231 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

HB 2236—A bill to be entitled An act relating to Orange County; exempting Mosely and Reed Amvets Post #18, a nonprofit corporation of said county, from the provisions of §561.20(6), Florida Statutes, in regard to the limitations therein imposed upon the number of club licenses that may be issued in said county, under the provisions of §561.34(6), Florida Statutes, and exempting the said Mosely and Reed Amvets Post #18 from the provisions of any other laws of the state, general, special

or local, limiting the number of such licenses that may be issued; providing for an effective date.

Was read the second time by title. On motion by Senator Ducker, by two-thirds vote HB 2236 was read the third time by title, passed and certified to the House.

The vote was:

Yeas—42

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

Nays—5

Broxson	Gong	Gunter	Wilson
Childers			

HB 2238—A bill to be entitled An act relating to Orange County, club alcoholic beverage licenses; excepting Winter Park Memorial Post No. 112, Department of Florida, the American Legion, a nonprofit corporation of said county, from the provisions of §561.20(6), Florida Statutes, in regard to the limitation on such licenses that may be issued in said county, under the provisions of §561.34(6), Florida Statutes, and excepting said club from the provisions of any other laws of Florida, general, special or local, limiting the number of such licenses that may be issued; providing an effective date.

Was read the second time by title. On motion by Senator Plante, by two-thirds vote HB 2238 was read the third time by title, passed and certified to the House. The vote was:

Yeas—42

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

Nays—5

Broxson	Gong	Gunter	Wilson
Childers			

HB 2239—A bill to be entitled An act relating to Orange County; providing for one (1) additional club alcoholic beverage license; providing an effective date.

Was read the second time by title. On motion by Senator Ducker, by two-thirds vote HB 2239 was read the third time by title, passed and certified to the House. The vote was:

Yeas—42

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

Nays—5

Broxson           Gong                   Gunter                   Wilson  
Childers

HB 2273—A bill to be entitled An act relating to Escambia County; authorizing the district school board to issue bonds, certificates of indebtedness and other obligations payable solely from the proceeds of state racing funds distributable to the county under chapters 550 and 551, Florida Statutes; providing procedure with respect thereto; providing that the funds received from such issue shall be used for capital improvements for the district public school system; providing an effective date.

Was read the second time by title. On motion by Senator Broxson, by two-thirds vote HB 2273 was read the third time by title, passed and certified to the House. The vote was:

Yeas—44

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

Nays—3

Gong                   Graham                   Weissenborn

HB 2279—A bill to be entitled An act relating to Hillsborough County, board of tax adjustment; authorizing the district school board of Hillsborough County to appoint special masters to serve on the board of tax adjustment to hear complaints pursuant to the provisions of §194.032, Florida Statutes; authorizing payment of special masters; providing an effective date.

Was read the second time by title. On motion by Senator Ott, by two-thirds vote HB 2279 was read the third time by title, passed and certified to the House. The vote was:

Yeas—46

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

Nays—1

Gong

HB 2280—A bill to be entitled An act relating to Hillsborough County; authorizing the district school board of said county to acquire, construct, enlarge, improve, repair, remodel, equip and furnish schools, school facilities and all necessary appurtenances within the school district of the county; authorizing the issuance of revenue bonds payable from motor vehicle license taxes allocated to the board pursuant to the provisions of Section 9(d), Article XII of the State Constitution, and from racetrack funds and jai alai funds accruing annually to the county pursuant to the provisions of chapters 550 and 551, Florida Statutes, and allocated to the board, to pay the costs of such projects; providing an effective date.

Was read the second time by title. On motion by Senator Ott, by two-thirds vote HB 2280 was read the third time by title, passed and certified to the House. The vote was:

Yeas—44

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

Nays—3

Gong                   Graham                   Weissenborn

Consideration of HB 2291 was deferred, the bill retaining its place on the Calendar.

HB 2304—A bill to be entitled An act relating to Suwannee County, schools; authorizing the district school board of Suwannee County to acquire, construct, enlarge, improve, repair, remodel, equip and furnish schools, school facilities and all necessary appurtenances within the school district of Suwannee County; authorizing the issuance of revenue bonds payable from racetrack funds and jai alai fronton funds accruing annually to Suwannee County pursuant to the provisions of chapters 550 and 551, Florida Statutes, and allocated to the board, to pay the costs of such projects; providing an effective date.

Was read the second time by title. On motion by Senator Bishop, by two-thirds vote HB 2304 was read the third time by title, passed and certified to the House. The vote was:

Yeas—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	Gunter	McClain	Ware
Bishop	Haverfield	Myers	Weber
Boyd	Henderson	Ott	Weissenborn
Brantley	Hollahan	Plante	Williams
Broxson	Horne	Pope	Wilson
Childers	Johnson (29th)	Poston	
Daniel	Johnson (34th)	Reuter	

Nays—1

Graham

HB 2313—A bill to be entitled An act relating to Osceola County; providing for the constables' salaries; abolishing the fee system; providing a budget system and budget procedure; providing for the disposition of the costs and fines collected by said constables and for the records thereof; providing for the severability of invalid portions; providing an effective date.

Was read the second time by title. On motion by Senator Trask, by two-thirds vote HB 2313 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

**HB 2317**—A bill to be entitled An act relating to the distribution of additional race track money accruing to Bay County, Florida, by virtue of the increase in tax provided by the 1955 legislative session of the Florida legislature; providing for legislative approval of all of said funds heretofore distributed by virtue of house bill no. 1699, chapter 30460, Acts of 1955, and providing for future distribution of said funds to the school board of Bay County, Florida.

Was read the second time by title. On motion by Senator Barron, by two-thirds vote HB 2317 was read the third time by title, passed and certified to the House.

The vote was:

Yeas—45

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

Nays—2

Gong Weissenborn

Consideration of House Bills 2318, 2320, 2321 and 2322 was deferred, the bills retaining their places on the Calendar.

**HB 2324**—A bill to be entitled An act relating to professional negotiations for teachers in Pinellas county; defining certain terms; establishing the right to organize and negotiate; providing for recognition of negotiating agents; establishing the obligation to negotiate; providing for mediation of unresolved issues; providing that teachers under the act shall not strike; providing a savings clause; repealing conflicting laws; providing an effective date.

Was read the second time by title. On motion by Senator Sayler, by two-thirds vote HB 2324 was read the third time by title, passed and certified to the House. The vote was:

Yeas—46

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

Nays—1

Ware

Consideration of House Bills 2325, 2327 and 2333 was deferred, the bills retaining their places on the Calendar.

**HB 2335**—A bill to be entitled An act relating to Calhoun County; providing for the establishment of a small claims court; providing for the appointment of a judge for said court; providing for the pleading, practice and service of notice of proceedings therein; providing for a clerk and prescribing his duties; providing an effective date.

Was read the second time by title. On motion by Senator Barron, by two-thirds vote HB 2335 was read the third time by

title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

**HB 2336**—A bill to be entitled An act amending Chapter 59-1622, Special Acts of 1959, being the Charter of the City of Oakland Park, Florida, as amended, by amending: Section 6, Article XIX by adding subsection (d) which shall read as follows: Bonds payable from ad valorem taxation levied upon property situated within such district, but only after the issuance of such bonds shall have been approved by a vote of a majority of the qualified electors residing in such district participating in an election held for such purpose. Any such bonds shall not be counted for the purpose of determining the aggregate amount of outstanding obligations for purposes of the limitation provided in Section 8, Article XXIV; providing an effective date.

Was read the second time by title. On motion by Senator Bell, by two-thirds vote HB 2336 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

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

**HB 2348**—A bill to be entitled An act relating to the Sarasota-Manatee Airport Authority; amending Section 4, Chapter 31263, Laws of Florida, Acts of 1955, as amended, to provide that the Authority shall be empowered to levy annually an ad valorem tax on taxable property in each of the Counties of Manatee and Sarasota not to exceed  $\frac{1}{4}$  of one mill to provide funds for the maintenance, operation, improvement and extension of airport facilities of the Authority; providing the manner of the collection of such tax; providing for referendum of the Electors of the Counties of Manatee and Sarasota for approval of this Act, with such election to be called by the Board of County Commissioners of the respective Counties of Manatee and Sarasota at the next ensuing general or special election to be held in both such counties, and providing an effective date.

Was read the second time by title. On motion by Senator Boyd, by two-thirds vote HB 2348 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

**HB 2353**—A bill to be entitled An act relating to Hamilton County; authorizing the district school board of said county to acquire, construct, enlarge, improve, repair, remodel, equip and furnish schools, school facilities and all necessary appurtenances within the school district of the county; authorizing the issuance of revenue bonds payable from racetrack funds and jai alai funds accruing annually to the county pursuant to the provisions of chapters 550 and 551, Florida Statutes, and allocated to the board, to pay the costs of such projects; providing an effective date.

Was read the second time by title. On motion by Senator Bishop, by two-thirds vote HB 2353 was read the third time by title, passed and certified to the House. The vote was:

Yeas—44

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

Nays—3

Gong	Graham	Weissenborn
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Consideration of House Bills 2366 and 2369 was deferred, the bills retaining their places on the Calendar.

**HB 2372**—A bill to be entitled An act relating to Marion County; naming a portion of state road number 40 in Marion County, Florida, as "Rainbow Springs Boulevard"; authorizing the department of transportation to affix markers on said highway; providing an effective date.

Was read the second time by title. On motion by Senator Williams, by two-thirds vote HB 2372 was read the third time by title, passed and certified to the House. The vote was:  
Yeas—47 Nays—None

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

**HB 2376**—A bill to be entitled An act relating to the Gilchrist County district school board; providing compensation of three hundred dollars (\$300) annually for the chairman of the board in addition to all other compensation; providing an effective date.

Was read the second time by title. On motion by Senator Saunders, by two-thirds vote HB 2376 was read the third time by title, passed and certified to the House. The vote was:  
Yeas—47 Nays—None

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

**HB 2390**—A bill to be entitled An act relating to Seminole County; creating and establishing a special district in said county to be known and designated as the Sanford Airport Authority; providing definitions and defining the territorial boundaries of said district; providing for the governmental body of said district and membership thereof; conferring upon said district the authority to acquire, finance and operate an airport or airports within the boundaries of said district; authorizing said district to issue revenue bonds or other obligations to finance the various projects that the district is authorized to undertake; providing for the payment of the expenses of the district out of the general fund of the City of Sanford; authorizing said district to contract with governmental agencies; providing that the district shall have power to enter into contracts, leases, mortgages and other agreements and to exercise all incidental powers necessary to carry out the purposes of this act; providing for financial reports and budget procedure; authorizing the levy of an ad valorem tax; providing said district shall not be required to pay taxes or assessments on its property except as may be required by the Florida Constitution; providing an effective date.

Was read the second time by title. On motion by Senator Gunter, by two-thirds vote HB 2390 was read the third time by title, passed and certified to the House. The vote was:  
Yeas—47 Nays—None

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

**HB 2399**—A bill to be entitled An act relating to the City of Rockledge; amending section 2 of Chapter 69-1528, Laws of Florida, 1969; assigning a permanent identifying seat number to each of the six city council office and providing for the election of city councilmen to specifically designated council seats; prescribing the procedure for balloting and the tabulation of votes for council seats; providing an effective date.

Was read the second time by title. On motion by Senator Reuter, by two-thirds vote HB 2399 was read the third time by title, passed and certified to the House. The vote was:  
Yeas—47 Nays—None

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

**HB 2400**—A bill to be entitled An act relating to the City of Rockledge, amending Article III, Chapter 11094, Laws of Florida, 1925, providing for municipal organization and officers; establishing the offices of chairman and vice chairman of the Rockledge City Council, and the office of vice mayor of said city; designating officers to act in the absence or disqualification of the mayor, vice mayor, chairman or vice chairman aforesaid; and providing an effective date.

Was read the second time by title. On motion by Senator Johnson (29th), by two-thirds vote HB 2400 was read the third time by title, passed and certified to the House. The vote was:  
Yeas—47 Nays—None

Mr. President	Barrow	Bishop	Broxson
Arnold	Beaufort	Boyd	Childers
Barron	Bell	Brantley	Daniel

Deeb	Hollahan	McClain	Scarborough
de la Parte	Horne	Myers	Stolzenburg
Ducker	Johnson (29th)	Ott	Trask
Fincher	Johnson (34th)	Plante	Ware
Gong	Karl	Pope	Weber
Graham	Knopke	Poston	Weissenborn
Gunter	Lane	Reuter	Williams
Haverfield	Lewis (33rd)	Saunders	Wilson
Henderson	Lewis (43rd)	Sayler	

HB 2401—A bill to be entitled An act relating to Dixie County; authorizing the board of county commissioners of said county to make purchases not exceeding one thousand dollars (\$1,000) without obtaining bids; providing an effective date.

Was read the second time by title. On motion by Senator Saunders, by two-thirds vote HB 2401 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

HB 2404—A bill to be entitled An act relating to Broward County; amending Chapter 29446, Special Acts of 1953, (Chapter 29446 being the Act creating the City of Plantation, Broward County, Florida) as amended, the present amendment to provide for the appointment of Municipal Judge, Associate Judges, Prosecuting Attorney, Associate Prosecuting Attorney and Assistant Prosecuting Attorneys and to set forth their qualifications, duties, salaries and assignments; providing an effective date.

Was read the second time by title. On motion by Senator Stolzenburg, by two-thirds vote HB 2404 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

HB 2407—A bill to be entitled An act relating to the City of Lynn Haven, Bay County; adding §6A to chapter 27685, Laws of Florida, 1951; providing for the enlargement of the boundaries and territorial limits of the City of Lynn Haven; providing an effective date.

Was read the second time by title. On motion by Senator Barron, by two-thirds vote HB 2407 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

HB 2408—A bill to be entitled An act relating to the Putnam County board of county commissioners; providing procedures for making purchases up to one thousand dollars (\$1,000) without advertising; prescribing purchasing procedures for purchases in excess of one thousand dollars (\$1,000); providing an effective date.

Was read the second time by title. On motion by Senator Williams, by two-thirds vote HB 2408 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

HB 2411—A bill to be entitled An act relating to Putnam County; authorizing the Putnam County sheriff to purchase from the division of corrections clothing, supplies, foodstuffs, produce, canned goods and products manufactured by the division; providing an effective date.

Was read the second time by title. On motion by Senator Williams, by two-thirds vote HB 2411 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

HB 2414—A bill to be entitled An act relating to Polk County court system; granting to the criminal court of record of Polk County, to each municipal court in Polk County and to each other court now in existence or hereafter created in Polk County with trial jurisdiction of motor vehicle traffic criminal offenses, jurisdiction of motor vehicle traffic criminal offenses committed by persons under the age of seventeen (17) years; providing such jurisdiction shall be concurrent with the juvenile and domestic relations court of Polk County; repealing all laws in conflict to the extent of the conflict; providing an effective date.

Was read the second time by title. On motion by Senator Trask, by two-thirds vote HB 2414 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

HB 2417—A bill to be entitled An act relating to the Twin County Water Management District as it applies to Lee County; ratifying said District; providing for taxation and enforce-

ment of taxation in said District; providing for collection and an increase in the organizational tax levy; providing for borrowing power for the account of the maintenance fund; providing an effective date.

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote HB 2417 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

HB 2419—A bill to be entitled An act relating to the North Fort Myers fire control district; amending §2, chapter 29240, Laws of Florida, 1953, as amended by chapter 30925, Laws of Florida, 1955; increasing the number of board members from three (3) to five (5) and providing for appointment of these offices by the governor; providing an effective date.

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote HB 2419 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

HB 2422—A bill to be entitled An act relating to Lee County club beverage licenses; excepting Royal Palm Post #2444, Veterans of Foreign Wars of the United States, of Lee County, Florida, from the provisions of Section 561.20(6) as the same relates to the number of such licenses that may be issued in Lee County, Florida; excepting said Royal Palm Post #2444, Veterans of Foreign Wars of the United States, from the provisions of section 561.34(6) as the same relates to the period of time that a club is required to have been in continuous active existence and operation before becoming entitled to a license under the provisions thereof; excepting said club from the provisions of any other laws of general, special or local nature of the State of Florida, relating to the number of licenses to be issued in Lee County; providing an effective date.

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote HB 2422 was read the third time by title, passed and certified to the House. The vote was:

Yeas—42

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

Nays—5

Broxson	Gong	Gunter	Wilson
Childers			

HB 2423—A bill to to entitled An act amending House Bill 5484, Laws of Florida, 1970, Charter of the City of Cape Coral, Florida, changing Article 4, Section 403(a) requiring annual elections on the second Tuesday of October in each year; providing an effective date.

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote HB 2423 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

HB 2424—A bill to be entitled An act abolishing the Cape Coral Fire Control District, City of Cape Coral, Lee County, Florida; repealing Chapter 63-1537, Laws of Florida, 1963; transferring assets, liabilities and duties to the Government of the City of Cape Coral; authorizing assessment and levy of taxes; providing for a referendum.

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote HB 2424 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

HB 2426—A bill to be entitled An act relating to Lee County, club beverage licenses; excepting the Cape Coral Moose Lodge, #2199, Loyal Order of Moose, a nonprofit corporation of said county, 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 said county; excepting the Cape Coral Moose Lodge, #2199, Loyal Order of Moose, from the provisions of section 561.34(11), Florida Statutes, as the same relates to the period of time that a club is required to have been in continuous active existence and operation before becoming entitled to a license under the provisions thereof; excepting said club from the provisions of any other laws of general, special, or local nature of the State of Florida, relating to the number of licenses to be issued in said county; providing an effective date.

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote HB 2426 was read the third time by title, passed and certified to the House. The vote was:

Yeas—42

Mr. President	Boyd	Graham	Karl
Arnold	Brantley	Haverfield	Knopke
Barron	Daniel	Henderson	Lane
Barrow	Deeb	Hollahan	Lewis (33rd)
Beaufort	de la Parte	Horne	Lewis (43rd)
Bell	Ducker	Johnson (29th)	McClain
Bishop	Fincher	Johnson (34th)	Myers

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

Nays—5

Broxson	Gong	Gunter	Wilson
Childers			

**HB 2430**—A bill to be entitled An act relating to Lee County; authorizing the division of corrections to sell canned goods to school lunchrooms, jails and stockades in said county; providing an effective date.

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote HB 2430 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

**HB 2435**—A bill to be entitled An act relating to Glades County; providing that the county judge of said county shall hold inquests of the dead when so directed by §936.03, Florida Statutes, and to that extent shall be deemed a coroner; providing that in case the county judge shall be unable to hold an inquest, it shall be held by the sheriff or one of the deputy sheriffs; repealing chapter 61-1179, as amended under chapter 69-539, laws of Florida; providing an effective date.

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote HB 2435 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

On motions by Senator Saunders, consideration of House Bills 2436, 2437 and 2438 was deferred, the bills retaining their places on the Calendar.

**HB 2439**—A bill to be entitled An act relating to Okaloosa County; providing for the extension of the boundaries of the District 1 Constable District of Okaloosa County to include certain described lands; providing an effective date.

Was read the second time by title. On motion by Senator Barrow, by two-thirds vote HB 2439 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

Consideration of HB 2440 was deferred, the bill retaining its place on the Calendar.

**HB 2441**—A bill to be entitled An act relating to Okaloosa County; providing authority for the board of county commissioners to establish, operate and maintain or direct, regulate and control the operation and maintenance of the Okaloosa County hospital system; granting the board of county commissioners all the authority of existing general Florida law with respect to hospitals, their establishment, construction, maintenance and operation; authorizing the board of county commissioners to terminate and abolish by resolution the existing hospital board of trustees and providing said board of county commissioners shall assume and exercise all powers, duties and functions of said hospital board of trustees; authorizing the board of county commissioners to dispose of the said hospital system in the manner provided by law; providing a severability clause; repealing chapter 29338, Laws of Florida, 1953, and chapters 61-2565, 63-1686 and 67-1806, Laws of Florida, relating to the Okaloosa County hospital system; repealing §155.25(4), Florida Statutes, relating to the exemption of Okaloosa County from certain authorized tax levies for county hospital purposes; providing an effective date.

Was read the second time by title. On motion by Senator Barrow, by two-thirds vote HB 2441 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

**HB 2442**—A bill to be entitled An act relating to Okaloosa County; creating the South Okaloosa County Sewage Effluent Disposal Authority; defining terms, creating a board of directors and establishing qualifications and compensation; setting boundaries of authority; granting powers and duties in regard to the establishment, maintenance and management of a land percolation sewage effluent disposal system; prohibiting ad valorem taxation; providing an effective date.

Was read the second time by title. On motion by Senator Barrow, by two-thirds vote HB 2442 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

**HB 2444**—A bill to be entitled An act relating to Okaloosa County; amending section 5 of chapter 69-1363, Laws of Florida, same being an act creating a local government study commission in the county; extending from December 31, 1971 to December 31, 1972, when the commission shall file its plan or plans with the legislative delegation; extending from April 1, 1972 to April 1, 1973, when the commission shall dissolve and all terms of membership shall terminate; providing an effective date.

Was read the second time by title. On motion by Senator Barrow, by two-thirds vote HB 2444 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

HB 2452—A bill to be entitled An act relating to court reporters; providing for two (2) additional assistant court reporters in the first judicial circuit; providing an effective date.

Was read the second time by title. On motion by Senator Broxson, by two-thirds vote HB 2452 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

HB 2454—A bill to be entitled An act relating to Indian River County, small claims court; creating a small claims court in said county; exempting the county from provisions of Chapter 42, Florida Statutes, except where specifically set out herein; providing jurisdiction of said court; providing for the election of judge, compensation and term of office; fixing docket fees; adopting Summary Claims Procedure Rules; repealing Chapter 69-614, Laws of Florida, providing an effective date.

Was read the second time by title. On motion by Senator Johnson (29th), by two-thirds vote HB 2454 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

Consideration of House Bills 2456, 2457, 2459 and 2461 was deferred, the bills retaining their places on the Calendar.

HB 2463—A bill to be entitled An act to amend section 1 of chapter 21,582, Laws of Florida, 1941, Special Laws, the same being an act entitled "An Act Authorizing the City Commission of the City of Tallahassee, Florida, to Establish and Create by Ordinance a Pension, Annuity and Retirement System for any or all Groups of Officers and Employees Employed by said City; to Provide for Disability and Death Benefits, to Provide for Contribution to the Costs Thereof on an Actuarial Basis; to Provide for the Manner in which Officers and Employees may Come Under the Operation of said System; to Provide for Repayment to Members Leaving the Service of the City; to Provide for Contributions into said System by the City of Tallahassee in an Amount not Exceeding the Contributions by Officers and Employees; to Provide for the Investment of Funds of said System and to Provide for the Administration of said System" relating to the creation of a pension, annuity and retirement system by providing the city may pay in excess of one-half of the cost of the system; providing an effective date.

Was read the second time by title. On motion by Senator Horne, by two-thirds vote HB 2463 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

HB 2465—A bill to be entitled An act to amend section 123 of chapter 8374, Laws of Florida, Acts of 1919, the same being an act entitled "An Act to Abolish the Present Municipal Government of the City of Tallahassee in the County of Leon, in the State of Florida, and to Create, Establish and Organize a Municipality to be known and Designated as The City of Tallahassee and to Define its Territorial Boundaries and to Provide for its Government, Jurisdiction, Powers, Franchises and Privileges," as Amended by chapter 23,550, Laws of Florida, Acts of 1945 and chapter 26,244, Laws of Florida, Special Acts of 1949, Relating to Municipal Elections and the Canvassing of Returns by providing the city auditor and clerk shall furnish a certificate of election to each person elected at the time of the city commission reorganization meeting on the third day following the election; providing an effective date.

Was read the second time by title. On motion by Senator Horne, by two-thirds vote HB 2465 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

HB 2466—A bill to be entitled An act amending section 1 of chapter 23,548, Laws of Florida, Acts of 1945, entitled "An Act Authorizing the City Commission of the City of Tallahassee, Florida, to Establish and Create by Ordinance a Pension, Annuity, and Retirement System for the Members of the Fire Department of said City, to Provide for Disability Benefits; to Provide for Contribution to the Costs Thereof by Members of Said Department; to Provide for Contributions Into Said System by the City of Tallahassee From the Funds which Shall be Payable to said City Under and Pursuant to the Provisions of Sections 175.04, 175.05, 175.06, 175.07 and 175.08 of Florida Statutes 1941, and Funds of the City; to Provide for the Investment of Funds of Said System and to Provide for the Administration of Said System," as amended by chapter 24,911, Laws of Florida, Acts of 1947 and chapter 67-2106, Laws of Florida, Special Acts of 1967, relating to the establishment of and contributions to a pension, annuity and retirement system of the fire department of the City of Tallahassee by providing the city may pay an amount greater than contributions by member employees; providing an effective date.

Was read the second time by title. On motion by Senator Horne, by two-thirds vote HB 2466 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

HB 2467—A bill to be entitled An act to amend section 5 of chapter 15520, Laws of Florida, Special Acts 1931, entitled "An Act Authorizing and Empowering the City of Tallahassee, a Municipal Corporation Organized and Existing Under and by Virtue of the Laws of the State of Florida, to Regulate the Location and Use of Buildings, Structures and Land for Trade, Industry, Residence, or Other Purposes, to Establish Building Lines; and Providing for the Method, Manner and Procedure in Carrying Out the Purposes and Intent of this Act," relating to notice of public hearing on zoning ordinances by providing the first publication of hearing shall be at least ten (10) days before the public hearing; providing an effective date.

Was read the second time by title. On motion by Senator Horne, by two-thirds vote HB 2467 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

HB 2469—A bill to be entitled An act to abolish the present municipal government of the Town of Dunnellon in the County of Marion and State of Florida, repealing Chapter 6050, Laws of Florida, 1909; Chapter 6340, Laws of Florida, 1911; Chapter 6680, Laws of Florida, Special Acts, 1913; Chapter 18503, Laws of Florida, Special Acts, 1937; Chapter 18504, Laws of Florida, Special Acts, 1937; Chapter 61-2090, Laws of Florida, Special Acts, 1961; Chapter 67-1297, Laws of Florida, Special Acts, 1967; and Chapter 67-1298, Laws of Florida, Special Acts, 1967, relating to the municipality so abolished and to establish a municipality to be known as "City of Dunnellon"; to provide a charter for said city; to fix its territorial limits and boundaries; to provide its government and prescribe its jurisdiction, powers and privileges; providing that if any part of this act is held unconstitutional it shall not effect 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 2469 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

Consideration of HB 2471 was deferred, the bill retaining its place on the Calendar.

HB 2473—A bill to be entitled An act relating to Dixie County; authorizing the board of county commissioners to distribute up to ten thousand dollars (\$10,000) annually to each municipality within Dixie County from the county general fund; providing an effective date.

Was read the second time by title. On motion by Senator Saunders, by two-thirds vote HB 2473 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

HB 2477—A bill to be entitled An act to amend Section 8 of Chapter 29387, Laws of Florida, Special Acts of 1953, relating to Southeastern Palm Beach County Hospital District, Palm Beach County, Florida, by authorizing the Board of Commissioners to borrow not exceeding five hundred thousand dollars (\$500,000.00) at a yearly interest rate not exceeding six and one-half percent (6½%) of the original principal amount in lieu of present fifty thousand (\$50,000.00) dollars and not exceeding six percent (6%) per annum; and providing an effective date.

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote HB 2477 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

HB 2479—A bill to be entitled An act relating to Lee County; providing for the establishment of a committee to study the operation of the Lee County Hospital; providing for the payment of expenses; requiring a report to the Lee County legislative delegation; providing an effective date.

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote HB 2479 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

HB 2480—A bill to be entitled An act prescribing the territorial limits of the municipality known as Kissimmee in Osceola County; providing an effective date.

Was read the second time by title. On motion by Senator Trask, by two-thirds vote HB 2480 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

Ott	Reuter	Stolzenburg	Weissenborn
Plante	Saunders	Trask	Williams
Pope	Sayler	Ware	Wilson
Poston	Scarborough	Weber	

HB 2491—A bill to be entitled An act relating to Hillsborough County; authorizing the establishment of the Hillsborough County board of corrections consisting of the sheriff of Hillsborough County, the mayor of the City of Tampa, one member of the city council of the City of Tampa, one member of the board of county commissioners of Hillsborough County and the executive director of the Hillsborough County board of corrections as a separate governmental entity with enumerated powers to be created by the written agreement of the board of county commissioners of Hillsborough County, the sheriff of Hillsborough County and the City of Tampa for the purpose of providing for the custody, care, rehabilitation, transportation, housing and confinement of prisoners in Hillsborough County; providing generally for the performance of all other duties properly relating to penology in Hillsborough County; authorizing the transfer of existing confinement facilities and the appropriation of funds; preserving civil service, pension and retirement benefits; providing for sovereign immunity; providing for liberal construction; providing severability; providing an effective date.

HB 2482—A bill to be entitled An act relating to Sumter County; amending §1 of chapter 69-1623, Laws of Florida; providing that the compensation of members of the jury commission of Sumter County shall not be less than one hundred dollars (\$100) per year; providing an effective date.

Was read the second time by title. On motion by Senator Daniel, by two-thirds vote HB 2482 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

Was read the second time by title. On motion by Senator Ott, by two-thirds vote HB 2491 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

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

HB 2483—A bill to be entitled An act relating to Sumter County; authorizing state agencies, departments and divisions to sell their goods and services to municipal or county officers or agencies in Sumter County; authorizing municipal or county officers or agencies in Sumter County to purchase same; providing an effective date.

HB 2493—A bill to be entitled An act relating to Calhoun County; creating and establishing a port authority in said county and providing its purposes, powers and duties; designating the members of said authority to be appointed by the governor; providing the method of financing said authority and its activities; providing for tax exemptions for said authority; repealing chapter 59-1162, Laws of Florida, which relates to the same subject; providing an effective date.

Was read the second time by title. On motion by Senator Daniel, by two-thirds vote HB 2483 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

Was read the second time by title. On motion by Senator Barron, by two-thirds vote HB 2493 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

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

HB 2489—A bill to be entitled An act relating to the City of Cooper City, Broward County, Florida, extending and enlarging the corporate limits of the City of Cooper City, in the County of Broward, and State of Florida, and to give said City of Cooper City jurisdiction over a territory embraced in said extension and providing an effective date.

HB 2495—A bill to be entitled An act relating to Escambia County; authorizing advance by county warrant from school funds to individual school internal accounts not to exceed twenty-five percent (25%) of amount budgeted to said schools to reduce burden and delay in purchase of teaching supplies in said county; providing for accounting and auditing; providing an effective date.

Was read the second time by title. On motion by Senator Lane, by two-thirds vote HB 2489 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

Was read the second time by title. On motion by Senator Childers, by two-thirds vote HB 2495 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

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

HB 2497—A bill to be entitled An act relating to the City of Keystone Heights, Clay County; amending sections 16, 18 and 43 of chapter 63-1496, Laws of Florida; abolishing the municipal offices of the tax assessor and tax collector; providing that assessment and collection of taxes shall be as provided by statute; repealing sections 9, 44, 45, 46, 47, 48, 50, 51, 53, 54, 55, 56 and 57 of said chapter, relating to the assessment and collection of taxes; providing an effective date.

Was read the second time by title. On motion by Senator Williams, by two-thirds vote HB 2497 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

HB 2498—A bill to be entitled An act relating to Baker county; amending Chapter 67-1088, Laws of Florida, authorizing the board of county commissioners to make direct purchases not exceeding a certain amount without first soliciting bids; providing an effective date.

Was read the second time by title. On motion by Senator Brantley, by two-thirds vote HB 2498 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

Consideration of House Bills 2501, 2502, 2503 and 2504 was deferred, the bills retaining their places on the Calendar.

HB 2509—A bill to be entitled An act relating to the Court of Record for Brevard County; amending section 7(e) of Chapter 63-739, Laws of Florida, 1963, relating to compensation of the court reporter of said court; providing an effective date.

Was read the second time by title. On motion by Senator Johnson (29th), by two-thirds vote HB 2509 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

Mr. President	Beaufort	Brantley	Deeb
Arnold	Bell	Broxson	de la Parte
Barron	Bishop	Childers	Ducker
Barrow	Boyd	Daniel	Fincher

HB 2510—A bill to be entitled An act relating to Lee County; providing for a change in the fiscal year of the Sanibel Island fire control district; providing constant commissions for the assessment and collection of fire control taxes; ratifying and confirming commissions heretofore paid for assessments and collections; providing a retroactive date for said commissions; providing an effective date.

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote HB 2510 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

HB 2511—A bill to be entitled An act relating to Lee County; providing for a change in the fiscal year of the Fort Myers Beach fire control district; providing constant commissions for the assessment and collection of fire control taxes; ratifying and confirming commissions heretofore paid for assessments and collections; providing a retroactive date for said commissions; providing an effective date.

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote HB 2511 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

HB 2512—A bill to be entitled An act relating to Lee County; providing for a change in the fiscal year of the Boca Grande fire control district; providing constant commissions for the assessment and collection of fire control taxes; ratifying and confirming commissions heretofore paid for assessments and collections; providing a retroactive date for said commissions; providing an effective date.

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote HB 2512 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

Ott	Reuter	Stolzenburg	Weissenborn
Plante	Saunders	Trask	Williams
Pope	Sayler	Ware	Wilson
Poston	Scarborough	Weber	

**HB 2513**—A bill to be entitled An act relating to Lee County; providing for a change in the fiscal year of the north Fort Myers fire control district; providing constant commissions for the assessment and collection of fire control taxes; ratifying and confirming commissions heretofore paid for assessments and collections; providing a retroactive date for said commissions; providing an effective date.

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote HB 2513 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

**HB 2516**—A bill to be entitled An act repealing in its entirety chapter 19268, Laws of Florida, 1939, relating to the office of county attorney for Alachua County, Florida; providing an effective date.

Was read the second time by title. On motion by Senator Saunders, by two-thirds vote HB 2516 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

Consideration of HB 2527 was deferred, the bill retaining its place on the Calendar.

**HB 2528**—A bill to be entitled An act to allow the eight Jacksonville Police Officers hired in 1951 by the City of Jacksonville as War Substitutes to make certain retroactive payments to the 1937 Police and Firemen's Pension Fund; providing an effective date.

Was read the second time by title. On motion by Senator Arnold, by two-thirds vote HB 2528 was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

**HB 2568**—A bill to be entitled An act authorizing and empowering the governing board of the public hospital owned by Monroe County, Florida, situated at Stock Island, Florida, as

now constituted by Chapter 27746, Laws of Florida, 1951 and any amendments thereto, and Chapter 27654, Laws of Florida and any amendments thereto, to borrow money for the operation of said hospital and to issue tax anticipation warrants in payment of same; providing for the payment of said warrants out of taxes assessed and levied or to be levied for the use of said hospital; limiting interest payable on said warrants; repealing all laws and parts of laws in conflict; and providing an effective date.

Was read the second time by title.

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

On page 1, line 18, after the word "hospital" insert: establish dollar amounts and time limitations;

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

On page 2, line 7, section 1, strike the period and insert a comma and: provided however that the total of all funds borrowed shall not exceed four hundred thousand dollars (\$400,000). The authority to borrow under this law shall cease on March 31, 1972.

On motion by Senator Weber, by two-thirds vote, HB 2568 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

**HB 2550**—A bill to be entitled An act relating to Pinellas County, Civil and Criminal Court of Record; amending Chapter 69-725, Laws of Florida, 1969; fixing salaries of judges; providing for presiding judge; providing for court reporter and salary; repealing all conflicting laws; providing an effective date.

Was read the second time by title.

Senators Ware, Wilson, Sayler and Deeb offered the following amendment which was adopted on motion by Senator Sayler:

On page 2, line 3, section 1, strike "equal to the total annual salary to which a circuit judge of the Sixth Judicial Circuit shall from time to time be entitled to receive" and insert: \$24,000

On motion by Senator Sayler, by two-thirds vote, HB 2550 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

HB 2505—A bill to be entitled An act providing for the compensation of the various Justices of the Peace of Pinellas County; providing an effective date.

Was read the second time by title.

Senators Ware, Wilson, Saylor and Deeb offered the following amendment which was adopted on motion by Senator Saylor:

On page 1, line 1, section 1, strike all after enacting clause and insert:

Section 1. The various Justices of the Peace in Pinellas County shall be paid an annual salary as follows:

Justice of the Peace, Dist. 1, \$14,500 per annum

Justice of the Peace, Dist. 2, \$14,500 per annum

Justice of the Peace, Dist. 3, \$13,500 per annum

Justice of the Peace, Dist. 4, \$9,000 per annum

Justice of the Peace, Dist. 5, \$14,500 per annum

Section 2. Said salaries shall be paid in equal semi-monthly installments from the fine and forfeiture fund of Pinellas County.

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

On motion by Senator Saylor, by two-thirds vote, HB 2505 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—47 Nays—None

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

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

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

*The Honorable Jerry Thomas* June 3, 1971  
*President of the Senate*

Sir:

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

By Representative Singleton—

HB 2060—A bill to be entitled An act relating to the right of counties to enter into leases or lease-purchase arrangements; providing that counties may enter into leases or lease-purchase arrangements with private individuals, governmental agencies, or corporations for rental purposes, such rental to be payable only from funds produced other than by exercise of ad valorem taxation or the taxing power of the district; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

HB 2060, contained in the above message, was read the first time by title. On motion by Senator Hollahan the rules were waived and the bill was placed on the Calendar.

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed by the required two-thirds vote of all members elected to the House—

By Representative Stevens and others—

HB 2559—A bill to be entitled An act for the relief of W. J. Colson; reimbursing him for damages suffered in a transaction with the state road department; making an appropriation to compensate him therefor; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

Evidence of notice and publication was established by the Senate as to HB 2559.

HB 2559, contained in the above message, was read the first time by title and referred to the Committees on Personnel, Retirement and Claims and Ways and Means.

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

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

By Representative Tittle—

HB 2253—A bill to be entitled An act relating to Monroe County; creating the Monroe County conservation, water control and navigation authority; providing that its membership be ex officio members of the board of county commissioners of the county; providing for a chairman and clerk of the authority; providing duties of the clerk; providing definitions; providing powers and duties of the authority; providing for the establishment of bulkhead lines for the county; providing for public hearings on bulkhead lines; providing guidelines for establishment of bulkhead lines; providing for establishment of navigation control line; providing for the purchase of state-owned lands; providing restrictions on dredging and filling; providing terms of permits issued by the authority for the extension of existing lands or islands; providing for assessment of fees and costs; making violation a misdemeanor; repealing section 253.135(3), Florida Statutes, relating to the construction of sections 253.12 and 253.122-253.129, Florida Statutes, which relate to said county; repealing and superseding conflicting laws; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

Evidence of notice and publication was established by the Senate as to HB 2253.

HB 2253, contained in the above message, was read the first time by title and referred to the Committee on Natural Resources and Conservation.

*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—

By the Committee on Education and Representative Nease—

CS for HB 1861—A bill to be entitled An act establishing a citizens' study commission on education; providing for the membership of the commission; providing for the duties and responsibilities of said commission; providing for a supporting staff; providing for an appropriation; providing an effective date.

By Representative J. W. Robinson—

HB 701—A bill to be entitled An act relating to motor vehicles; creating a new section in chapter 317, Florida Statutes, to prohibit the wearing of headphones while operating a vehicle; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

CS for HB 1861, contained in the above message, was read the first time by title and referred to the Committees on Public Schools, Governmental Efficiency and Ways and Means.

HB 701, contained in the above message, was read the first time by title and referred to the Committee on Transportation.

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

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

By Representative Turlington—

HB 1844—A bill to be entitled An act relating to the Florida retirement system; amending section 1 (3) (c) of chapter 70-112, Laws of Florida, appearing as section 121.011(3)(c), Florida Statutes, 1970 supplement, to permit a justice or judge transferring to the Florida retirement system under the powers of said paragraph to pay for and receive credit for other employment covered under existing retirement systems; makes justices and judges retiring under the Florida retirement system eligible for judicial service under certain conditions; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

HB 1844, contained in the above message, was read the first time by title and referred to the Committee on Personnel, Retirement and Claims.

*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—

By Representative Tobiassen—

HB 563—A bill to be entitled An act relating to driving while under the influence of alcoholic beverages or narcotic

drugs; amending subsection (2) of section 317.201, Florida Statutes, to require mandatory sentence on second or subsequent conviction; and providing an effective date.

By Representative Baumgartner—

HB 436—A bill to be entitled An act relating to tangible personal property; providing that tax assessors shall not set a minimum level on the value at which tangible personal property is taxed; providing that the tax assessor shall not use an arbitrary limit to depreciation for the purpose of determining the assessed value of such property; providing an effective date.

By Representative Baumgartner—

HB 149—A bill to be entitled An act relating to motor vehicle license taxes; amending §320.08(4), Florida Statutes, by designating two (2) license series and fixing the tax required for tractors and trucks for private use and for hire; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

HB 563, contained in the above message, was read the first time by title and referred to the Committee on Judiciary—Criminal.

House Bills 436 and 149, contained in the above message, were read the first time by title and referred to the Committee on 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—

By Representatives Wilson and Whitson—

HB 1819—A bill to be entitled An act relating to municipal annexation; amending §171.04(1), Florida Statutes, to provide that unincorporated tracts of land containing ten (10) or more registered electors shall not be annexed in such a way as to create an enclave of unincorporated territory within the annexing town or city; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

HB 1819, 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*

June 2, 1971

Sir:

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

By Representative Hartnett—

HB 746—A bill to be entitled An act relating to savings associations; amending section 665.441, Florida Statutes, by adding subsection (5); providing for an application fee to accompany a branch application; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

HB 746, 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 2, 1971

Sir:

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

By Representatives Nichols and Dixon—

HB 983—A bill to be entitled An act relating to failure of defendant on bail to appear; amending §843.15, Florida Statutes; providing penalty; providing an effective date.

By Representative Hodes—

HB 1690—A bill to be entitled An act relating to the Florida Optometric Law, amending Section 463.02, providing for the appointment of the members of the Florida State Board of Optometry and providing an effective date.

By Representative Hodes—

HB 1691—A bill to be entitled An act relating to the Florida Optometric law, amending Subsection (5) of Section 463.11, Florida Statutes, providing for branch offices, providing standards for and regulating their establishment, providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

HB 983, contained in the above message, was read the first time by title and referred to the Committee on Judiciary—Criminal.

House Bills 1690 and 1691 contained in the above message, were read the first time by title and referred to the Committee on Commerce.

*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—

By the Committee on Manpower & Development and Representative Tucker—

CS for HB 1106—A bill to be entitled An act relating to unemployment compensation; amending section 443.06(1), Florida Statutes, providing for disqualification for benefits for voluntarily leaving employment without good cause; and providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

CS for HB 1106, contained in the above message, was read the first time by title and referred to the Committee on Judiciary—Civil B.

*The Honorable Jerry Thomas*  
*President of the Senate*

June 2, 1971

Sir:

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

By Representative Spicola—

HB 774—A bill to be entitled An act relating to tax assessments; amending §194.011(2), Florida Statutes, as amended by chapter 70-243, Laws of Florida, to provide that a notice to a taxpayer of increase in ad valorem taxes shall contain an explanation of the taxpayer's right to petition the board of tax adjustment; amending §194.032(5), Florida Statutes, as amended by chapter 70-243, Laws of Florida, to provide that notice to petitioner by board of tax adjustment of its decision shall contain an explanation of petitioner's right to arbitrate; providing an effective date.

By Representatives Miers and Earle —

HB 1452—A bill to be entitled An act relating to dentistry, dental hygiene and dental laboratories; amending subsections (1) and (2) of section 466.17, Florida Statutes, providing for an increase in the fee for annual and conditioned renewal of licenses; amending subsection (1) of section 466.08, Florida Statutes, providing a salary range for the executive director of the Florida state board of dentistry; providing an effective date.

By Representatives Miers and Earle —

HB 1459—A bill to be entitled An act relating to dentistry, dental hygiene and dental laboratories; amending section 466.20, Florida Statutes, providing for an increase in compensation to board members and modifying the procedure for payment of expenses; providing an effective date.

By Representative Shaw—

HB 1912—A bill to be entitled An act relating to motor vehicle licenses; amending section 320.60, Florida Statutes, by adding new subsection (9) to redefine term "motor vehicle"; renumbering subsection (9) as (10) and amending same to define the term "new motor vehicle"; renumbering subsections (10) through (13) as subsections (11) through (14); providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

House Bills 774, 1452 and 1459, contained in the above message, were read the first time by title and referred to the Committee on Ways and Means.

HB 1912, contained in the above message, was read the first time by title and referred to the Committee on Transportation.

*The Honorable Jerry Thomas*  
*President of the Senate*

June 2, 1971

Sir:

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

By Representative Hartnett—

HB 749—A bill to be entitled An act relating to savings associations; amending section 665.451(3), Florida Statutes; providing for semiannual examination fees and assessments; providing for the deposit of fees and assessments in a trust fund; providing an effective date.

By Representative Hector—

HB 1710—A bill to be entitled An act relating to the ad valorem tax assessment; amending section 193.114(3)(b), Florida Statutes, created by chapter 70-243, Laws of Florida to remove reference to section 193.011; providing an effective date.

By Representative Hodes—

HB 1692—A bill to be entitled An act relating to the Florida Optometric law, amending Section 463.17, Florida Statutes, pro-

viding a maximum fee for the renewal, and reissuance of certificates providing a charge for late renewal and providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

HB 749, contained in the above message, was read the first time by title and referred to the Committee on Commerce.

HB 1710, contained in the above message, was read the first time by title and referred to the Committee on Ways and Means.

HB 1692, 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 Poole—

HB 946—A bill to be entitled An act relating to public schools; amending §232.26, Florida Statutes; providing for suspension of primary and secondary grade pupils charged with violation of any of the laws relating to illegal possession or sale of narcotic drugs, central nervous system stimulants, hallucinogenic drugs or barbiturates; providing for expulsion upon conviction; providing for waiver of discipline under prescribed circumstances; providing for notice to parents; providing an effective date.

By Representative Crabtree—

HB 1924—A bill to be entitled An act relating to tax assessors; amending section 194.181, Florida Statutes, relating to parties in tax suits, providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

HB 946, contained in the above message, was read the first time by title and referred to the Committee on Public Schools.

HB 1924, 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 2, 1971

*Sir:*

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

By Representatives Sweeny and Gillespie—

HB 2342—A bill to be entitled An act relating to Volusia County, taxation of real property; repealing section 13 of chapter 31343, Laws of Florida, 1955, which provides exemption from such taxation for facilities of the Daytona Beach racing and recreational facilities district; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

Evidence of notice and publication was established by the Senate as to HB 2342.

HB 2342, 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*

June 2, 1971

*Sir:*

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

By the Committee on Criminal Justice and Representatives J. W. Robinson and Shreve—

HB 2339—A bill to be entitled An act relating to fines and costs in criminal proceedings; providing that same may be satisfied from cash bond deposited by defendant; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

HB 2339, contained in the above message, was read the first time by title and referred to the Committee on Judiciary—Criminal.

*The Honorable Jerry Thomas*  
*President of the Senate*

June 2, 1971

*Sir:*

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

By Representative Tucker—

HB 1108—A bill to be entitled An act relating to unemployment compensation; amending section 443.15(1) Florida Statutes, to increase the interest rate on delinquent contributions and to increase the penalty for delinquent reports; and providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

HB 1108, contained in the above message, was read the first time by title and referred to the Committee on Judiciary—Civil B.

*The Honorable Jerry Thomas*  
*President of the Senate*

June 2, 1971

*Sir:*

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

By Representative Dubbin—

HB 1806—A bill to be entitled An act relating to the official Florida Statutes; amending sections 11.2421, 11.2422, 11.

2424, and 11.2425, Florida Statutes; adopting the Florida Statutes, 1971, and designating the portions thereof that are to become the official law of the state; providing that the Florida Statutes, 1971, shall be effective immediately upon publication; providing that general laws enacted during the regular and special sessions of 1969 and prior thereto and not included in the Florida Statutes, 1971, are repealed; providing that laws enacted during the 1970 regular and special sessions and the 1971 regular and special sessions are not repealed by this adoption act.

(Accompanied by Volumes 1 and 2, Florida Statutes, 1969)

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

HB 1806, 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*

June 2, 1971

*Sir:*

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

By Representative Johnson—

HB 1699—A bill to be entitled An act relating to inland lakes of less than one hundred fifty (150) acres; defining certain nuisances related to water pollution and shore erosion; providing a procedure for landowners to petition the board of county commissioners to abate water pollution and shore erosion; authorizing boards of county commissioners to enact ordinances to abate such nuisances; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

HB 1699, contained in the above message, was read the first time by title and referred to the Committee on Natural Resources and Conservation.

*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 Reeves—

HB 220—A bill to be entitled An act relating to county ordinances; amending §125.68(1), Florida Statutes, to provide for the department of state to develop a uniform numbering system, assign numbers and maintain an index of county ordinances; removing duty of counties to codify and publish ordinances; providing for the furnishing of copies to each county; providing fees; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

HB 220, 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*

June 2, 1971

*Sir:*

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

By Representatives Fortune and Harris—

HB 1610—A bill to be entitled An act relating to pharmacy and prescriptions; amending subsection (2) of section 465.031, Florida Statutes, to include certain drug orders written by practitioners not licensed to practice in Florida within the definition of a valid Florida prescription; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

HB 1610, contained in the above message, was read the first time by title and referred to the Committee on Health, Welfare and Institutions.

*The Honorable Jerry Thomas*  
*President of the Senate*

June 2, 1971

*Sir:*

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

By Representative D'Alemberte—

HCR 1895—A concurrent resolution commending Michael Kasha of the Florida State University Department of Chemistry.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

HCR 1895, contained in the above message, was read the first time in full and referred to the Committee on Universities and Community Colleges.

*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—

By Representative Powell and others—

HB 1891—A bill to be entitled An act relating to rights-of-way to public beaches; adding subsection (10) to §375.031, Florida Statutes, authorizing the division of recreation and parks to provide matching funds to counties or municipalities for the purchase of rights-of-way to public beaches; providing that the division shall not provide any funds unless the existing accessibility to such beaches warrants it; providing a minimum two (2) mile separation between rights-of-way; providing an exception to said limitation; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

HB 1891, contained in the above message, was read the first time by title and referred to the Committees on Natural Resources and Conservation 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 Tucker—

HB 1117—A bill to be entitled An act relating to workmen's compensation; amending section 440.02(6), Florida Statutes; including in the definition of "injury" damage to or loss of prosthetic devices and artificial limbs; providing an effective date.

By Representative Tubbs—

HB 1682—A bill to be entitled An act relating to hotels and restaurants, amending section 509.221 (9), Florida Statutes, to provide health certificates required by this section to be filed by physicians licensed under either chapter 458 or 459, Florida Statutes; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives*

HB 1117, contained in the above message, was read the first time by title and referred to the Committee on Judiciary—Civil B.

HB 1682, 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*

June 2, 1971

Sir:

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

By Representative Tillman—

HB 1862—A bill to be entitled An act relating to universities and junior colleges; amending section 239.582, Florida Statutes, to apply only to students charged or adjudicated guilty of a felony under chapter 398 or chapter 404, Florida Statutes; providing an effective date.

By Representative Baumgartner—

HB 1907—A bill to be entitled An act relating to ad valorem taxes; amending chapters, 192, 193, 194, 195, and 196; providing dates for assessment of real and personal property; providing dates for the meetings of the agricultural zoning board; providing a date for the completion of the preliminary tax roll and the delivery of such roll to the board of tax adjustment; providing dates for filing applications and appeals; providing a date for certification of the tax roll by the department of revenue; providing dates for the issuance of certain notices by the tax assessor to the taxpayer, repealing certain obsolete provisions; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives*

HB 1862, contained in the above message, was read the first time by title and referred to the Committee on Universities and Community Colleges.

HB 1907, 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*

June 2, 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 2050—A bill to be entitled An act relating to drug rehabilitation; providing an alternative requirement of participation in drug rehabilitation program in lieu of or in addition to criminal penalties for possession of substances controlled by chapter 398, Florida Statutes, the Uniform Narcotic Drug Law, or chapter 404, Florida Statutes, the Florida Drug Abuse Law, amending section 398.22(2)(d), Florida Statutes, and section 405.15, Florida Statutes, relating to penalties; providing legislative intent; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives*

CS for HB 2050, contained in the above message, was read the first time by title and referred to the Committee on Health, Welfare and Institutions.

*The Honorable Jerry Thomas  
President of the Senate*

June 2, 1971

Sir:

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

By Representative MacKay—

HB 1508—A bill to be entitled An act relating to maps and plats; amending chapter 177, Florida Statutes; relating to the vacation of subdivision plats; notice of application to vacate plat; providing for ratification of past vacation of plats by county commissions; providing an effective date.

By Representative Baumgartner—

HB 1709—A bill to be entitled An act relating to the Florida construction industry licensing board; amending §468.109(4), Florida Statutes; providing for a portion of certification and registration fees to be paid into the general revenue fund; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives*

HB 1508, contained in the above message, was read the first time by title and referred to the Committee on Governmental Efficiency.

HB 1709, 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 2, 1971

Sir:

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

By Representatives Earle and Tyrrell—

HB 143—A bill to be entitled An act relating to employment of entertainers under twenty-one years of age where alcoholic beverages are sold; amending section 562.13, Florida Statutes,

removing present exception; providing for a special entertainment employment permit and fee therefor; providing an effective date.

By Representatives Sackett and Hazelton—

HB 226—A bill to be entitled An act relating to the division of corrections of the department of health and rehabilitative services, regulation of prisoners; amending section 945.21, Florida Statutes, by adding a new subsection (2) to require the division to promulgate regulations to permit outside activities on the part of certain prisoners to aid in their rehabilitation; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

HB 143, contained in the above message, was read the first time by title and referred to the Committee on Rules, Calendar, Privileged Business and Ethics.

HB 226, contained in the above message, was read the first time by title and referred to the Committee on Health, Welfare and Institutions.

The Honorable Jerry Thomas  
President of the Senate

June 2, 1971

Sir:

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

By Representative Hodes—

HB 1680—A bill to be entitled An act relating to vocational rehabilitation; amending Sections 413.20, 413.21, 413.22, 413.27 (1) and (2), and 413.37, Florida Statutes, to redefine terms and clarify programs of vocational rehabilitation; amending and renumbering Section 413.011 as Section 413.50, Florida Statutes, redefining the bureau of blind services; renumbering Sections 413.021, 413.031, 413.041, and 413.051 as Sections 413.51, 413.52, 413.53, and 413.54, Florida Statutes, relating to services of and for the blind; amending and renumbering Section 413.061 as Section 413.55, Florida Statutes, relating to solicitation of funds for the blind; renumbering Sections 413.062 and 413.063 as Sections 413.56 and 413.57, Florida Statutes; amending and renumbering Sections 413.064, 413.065, 413.066, 413.067, and 413.068 as Sections 413.58, 413.59, 413.60, 413.61, and 413.62, Florida Statutes, relating to the blind, to reflect changes in section numbering; renumbering Sections 413.07 and 413.08 as Sections 413.63 and 413.64, Florida Statutes, relating to traffic regulations and "dog guides" to assist the blind; renumbering Sections 391.01, 391.02, 391.03, and 391.05 as Sections 413.70, 413.71, 413.72, and 413.73, Florida Statutes, relating to the crippled children's program and the crippled children's council, renumbering Section 391.07 as Section 413.74, Florida Statutes, relating to indigent crippled children; amending and renumbering Section 391.08 as Section 413.75, Florida Statutes, relating to surveys and diagnostic clinics for crippled children; repealing Sections 391.04, 391.06, 391.09, 391.10, 413.012, 413.013, 413.069, and 413.45, Florida Statutes, relating to crippled children's and blind services programs; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

HB 1680, contained in the above message, was read the first time by title and referred to the Committee on Health, Welfare and Institutions.

The Honorable Jerry Thomas  
President of the Senate

June 2, 1971

Sir:

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

By the Committee on Judiciary and Representative Walker—

CS for HB 1204—A bill to be entitled An act relating to the claims against officers or employees of the state or its subdivisions, amending chapter 768, Florida Statutes, by adding section 768.15; authorizing the defense of tort claims against officers or employees of the state and its subdivisions; providing an effective date.

By Representative Reeves—

HB 1285—A bill to be entitled An act relating to the state career service system amending section 110.051,(2)(i), Florida Statutes, to clarify the exemption from career service of employees in the office of the governor and in the mansion; providing an effective date.

By Representative Tucker—

HB 1112—A bill to be entitled An act relating to workmen's compensation; amending Section 440.25(3), Florida Statutes, by adding paragraph (d), providing for orders of dismissal of certain claims; prescribing time limitations; providing reinstatement procedures; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

CS for HB 1204, contained in the above message, was read the first time by title and referred to the Committee on Governmental Efficiency.

HB 1285, contained in the above message, was read the first time by title and referred to the Committee on Personnel, Retirement and Claims.

HB 1112, contained in the above message, was read the first time by title and referred to the Committee on Judiciary—Civil B.

The Honorable Jerry Thomas  
President of the Senate

June 2, 1971

Sir:

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

By Representatives Lane and Redman—

HB 2021—A bill to be entitled An act relating to tax certificates and tax foreclosure; providing for mailing of notice to mortgagees and holders of contracts to purchase where application is made for tax deed; providing for notice to mortgagees and holders of contracts to purchase when title vests in county; provided that county may reconvey property acquired for delinquent taxes to the fee simple owner; provided for mailing of notice where county holds tax certificates; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

HB 2021, contained in the above message, was read the first time by title and referred to the Committee on Judiciary—Civil A.

*The Honorable Jerry Thomas  
President of the Senate*

June 2, 1971

*The Honorable Jerry Thomas  
President of the Senate*

June 3, 1971

Sir:

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

By Representative Dubbin—

HB 1805—A reviser's bill to be entitled An act relating to the Florida Statutes; amending, reenacting, and revising various sections of the Florida Statutes pursuant to §11.242 thereof to replace incorrect cross-references, to delete obsolete or expired provisions, to delete inconsistencies, and to correct errors in the editing, publication and printing of the Statutes; repealing §§20.10(11), 23.086(17), 26.18, 35.05(2), (3), (4), 39.01(16), 48.151(6), 49.011(10), 59.081(3), 59.42, 110.021(6), 116.10, 116.11, 122.01(4)(a)3, 122.33, 193.621(6), 210.02(8), 213.07, 215.22(3), 215.56, 228.041(10), 229.803, 230.03, 230.38, 234.15, 236.251(8), 239.191, 250.50, 253.126(2), 271.02, 271.03, 271.05, 271.06-271.08, 272.123, 272.127, 283.21, 288.03(18), 288.11, 288.12, 288.15(4),(8),(9),(10), 288.151, 288.152, 288.153, 288.16, 288.17(1), 288.201, 288.202, 288.204, 288.21, 288.26, 292.001, 292.041, 298.64, 298.67, 320.084(4), 321.26-321.31, 337.10, 338.09, 339.11, 340.011(3)(b), 348.022(6), 350.20, 374.411(3), 374.85(3), 460.27(3)(c), 462.05-462.07, 476.223, 482.221(2), 483.121, 483.171, 489.06(2), 491.07, 561.48, 561.51, 562.19, 570.03-570.05, 573.28, 592.14-592.16, 624.18, 683.03, 683.07, 847.012(7), 932.32, 932.53, 944.41, 944.511, 945.23, 965.17, Florida Statutes, providing reviser's notes following each section; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives*

HB 1805, 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*

June 3, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed by the required two-thirds vote of all members elected to the House—

By Representative Tillman—

HB 2520—A bill to be entitled An act providing for the relief of Stephen Franklin McAllister arising out of an accident on October 21, 1965, caused by negligence of the personnel of Arcadia High School, DeSoto County, which resulted in a broken neck and total paralysis below the neck; providing for payment of compensation by installments; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives*

Evidence of notice and publication was established by the Senate as to HB 2520.

HB 2520, contained in the above message, was read the first time by title and referred to the Committees on Personnel, Retirement and Claims and Ways and Means.

Sir:

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

By Representative Hartnett—

HB 743—A bill to be entitled An act relating to thrift institutions; substantially revising and amending section 665.031, F. S.; providing for the creation of thrift institutions; requiring an application for authority to organize; specifying the content of the application; providing for an application fee; providing for investigation of the application by the department; setting forth the scope of the investigation; granting discretion to the department to approve or disapprove the application; setting forth guidelines for approval of application; providing for notice of decision by department; providing for form articles of incorporation and by-laws; providing for the filing of the articles of incorporation with the secretary of state; providing that corporate existence shall be perpetual; providing an effective date.

By Representative Walker—

HB 167—A bill to be entitled An act relating to beach and shore preservation; amending section 161.101 (1), Florida Statutes, specifying state participation, subject to legislative appropriation, in federally authorized projects; providing for payment of certain costs by local governmental entities; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives*

HB 743, contained in the above message, was read the first time by title and referred to the Committees on Commerce and Ways and Means.

HB 167, contained in the above message, was read the first time by title and referred to the Committee on Natural Resources and Conservation.

*The Honorable Jerry Thomas  
President of the Senate*

June 3, 1971

Sir:

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

By Representative Stevens—

HB 1779—A bill to be entitled An act relating to the sport of spearfishing; amending §370.172, Florida Statutes; providing definitions; determining areas where spearfishing may be practiced or shall be prohibited; regulating the method of spearfishing; providing certain acts unlawful; providing for rules and regulations; providing a penalty; repealing all special laws, local laws, and general laws of local application insofar as they apply to spearfishing in salt waters and salt-water tributaries; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives*

HB 1779, contained in the above message, was read the first time by title and referred to the Committee on Natural Resources and Conservation.

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

—and requests the concurrence of the Senate therein.

*Sir:*

I am directed to inform the Senate that the House of Representatives has passed as amended by the required two-thirds vote of all members elected to the House—

By Representative Tucker—

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

HB 1536—A bill to be entitled An act providing for the relief of Effie F. Beasley; providing an appropriation to compensate her for retirement income; providing an effective date.

HB 2018, contained in the above message, was read the first time by title and referred to the Committees on Universities and Community Colleges and Ways and Means.

—and requests the concurrence of the Senate therein.

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

*Sir:*

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

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

HB 1536, contained in the above message, was read the first time by title and referred to the Committees on Personnel, Retirement and Claims and Ways and Means.

By the Committee on Judiciary—

HB 2387—A bill to be entitled An act relating to the issuance of marriage licenses; amending Section 741.04, Florida Statutes, to permit the custodian with whom the minor is living to grant written consent to the marriage of such minor; providing an effective date.

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

*Sir:*

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

By Representative Blackburn—

HB 1777—A bill to be entitled An act relating to the Florida mutual aid act; amending section 23.122(3), (9), (10), (11), (12) and (13), 23.123, 23.124(3)(a), Florida Statutes; adding section 23.122(14) and (15), 23.124(5), 23.125(3) and 23.126(4); redefining "local peril"; redefining mutual aid regions and reconstituting the mutual aid council and organizational structure accordingly; providing procedure if no disaster or emergency is declared; providing for chain of command; providing an effective date.

By Representative Turlington (by request)—

HB 1677—A bill to be entitled An act relating to education; amending Section 236.03, Florida Statutes, by adding that recalculation shall be calculated only on programs where the basic allocations have been determined on prior years attendance; repealing Section 236.07(5)(b), Florida Statutes, and providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

By the Committee on Education—

CS for HB 1850—A bill to be entitled An act relating to vocational education; amending chapter 236, Florida Statutes, by adding a new section to provide for designation of high schools as area vocational education school centers; providing a method of allocating state and federal monies; establishing priorities for construction of vocational facilities; prescribing legislative intent; providing an effective date.

HB 2387, contained in the above message, was read the first time by title and referred to the Committee on Judiciary-Civil B.

HB 1777, contained in the above message, was read the first time by title and referred to the Committee on Health, Welfare and Institutions.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

*Sir:*

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

HB 1677, contained in the above message, was read the first time by title and referred to the Committee on Ways and Means.

By Representative Sessums—

HB 1719—A bill to be entitled An act relating to workmen's compensation; amending section 440.13 (1), Florida Statutes, providing for the furnishing of free copies on demand of medical reports to injured employees under workmen's compensation law; providing an effective date.

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

*Sir:*

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

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

By Representative Ryals—

HB 2018—A bill to be entitled An act relating to educational radio and television programming; providing for financial support grants under certain circumstances; defining terms; authorizing the department of education to administer the provisions of this law; providing an effective date.

HB 1719, contained in the above message, was read the first time by title and referred to the Committee on Judiciary-Civil B.

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

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

By Representative Shaw—

**HB 1453**—A bill to be entitled An act relating to consumer deception, regulating the use in advertising of the term "FREE" and words of similar meaning and intent, providing for injunctions by the Commissioner of Agriculture or the Attorney General to prohibit violations, repealing Section 817.415, providing an effective date.

By the Committee on Judiciary—

**HB 2406**—A bill to be entitled An act relating to federal tax liens; providing for the adoption of the uniform federal tax lien registration act; providing filing procedures for said tax liens; providing for the execution of notices and certificates; providing for duties of the department of state and clerk of the circuit court, respectively; providing for fees; repealing §28.20, Florida Statutes, relating to the recording of federal liens; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

**HB 1453**, contained in the above message, was read the first time by title and referred to the Committee on Commerce.

**HB 2406**, 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 3, 1971

Sir:

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

By the Committee on House Administration and Conduct and Representatives A. S. Robinson and Reed—

**CS for HCR 1025**—A concurrent resolution providing for joint meeting of the Florida congressional delegation with members of the Florida legislature for the purpose of planning Florida's legislative needs; and providing for appointment of fourteen (14) state legislators to the meeting; and providing a date for such meeting.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

**CS for HCR 1025**, contained in the above message, was read the first time in full and referred to the Committee on Governmental Efficiency.

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

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

By Representative Spicola—

**HB 639**—A bill to be entitled An act relating to common carriers; adding subsection (4) to §323.06, Florida Statutes, to

require all common carriers to have liability insurance with coverage of certain specified amounts; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

**HB 639**, 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*

June 3, 1971

Sir:

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

By Representative Holloway—

**HB 1534**—A bill to be entitled An act relating to capital outlay appropriations for building construction; providing for the conduct of an advance project analysis by the department of general services as a condition precedent to any request for capital outlay funds; providing authority for the promulgation of necessary rules and regulations by the department of general services; exempting the state university system from the requirements of this act; providing an effective date.

By Representative Sykes and others—

**HB 1870**—A bill to be entitled An act relating to public assistance; prohibiting the cashing or honoring of public assistance checks at any premise licensed to sell alcoholic beverages or at any licensed racetrack or jai alai fronton; making violation a misdemeanor; providing exceptions; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

**HB 1534**, contained in the above message, was read the first time by title and referred to the Committee on Governmental Efficiency.

**HB 1870**, contained in the above message, was read the first time by title and referred to the Committee on Judiciary—Civil A.

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

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

By Representative Chapman—

**HB 999**—A bill to be entitled An act relating to jurors; amending §40.08, Florida Statutes, as amended by chapter 70-138, Laws of Florida, to exempt police officers from jury duty; providing an effective date.

By Representative Caldwell—

**HB 1604**—A bill to be entitled An act amending the Florida construction industry licensing law; providing that the state, or any county or municipality, may require that bids for construction of public buildings be accompanied by evidence that the bidder holds an unrestricted certificate or registration issued pursuant to such law; providing that state, county and municipality officials shall determine compliance with such law before awarding a contract; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

HB 999, contained in the above message, was read the first time by title and referred to the Committee on Judiciary—Civil A.

HB 1604, 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*

June 3, 1971

*Sir:*

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

By Representatives Miers and Earle—

HB 1451—A bill to be entitled An act relating to dentistry, dental hygiene and dental laboratories; amending section 466.02, Florida Statutes, by adding subsection (4), and section 466.24(3) (e) and section 466.38, Florida Statutes, providing for limited dental services to be performed by dental auxiliaries and dental hygienists; amending chapter 466, Florida Statutes, by adding section 466.59, declaring a violation of the chapter; amending sections 466.03(4) and 466.28(3), Florida Statutes to provide for changing words “state dental society” to “dental association”; amending section 466.08(4) Florida Statutes, to provide for changing word “assisting” to “auxiliary programs”; amending section 466.08, Florida Statutes, by adding subsections (10) and (11), providing that the board establish educational and training requirements and promulgate rules and regulations in regard to dental auxiliaries and dental hygienists; amending section 466.09, Florida Statutes, by adding subsection (7), defining dental auxiliaries, subsection (8), defining supervision, and subsection (9) defining direct supervision; amending section 466.41(3)(a), Florida Statutes to provide for changing word “assistants” to “auxiliaries”; amending section 466.41 (1) and (4) by striking the words “supervision and”; amending section 466.41 (2) by striking the words “and supervision”; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

HB 1451, contained in the above message, was read the first time by title and referred to the Committee on Health, Welfare and Institutions.

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

*Sir:*

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

By the Committee on Transportation—

CS for HB's 711, 1027 and 1326—A bill to be entitled An act relating to the regulation of traffic on highways; creating §317.602, Florida Statutes, to provide that dirt, sand, gravel, trash, garbage, or any other materials which may fall, blow off, or escape in any manner from vehicles upon public roads and highways shall be covered or secured to prevent blowing, falling, or escaping from such vehicles; providing an effective date.

By Representative Walker—

HB 768—A bill to be entitled An act relating to beach and shore preservation; amending Chapter 161, Florida Statutes,

by adding a new section, 161.102, specifying state financial participation, subject to legislative appropriation, in state authorized projects; providing for payment of certain costs by local governmental entities; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

CS for HB's 711, 1027 and 1326, contained in the above message, was read the first time by title and referred to the Committee on Transportation.

HB 768, contained in the above message, was read the first time by title and referred to the Committee on Natural Resources and Conservation.

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

*Sir:*

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

By Representative Holloway—

HB 1467—A bill to be entitled An act relating to transportation; adding subsection (3) to §1 of chapter 70-239, Laws of Florida, appearing as §334.021, Florida Statutes, 1970 Supplement; requiring all expressway authorities, transportation, mass transit and similar authorities to submit design and construction plans to the department of transportation prior to construction; requiring that certain other planned transportation facilities be approved by the department prior to construction; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

HB 1467, contained in the above message, was read the first time by title and referred to the Committee on Transportation.

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

*Sir:*

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

By the Committee on Elections and Representative Spicola—

CS for HB 1127—A bill to be entitled An act relating to election procedure; creating section 97.101, Florida Statutes, providing that a supervisor of elections may make address cards available at the pools for electors; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

CS for HB 1127, contained in the above message, was read the first time by title and referred to the Committee on Judiciary—Civil B.

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

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

By the Committee on Education—

CS for HB 1422—A bill to be entitled An act relating to the Board of Regents; providing for improved security in the state university system; 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 1422, contained in the above message, was read the first time by title and referred to the Committees on Universities and Community Colleges and Ways and Means.

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

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

By Representatives Holloway and Featherstone—

HB 22—A bill to be entitled An act relating to the department of transportation; amending section 20.23(2), Florida Statutes; adding qualifications for division directors; providing an effective date.

By Representative Harris—

HB 1287—A bill to be entitled An act relating to education; amending §236.07(6), Florida Statutes, by eliminating the provision requiring a presentation of a plan for educational improvements to the state board of education; providing an effective date.

By Representative Hodes—

HB 1472—A bill to be entitled An act relating to health education; providing short title and legislative intent; establishing a program for statewide medical education; establishing the community hospital education council and its director; providing standards and policies established by board of regents; providing for local matching funds; providing an appropriation; requiring an annual council report to the legislature; providing an effective date.

By Representative Birchfield—

HB 1876—A bill to be entitled An act relating to uniform commercial code; amending paragraph (b) subsection (1) of section 677.403, Florida Statutes, to provide for establishment of negligence by proper party; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

HB 22, contained in the above message, was read the first time by title and referred to the Committee on Governmental Efficiency.

HB 1287, contained in the above message, was read the first time by title and referred to the Committee on Public Schools.

HB 1472, contained in the above message, was read the first time by title and referred to the Committees on Universities and Community Colleges and Ways and Means.

HB 1876, contained in the above message, was read the first time by title and referred to the Committee on Judiciary—Civil B.

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

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

By Representatives Stevens and Featherstone—

HCR 1783—A concurrent resolution commemorating the fiftieth anniversary of the Disabled American Veterans.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

HCR 1783, contained in the above message, was read the first time in full and referred to the Committee on Rules, Calendar Privileged Business and Ethics.

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

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

By the Committee on Manpower & Development and Representative Gustafson—

CS for HB's 1421 & 1711—A bill to be entitled An act relating to masseurs and masseuses; adding paragraph (c) to subsection (2) of §480.01, amending §480.02(4) and adding subsection (6) to said section, amending §§480.04, 480.05(2) and 480.06(1), amending §480.07(3) and adding subsection (5) to said section, amending §480.08, adding paragraph (1) to subsection (1) of §480.11, and amending §480.15(1), all Florida Statutes; establishing certain requirements for massage establishments and requiring approval by the Florida board of massage prior to issuance of an occupational license; increasing length of time for which apprentices' certificates may be issued; providing for reciprocity; increasing membership of the board of massage and providing for terms; providing for appointment and duties of administrative officer; requiring applicants for registration to furnish copy of fingerprints; increasing certificate renewal fee and requiring additional fee for renewal of expired certificate; providing for duplicate certificate fee; requiring copies of fingerprints of registrants prior to issuance of renewal certificate; providing that any certificate not renewed within three (3) months of expiration shall lapse; prohibiting display of certificate in massage establishment unless registrant is actively practicing massage therein; providing for revocation of certificate displayed by registrant in a place of business he does not own or in which he is not employed; providing for salary of administrative officer and eliminating salary of secretary-treasurer; increasing compensation of board members; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

CS for HB's 1421 and 1711, 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 3, 1971

Sir:

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

By the Committee on Manpower & Development and Representative Zinkil and others—

HCS for SB 300—A bill to be entitled An act relating to fire fighters as herein defined; specifically authorizing collective bargaining and collective bargaining agreements between fire fighters and their public employers; establishing the right to organize and bargain collectively; prohibiting the right to strike; providing for the recognition of a bargaining agent; providing for arbitration of disputes by an arbitration board; providing for appointment of arbitrators and payment of same; providing decisions of board shall be advisory; providing for payroll deductions of dues; providing act to be applicable to all political subdivisions; repealing conflicting laws and ordinances; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
Clerk, House of Representatives

HCS for SB 300, contained in the above message, was read the first time by title and referred to the Committee on Judiciary—Civil B.

*The Honorable Jerry Thomas*  
President of the Senate

June 3, 1971

Sir:

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

By the Committee on Criminal Justice—

CS for HB 1858—A bill to be entitled An act relating to the division of youth services of the department of health and rehabilitative services; amending section 959.011, Florida Statutes, providing for the division to develop and implement a wide variety of diversified and innovative programs for children and youth; authorizing the division to receive and expend state, federal, local, and private funds for which it is eligible; providing for the division to make social studies, provide consultation services and technical assistance, and stimulate community programs for the prevention, control, and treatment of juvenile delinquency; providing that the division shall develop, and annually revise, Florida's comprehensive plan for the prevention, control, and treatment of juvenile delinquency; amending subsection 959.07(2), Florida Statutes; providing that incumbents on the advisory council to the division may hold over after the expiration of their terms until a successor is appointed; repealing section 959.11, Florida Statutes; creating section 959.116, Florida Statutes; providing a procedure for transfer of minors from the division of corrections to the division of youth services by the secretary of health and rehabilitative services; providing for clemency by the board of pardons; amending section 959.115, Florida Statutes; providing changes in the procedure for commitment of minors to the division by courts other than juvenile courts; amending section 959.13, Florida Statutes; providing that any child committed to the division may be transferred by the secretary of health and rehabilitative services to the divisions of mental health or retardation for a period of 90 days for diagnosis and evaluation; amending section 959.15, Florida Statutes; providing for agents of the division, sheriffs, and peace officers to apprehend and detain children who have escaped or absconded, or have committed an act for which they could be adjudicated delinquent or in need of supervision; creating section 959.156, Florida Statutes; providing that a furlough

revocation hearing must be requested within five days of notification of revocation, and that the hearing must be held within thirty days of a request for hearing; creating section 959.225, Florida Statutes; providing that the division's records regarding children are confidential; providing exceptions; providing retention periods; providing that information obtained in discharge of official duty by division employees is privileged; providing for disclosure under certain conditions; repealing sections 959.04, 959.09, 959.14, 959.16, 959.17, 959.18, and subsection 959.22(2), Florida Statutes 1970; amending paragraph 27.51(1), Florida Statutes, to delete the authorization for the division to provide legal counsel for juveniles accused of a delinquent act; amending subsection 39.12(2), Florida Statutes, to provide that the bureau of statistics, research, and planning may, for statistical purposes only, develop a confidential identification system for the referral cards submitted to the bureau by the juvenile courts; amending paragraph 112.19(1)(c), relating to death benefits for law enforcement officers to provide that the term "law enforcement officer" includes employees of the division of youth services; amending section 843.13, Florida Statutes, to provide a misdemeanor penalty for anyone who aids any ward of the division to escape or abscond, or anyone who knows, or has good reason to believe, that any person is a ward of the division and aids such ward to escape or abscond or avoid detention or recapture; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
Clerk, House of Representatives

CS for HB 1858, contained in the above message, was read the first time by title and referred to the Committee on Health, Welfare and Institutions.

*The Honorable Jerry Thomas*  
President of the Senate

June 3, 1971

Sir:

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

By the Committee on Natural Resources—

HB 2515—A bill to be entitled An act relating to shrimp fishing regulations; providing definitions; prohibiting certain kinds of shrimp fishing in Duval, St. Johns, Putnam or Clay Counties except as provided in this act; providing that live bait shrimp producers may use prescribed type of trawls, with purchase of a license as provided in this act, and the director of the department of natural resources may close certain areas to live bait shrimp production; providing certain areas for dead shrimp production and for the use of prescribed trawls with a license and payment of a fee; providing sampling procedures whereby the executive director of the department of natural resources can determine within an area is appropriate for shrimp production; requiring each operator of a boat for shrimp production to have a license in possession while fishing; restricting the use of trawls to daylight hours; restricting the use of trawls to a certain distance from shore; providing that it is unlawful to use trawls for the taking of shrimp within a certain distance from any natural or man-made inlet to the Atlantic Ocean; providing penalties; repealing chapters 8120, 1919; 8777, 1921; 19994, 1939; 9434, 1923; 25792, 1949; 29042, 1953; 57-872; 67-812, 67-1039; 70-678; 8821, 1921; 59-1026, 59-1792; and 61-897, Laws of Florida; §370.152, Florida Statutes, and all laws and parts of laws in conflict herewith; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
Clerk, House of Representatives

HB 2515, contained in the above message, was read the first time by title and referred to the Committee on Natural Resources and Conservation.

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

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

By Representative Tyrrell—

HB 190—A bill to be entitled An act relating to gasoline and oil inspection; amending section 525.17, Florida Statutes, to remove the mandatory provision that imprisonment be served in the state prison; amending Section 208.48, Florida Statutes, to provide that any distributor or jobber of such fuel whose fuel or oil has been confiscated under Section 525.06 shall be entitled to the refund under this Section; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

HB 190, contained in the above message, was read the first time by title and referred to the Committee on Judiciary—Criminal.

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

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

By Representative Chapman—

HB 1061—A bill to be entitled An act relating to the teachers' retirement system; adding subsection (15B) (a) to Section 238.07, Florida Statutes, extending additional benefits and changing the service credit provisions for the computation of retirement allowances for certain persons who qualify thereunder; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

HB 1061, contained in the above message, was read the first time by title and referred to the Committee on Personnel, Retirement and Claims.

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed by the required two-thirds vote of all members elected to the House—

By Representative Reeves and others—

HB 1654—A bill to be entitled An act for the relief of Dian L. Berry; providing an appropriation to compensate her for damages sustained as the result of the negligence of the University of West Florida; 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*

June 3, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed by the required two-thirds vote of all members elected to the House—

By Representative Johnson—

HB 1495—A bill to be entitled An act for the relief of Arthur J. Cote; providing an appropriation to compensate him for loss of personal clothing and injury through the careless maintenance of a manhole cover on U.S. 301, north of 8th Street, in Sarasota County; 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*

June 3, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed as amended by the required two-thirds vote of all members elected to the House—

By Representative Mixson—

HB 782—A bill to be entitled An act for the relief of Robert H. Milton, Jr., to compensate him for property damage sustained by his automobile as a result of theft; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

House Bills 1654, 1495 and 782, contained in the above messages, were read the first time by title and referred to the Committees on Personnel, Retirement and Claims and Ways and Means.

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

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

By Representative Holloway—

HB 25—A bill to be entitled An act relating to the department of transportation; amending section 334.19(1) and (2), Florida Statutes; requiring the comptroller to be a registered certified public accountant; requiring certain accounting procedures; requiring certain rights-of-way listings; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

HB 25, contained in 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*

June 3, 1971

Sir:

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

By Representative Fulford—

HB 2020—A bill to be entitled An act relating to Florida citrus commission and the department of citrus; repealing §601.153, Florida Statutes, which provides for a processed orange products excise tax, brand advertising rebates, and the creation of the processors advertising council; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

HB 2020, contained in the above message, was read the first time by title and referred to the Committee on Agriculture.

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 1971

Sir:

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

By the Committee on Criminal Justice—

HB 2144—A bill to be entitled An act relating to law enforcement officers minimum foundation program financing; amending section 163.552, Florida Statutes, to provide additional definitions; creating section 163.5531, Florida Statutes, to provide a new method of financing and for new requirements for eligibility and participation; providing for certain educational criteria to be met to qualify for participation; requiring for qualification under basic certification for those previously qualified under the provisions of section 23.075, Florida Statutes, as prerequisite to rights under this act; restricting participation to law enforcement officers earning six thousand dollars (\$6000) or more annually; providing for loss of lump sum amounts where a law enforcement officer strikes, walks off or otherwise violates the "no-strike" provision of the constitution or the laws of Florida; providing for restrictions on local units to prevent circumventing any local units present or currently planned normal pay increases; repealing sections 163.553, 163.554, 163.555 and 163.556, Florida Statutes; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

HB 2144, 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 3, 1971

Sir:

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

By Representative Gorman and others—

HB 2120—A bill to be entitled An act relating to Orange county; creating a county budget commission; providing for the initial members of the commission; providing thereafter for the election of members of the commission; providing for the organization of the commission and defining its duties, functions and responsibilities; defining duties of the county tax assessor

and clerk of the circuit court; requiring the board of county commissioners and other boards and districts to file certain information related to revenues and expenditures with the commission; requiring estimates of receipts and expenditures to be made by county fee officers; providing for publication of notice of first meeting of commission to consider proposed budgets; authorizing commission to require further information; requiring commission to approve budgets for every county fee officer and every board other than the school board; providing the commission shall certify its budgets to the fee officers and the board of county commissioners; providing budgets not be exceeded in whole or in any item and excess millages not be levied; providing violation of budgets after adoption to be a misdemeanor; providing that a failure to provide information required by this act, or to comply therewith may be enforced by mandamus; authorizing if actual receipts exceed the anticipated receipts budgets of fee officers and board of county commissioners may be increased; providing for appeals by board of county commissioners and fee officers from actions of budget commission; requiring filing and review of budget by school board with the commission; requiring public hearings on budget of school board; authorizing commission to approve or modify budget of school board; providing method for school board to overrule commission; providing it shall be unlawful and a misdemeanor for school board to expend funds in excess of total amount appropriated from a particular fund of its budget; authorizing school board to increase or decrease the total amount budgeted for receipts or expenditures of any particular fund or transfers under certain conditions; providing an effective date.

Proof of publication attached.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

Evidence of notice and publication was established by the Senate as to HB 2120.

HB 2120, contained in the above message, was read the first time by title and referred to the Committee on Public Schools.

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 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 Walker—

CS for HB 316—A bill to be entitled An act relating to cemeteries; amending subsection (6) of §559.32, Florida Statutes, and adding subsections (9), (10), (11), (12), (13) and (14) thereto to define cemetery company, cemetery sales organization, cemetery management organization, cemetery broker and providing additional definitions; amending §559.33, Florida Statutes, to provide method and manner for establishing new cemeteries; creating §559.331, Florida Statutes, to provide method and manner for establishing cemetery sales organizations, cemetery management organizations, and cemetery brokers; amending subsection (2) of §559.43, Florida Statutes, and adding subsections (3), (4), (5) and (6) thereto to provide time within which to make deposits to care and maintenance trust fund and within which entire amount must be paid; creating §559.441, Florida Statutes, to regulate sale of personal property and services with regard to the disposition of human remains and providing for the establishment of the merchandise trust fund; creating §559.482, Florida Statutes, to prescribe requirements regulating construction of mausoleums and banks of below ground crypts and providing for escrow payments; amending §559.51, Florida Statutes, to provide for penalties; creating §559.52, Florida Statutes, to provide for burial without regard to race or color; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
**ALLEN MORRIS**  
*Clerk, House of Representatives*

CS for HB 316, 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*

June 3, 1971

*Sir:*

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

By the Committee on Appropriations—

CS for HB 1507—A bill to be entitled An act relating to the department of health and rehabilitative services; providing a declaration of legislative intent; mandating development of a comprehensive plan for the education of children under its care with the first year implementation recommendations to be included in 1972-73 budget of the commissioner of education; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
*ALLEN MORRIS*  
*Clerk, House of Representatives*

CS for HB 1507, contained in the above message, was read the first time by title and referred to the Committee on Health, Welfare and Institutions.

*The Honorable Jerry Thomas*  
*President of the Senate*

June 3, 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 D'Alemberte—

CS for HB 1407—A bill to be entitled An act relating to alcoholic beverage licenses; amending §561.20(1), Florida Statutes, to prevent the issuance of quota liquor licenses; providing an effective date and an expiration date.

—and requests the concurrence of the Senate therein.

*Respectfully,*  
*ALLEN MORRIS*  
*Clerk, House of Representatives*

CS for HB 1407, contained in the above message, was read the first time by title. On motion by Senator Hollahan the rules were waived and the bill was placed on the Calendar.

On motion by Senator Daniel, by two-thirds vote, HB 2264 was withdrawn from the Committees on Governmental Efficiency and Transportation and placed on the Calendar.

On motion by Senator Scarborough, by two-thirds vote, HB 1844 was withdrawn from the Committee on Personnel, Retirement and Claims and placed on the Calendar.

On motions by Senator Myers, by two-thirds vote House Bills 1377 and 1610 were withdrawn from the Committee on Health, Welfare and Institutions and placed on the Calendar.

The hour of adjournment having arrived, a point of order was called and the Senate adjourned at 8:18 p.m. to reconvene at 8:30 a.m., June 4, for the purpose of introduction and reference of resolutions, memorials, bills and joint resolutions and thereafter to reconvene at 9:00 a.m., June 4, 1971.