

JOURNAL OF THE FLORIDA SENATE

Friday, June 4, 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.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Jerry Thomas
President of the Senate

June 4, 1971

Sir:

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

By Representative Powell and others—

HB 2518—A bill to be entitled An act relating to the City of West Melbourne, Brevard County; adding §6.12 to chapter 70-983, Laws of Florida; providing that the city council of West Melbourne shall have full power and authority to license professions, businesses, occupations, and privileges, and to levy and collect license taxes upon same; providing an effective date.

Proof of Publication attached.

By Representative Milburn and others—

HB 2080—A bill to be entitled An act relating to the ninth judicial circuit; providing for appointment by the governor of a census committee pursuant to §26.011, Florida Statutes, to determine population of said judicial circuit; providing an effective date.

Proof of Publication attached.

By the Committee on General Legislation and Representative Gallen and others—

HB 2499—A bill to be entitled An act relating to the conveyance of lands; authorizing the Town of Longboat Key to convey, without monetary consideration, three (3) mangrove flats or shallow banks lying and being in Sarasota Bay, known as the Town Islands, to the board of trustees of the internal improvement trust fund, provided the trustees dedicate said islands to the National Audubon Society, Inc., in perpetuity to be used for wildlife sanctuary purposes subject to a reservation for public road or bridge right-of-way purposes; 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 House Bills 2518 and 2080.

House Bills 2518, 2080 and 2499 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 4, 1971

Sir:

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

By Representative Elmore and others—

HB 2581—A bill to be entitled An act relating to the City of Milton, Santa Rosa County; amending section 105, chapter 13105, Laws of Florida, 1927, to provide that the city may fix rates, fees, and charges for customers or consumers of public

utilities outside the corporate limits of the city to be serviced by the city; providing an effective date.

Proof of Publication attached.

By Representative Melvin and others—

HB 2580—A bill to be entitled An act relating to the City of Milton, Santa Rosa County; amending section 2, chapter 61-2489, Laws of Florida; describing new boundaries for the natural gas service area; 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 4, 1971

Sir:

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

By Representative Yancey and others—

HB 2521—A bill to be entitled An act relating to Sumter County; providing for the acquisition, construction, repair, equipping and remodeling of school buildings for said county; authorizing the issuance of certificates of indebtedness payable from the portion of the racetrack funds accruing annually to Sumter County and allocated to the district school board to finance the cost of such projects; providing an effective date.

Proof of Publication attached.

By Representative Yancey and others—

HB 2415—A bill to be entitled An act relating to Polk County; authorizing the Polk County health department to perform home or visiting nurse functions in conjunction, association and cooperation with the Polk County Association of Nursing Councils, Inc. and its member agencies; authorizing collection of fees or charges by said association and its members for such services; providing for schedule of fees, record keeping and auditing; limiting expenditure of such funds; ratifying prior actions and collections; providing an effective date.

Proof of Publication attached.

By Representative J. W. Robinson and others—

HB 1582—A bill to be entitled An act relating to the school board of Osceola County, Florida, permitting the school board of Osceola County to request a referendum election regarding the appointment of the superintendent in Osceola County; and when requested by resolution from the school board of Osceola County requiring the board of county commissioners of such county to call such referendum election; providing the date for such referendum election; 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 4, 1971

Sir:

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

By Representative Libertore and others—

HB 2481—A bill to be entitled An act relating to Sumter County; creating the Sumter County Hospital Authority; providing for its membership; prescribing said authority's powers and duties; 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 4, 1971

Sir:

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

By Representative Yancey and others—

HB 2487—A bill to be entitled An act relating to Sumter County; authorizing municipal or county officers or agencies of Sumter County to purchase, lease or contract for the purchase or lease of any goods or services offered for sale or lease by the United States government or any subdivision thereof and to thereafter sell or lease such goods; 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 4, 1971

Sir:

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

By Representative Libertore and others—

HB 2484—A bill to be entitled An act relating to Sumter County; transferring the authority of Jumper Creek and Big Prairie drainage districts from the Sumter County board of commissioners to the Sumter County recreation and water conservation and control authority; 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 4, 1971

Sir:

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

By Representative Gorman and others—

HB 2560—A bill to be entitled An act providing additional and supplemental authority to the County of Orange, Florida, to construct or acquire, own, maintain and operate sewer systems in said county for the collection, treatment and disposal of sewage in said county; authorizing said county to establish,

fix and collect fees, rentals or other charges for the services and facilities of said system and to issue bonds of said county to finance the cost of construction, acquisition or improvement of said system, and purposes related thereto; providing the method of payment for such bonds and for the rights, security and protection and remedies of the holders of such bonds; 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 4, 1971

Sir:

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

By Representatives Shaw and Hollingsworth—

HB 2578—A bill to be entitled An act to amend Chapter 21,262, Laws of Florida, Special Acts of 1941, as amended by chapter 22,304, Laws of Florida, Special Acts of 1943, and as amended by chapter 23,303, Laws of Florida, Special Acts of 1945, and as otherwise amended, said chapter 21,262 being the Charter Act of the City of Green Cove Springs, Florida, in the following respects: amending section 2 so as to correct an omission in the description of the legal boundaries of said City; amending section 5 concerning municipal organization by providing that the municipal government shall be known as the commissioner-manager form of government and providing for five departments with one commissioner in charge of each department; amending section 34 so as to add the city manager to the list of offices and departments; amending section 53 so as to allow a person to be named by the commission to sign warrants for the payment of money when countersigned by the mayor; amending section 77 so as to eliminate all except the first sentence of the present section 77; amending section 86 so as to eliminate the requirement of bond trustees when general obligation bonds are issued, and so as to allow a maximum interest rate of 7½% on such bonds, and so as to provide that all outstanding issues of general obligation bonds shall never exceed 35% of the total assessed valuation of taxable city property; amending section 115 so as to allow city commissioners a maximum annual compensation not to exceed eighteen hundred dollars (\$1,800.00); amending section 118 so as to provide for two elections each year to fill vacancies in the commission; amending section 119 so as to remove freeholder qualifications in franchise and bond elections; amending section 120 so as to provide that the city clerk or his deputy shall be the registration officer; amending section 123 so as to provide that election voting hours shall be from 7 a.m. to 7 p.m.; repealing section 7 which now requires segregation of the races; repealing sections 63 through 76, sections 79 through 81, and sections 83 and 84, all having to do with assessment and collection of city taxes; repealing section 125 which now provides for the nomination of elective officers; 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 4, 1971

Sir:

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

By Representative Grizzle and others—

HB 1760—A bill to be entitled An act relating to urban renewal projects in Pinellas county; prohibiting urban renewal projects in Pinellas county and cities therein; 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 4, 1971

Sir:

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

By Representative Reeves—

HB 2573—A bill to be entitled An act amending chapter 69-1049, Laws of Florida, which created the Pensacola-Escambia Governmental Center Authority; providing that leases entered into by the Authority and the City of Pensacola or Escambia County may extend for a period longer than one year without an election if said lease rentals are not payable from ad valorem taxes; providing for the security of such leases and bonds of the Authority; providing that said Authority may impose certain assessments against said city and said county and providing for the judicial validation of bonds, notes or certificates of said Authority and of leases thereof, and for the issuance of notes in anticipation of bond proceeds; 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 4, 1971

Sir:

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

By Representative Jones and others—

HB 2486—A bill to be entitled An act relating to Sumter County; authorizing the expenditure of gasoline tax funds accruing to the department of transportation on request of the board of county commissioners in said county for the construction, reconstruction, and maintenance of streets, roads, and highways within incorporated areas of such county; providing that such work shall be performed under the supervision of the department of transportation; providing an effective date.

Proof of Publication attached.

By Representative Fortune and others—

HB 2579—A bill to be entitled An act relating to Santa Rosa County; providing that all moneys received by the county under §193.481, Florida Statutes, shall be allocated in two (2) equal parts to the district school board to be credited to the district current school fund and to the board of county commissioners of Santa Rosa 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 4, 1971

Sir:

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

By Representative Wilson and others—

HB 2582—A bill to be entitled An act relating to Pinellas County; providing for the establishment of an aquatic preserve; providing restrictions upon the sale and use of submerged lands and waters within the boundaries of the preserve; providing for administration by the board of trustees of the internal improvement trust fund; preserving riparian rights; preserving the authority of the Pinellas County water and navigation control authority; 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 4, 1971

Sir:

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

By Representative Wilson and others—

HB 2583—A bill to be entitled An act relating to Pinellas County; amending Section 2, Section 3, Section 8, and Subsection 8(a) of Chapter 31182, Laws of Florida, 1955, by adding clarifying language both as to purpose and jurisdiction of the Pinellas County Water Navigation Authority; amending Section 19, Chapter 31182, Laws of Florida, 1955, by providing procedure for establishment of bulkhead lines; 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 2581, 2580, 2521, 2415, 1582, 2481, 2487, 2484, 2560, 2578, 1760, 2573, 2486, 2579, 2582 and 2583, 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 Senate recessed at 8:40 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	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	

Excused: Senator Brannen; Senators de la Parte, Williams, Gunter, Lane, Broxson and Saunders periodically for the pur-

pose of working with the staff of the Committee on Ways and Means.

Prayer by Senator Johnson (34th):

O Lord, creator of the universe and master of our destinies, grant us thy guidance in this hour and in the troubled hours that await us.

Help us to justify the faith of those whom we represent. Help us to realize the dreams and solutions to the problems of those who have reposed their trust in us. And help us, Father, and help our colleagues in the House of Representatives to accept thy divine guidance in bringing forth a program which will realize the greatest good for the greatest number. Amen.

The Journal of June 3 was corrected and approved as follows:

Page 731, column 1, strike lines 17 through 22 and insert:

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.

Page 746, counting from the bottom of column 2, line 12, strike "2562" and insert: 2572

Page 746, counting from the bottom of column 2, line 31, strike "2561" and insert: 2461

Page 779, column 2, between lines 14 and 15 insert the following:

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;"

Page 781, column 2, line 23, strike "2022" and insert: 2202

Page 783, column 2, line 29, strike "2204" and insert: 2304

Page 794, counting from the bottom of column 2, between lines 3 and 4 insert: Evidence of notice and publication was established by the Senate as to HB 2253.

Page 809, column 2, between lines 7 and 8 insert:

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.

The Journal of June 2 was further corrected and approved as follows:

Page 721, counting from the bottom of column 2, between lines 26 and 27, insert "Barron" in roll call alphabetically

Page 727, counting from the bottom of column 1, line 21, strike "1421" and insert: 1431

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

Page 635, counting from the bottom of column 2, strike lines 6 and 7 and insert: House amendment 2 as amended.

SB 292, as further amended, passed and the action of the Senate was certified to the House. The vote was:

Yeas—29

Arnold	Deeb	Lane	Stolzenburg
Barron	de la Parte	Lewis (33rd)	Thomas
Beaufort	Ducker	McClain	Trask
Bell	Fincher	Ott	Ware
Bishop	Haverfield	Plante	Weber
Brantley	Henderson	Pope	
Childers	Hollahan	Saylor	
Daniel	Johnson (34th)	Scarborough	

Nays—16

Barrow	Graham	Lewis (43rd)	Saunders
Boyd	Gunter	Myers	Weissenborn
Broxson	Karl	Poston	Williams
Gong	Knopke	Reuter	Wilson

Page 651, counting from the bottom of column 1, line 14, strike "1589" and insert: 1585

Page 678, counting from the bottom of column 2, between lines 22 and 23 insert: on page 4, line 22, strike "\$25,000.00" and insert: \$7,000.00

On page 4, line 28, strike "\$155,000.00" and insert \$13,000.00

Page 683, column 2, line 8, strike "are"

Page 683, column 2, strike line 9 and insert: are deemed necessary to effectuate the provision hereof,

The Journal of May 27 was further corrected and approved as follows:

Page 583, counting from the bottom of column 1, line 9, strike "adopted on motion" and insert: moved

Page 583, counting from the bottom of column 1, line 14, strike "moved" and insert: adopted on motion

The Journal of May 25 was further corrected and approved as follows:

Page 512, counting from the bottom of column 2, line 29, strike "457" and insert: 458

Page 513, counting from the bottom of column 1, lines 8 and 9, strike "where such physician's assistant has been assigned,"

The Journal of May 17 was further corrected and approved as follows:

Page 410, counting from the bottom of column 2, line 13, strike "which failed"

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

Page 365, counting from the bottom of column 1, line 2, before "as" insert: , Jr.,

Page 369, column 1, between lines 6 and 7 insert: —which was read the second time by title.

The Journal of April 28 was further corrected and approved as follows:

Page 192, counting from the bottom of column 2, between lines 16 and 17 insert: The Committee on Judiciary—Civil B recommends the following pass: SB 774

REPORTS OF COMMITTEES

The Committee on Rules, Calendar, Privileged Business and Ethics recommends the following bills be placed on Special Order for Friday, June 4, 1971:

CS for HB 1407	HB 1806	HB 350	CS for HB 1574
HB 2030	HB 2195	CS for HB 935	HB 2305
HB 142	SB 948	HB 1268	HB 1350
HB 1406	HB 2060	CS for HB 1114	HB 922
HB 1805	CS for HB 1507	CS for HB 1154	

Respectfully submitted,
George L. Hollahan, Jr.
Chairman

ENGROSSING REPORT

Your Engrossing Clerk to whom was referred—

SB 225 with 2 amendments	SB 683 with 2 amendments
SB 362 with 2 amendments	SB 1546 with 2 amendments
SB 445 with 1 amendment	

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

ELMER O. FRIDAY
Secretary of the Senate

The bills were ordered enrolled.

ENROLLING REPORT

Your Enrolling Clerk to whom was referred—

SB 492	SB 726	SB 798
--------	--------	--------

—reports same have been enrolled, signed by the required Constitutional officers and presented to the Governor on June 4, 1971.

ELMER O. FRIDAY
Secretary of the Senate

INTRODUCTION

Unanimous consent was granted Senator Haverfield to introduce—

By Senators Haverfield, Horne, Arnold, Barron, Barrow, Beaufort, Bishop, Boyd, Brantley, Childers, Daniel, Deeb, Graham, Henderson, Hollahan, Johnson (29th), Karl, Lewis (33rd), McClain, Myers, Ott, Plante, Pope, Poston, Reuter, Saunders, Sayler, Scarborough, Thomas, Trask, Weber, Weissenborn, Williams and Wilson—

SR 1643—A resolution requesting the governor to proclaim the 15th day of July the day of statewide expression of concern for the freedom of all people to determine their own destiny and urging that the governor request that the president of the United States use his power to bring about the release of Soviet citizens who wish to immigrate to the state of Israel.

WHEREAS, we, the members of the Florida Senate, citizens of the United States and members of the human race believe in the principle of human justice for all people, and

WHEREAS, we also highly respect the rights of all men with regard to their dignity and right to worship and believe that the right to determine their own destiny must be placed beyond the barriers of nationality, and

WHEREAS, it is in the best interest of the United States that we do all within our power to prevent the spread of communism, and

WHEREAS, Israel is one of the only anti-communist countries in the Middle East, and

WHEREAS, we are sure that the shame of the people of the world who stood by during the genocide visited upon the Jewish

people during the days of Adolph Hitler cannot and will not be further tolerated by the people of the world, NOW, THEREFORE,

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

(1) That the governor issue a proclamation setting July 15, 1971, as a day of statewide expression of concern and support regarding the freedom of all people to determine their own destiny, particularly those Soviet citizens who wish to immigrate to the state of Israel and further urging that those who choose to remain shall be free from the persecution of the Soviet government.

(2) That the governor respectfully request that the president of the United States do all within his power to implement the immediate release of those Soviet citizens who wish to immigrate to the state of Israel.

(3) That all citizens of the state be urged to support and encourage the principals put forth in this resolution.

(4) That a copy of this resolution be forwarded to the governor.

—was read the first time by title. On motion by Senator Haverfield, SR 1643 was read the second time in full and adopted. The vote was: Yeas—34 Nays—None

Mr. President	Daniel	Lewis (33rd)	Sayler
Arnold	Deeb	McClain	Scarborough
Barron	Graham	Myers	Trask
Barrow	Haverfield	Ott	Weber
Beaufort	Henderson	Plante	Weissenborn
Bishop	Hollahan	Pope	Williams
Boyd	Horne	Poston	Wilson
Brantley	Johnson (29th)	Reuter	
Childers	Karl	Saunders	

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

HB 791—A bill to be entitled An act relating to the development of a recreational park for the handicapped; providing for legislative intent to have said park constructed; providing an effective date.

—which was read the second time by title. On motion by Senator Bishop, by two-thirds vote, HB 791 was read the third time by title, passed and certified to the House. The vote was: Yeas—33 Nays—None

Mr. President	Deeb	Lewis (33rd)	Scarborough
Arnold	de la Parte	Lewis (43rd)	Trask
Barron	Graham	McClain	Ware
Barrow	Haverfield	Ott	Weber
Beaufort	Henderson	Plante	Williams
Bishop	Hollahan	Pope	Wilson
Boyd	Horne	Poston	
Brantley	Johnson (34th)	Reuter	
Childers	Karl	Sayler	

By unanimous consent Senators Weissenborn, Johnson (29th), Myers, Stolzenburg and Daniel were recorded as voting yea.

CONFERENCE COMMITTEE REPORT ON HB 1008

The Honorable Jerry Thomas
President of the Senate

2 June 1971

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 motions by Senator Graham, the conference committee report was read and accepted as an entirety.

HB 1008 passed as amended and the action of the Senate was certified to the House. The vote was:

Yeas—34

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

Nays—1

Wilson

By unanimous consent Senators Stolzenburg, Weber, Daniel, Bishop and Gong were recorded as voting yea.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motions by Senator Hollahan, by two-thirds vote, House Bills 1582, 1760, 2080, 2350, 2415, 2481, 2484, 2486, 2487, 2573, 2578, 2579, 2580, 2581, 2582 and 2583 were withdrawn from the Committee on Rules, Calendar, Privileged Business and Ethics and placed on the local calendar.

On motion by Senator Karl, by two-thirds vote, HB 1453 was withdrawn from the Committee on Commerce and placed on the calendar.

On motion by Senator Horne, by two-thirds vote, HB 2515 was withdrawn from the Committee on Natural Resources and Conservation and placed on the Calendar.

On motion by Senator Lewis (43rd), by two-thirds vote, HCR 1783 was withdrawn from the Committee on Rules, Calendar, Privileged Business and Ethics and placed on the Calendar.

On motion by Senator Lewis (43rd), unanimous consent was obtained to take up out of order—

HCR 1783—A concurrent resolution commemorating the fiftieth anniversary of the Disabled American Veterans.

WHEREAS, the Disabled American Veterans is a federally chartered veteran's organization established for the purpose of providing for the welfare of the service-connected disabled veteran and his dependents, and

WHEREAS, during the year 1970 the Disabled American Veterans organization celebrated its fiftieth anniversary, and

WHEREAS, this organization for more than fifty years has devoted itself to providing service to disabled veterans and their dependents, and

WHEREAS, the Disabled American Veterans organization has also been a leader in sponsoring legislation for the benefit and welfare of our nation's wartime disabled and their loved ones, and

WHEREAS, it is fitting and proper that all federal, state and local governments give recognition to this outstanding service on the fiftieth anniversary of the first day of its national convention, and take due cognizance of the more than fifty years of assistance to our nation's war disabled on the part of this patriotic and humanitarian organization, NOW, THEREFORE,

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

That the legislature of the State of Florida does hereby desire to recognize and pay tribute to the Disabled American Veterans organization upon its fiftieth anniversary and does hereby declare the date of June 27, 1971, as a special day to honor the Disabled American Veterans.

BE IT FURTHER RESOLVED that this resolution be distributed to state and local government offices so that they too may appropriately give recognition to the Disabled American Veterans on this date.

BE IT FURTHER RESOLVED that this resolution be forwarded to the Disabled American Veterans National Headquarters with a request that the resolution be displayed to all delegates attending the Fiftieth National Convention of the Disabled American Veterans, which is to be held in Detroit, Michigan, August 8-13, 1971.

Which was read the second time in full. On motion by Senator Lewis (43rd), HCR 1783 was unanimously adopted and certified to the House.

On motion by Senator Poston, by two-thirds vote, HB 2554 was withdrawn from the Committee on Ways and Means and placed on the Calendar.

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

EXECUTIVE BUSINESS

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

Senator Jerry Thomas
 President
 The Florida Senate
 The Capitol

June 3, 1971

Dear Mr. President:

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

NAME	OFFICE	FOR TERM ENDING	Mr. President	Daniel	Karl	Poston
Robert Purdy Rodgers Chiefland	Member, Board of Trustees, Central Florida Junior College	May 31, 1974	Arnold	Deeb	Knopke	Scarborough
J. J. Daniel Jacksonville	Member, Board of Regents	January 1, 1980	Barron	Fincher	Lane	Stolzenburg
Marshall M. Criser Palm Beach	Member, Board of Regents	January 1, 1979	Barrow	Gong	Lewis (33rd)	Trask
			Beaufort	Graham	Lewis (43rd)	Ware
			Bell	Haverfield	McClain	Weber
			Bishop	Henderson	Myers	Weissenborn
			Boyd	Hollahan	Ott	Wilson
			Brantley	Horne	Plante	
			Childers	Johnson (34th)	Pope	

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

Respectfully submitted,

ROBERT M. HAVERFIELD, Chairman **DAVID McCLAIN**
WILLIAM D. BARROW, Vice Chairman **JOHN WARE**
LEW BRANTLEY **CHARLES WEBER**
PHILIP LEWIS

On motions by Senator Haverfield, the Report of the Committee was adopted, the rules were waived and the Senate in open Session advised and consented to and approved the aforesaid appointments made by the Governor, as contained and set forth in the foregoing Report. The vote was: Yeas—38 Nays—None

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

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

Honorable Jerry Thomas June 3, 1971
 President
 The Florida Senate
 The Capitol

Dear Mr. President:

Your Standing Committee on Transportation, to which was referred for consideration the following appointment subject to confirmation by the Senate:

NAME	OFFICE	FOR TERM ENDING
W. L. Smith, Jr. Jay	Member, Santa Rosa County Airport and Industrial Authority	December 15, 1973

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

Respectfully submitted,

RALPH R. POSTON, Chairman **C. W. BEAUFORT,**
JOHN W. BELL **Vice Chairman**
W. D. CHILDERS **W. E. BISHOP**
LYNWOOD ARNOLD **TOM JOHNSON**
CHESTER W. STOLZENBURG

On motions by Senator Poston, the Report of the Committee was adopted, the rules were waived and the Senate in open Session advised and consented to and approved the aforesaid appointment made by the Governor, as contained and set forth in the foregoing Report. The vote was: Yeas—38 Nays—None

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 receded from House amendments and has passed SB 752.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable Jerry Thomas June 4, 1971
President of the Senate

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, SB 829.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable Jerry Thomas June 4, 1971
President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives has passed SB 1132.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable Jerry Thomas June 4, 1971
President of the Senate

Sir:

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

CS for SB 882	SB 1343	SB 1576
SB 1621	SB 1179	SB 1066
SB 771	SB 1068	
SB 671	SB 566	

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 receded from amendments and passed SB 183.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

*The Honorable Jerry Thomas
President of the Senate*

June 4, 1971

Sir:

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

SB 1642 SB 1547 SB 1023
SB 1569 SB 1638

*Respectfully,
ALLEN MORRIS
Clerk, House of Representatives*

*The Honorable Jerry Thomas
President of the Senate*

June 4, 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, SB 949.

*Respectfully,
ALLEN MORRIS
Clerk, House of Representatives*

*The Honorable Jerry Thomas
President of the Senate*

June 4, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed SB 324.

*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 4, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has concurred in Senate amendment to House amendment and passed as further amended SB 292.

*Respectfully,
ALLEN MORRIS
Clerk, House of Representatives*

The bill contained in the above message was ordered engrossed.

*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 concurred in Senate Amendments to CS for HB's 430 and 386, HB 951, HB 664, HB 675, HB 1078, HB 1484, CS for HB 794, HB 360, HB 425, HB 2265, HB 560, HB 2124, HB 1485, HB 2139, HB 1625 and HB 2101.

*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 with amendment—

By Senators Poston and Fincher—

SB 19—A bill to be entitled An act relating to game promotions used in connection with the promotion or sale of consumer products or services; providing for regulation thereof;

providing definitions; prohibiting certain deceptive or misleading practices in the conduct of said games; requiring filing with the attorney general of rules promulgated by the operator of said game; requiring certain financial disclosure; requiring a trust account or bond in lieu thereof to insure payment to winners; requiring disclosure by operators of said games of winners, amounts won, and the date of the prize; prohibiting coercion to force certain lessees and holders of franchises to participate; providing procedures for enforcement by attorney general; providing penalties; providing exceptions; providing an effective date.

Which amendment reads as follows—

On page 6, line 4, after the word "public", add the following: "Nothing herein shall apply to actions or transactions regulated by the Department of Business Regulation."

—and requests the concurrence of the Senate therein.

*Respectfully,
ALLEN MORRIS
Clerk, House of Representatives*

On motion by Senator Poston, the Senate concurred in the House amendment to SB 19.

SB 19 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—29

Mr. President	Daniel	Johnson (34th)	Scarborough
Arnold	Deeb	Karl	Stolzenburg
Barrow	Fincher	Knopke	Trask
Beaufort	Gong	Lewis (33rd)	Weber
Bell	Graham	Lewis (43rd)	Weissenborn
Boyd	Haverfield	Ott	
Brantley	Henderson	Pope	
Childers	Hollahan	Poston	

Nays—4

Barron Ducker Johnson (29th) Plante

By unanimous consent Senator Reuter was recorded as voting yea.

*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 with amendment—

By Senator McClain—

SB 115—A bill to be entitled An act relating to civil practice and procedure; amending Section 48.161(1), Florida Statutes, providing for the method of substituted service on non-residents; permitting service by mail on the public officer designated by law to receive service; providing an effective date.

Which amendment reads as follows:

On page 1, line 25, after the word "copies" insert the following: by certified mail

—and requests the concurrence of the Senate therein.

*Respectfully,
ALLEN MORRIS
Clerk, House of Representatives*

On motion by Senator McClain, the Senate concurred in the House amendment to SB 115.

SB 115 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—38 Nays—None

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

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 with amendments—

By Senator Trask—

SB 1602—A bill to be entitled An act relating to Polk County; establishing a magistrate court for said county; providing for the jurisdiction, powers, process and procedure of said court; providing for the appointment and election of judicial officers and fixing their compensation, duties and terms of office; providing for an executive officer, clerk and prosecuting attorney; providing quarters for said court and the furnishing of certain expenses by the county commission; providing severability clause; providing an effective date.

Proof of Publication attached.

Amendment 1

On page 7, lines 23—25, strike after the period (.) strike the sentence—"This section shall have the effect of an appropriation of county funds for the purpose stated herein."

Amendment 2

On page 8, line 6, strike October and insert the following: July

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Trask, the Senate concurred in the House amendments to SB 1602.

SB 1602 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—39 Nays—None

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

On motion by Senator Hollahan, by two-thirds vote, HCS for SB 300 was withdrawn from the Committee on Judiciary—Civil B and 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 with amendments—

By Senators Daniel and Karl—

SB 1394—A bill to be entitled An act relating to county judges; amending §44.12(3) and (4), Florida Statutes, adding subsections (5) and (6); fixing the salaries of county judges in Hernando, Citrus, Sumter, Charlotte and Volusia Counties; providing method for setting salary of county judges in Lake County; providing an effective date.

Amendment 1—

On page 2, after line 8, add a new Section 3 and re-number subsequent section

Section 3. Subsection 36.22(1), Florida statutes, is amended to read: (*Substantial rewording of subsection. See subsection 36.22(1), Florida statutes, for present text.*)

36.22 Elective county prosecuting attorneys; compensation.—

(1) In the counties wherein there have been established by local or special law and in those counties which, in the future, shall so establish by local or special law the office of county prosecuting attorney for the county judges' court, and such office is to be filled by election, a prosecutor so elected or appointed by the governor, shall receive the following compensation, not to exceed the sum of nine thousand dollars (\$9,000) per annum:

(a) not less than three hundred dollars or more than six hundred dollars per annum, payable monthly, and in addition thereto said attorney shall be entitled to and shall receive the same fees for conviction as are now or may hereafter be provided by law for attorneys in county courts as conviction fees in cases prosecuted before county court. Said conviction fees to be taxed as part of the cost in each case in which such conviction shall be had before the court of the county judge. Said compensation and fees shall be payable out of the fine and forfeiture fund of the county.

(b) The prosecuting attorney for the county judges' court shall receive ten per cent of each cash bond which is estreated in such court and ten per cent of each bail bond with a surety or sureties which is estreated in such court and collected; provided that he shall in no event receive a greater sum on account of any such bond than would be payable to him as a conviction fee if the defendant were convicted, and provided that in the event a defendant whose cash bond has been estreated is subsequently arrested, tried and convicted, such prosecuting attorney shall receive as compensation for said conviction only the amount, if any, by which the conviction fee otherwise allowed by law exceeds the amount received by or payable to him on account of such cash bond estreature.

Amendment 2—

In title, line 11, after the semi-colon insert the following: amending subsection 36.22(1), Florida statutes, to provide for compensation of elected county prosecuting attorneys;

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Daniel, the Senate concurred in the House amendments to SB 1394.

SB 1394 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—35

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

Nays—6

Mr. President	Barrow	Stolzenburg	Weber
Barron	Lane		

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 with amendments—

By the Committee on Health, Welfare and Institutions—

SB 439—A bill to be entitled An act relating to the public health; creating the Comprehensive Alcoholism Prevention, Control and Treatment Act; providing for a comprehensive state plan and program for the prevention, care, treatment and rehabilitation of alcoholics; setting forth legislative findings and declaration of purposes; establishing definitions; establishing duties and functions of the division of mental health, the bureau of alcoholic rehabilitation, and the department of health and rehabilitative services; setting forth a treatment and rehabilitation program for alcoholics; providing for the establishment of rules and regulations; providing treatment and services for intoxicated persons found in public places; providing for voluntary treatment; providing for emergency commitment of alcoholics; providing procedures for involuntary commitment of alcoholics; providing legal safeguards; providing for the confidentiality of records relating to alcoholics; providing for the adoption of regulations relating to visitation and communication of patients; providing methods for payment for care; providing for criminal commitment; providing penalties for wrongfully causing hospitalization; amending chapter 856 by creating the offense of disorderly intoxication and providing a penalty therefor; providing for an advisory council; repealing section 856.01, Florida Statutes, and a portion of section 856.02, Florida Statutes; repealing county, municipal and other local laws, ordinances or resolutions making mere public intoxication an offense; repealing chapter 396, Florida Statutes; providing a severability clause; providing an effective date; providing for postponement of effective date of repeal of intoxication and public drinking offenses and involuntary commitment provisions.

Amendment 1—

On page 8, line 18, strike 1663 and insert the following: 616

Amendment 2—

On page 25, lines 8-13, strike all of line 8 through and including line 13 and insert the following: (2) The division may make reasonable rules regarding the use of the telephone by patients and the receipt of mail and other communications by patients in such facilities.

Amendment 3—

On page 30, lines 13-16, strike all of lines 13 through and including line 16 and insert the following: having the force of law rendering public intoxication in and of itself or being

Amendment 4—

On page 30, lines 7-9, strike all of subsection (2) of section 17 and insert the following:

Section 17A. Section 856.02, Florida Statutes, is amended to read:

856.02 Vagrants.—Rogues and vagabonds, idle or dissolute persons who go about begging, common gamblers, persons who use juggling or unlawful games or plays, common pipers and fiddlers, ~~common drunkards~~, common night walkers, thieves, pilferers, traders in stolen property, lewd, wanton and lascivious persons, keepers of gambling places, common railers and brawlers, persons who neglect their calling or employment, or are without reasonably continuous employment or regular income and who have not sufficient property to sustain them and misspend what they earn without providing for themselves or the support of their families, persons wandering or strolling

around from place to place without any lawful purpose or object, habitual loafers, idle and disorderly persons, persons neglecting all lawful business and habitually spending their time by frequenting houses of ill fame, or gaming houses or ~~tippling shops~~, persons able to work but habitually living upon the earnings of their wives or minor children, and all able bodied male persons over the age of eighteen years who are without means of support and remain in idleness, shall be deemed vagrants, and upon conviction shall be subject to the penalty provided in section 836.03.

Amendment 5—

On page 28, after line 25, insert the following:

Section 15A. False information or lack of probable cause to secure involuntary hospitalization; penalty.—

(1) Conspiracy to hospitalize; penalty.—

(a) Any person who knowingly furnishes false information for the purpose of securing the involuntary hospitalization of any individual to any facility for the treatment of alcoholism shall be guilty of a misdemeanor of the first degree, punishable as provided in section 775.082, or by fine not exceeding five thousand dollars (\$5,000), or both.

(b) Any individual who without probable cause for believing a person to be an alcoholic:

1. causes or conspires with or assists another to cause the involuntary hospitalization of any such person under this act, or

2. causes or conspires with or assists another to cause the denial to any person of any right accorded to him under this act shall be guilty of a misdemeanor of the first degree, punishable as provided in section 775.082, or by fine not exceeding five thousand dollars (\$5,000), or both.

(c) Any individual who without probable cause for believing a person to be an alcoholic executes a petition, application, or certificate pursuant to this act, by which such individual secures or attempts to secure the involuntary hospitalization, or involuntary restraint of any such person, shall be guilty of a misdemeanor of the first degree, punishable as provided in section 775.082, or by fine not exceeding five thousand dollars (\$5,000), or both.

(2) The department, division or bureau, or the administrator of any treatment facility acting pursuant to the provisions of this act shall be entitled to rely in good faith upon the representations made for admission by any individual or any certification with respect to any individual made by a licensed physician. All persons acting in good faith, reasonably and without negligence in connection with the preparation or execution of petitions, applications, certificates or other documents or the apprehension, detention, discharge, examination, transportation or treatment of an individual under the provisions of this act shall be free from all liability, civil or criminal, by reason of such acts.

Section 15B. In the event HB 935, introduced in the 1971 regular session of the legislature, is enacted into law, section 15 of this act will stand repealed and be omitted from the Florida Statutes. In the event HB 935 is not enacted into law, section 15A of this act will stand repealed and be omitted from the Florida Statutes.

Amendment 6—

On page 30, after line 2, insert the following:

Section 16A. Chapter 856, Florida Statutes, is amended by adding a new section, section 856.04, and renumbering the existing section 856.04 to read:

Section 856.04. Disorderly intoxication.—

(1) No person in the state shall be intoxicated and endanger the safety of another person or property, and no person in the state shall be intoxicated or drink any alcoholic beverage in a public place or in or upon any public conveyance and cause a public disturbance.

(2) Any person violating the provisions of this section shall be guilty of a misdemeanor of the second degree, punishable as provided in sections 775.082 or 775.083.

(3) Any person who shall have been convicted or have forfeited collateral under the provisions of subsection (1) of this section three times in the preceding twelve (12) months shall be deemed a habitual offender and may be committed by the court to an appropriate treatment resource for a period of not more than sixty (60) days. Any peace officer, in lieu of incarcerating an intoxicated person for violation of subsection (1) of this section, may take or send the intoxicated person to his home or to a public or private health facility; provided that the law enforcement officer may take reasonable measures to ascertain the commercial transportation used for such purposes is paid for by such person in advance. Any law enforcement officers so acting shall be considered as carrying out their official duty.

Section 16B. In the event HB 935, introduced in the 1971 regular session of the legislature, is enacted into law, Section 16 of this act will stand repealed and be omitted from the Florida Statutes. In the event HB 935 is not enacted into law, section 16A of this act will stand repealed and be omitted from the Florida Statutes.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Myers, the Senate concurred in the House amendments to SB 439.

SB 439 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—39

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

Nays—4

Broxson	Ducker	Plante	Sayler
---------	--------	--------	--------

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 with amendments—

By Senators Weissenborn and Lewis (33rd)—

SB 1162—A bill to be entitled An act relating to farm labor; regulating the transportation, hiring and supervision of migrant farm workers; requiring persons importing ten (10) or more such workers into the state, and labor contractors, as defined, to register with the farm labor and rural manpower service of the bureau of employment services of the department of commerce; providing for application for, issuance of, and revocation or suspension of certificates of registration; requiring the procurement of liability insurance by persons transporting farm workers; prohibiting contracts with farm labor contractors not registered with farm labor department; providing for the promulgation of rules and regulations; providing penalties for violations; providing an effective date.

Amendment 1—

On page 6, after line 30, insert the following:

Section 12A. Penalties.—Any person who violates the provisions of sections 7 and 9 of this act is guilty of a misdemeanor

of the second degree, punishable as provided in sections 775.082 or 775.083.

Section 12B. In the event HB 935, introduced in the 1971 regular session of the legislature, is enacted into law, section 12 of this act will stand repealed and be omitted from the Florida Statutes. In the event HB 935 is not enacted into law, section 12A will stand repealed and be omitted from the Florida Statutes.

Amendment 2—

On page 5, line 31, strike the period and insert the following: , or in lieu thereof bear a valid inspection sticker showing that the vehicle has passed the inspection in the state in which the vehicle is registered

Amendment 3—

On page 3, line 29, strike 11 and insert the following: 10

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Weissenborn, the Senate concurred in the House amendments to SB 1162.

SB 1162 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—42 Nays—None

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

By unanimous consent Senator Boyd was recorded as voting yea.

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 with amendment—

By Senator Bishop—

SB 1625—A bill to be entitled An act relating to Wakulla County board of county commissioners; authorizing the issuance of certificates of indebtedness payable from certain race-track funds accruing annually to the Wakulla County board of county commissioners to be used for renovation of and additions to the county courthouse; providing for a referendum.

Which amendment reads as follows:

On page 1, lines 20 and 21, strike “authorized school purposes.” and insert the following: renovations of and additions to the county courthouse.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator Bishop, the Senate concurred in the House amendment to SB 1625.

SB 1625 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—27

Arnold	Broxson	Karl	Saunders
Barron	Childers	Knopke	Saylor
Barrow	Ducker	Lewis (33rd)	Scarborough
Beaufort	Graham	McClain	Stolzenburg
Bell	Henderson	Plante	Trask
Bishop	Horne	Poston	Ware
Brantley	Johnson (29th)	Reuter	

Nays—9

Gong	Johnson (34th)	Myers	Wilson
Haverfield	Lane	Weissenborn	
Hollahan	Lewis (43rd)		

By unanimous consent, Senator Daniel was recorded as voting yea, Senator Graham changed his vote from yea to nay.

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 with amendments—

By Senator Wilson and others—

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

Proof of Publication attached.

Amendment 1

On page 1, lines 26 and 27, strike all of Section 4, and renumber subsequent section.

Amendment 2

In the title, lines 10 and 11, strike all of lines 10 and 11.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Deeb, the Senate concurred in the House amendments to SB 1570.

SB 1570 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—35 Nays—None

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

By unanimous consent Senator Daniel was recorded as voting yea.

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 with amendment—

By Senator Graham—

SB 698—A bill to be entitled An act relating to education; creating a remedial reading program; providing an effective date.

Which amendment reads as follows:

On page 1, lines 9—27, strike all after the enacting clause and insert the following:

Section 1. Short title.—

This act shall be known and may be cited as “The Florida remedial reading education act of 1971.”

Section 2. Commissioner’s planning budget.—

The commissioner of education shall develop and transmit at least 30 days prior to the 1972 regular session of the legislature, to members of the state board of education, the president of the senate, the speaker of the house of representatives, and the chairmen of the senate and house committees on education a detailed plan for implementing a remedial reading program. The plan shall include provisions for maximum participation by the school districts and the division of youth services in the development of remedial reading programs. The plan shall be in detail for the 1972-73 fiscal year and the funds for projects for 1972-73 shall be included in the legislative budget of the state board submitted to the Governor as chief budget officer of the state for the 1972-73 fiscal year.

Section 3. Remedial reading program.—

(1) In the event that funds for projects are included in the 1972-73 budgets the state board of education shall adopt policies and regulations by which each school board and the division of youth services of the department of health and rehabilitative services may apply to the department of education for funds to be used in a remedial reading program. The application shall contain a comprehensive plan for the use of such funds, which shall

(a) include pre-testing and post-testing of reading level and ability;

(b) describe what programs, teaching methods or techniques will be used, such as programmed tutoring, individualized instruction, or any other method of demonstrated success;

(c) provide for control groups at each level to enable a measurement of the effectiveness of the remedial programs;

(d) demonstrate that the school board has fully utilized all other sources of revenue, and the assistance of all volunteer aid offered by individuals and public and private organizations and has effectively coordinated same.

(2) Priority funding will be given to those programs which offer the greatest likelihood of remediating the difference between current reading level and chronological age average attainment; which serve the largest number of pupils; and which utilize to the maximum other sources of funds.

Section 4. Technical assistance provided.—

Upon the request of any school board, the department shall provide such technical assistance to the school board as is necessary to develop and submit a plan for a remedial reading program. The department may use its own staff or such consultants as may be necessary to accomplish this purpose.

Section 5. Commissioner’s report.—

The commissioner of education shall transmit to members of the state board of education, the president of the senate, the speaker of the house of representatives, the chairmen of the house and senate committees on public school education an appraisal of the funded programs as to effectiveness, efficiency, and utilization of resources. This appraisal shall include an evaluation of cur-

rent reading ability in the public schools and the change made in status during the past year.

Section 6. Effective date.—

This act shall take effect on July 1, 1971.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator Graham, the Senate concurred in the House amendment to SB 698.

SB 698 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—39

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

Nays—3

Sayler	Stolzenburg	Weber
--------	-------------	-------

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 concurred in Senate amendment 6 and has refused to concur in Senate amendments 1, 4 and 5 to—

By the Committee on Elections and Representative Pettigrew and others—

CS for HB 1255—A bill to be entitled An act relating to political parties; amending §101.141(4), Florida Statutes, as amended by chapter 70-268, Laws of Florida; amending §103-101, Florida Statutes; amending §103.111(2), (3)(a), and (7), Florida Statutes, as amended by chapter 70-214, Laws of Florida; providing which political parties shall participate in a presidential primary; providing that electors may vote for a presidential candidate; providing for a committee to select which presidential candidates shall appear on the ballot; providing procedures for presidential candidates to appear on the ballot; providing for withdrawal procedures; providing that names of candidates be printed on official ballots; providing for the selection of delegates and delegate alternates; providing for the filling of vacancies; providing for a qualification oath; providing certain times delegates and delegate alternates must file qualification oath; providing that the state executive committee of each party determine the method delegates and delegate alternates are selected; providing for an alphabetical order of the ballot; providing a ballot form; providing for unpledged delegates; providing for the selection of national committeemen and committeewomen; providing that the state executive committee shall have powers as to the number of members and units of representation; providing when state executive committeemen and committeewomen shall be elected; providing that such election be determined by plurality vote; providing for procedures when any party rule provides for the election of equal representation of sexes; providing that the county executive committee of each political party shall consist of two (2) members from each precinct; providing for the election of such committeemen and committeewomen; providing that such election be determined by plurality vote; providing the date of taking office; repealing §§99.102 and 101.180, Florida Statutes, which provide for filing fees for national convention delegates and for the form of the

presidential preference primary ballot; providing an effective date.

Senate Amendment 1—

On page 5, lines 11, 12, section 2(2), strike “shall elect on the second Tuesday in March in 1972, and on the second Tuesday in March” and insert the following: shall elect on the second Tuesday in April in 1972, and on the second Tuesday in April

Senate Amendment 4—

On page 7, lines 13 and 14, section 2(4), strike “February 15 in each year a” and insert the following: first Tuesday of March in each year that a

Senate Amendment 5—

On pages 5, 6 and 7, sections 2(3)(a) and (b), strike subsections (a), (b) and insert: (a) Upon the direction of the presidential candidate selection committee composed of a non-voting chairman who shall be the secretary of state, the speaker of the house of representatives, the president of the senate, the minority leaders of both the house and senate, and the chairmen of political parties required to have a presidential preference primary under this act, or their respective designees. The secretary of state, on the fourth Tuesday in January each year that a presidential preference primary is held, shall prepare and publish a list of names of presidential candidates who are generally advocated or recognized in news media throughout the United States or in the state. The secretary of state shall submit such list of names of presidential candidates to the selection committee on the fourth Tuesday in January of each year that a presidential preference primary election is held. Each person designated by the secretary of state as a presidential candidate shall appear on the presidential preference primary ballot unless all committee members of the same political party as the candidate agree to delete such candidate's name from the ballot. The selection committee shall meet in Tallahassee on the first Tuesday in February each year that a presidential preference primary is held. The selection committee shall publicly announce and submit the names of presidential candidates who shall appear on the presidential primary ballot to the department of state no later than the second Tuesday in February each year that a presidential preference primary election is held. On or before the third Tuesday in February the department of state shall notify each presidential candidate designated by the committee. Such notification shall be in writing by registered mail.

(b) Any presidential candidate whose name is not selected by the secretary of state or whose name is deleted by the selection committee may request in writing to the chairman of the selection committee prior to the fourth Tuesday in February each year that a presidential preference primary election is held, that his name be placed on the ballot. On the first Tuesday in March the secretary of state shall convene the committee to consider such requests. If any member of the selection committee of the same political party as the candidate requests that such candidate's name be placed on the ballot, the committee shall direct the department of state to place the candidate's name on the ballot. Within five (5) days after such meeting, the department of state shall notify the presidential candidate that his name will appear on the ballot.

—and requests the Senate to recede therefrom; has amended Senate amendments 2 and 3.

Senate amendment 2—

On pages 11-15, strike Section 3, and insert: Section 3. Subsection (2), paragraph (a) of subsection (3) and subsection (7) of section 103.111, Florida Statutes, as amended by chapter 70-214, Laws of Florida, are amended to read:

103.111 State and county executive committees.—

(2) ~~The governing body of the Each political party of the state shall be represented by a state executive committee. County executive committees and other committees may be established in accordance with rules of the state executive committee. The state executive committee of each party shall determine by rule have the power to make rules as to the number of members and units of representation from which members of the state executive committee shall be elected or appointed and may provide for equal representation of the sexes in each unit. Unless and until otherwise provided by rule, the elected~~

membership of such committee shall be composed ~~continue to be constituted by the election~~ of two members, one of each sex, from each county within the state. ~~Until changed by appropriate rule. The state executive committeemen and committee-women shall be elected for terms of four years. Each political party shall elect its state committee members in the first primary election in 1974. Each political party shall elect state executive committee members on the second Tuesday in April in 1976 and the second Tuesday in April every four (4) years thereafter. The executive committee of each party shall determine when electors shall qualify for such office; provided that electors shall not qualify earlier than forty-five (45) days nor later than thirty (30) days preceding the election of such state executive committee members. The results of such election shall be determined by plurality of the vote cast. at the first and second primaries in the year 1970 and every four years thereafter. Each candidate receiving a majority of votes cast in the first primary election shall be declared elected. If no candidate receives a majority in the first primary there shall be a second primary election, and the names of candidates shall be placed on the ballot as provided in §100.091. When any such rule provides for the election of equal representation of sexes from each county or other unit, the primary ballot shall carry such party position separately by sex. Whether such committee be constituted by a statute or rule, each member shall be a registered voter of the party within the unit of representation from which such member is elected or appointed, and each member shall be entitled to one vote.~~

(3)(a) The county executive committee of each political party shall consist of two members, a man and a woman, from each precinct or district who shall be called the precinct or district committeeman and committeewoman, ~~unless otherwise provided by party rule, and who shall be elected for four years. Each political party shall elect its county executive committee members at the first primary election in 1974. Each political party shall elect county executive committee members on the second Tuesday in April in 1976 and on the second Tuesday in April every four years thereafter. The executive committee of each party shall determine when electors shall qualify for such office; provided that electors shall not qualify earlier than forty-five (45) days nor later than thirty (30) days preceding the election of such county executive committee members. at the first and second primaries in the year 1970 and every four years thereafter. In precincts or districts where any political party has an official registration of more than one thousand qualified electors, an additional two members, a man and a woman, may be authorized for each political party in such precincts, or districts until changed by party rule. The results of such election shall be determined by plurality of the vote cast. Each candidate receiving a majority of votes in the first primary election shall be declared elected. If no candidate receives a majority in the first primary, there shall be a second primary election, and the names of the candidates shall be placed on the ballot as provided in §100.091.~~

(7) The members of the state and county executive committees shall take office on January 1 following their election. The outgoing chairman of each state and county executive committee shall, within fourteen days after the committee members take office, call an organizational meeting for the purpose of electing officers.

(7) Members of state and county executive committees elected at the first primary election in 1974 shall take office on December 1, 1974, and shall serve until May 1, 1976. Members of the state and county executive committees elected on the second Tuesday in April in 1976 and on the second Tuesday in April every four years thereafter shall take office on May 1, following their election and shall serve for a term of four (4) years. The outgoing chairman of each state and county executive committee shall, within fourteen (14) days after the committee members take office, call an organizational meeting for the purpose of electing officers.

Section 4. Sections 99.102 and 101.180, Florida Statutes, are hereby repealed.

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

House amendment 1 to Senate amendment 2—

Strike the words "April and May" wherever they appear in said amendment and insert the following: the word "March" wherever the word "April" appears and the word "April" wherever the word "May" appears.

Senate amendment 3—

On pages 7 and 8, line 28 through page 8, line 19, section 2(6)(a) and (b), strike all of subsection (6)(a) and (b) and insert:

(6) Not later than noon on the second Tuesday in March each year that a presidential preference primary is held, each presidential candidate whose name has been selected to be placed on the ballot may submit to the department of state a list of delegates and delegate alternates. The state executive committee of each party by rule at least ninety (90) days prior to the presidential preference primary election shall establish procedures to be followed in the selection of delegates and delegate alternates from among each candidates' supporters.

(a) The department of state shall make lists of delegates and delegate alternates available to the public at accessible places within each congressional district and at times as may reasonably be determined.

(b) If a presidential candidate fails to submit a list of delegates by noon on the first Tuesday in March and by virtue of the vote of the presidential preference primary becomes entitled to delegates and delegate alternates, such candidate shall have delegates and delegate alternates selected from among the candidates' supporters according to party rule. The state executive committee of each party at least ninety (90) days prior to the primary election shall adopt rules for such contingency.

House amendment 1 to Senate amendment 3—

On the fifteenth line of said amendment, strike "selected" and insert the following: "elected"

House amendment 2 to Senate amendment 3—

On the thirteenth line of said amendment, strike "the first Tuesday in March" and insert the following: "March 1"

House amendment 3 to Senate amendment 3—

On the first line of said amendment, strike "the second Tuesday in March" and insert the following: "March 1"

—and has concurred in Senate amendments 2 and 3 as amended, and has passed as further amended;

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Boyd, the Senate receded from amendments 1, 4 and 5 to CS for HB 1255 and concurred in House amendment 1 to Senate amendment 2, and House amendments 1, 2 and 3 to Senate amendment 3.

CS for HB 1255 as further amended passed and the action of the Senate was certified to the House. The vote was: Yeas—42 Nays—None

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

The Honorable Jerry Thomas
President of the Senate

June 4, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed by the required constitutional three-fifths vote of the membership—

By Representative Pettigrew and others—

HJR 2577—A JOINT RESOLUTION extending the regular 1971 legislative session under the authority of Article III, Section 3 of the State Constitution; establishing limitations in scope of legislation to be considered; providing for exceptions.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HJR 2577, contained in the above message, was read the first time by title.

On motions by Senator Hollahan, by two-thirds vote, **HJR 2577** was read the second time by title and by two-thirds vote, was read the third time in full and failed to pass. The vote was:

Yeas—2

Graham Poston

Nays—42

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

By unanimous consent, Senator Ware was recorded as voting nay; Senator Poston changed his vote from yea to nay.

EXPLANATION OF VOTE

My original vote on **HJR 2577** was to express my desire to allow all Legislative Committees to continue to work during an extended session. I changed my vote to show unanimity in the Florida Senate.

Ralph R. Poston, 46th District

The Honorable Jerry Thomas
President of the Senate

June 4, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed with amendments by the required two-thirds vote of all members elected to the House—

By Senator Arnold—

SB 773—A bill to be entitled An act for relief of the Callahan Timber Company, Inc.; providing for an appropriation of \$1,999.66 from funds allocated to the department of agriculture and consumer services, division of forestry, or in lieu thereof, authorizing the division to set aside timber of the state representing 166.5 cords of pulpwood, for loss incurred by the company as a result of a mathematical error in the estimate made by the division, of the volume of pulpwood obtainable from a certain tract of timber offered by the state to the highest bidder; providing an effective date.

Amendment 1—

On page 1, lines 5-9, strike “providing for an appropriation of \$1,999.66 from funds allocated to the department of agriculture and consumer services, division of forestry, or in lieu thereof, authorizing the division” and insert the following: authorizing the department of agriculture and consumer services, division of forestry

Amendment 2—

On page 3, lines 14-29, page 4, line 1, strike in its entirety and insert the following: Section 2. The division of forestry may set aside from timber marked for sale a sufficient number of trees to yield 166.5 cords of pulpwood for said company.

Amendment 3—

On page 4, line 2, strike Section 5 and insert the following: Section 3

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Arnold, the Senate concurred in the House amendments to **SB 773**.

SB 773 passed as amended, by the required two-thirds vote, was ordered engrossed and the action of the Senate was 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	

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 with amendment—

By Senator Deeb—

SB 203—A bill to be entitled An act relating to the department of insurance; amending section 624.0118(3), Florida Statutes; providing that the department may not withhold from public inspection any examination or investigation report for more than ninety (90) days; providing an effective date.

Which amendment reads as follows:

On page 1, line 25, strike the period and insert the following; further providing the department shall not release the report until final agreement and signing of the report by the corporate officer has been consummated.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator Deeb, the Senate refused to concur in the House amendment to **SB 203**, 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 3, 1971

Sir:

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

By the Committee on Judiciary—Criminal—

CS for SB 525—A bill to be entitled An act relating to possession of firearms by felons; repealing §790.23(2), Florida Statutes; providing an effective date.

Which amendment reads as follows—

On page 1, in title, line 5, strike the word "repealing" and insert the following: amending

—and requests the concurrence of the Senate therein.

Respectfully, ALLEN MORRIS Clerk, House of Representatives

On motion by Senator Sayler, the Senate concurred in the House amendment to CS for SB 525.

CS for SB 525 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—41 Nays—None

Table with 4 columns: Mr. President, de la Parte, Karl, Scarborough. Lists names of senators and their positions.

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 with amendment—

By Senator Horne—

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

Which amendment reads as follows:

On page 2, lines 28, 29, 30, strike after the word "state"; providing that no search shall be made not necessarily appropriately incident to making effective a lawful arrest, and insert the following: providing that no search shall be made unless it is incident to a lawful arrest,

—and requests the concurrence of the Senate therein.

Respectfully, ALLEN MORRIS Clerk, House of Representatives

On motion by Senator Horne, the Senate concurred in the House amendment to SB 788.

SB 788 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—38

Table with 4 columns: Mr. President, Bell, Childers, Ducker. Lists names of senators and their positions.

Table with 4 columns: Haverfield, Knopke, Ott, Trask. Lists names of senators and their positions.

Nays—3

Table with 3 columns: Gong, Stolzenburg, Weissenborn. Lists names of senators and their positions.

By unanimous consent Senators Broxson and Reuter were recorded as voting nay.

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

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.

—which was read the second time by title.

Senator Brantley moved that the rules be waived and HCS for SB 300 be read the third time by title. The motion failed by the following vote:

Yeas—28

Table with 4 columns: Arnold, Childers, Hollahan, Ott. Lists names of senators and their positions.

Nays—16

Table with 4 columns: Mr. President, Gunter, Plante, Stolzenburg. Lists names of senators and their positions.

Senator Scarborough moved that the Senate reconsider the vote by which the motion to place HCS for SB 300 on third reading failed of adoption. The motion failed and the Senate refused to reconsider the vote.

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 with amendments—

By Senator Pope and others—

SB 188—A bill to be entitled An act relating to homestead tax exemption; amending section 196.031, Florida Statutes, by adding a new subsection (3), providing additional exemption from ad valorem millage levied by district school boards in the amount of five thousand dollars (\$5,000) of the assessed valuation of certain real property of persons who are sixty-five (65) years of age or older; providing limitations based on income level of the person; providing an effective date.

Amendment 1—

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

Section 1. Section 196.031 is amended by adding a new subsection to read:

196.031 Exemption of Homesteads.—

(3) For every person who is entitled to the exemption provided in subsection (1), who has been a permanent resident of this state for the five (5) consecutive years prior to claiming an exemption under this subsection, and who is sixty-five years of age or older, the exemption is increased to ten thousand dollars (\$10,000) for taxes levied by district school boards for current school operating purposes.

Section 2. This act shall take effect December 31, 1971.

Amendment 2—

On page 1, line 19, add new section 2

Section 2. The tax assessors of the various counties shall compile a list of taxable property and its value removed from the tax rolls as a result of this increased exemption as well as a statement of the loss of tax revenue to the School Board. These reports shall be furnished to the Department of Revenue by the various tax assessors not later than April 10, 1972. The Department of Revenue shall in turn compile a list of loss revenue by county and provide the House Appropriations Committee and the Senate Ways and Means Committee with such report by not later than April 15, 1972.

The 1972 legislature and each legislature thereafter will appropriate directly to the various county school boards an amount of money equal to the actual net loss of school funds as reflected in the above report.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

Senators Pope, Graham and Barron offered the following amendment to House Amendment 1 which was adopted on motion by Senator Pope:

Strike entire amendment and insert:

A bill to be entitled an act relating to homestead tax exemption; amending section 196.031, Florida Statutes, by adding a new subsection (3), providing additional exemption from ad valorem millage levied by district school boards in the amount of five thousand dollars (\$5,000) of the assessed valuation of certain real property of persons who are sixty-five (65) years of age or older; providing residential limitations; providing an effective date.

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

Section 1. Section 196.031 is amended by adding a new subsection to read:

196.031 Exemption of homesteads.—

(3) For every person who is entitled to the exemption provided in subsection (1) and who is sixty-five (65) years of age or older the exemption is increased to ten thousand dollars (\$10,000) for taxes levied by the district school boards for current school operating purposes.

Section 2. This act shall take effect December 31, 1971.

On motion by Senator Pope the Senate concurred in House amendment 1 as amended.

On motion by Senator Pope, the Senate concurred in House amendment 2 to SB 188.

SB 188 passed as further amended and the action of the Senate was certified to the House. The vote was:

Yeas—33

Mr. President	Barrow	Bishop	Childers
Arnold	Beaufort	Broxson	Daniel

de la Parte	Hollahan	McClain	Trask
Ducker	Horne	Myers	Ware
Fincher	Johnson (29th)	Plante	Weissenborn
Gong	Karl	Pope	Williams
Graham	Knopke	Poston	
Gunter	Lewis (33rd)	Saunders	
Haverfield	Lewis (43rd)	Stolzenburg	

Nays—5

Bell	Saylor	Weber	Wilson
Lane			

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 with amendments—

By Senator Lewis (33rd)—

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

Amendment 1—

On page 8 after line 24, insert the following:

Section 3A. Section 397.011, Florida Statutes, is amended by designating the existing unnumbered paragraph as subsection (1) and by creating a new subsection (2) to read:

397.011 Purpose and intent of chapter; disposition of convicted offenders.—

(1) It is the purpose of this chapter to encourage the fullest possible exploration of ways by which the true facts concerning drug abuse and dependence may be made known generally and to provide a comprehensive program of human renewal for drug dependents in rehabilitation centers and after care programs. This program is designed to assist in the rehabilitation of persons dependent on the drugs controlled by chapters 398 and 404. It is further designed to protect society against the social contagion of drug abuse and to meet the need of drug dependents for medical, psychological, and vocational rehabilitation, while at the same time safeguarding their individual liberties.

(2) *It is the intent of the legislature to provide an alternative to criminal imprisonment for individuals capable of rehabilitation as useful citizens through techniques not generally available in state or local prison systems. For a violation of any provision of chapter 398, Florida Statutes, the Uniform Narcotic Drug Law, or chapter 404, Florida Statutes, the Florida Drug Abuse Law, relating to possession of any substance regulated thereby, the trial judge may, in his discretion, require the defendant to participate in a drug rehabilitation program approved or regulated by the department of health and rehabilitative services, pursuant to the provisions of this chapter, provided that the director of such program approves the placement of the defendant in such program. Such required participation may be imposed in addition to or in lieu of any penalty or probation otherwise prescribed by law, provided that the total time of such penalty, probation and program participation shall not exceed the maximum length of sentence possible for the offense.*

Section 3B. Paragraph (d) of subsection (2) of section 398.22, Florida Statutes, is amended to read:

398.22 Punishment for violations.—

(2) Any person who violates any provision of this chapter, other than that prohibiting the sale of a narcotic drug to another, shall be guilty of a felony, and upon conviction shall be punished as follows:

(d) The trial judge may in his discretion in lieu of any punishment set forth in this subsection, impose sentence by confinement in the hospital of the state prison until such defendant shall be cured or free of the habit of using narcotic drugs. *The trial judge may, in his discretion, require the defendant to participate in a drug educational or rehabilitation program approved or regulated by the department of health and rehabilitative services, pursuant to the provisions of chapter 397, Florida Statutes, provided that the director of such program approves the placement of the defendant in such program. Such required participation may be imposed in addition to or in lieu of any penalty or probation otherwise prescribed by law, provided that the total time of such penalty, probation and program participation shall not exceed the maximum length of sentence possible for the offense.*

Section 3C. Section 404.15, Florida Statutes, is amended by adding subsection (6) to read:

404.15 Penalties.—Any person who violates any of the provisions of this chapter shall be punished as follows:

(6) Any person who violates the possession or constructive possession provisions of this chapter may, in the discretion of the trial judge, be required to participate in a drug rehabilitation program approved or regulated by the department of health and rehabilitative services, pursuant to the provisions of chapter 397, Florida Statutes, provided that the director of such program approves the placement of the defendant in such program. Such required participation may be imposed in addition to or in lieu of any penalty or probation otherwise prescribed by law, provided that the total time of such penalty, probation and program participation shall not exceed the maximum length of sentence possible for the offense.

Amendment 2—

In the title, on page 1, line 22, after the word "agencies" insert the following: amending section 397.011, Florida Statutes, to provide for referral of convicted offenders to treatment and rehabilitation programs and amending chapters 398 and 404, Florida Statutes, to conform thereto;

Amendment 3—

On page 8, after line 24, insert the following:

Section 3A. Section 397.094, Florida Statutes, is created to read:

397.094 Penalties.—Any person establishing, conducting, managing or operating any DATE center without proper license under this act shall be guilty of a misdemeanor of the second degree, punishable as provided in section 775.083. Each day of continuing violation shall be considered a separate offense.

Section 3B. In the event HB 935, introduced in the 1971 regular session of the legislature, is enacted into law, section 397.094, Florida Statutes, as published in section 3 of this act, will stand repealed and be omitted from the Florida Statutes. In the event HB 935 is not enacted into law, section 3A of this act will stand repealed and be omitted from the Florida Statutes.

—and requests the concurrence of the Senate therein.

*Respectfully,
ALLEN MORRIS
Clerk, House of Representatives*

On motions by Senator Myers, the Senate concurred in the House amendments to SB 438.

SB 438 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—36

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

Nays—1

Weissenborn

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

*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 with amendments—

By the Committee on Commerce—

SB 1011—A bill to be entitled An act relating to insurance; amending section 626.471(1) and (2), Florida Statutes, relating to the termination of the appointment of agents, to provide that such agents be given advance notice, except life and disability agents, of the intention to so terminate; providing for the continuation of contracts transacted by general lines agents; providing an effective date.

Amendment 1—

On page 2, lines 21-26, strike lines 21 through 26 and insert the following: (b) Subject to the exceptions provided under subsection (1) of this section, continue the outstanding contracts transacted by a general lines agent until the expiration date or anniversary date where the policy is a continuous policy with no expiration date; provided that this paragraph shall not be construed to prohibit the cancellation of such contracts when not otherwise prohibited by law.

Amendment 2—

On page 1, lines 23 - 27, strike lines 23 through 27 and insert the following: limited license agent at any time. Except where termination is upon a ground which would subject the agent to suspension or revocation of his license under section 626.611 or section 626.621, Florida Statutes, the insurer shall give at least sixty

—and requests the concurrence of the Senate therein.

*Respectfully,
ALLEN MORRIS
Clerk, House of Representatives*

On motions by Senator Karl, the Senate concurred in the House amendments to SB 1011.

SB 1011 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—40 Nays—None

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

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 with amendments—

By Senator McClain—

SB 451—A bill to be entitled An act relating to appellate proceedings in civil actions; repealing obsolete sections of Chapter 59, Florida Statutes, and those superseded by Florida appellate rules; amending Section 59.04, 59.06 and 59.13(7), of Florida Statutes, to conform the statutes to present appellate practice and procedure; amending Section 59.14(3), Florida Statutes, to remove unnecessary and obsolete language and transferring the section to Section 45.051, Florida Statutes; repealing Sections 59.01, 59.02, 59.03, 59.05, 59.07, 59.09, 59.10, 59.11, 59.12, 59.13, 59.14(1) and (2), 59.15(1), (2), (3) and (5), 59.16, 59.17, 59.18, 59.19, 59.20, 59.21, 59.22, 59.23, 59.26, 59.27, 59.28, 59.281, 59.30, 59.31, 59.32, 59.34, 59.36, 59.37, 59.38, 59.41, 59.42, 59.43 and 59.44, Florida Statutes; providing an effective date.

Amendment 1

On pages 1, 2, 3, and 4, strike everything after the enacting clause; and insert the following:

Section 1. Section 59.04, Florida Statutes, is amended to read:

59.04 Appeal from order granting new trial.—Upon the entry of an order granting a new trial the party aggrieved may, ~~without waiting for a final judgment,~~ prosecute an appeal to the proper appellate court ~~without waiting for final judgment.~~ ~~Which, if the cause be judgment is reversed, the appellate court may direct that final judgment be entered in the trial court for the party obtaining the verdict unless a motion in arrest of judgment or for a judgment non obstante verdicto notwithstanding the verdict be made and prevail.~~

Section 2. Section 59.06, Florida Statutes, is amended to read:

59.06 Matters reviewable on appeal.—

(1) WHAT MAY BE ASSIGNED AS ERROR.—All judgments, ~~decrees~~ and orders made ~~and passed~~ in any ~~cause~~ action wherein the trial court:

(a) May allow, or refuse to allow, any motion,

1. For a new trial or rehearing,
2. For leave to amend pleadings,
3. For leave to file new or additional pleadings,
4. To amend the record ~~during the term,~~ or,
5. For continuance of the ~~cause~~ action; or,

(b) Shall sustain or overrule any ~~demurrer~~ or motion to dismiss the ~~cause~~ action; may be assigned ~~for matter and cause~~ of as error upon any appeal from the final judgment, ~~decreed~~ or order in the ~~cause~~ action. The appellate court shall hear and determine the matter so assigned ~~in the same manner and~~ under like rules ~~and regulations~~ as in other ~~causes~~ actions.

(2) EFFECT OF PLEADING OVER OR AMENDING.—Pleading over, or amending pleadings, after ~~judgment on demurrer,~~ or order upon motion to dismiss, shall not waive the right to have the ~~judgment or order~~ reviewed. ~~As aforesaid,~~ such ~~judgment, decree or order.~~

Section 3. Subsection (1) - (6) and (8) and (9) of section 59.13, Florida Statutes, are repealed and subsection (7) of section 59.13, Florida Statutes, is amended to read:

59.13 Supersedeas ~~or stay~~ on petition for certiorari.—

(7) Certiorari.—When it shall be made to appear ~~appears~~ to the trial court that a petition for certiorari has been or is about to be applied for in the an appellate court, ~~such~~ the trial court may grant a supersedeas ~~or stay~~ upon petitioner giving a good and sufficient bond, conditioned that ~~such~~ the petition shall be

duly presented to the appellate court within ~~twenty~~ days the time prescribed by the Florida appellate rules and to pay all costs, damages and expenses occasioned by reason of the stay of proceedings, ~~together~~ with such other and further conditions as may be fixed by the trial court, in the event the order or judgment ~~of~~ for which a review is sought is not quashed, modified or reversed.

Section 4. Subsection (3) of section 59.14, Florida Statutes, is renumbered 45.051 and amended to read:

45.051 Execution of *supersedeas* bond when required of the state or its political subdivisions.—When a supersedeas bond is required by the appellate court as ~~aforesaid,~~ under Florida appellate rule 5.12 (2), or ~~where~~ when an appeal, or other proceeding, is taken in any court ~~wherein the above exemption is not applicable,~~ and ~~where~~ there is no court rule or ~~otherwise~~ statute exempting ~~such~~ the parties from giving supersedeas, cost or other required bond, ~~such~~ the parties are authorized to make and execute ~~such~~ the required bond, with a corporate surety thereon duly licensed to do business in this state. The premium or other cost for the ~~said~~ bond may be paid from the general necessary and regular appropriation of the party taking the appeal, if the state or any of its officers, boards, commissioners or other agencies, and from the county general fund, school general fund, or otherwise as the case may be, if a political subdivision of the state or any of their officers, boards, commissions or other agencies. The officers of the state and its political subdivisions, and the executive officers of their boards, commissions, and other agencies aforesaid, are authorized to make and execute ~~such~~ the bonds in behalf of ~~such~~ the parties.

Section 5. Sections 59.01, 59.02, 59.03, 59.05, 59.07, 59.09, 59.10, 59.11, 59.12, subsections (1) - (6) and (8) and (9) of section 59.13, subsections (1) and (2) of section 59.14, subsections (1), (2), (3) and (5) of section 59.15, 59.16, 59.17, 59.18, 59.19, 59.20, 59.21, 59.22, 59.23, 59.26, 59.27, 59.28, 59.281, 59.30, 59.31, 59.32, 59.34, 59.36, 59.37, 59.38, 59.41, 59.42, 59.43, and 59.44, Florida Statutes, are repealed.

Section 6. This act shall take effect on September 1, 1971.

Amendment 2

On page 1, lines 1-21, strike the title in its entirety; and insert the following beginning on line 3:

A bill to be entitled An act relating to appellate proceedings in civil actions; repealing obsolete sections of Chapter 59, Florida Statutes; and those superseded by Florida appellate rules; amending sections 59.04, 59.06 and 59.13(7), Florida Statutes, to conform the statutes to present appellate practice and procedure; renumbering and amending section 59.14(3) as 45.051, Florida Statutes, to remove unnecessary and obsolete language; repealing sections 59.01, 59.02, 59.03, 59.05, 59.07, 59.09, 59.10, 59.11, 59.12, 59.13(1)-(6) and (8) and (9), 59.14(1) and (2), 59.15(1), (2), (3), and (5), 59.16, 59.17, 59.18, 59.19, 59.20, 59.21, 59.22, 59.23, 59.26, 59.27, 59.28, 59.281, 59.30, 59.31, 59.32, 59.34, 59.36, 59.37, 59.38, 59.41, 59.42, 59.43, and 59.44, 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 McClain, the Senate concurred in the House amendments to SB 451.

SB 451 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—36 Nays—None

Mr. President	Broxson	Fincher	Johnson (34th)
Arnold	Childers	Gong	Knopke
Barrow	Daniel	Graham	Lane
Beaufort	Deeb	Haverfield	Lewis (33rd)
Bell	de la Parte	Henderson	Lewis (43rd)
Bishop	Ducker	Hollahan	McClain

Myers	Reuter	Stolzenburg	Weber
Ott	Saunders	Trask	Weissenborn
Poston	Sayler	Ware	Wilson

Senator Haverfield presiding.

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 with amendments—

By the Committee on Governmental Efficiency—

CS for SB 759—A bill to be entitled An act relating to the Department of Commerce; amending Section 20.17, Florida Statutes, to reorganize the Department of Commerce by providing for a Division of Labor, a Division of Employment Security, a Division of Tourism, a Division of Economic Development, a Division of Information Services, and a Division of Administrative Services; creating an appellate court of Industrial Claims for review of workmen's compensation cases and providing election, organization, jurisdiction, compensation and duties of the appellate court of Industrial Claims; transferring the voluntary mediation and conciliation service created under Section 448.06, Florida Statutes, to the Department of Commerce; amending Sections 440.24, 440.25, 440.27, Florida Statutes, to conform to the commission; amending Section 443.11, Florida Statutes, to create a board of review for unemployment compensation cases; amending Section 440.44 (4) (b) to delete the requirement that the chief of workmen's compensation be a member of the Florida Bar; providing an effective date.

Amendment 1—

Strike everything after the enacting clause and insert the following:

Section 1. Section 20.17, Florida Statutes, is amended to read as follows:

20.17 Department of Commerce.—There is created a Department of Commerce:

(1) The head of the department of commerce is the secretary of commerce; provided, however, the governor may assign the lieutenant governor the duty of serving as the head of the department of commerce without senate confirmation. If the lieutenant governor is not assigned that duty, the secretary shall be appointed by the governor subject to confirmation by the senate. The secretary shall serve at the pleasure of the governor.

(2) The following divisions of the Department of Commerce are established:

- (a) Division of Labor ~~and employment opportunities; and~~
- (b) Division of ~~Commercial Development~~ Employment Security
- (c) Division of Tourism
- (d) Division of Economic Development
- (e) Division of Information Services
- (f) Division of Administrative Services

(3) The apprenticeship council, created under §446.041, is transferred by a type five transfer to the department of commerce and its functions assigned to the division of labor ~~and employment opportunities~~, with the director of the division of labor ~~and employment opportunities~~ designated as ex officio chairman.

(4) The Florida industrial commission, created under §440.44, is transferred by a type three transfer to the department of commerce, ~~and its functions shall be assigned to the division of labor and employment opportunities.~~

(5) The Florida development commission, created under chapter 288, is transferred by a type three transfer to the

department of commerce, and its functions shall be assigned to the division of commercial development.

(6) The Inter-American center authority, created under chapter 554, is transferred by a type one transfer to the department of commerce and shall be assigned to the division of commercial development. However, if another act of the 1969 regular session of the legislature is inconsistent with this subsection, then the provisions of such other act shall prevail.

(6) There is hereby created within the department of commerce a commission composed of four (4) members with powers and jurisdiction as herein provided. Such commission shall be known as and is hereinafter referred to as the Appellate Court of Industrial Claims, and the members shall be the judges thereof.

(a) The headquarters of the Appellate Court of Industrial Claims shall be in Tallahassee where its records shall be kept.

(b) 1. The Appellate Court of Industrial Claims shall have the power and the duty to hear and determine all reviews taken from orders of Judges of Industrial Claims in workmen's compensation cases subsequent to the effective date of this act, and the appointment of the first members of the Appellate Court of Industrial Claims and the completion of their organization as the Appellate Court of Industrial Claims.

2. All applications for review of orders of judges of industrial claims pending before the industrial relations commission which have not been considered on the record or pursuant to oral argument prior to the effective date of this act shall be transferred to the Appellate Court of Industrial Claims.

3. Orders of the Appellate Court of Industrial Claims entered pursuant to Section 440.25, Florida Statutes, shall be final subject only to review by the Supreme Court pursuant to Section 4 of Article V of the Florida Constitution in any manner provided for review of decisions of district courts of appeal, including certification to the Supreme Court by at least three (3) members of the Appellate Court of Industrial Claims as involving a question of great public interest.

(c) The Appellate Court of Industrial Claims is vested with full power and authority to carry out complete execution of its orders in all matters before it.

(d) Oral arguments shall be heard before the Court in Tallahassee and at such other locations as the Court may by rule establish. The Court may adjourn from time to time as may be necessary for the dispatch of business. The Court shall have the power and authority to hear and decide cases on any regular or specially scheduled hearing date.

(3) Three (3) judges shall consider each case and concurrence of a majority shall be necessary to an order.

(f) The Chief Justice of the Supreme Court may assign any judge of the circuit court or appellate court to temporary service on the Appellate Court of Industrial Claims. Any retired justice or judge may with his consent, be assigned to service on the Court.

(g) The Appellate Court of Industrial Claims shall have an official identifying seal as prescribed by the Supreme Court.

(h) A clerk shall be appointed by the court who shall perform such duties as prescribed in the court, including serving as marshal.

(i) The judges shall be paid an annual salary equal to the salary of circuit judges, and shall be eligible for retirement under the Florida Retirement System.

(j) The process of the court shall run throughout the State and may be executed by any sheriff or deputy sheriff.

(k) Chapter 440, Florida Statutes, and specifically sections 24 and 25, are amended as may be necessary to substitute the words, "Appellate Court of Industrial Claims" for the words, "full Commission" or "commission" wherever they appear, and such substitution is required by the wording and intent of this act.

(l) Decision of the Appellate Court of Industrial Claims shall be published pursuant to court rules.

(m) The judges of the appellate court of industrial claims shall be appointed by the governor with the advice and consent of the senate for four (4) year terms, provided that the first judges shall be appointed by the governor to serve as follows: two (2) judges to serve until Tuesday after the first Monday in January, 1973; and two (2) judges to serve until Tuesday after the first Monday in January, 1975. The successors of the original appointees shall be elected separately in each appellate court of appeal district by the electors in each such district at the general election next preceding the expiration of the respective terms of office to serve for a full term of four (4) years. No more than one of said judges at any one time shall at the time of appointment or election be from a single appellate district of the state. Judges of the appellate court of industrial claims may continue in office as herein provided for successive terms and vacancies shall be filled for the remainder of the unexpired term pursuant to appointment by the governor with the advice and consent of the senate. Each such judge shall devote full time to his duties, shall not engage in the private practice of law or hold any office or position of profit under this state or any office of profit under the United States, and shall not hold office in any political party. Compensation for services in the state militia or the armed forces of the United States or other defense agencies recognized by the supreme court for such periods of time as may be determined by the supreme court shall not be deemed profit. Each judge shall at time of appointment be a citizen of the state and a member of The Florida Bar in good standing and have the qualifications required of a judge of a district court of appeal. Election of the judges provided for herein shall be in the same manner and pursuant to the laws applicable to the election of the judges of the district courts of appeal.

(n) The Governor shall designate one of the judges appointed by him as chief judge. The chief judge shall be responsible for the administrative supervision of the Appellate Court of Industrial Claims, including designation of duties of judges.

(o) The chief judge shall assume supervision of the judges of industrial claims, including responsibility for the assignment of judges, duties and cases and shall, as well, assume administrative supervision over such judges.

(p) The Appellate Court of Industrial Claims shall make such rules as are necessary governing practice and procedure and for the administration of the court and for the judges of industrial claims, subject to the approval of the Supreme Court.

(q) The Court may assemble a library.

(r) The expenses of personnel, administration and operation of the offices of each judge and his salary shall be paid in the same manner as expenses of the Bureau of Workmen's Compensation of the Department of Commerce are presently paid and not from the general revenue fund of the State.

All laws and parts of laws in conflict herewith are hereby repealed and the chief judge, the Secretary of Commerce and the Chief Justice of the Supreme Court are hereby authorized to promulgate rules and regulations to separate the judicial and support functions of the Appellate Court of Industrial Claims and judges of industrial claims from the administrative functions of the Division of Labor of the Department of Commerce. At the next session of the Legislature the chief judge, Secretary of Commerce, and Chief Justice of the Supreme Court shall make such recommendations as they deem necessary for statutory changes to effectuate this separation, particularly as they may relate to Sections 440.44 and 440.45, Florida Statutes.

Should any paragraph, sentence or phrase, or other portion of this subsection be held or ruled to be unconstitutional, or otherwise invalid, such holding or ruling shall in no wise affect the remainder of this subsection.

(7) The Florida nuclear and space commission, created under §290.01, is transferred by a type five transfer to the department of commerce.

(8) There is created within the division of labor and employment opportunities an industrial relations commission to consist of the director of the division of labor and employment opportunities as chairman and two other members to be appointed by the governor. Not more than one appointee shall be a person who on account of his previous vocation, employment, or affiliation shall be classified as a representative of employers, and not more than one such appointee shall be a

person who on account of his previous vocation, employment, or affiliation shall be classified as a representative of employees.

(a) All authority, powers, duties, and responsibilities of the Florida industrial commission relating to rule making, provided in §§440.56 and 443.12, are transferred to the industrial relations commission, secretary of commerce. The property, personnel, and appropriation relating to the specified authority, powers, duties, and responsibilities shall be transferred to the department of commerce and shall be assigned for the use of the industrial relations commission.

(b) All authority, powers, duties, and responsibilities of the Florida industrial commission relating to the review of orders of judges of industrial claims in workmen's compensation proceedings under chapter 440, the review of orders of appeals referees in unemployment compensation proceedings under chapter 443 are transferred to the industrial relations commission, board of review as provided pursuant to this act in section 443.11(2)(a), Florida Statutes. Orders of the commission relating to workmen's compensation under chapter 440 shall be subject to review only by petition for writ of certiorari to the supreme court in the manner provided in §440.27. Orders of the commission board of review relating to unemployment compensation under chapter 443 shall be subject to review only by petition for writ of certiorari to the district court of appeal in the appellate district in which the issues involved were decided by an appeals referee in the manner provided in §443.07 (4)(e). The property, personnel, and appropriations relating to the specified authority, powers, duties, and responsibilities shall be transferred to the department of commerce and shall be assigned for the use of the industrial relations commission, by the secretary of commerce in accordance with the reorganization of the department of commerce contained in this act. However, if another act of the 1969 regular session of the legislature is inconsistent with this paragraph, then the provisions of such other act shall prevail to the extent of the inconsistency.

(9) There is created within the division of labor and employment opportunities department of commerce a bureau of human resources. This bureau shall encourage the development of state programs by the various departments for the productive use of human resources.

(10) The secretary of commerce has the authority until July 1, 1970, April 1, 1972, to create new divisions bureaus within the department and reorganize functions of existing divisions and bureaus within the department as is necessary for efficient and effective management so as not to be incompatible with federal law and the rules and regulations of the United States department of labor.

It is the intent of the legislature that to complete the reorganization of the department of commerce the secretary of commerce is authorized to promulgate rules and regulations to allocate the existing bureaus and functions of the department of commerce between the divisions, all within the funds appropriated by the 1971 legislature to the department of commerce or to any function transferred to the department of commerce.

The secretary of commerce is further authorized to promulgate by rule and regulation the organization of the appellate court of industrial claims and the board of review for unemployment compensation so as to separate the judicial and quasi-judicial functions of each from the administrative functions of the division of labor and the division of employment security, respectively, except that where so provided in this act, the secretary of commerce shall exercise the authority to promulgate rules and regulations in conjunction with the chief judge of the appellate court of industrial claims, the Chief Justice of the Supreme Court or the supreme court of Florida. The secretary of commerce shall undertake a continuing study of the reorganization of the department of commerce and shall make such recommendations as he may deem necessary for statutory change to effectuate this reorganization on or before April 1, 1972.

Section 2. Subsection (1) of Section 440.27, Florida Statutes, is repealed.

Section 3. Subsection (2) of Section 440.27, Florida Statutes, is renumbered (1) and amended to read:

440.27 Stay of execution; Bond.—

~~(2)~~ (1) The ~~commission~~ appellate court of industrial claims may grant a supersedeas or stay upon petitioner for review by the Supreme Court giving a good and sufficient bond, as provided in Section 59.13, Florida Statutes, conditioned to pay the amount of the award, interest and costs, if the petition shall be denied; provided, however, that if the employer has secured the payment of benefits of this chapter to his employees no bond is required.

Section 4. Section 443.11(2) (a), Florida Statutes, is amended to read as follows:

443.11 Administrative organization.—

(2) Board of review.—

(a) There is hereby created within the ~~Florida industrial commission a board of review which shall consist of the chairman of the Florida industrial commission, who shall serve as chairman of such board, and the members of the commission, each of whom shall serve ex officio and receive no additional compensation for services performed as a member of such board,~~ division of employment security of the department of commerce a board of review to consist of the director of the division of employment security as chairman and two part-time members to be appointed by the governor for terms of four years. Not more than one appointee shall be a person who on account of his previous vocation, employment, or affiliation shall be classified as a representative of employers, and not more than one such appointee shall be a person who on account of his previous vocation, employment, or affiliation shall be classified as a representative of employees.

Section 5. Paragraph (b) of Subsection (4) of 440.44, Florida Statutes, 1969, is amended to read as follows:

440.44 Division; duties.—

(4) Merit system principle of personnel administration.—

(b) Subject to the other provisions of this chapter, the division is authorized to appoint, fix the compensation, and prescribe the duties and powers of a director, judges of industrial claims, attorneys, accountants, medical advisers, technical assistants, inspectors, and such other employees as may be necessary in the performance of its duties under this chapter. No person shall be appointed ~~as director or~~ judge of industrial claims who is not an attorney at law admitted to practice.

Each judge shall devote full time to his duties, shall not engage in the private practice of law or hold any office or position of profit under this state or any office of profit under the United States, and shall not hold office in any political party. Compensation for services in the state militia or the armed forces of the United States or other defense agencies recognized by the Supreme Court for such periods of time as may be determined by the Supreme Court shall not be deemed profit.

Section 6. This act shall take effect on July 1, 1971.

Amendment 2—

In the title, on page 1, strike everything before the enacting clause and insert the following:

A bill to be entitled An act relating to the Department of Commerce; amending Section 20.17, Florida Statutes, to reorganize the Department of Commerce by providing for a Division of Labor, a Division of Employment Security, a Division of Tourism, a Division of Economic Development, a Division of Information Services, and a Division of Administrative Services; creating a commission for review of workmen's compensation cases and providing election, organization, jurisdiction, compensation and duties of the commission; amending Sections 440.24, 440.25, 440.27, Florida Statutes, to conform to the commission; amending Section 443.11, Florida Statutes, to create a board of review for unemployment compensation cases; amending Section 440.44 (4)(b) to delete the requirement that the chief of workmen's compensation be a member of the Florida Bar; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

Senator Ott moved the adoption of the following amendment to House amendment 1:

On page 2, subsection 6, strike all after enacting clause and insert the following:

Section 1. There is hereby created the appellate court of industrial claims. The court shall be composed of four (4) judges who shall administer the provisions of this act, with powers and jurisdiction as herein provided.

Section 2. The judges of the appellate court of industrial claims shall be appointed by the governor with the advice and consent of the senate for four (4) year terms, provided that the first judges shall be appointed by the governor to serve as follows: two (2) judges to serve until Tuesday after the first Monday in January, 1973; and two (2) judges to serve until Tuesday after the first Monday in January, 1975. The successors of the original appointees shall be elected separately in each appellate court of appeal district by the electors in each such district at the general election next preceding the expiration of the respective terms of office to serve for a full term of four (4) years. No more than one of said judges at any one time shall at the time of appointment or election be from a single appellate district of the state. Judges of the appellate court of industrial claims may continue in office as herein provided for successive terms and vacancies shall be filled for the remainder of the unexpired term pursuant to appointment by the governor with the advice and consent of the senate. Each such judge shall devote full time to his duties, shall not engage in the practice of law or hold any office or position of profit under this state or any office of profit under the United States, and shall not hold office in any political party. Compensation for services in the state militia or the armed forces of the United States or other defense agencies recognized by the supreme court for such periods of time as may be determined by the supreme court shall not be deemed profit. Each judge shall at time of appointment be a citizen of the state and a member of The Florida Bar in good standing and have the qualifications required of a judge of a district court of appeal. Election of the judges provided for herein shall be in the same manner and pursuant to the laws applicable to the election of the judges of the district courts of appeal.

Section 3. The headquarters of the appellate court of industrial claims shall be in Tallahassee where its records shall be kept.

Section 4. (1) The appellate court of industrial claims shall have the power and the duty to hear and determine all reviews taken from orders of judges of industrial claims in workmen's compensation cases subsequent to the effective date of this act, and the appointment of the first members of the appellate court of industrial claims and the completion of their organization as the appellate court of industrial claims.

(2) All applications for review of orders of judges of industrial claims pending before the bureau of workmen's compensation which have not been considered on the record or pursuant to oral argument prior to the effective date of this act shall be transferred to the appellate court of industrial claims.

(3) Orders of the appellate court of industrial claims entered pursuant to 440.25, Florida Statutes, shall be final subject only to review by the supreme court pursuant to Section 4 of Article V of the Florida Constitution in any manner provided for review of decisions of district courts of appeal, including certification to the supreme court by at least three (3) members of the appellate court of industrial claims as involving a question of great public interest.

Section 5. The appellate court of industrial claims is vested with full power and authority to carry out complete execution of its orders in all matters before it.

Section 6. Oral arguments shall be heard at least once in each calendar quarter in the district of the district court of appeal in which the issues involved were decided by a judge of industrial claims, if there be cases pending from such district. The court may adjourn from time to time as may be necessary for the dispatch of business. The court shall have the power and authority to hear and decide causes on any regular or specially scheduled hearing date.

Section 7. Three (3) judges shall consider each case and concurrence of a majority shall be necessary to an order.

Section 8. A chief judge of the appellate court of industrial claims shall be selected by the members, who shall have responsibility and authority for administrative supervision, including workload and territorial assignment of judges of industrial claims and receive such additional compensation as may be allowed the chief judge of the district courts of appeal.

Section 9. The chief justice of the supreme court may assign any judge of a trial or appellate court to temporary service on the appellate court of industrial claims. Any retired justice or judge may, with his consent, be assigned to service on the court.

Section 10. The appellate court of industrial claims shall have an official identifying seal as prescribed by the supreme court.

Section 11. The appellate court of industrial claims shall make such rules as are necessary governing practice and procedure and for the administration of the court, subject to the approval of the supreme court.

Section 12. A clerk shall be appointed by the court who shall perform such duties as prescribed in the court, including serving as marshal. The clerk shall be paid a salary as fixed by law and shall give bond in the sum of two thousand dollars (\$2,000), payable to the governor, or his successors in office, to be approved by the majority of the judges of the court conditioned upon the faithful discharge of the duties of his office, which bond shall be filed in the office of the secretary of state.

Section 13. The clerk is required to collect a fee for each case docketed at the time of filing the application for review, and for other special services as established by the court except that the court may provide by rule for the waiver of fees and charges payable by insolvent appellants.

Section 14. The clerk of the court is required to prepare each month a statement in duplicate of all fees collected and remit one (1) copy of said statement, together with all fees collected by him, to the state comptroller, who shall place the same to the credit of the administration fund from which the expenses of the court are derived.

Section 15. Each judge of the appellate court of industrial claims shall be paid an annual salary which shall be equal to the salary of a judge of a district court of appeal and shall be eligible for membership in and retirement under the same retirement system provided for the judges of the district courts of appeal.

Section 16. The process of the court shall run throughout the state and may be executed by any sheriff or a deputy sheriff.

Section 17. The statutory revision service of the legislative service bureau is hereby authorized to substitute the words "appellate court of industrial claims" for the words "full commission" or "commission", in its editing of manuscript for the Florida Statutes 1971, wherever they appear in chapter 440, Florida Statutes, and specifically 440.24 and 440.25, and such substitution is required by the wording and intent of this act.

Section 18. Decisions of the appellate court of industrial claims shall be published pursuant to court rules.

Section 19. The court may assemble a library.

Section 20. The expenses of personnel, administration and operation of the court, the headquarters office and the offices of each judge and his salary shall be paid in the same manner and from the same source as expenses of the bureau of workmen's compensation of the department of commerce are paid and not from the general tax revenues of the state.

Section 21. All laws and parts of laws in conflict herewith are hereby repealed and the chief judge, the Secretary of Commerce and the Chief Justice of the Supreme Court are hereby authorized to promulgate rules and regulations to separate the judicial and support functions of the Appellate Court of Industrial Claims and judges of industrial claims from the administrative functions of the Division of Labor of the Department of Commerce. At the next session of the Legislature the chief judge, Secretary of Commerce, and Chief Justice of the Supreme Court shall make such recommendations as they deem necessary for statutory changes to effectuate this separation, particularly as they may relate to Sections 440.44 and 440.45, Florida Statutes.

Section 22. Should any paragraph, sentence or phrase, or other portion of this subsection be held or ruled to be unconstitutional, or otherwise invalid, such holding or ruling shall in no wise affect the remainder of this subsection.

Section 23. Subsection (1) of Section 440.27, Florida Statutes, is repealed.

Section 24. Subsection (2) of Section 440.27, Florida Statutes, is renumbered (1) and amended to read:

440.27 Stay of execution; Bond.—

~~(2)~~ (1) The ~~commission~~ appellate court of industrial claims may grant a supersedeas or stay upon petitioner for review by the Supreme Court giving a good and sufficient bond, as provided in Section 59.13, Florida Statutes, conditioned to pay the amount of the award, interest and costs, if the petition shall be denied; provided, however, that if the employer has secured the payment of benefits of this chapter to his employees no bond is required.

The President presiding.

Senator Horne moved as a substitute motion that the Senate concur in House amendment 1, and the motion failed.

The question recurred on the motion by Senator Ott and the amendment to House amendment 1 was adopted.

On motion by Senator Ott the Senate concurred in House amendment 1 as amended.

On motion by Senator Ott the following amendment to House amendment 2 was adopted:

Strike title and insert:

A bill to be entitled An act relating to workmen's compensation; creating an appellate court of industrial claims; providing organization, administration, jurisdiction, facilities, compensation, a clerk, personnel, and duties; providing appellate review of workmen's compensation cases; amending §440.27, Florida Statutes, and directing the statutory revision service to make certain changes to conform to the provisions of this act; repealing §440.27(1), Florida Statutes, relating to orders of the full commission entered pursuant to §440.25, Florida Statutes; providing an effective date.

On motion by Senator Ott, the Senate concurred in House amendment 2 as amended.

CS for SB 759 passed as further amended and the action of the Senate was certified to the House. The vote was:

Yeas—37

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

Nays—2

Johnson (29th) Reuter

The Honorable Jerry Thomas
President of the Senate

June 4, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed with amendment by the required two-thirds vote of all members—

By Senator Bishop—

SB 1188—A bill to be entitled An act providing for payment to the state and county officers and employees retirement trust fund of erroneous benefit overpayment to the surviving spouse of H. M. Thomas; providing an appropriation; providing an effective date.

Which amendment reads as follows:

On page 2, strike all of lines 11 through 23. and insert the following:

Section 2. (1) The monthly benefit payable to Mary O. Thomas as the surviving spouse of H. M. Thomas shall be eighty-seven dollars and seventy-two cents (\$87.72) for the remainder of her life, and shall not be increased during her lifetime.

(2) Any and all amounts which accrue to the account and benefit of Mary O. Thomas as the surviving spouse of H. M. Thomas pursuant to any other provisions of law now existing or hereinafter enacted, shall be credited, as such amounts accrue, to the overpayment of ten thousand one hundred seventy-five dollars and fifty-two cents (\$10,175.52) paid in error to Mary O. Thomas until said sum has been paid.

Renumber subsequent sections accordingly.

—and requests the concurrence of the Senate therein.

*Respectfully,
ALLEN MORRIS
Clerk, House of Representatives*

On motion by Senator Bishop, the Senate concurred in the House amendment to SB 1188.

SB 1188 passed as amended with the required two-thirds vote, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—35

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

Nays—1

Mr. President

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

The Honorable Jerry Thomas June 4, 1971
President of the Senate

Sir:

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

By Senator Deeb and others—

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

Proof of Publication attached.

Amendment 1

On page 2, lines 26 and 27, strike all of Section 2 and renumber subsequent sections

Amendment 2

In the title, lines 9 and 10, strike “repealing Chapter 69-681, Laws of Florida;

Amendment 3

In the title, line 12, strike “under authority of said chapter”

—and requests the concurrence of the Senate therein.

*Respectfully,
ALLEN MORRIS
Clerk, House of Representatives*

On motions by Senator Deeb, the Senate concurred in the House amendments to SB 1640.

SB 1640 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—35

Arnold	de la Parte	Johnson (29th)	Plante
Barron	Ducker	Johnson (34th)	Poston
Barrow	Fincher	Karl	Reuter
Beaufort	Gong	Knopke	Scarborough
Bell	Graham	Lane	Stolzenburg
Brantley	Gunter	Lewis (33rd)	Weber
Broxson	Haverfield	Lewis (43rd)	Weissenborn
Daniel	Henderson	McClain	Wilson
Deeb	Horne	Myers	

Nays—2

Childers Hollahan

The Honorable Jerry Thomas June 4, 1971
President of the Senate

Sir:

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

By Senator Wilson and others—

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

Proof of Publication attached.

Amendment 1—

On page 1, line 28, after the word “Florida,” insert the following: “which have been transferred to the Florida Statutes as general laws by Chapter 71-29, Laws of Florida;”

Amendment 2—

In the title, line 14, strike the semi-colon and insert the following: “, which have been 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 Deeb, the Senate concurred in the House amendments to SB 1568.

SB 1568 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—36 Nays—None

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

On motion by Senator Beaufort, by two-thirds vote, HB 1876 was withdrawn from the Committee on Judiciary—Civil B and placed on the calendar.

On motion by Senator Beaufort, by two-thirds vote, HB 1876 was made a Special and Continuing Order of Business for consideration at 11:30 a.m.

The Honorable Jerry Thomas June 4, 1971
President of the Senate

Sir:

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

By Senator Hollahan—

SB 1618—A bill to be entitled An act relating to alcoholic beverage licenses in any county having a population in excess of six hundred thousand (600,000) according to the latest official decennial census; providing for additional beverage licenses; providing an effective date.

Amendment 1—

On page 1, lines 12, 13, 14, 15 strike “any county in the state having a population in excess of six hundred thousand (600,000) according to the latest official decennial census,” and insert the following: Dade and Broward Counties,

Amendment 2—

In title, lines 5, 6, 7 and 8, strike “any county having a population in excess of six hundred thousand (600,000) according to the latest official decennial census;” and insert the following: Dade and Broward Counties;

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Hollahan, the Senate concurred in the House amendments to SB 1618.

SB 1618 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—34

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

Nays—3

Childers Gong Gunter

The Honorable Jerry Thomas
President of the Senate

June 4, 1971

Sir:

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

By Senator Hollahan—

SB 1619—A bill to be entitled An act relating to alcoholic beverage licenses in counties of the state having a population of more than six hundred thousand (600,000) but less than nine hundred thousand (900,000) according to the latest official decennial census; providing for the repeal of Senate Bill 1618 1971, insofar as it may relate to the aforesaid population bracket; providing an effective date.

Amendment 1—

On page 1, line 19, strike line 19 and remainder of section and insert the following: relate to Broward County.

Amendment 2—

In title, line 5, strike line 5 and the remainder of the title and insert the following:

licenses in Broward County; providing for the repeal of Senate Bill 1618, 1971 session, insofar as it relates to Broward County; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Hollahan, the Senate concurred in the House amendments to SB 1619.

SB 1619 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—34

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

Nays—3

Childers Gong Gunter

On motion by Senator Plante, by two-thirds vote, HB 2560 was withdrawn from the Committee on Rules, Calendar, Privileged Business and Ethics and placed on the Calendar.

On motion by Senator Plante, by two-thirds vote, unanimous consent was obtained to take up out of order—

HB 2560—A bill to be entitled An act authorizing the county of Orange, Florida, to construct or acquire, own, maintain and operate water systems or sewer systems, or both, in said county for the supply and distribution of water for domestic and other use and the collection, treatment and disposal of sewage in said county and territory adjacent thereto; authorizing said county to establish, fix and collect fees, rentals or other charges for the services and facilities of said systems and to issue bonds of

said county to finance the cost of the construction, acquisition or improvement of said systems, and purposes related thereto; providing the method of payment for such bonds and for the rights, security, protection and remedies of the holders of such bonds; and providing an effective date.

On motion by Senator Plante, by two-thirds vote, HB 2560 was read the second time by title.

On motion by Senator Plante the following amendment was adopted:

On page 5, section 7, strike all of Section 7 and renumber.

On motion by Senator Plante, by two-thirds vote, HB 2560 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

Pursuant to the motion by Senator Beaufort, the Senate took up as a special and continuing order—

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.

—which was read the second time by title.

On motion by Senator Beaufort, by two-thirds vote, HB 1876 was read the third time by title, passed and certified to the House. The vote was:

Yeas—34

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

Nays—1

Wilson

Senator Hollahan moved that the rules be waived and when the Senate adjourns, it recess to reconvene at 1:30 p.m. to remain in session until 5:00 p.m. and to adjourn sine die at that hour.

Senator Bell moved as a substitute motion that the Senate recess at 12:00 noon to reconvene at 12:30 p.m. to stay in session until 3:00 p.m. and the motion failed.

The motion by Senator Hollahan was adopted.

On motion by Senator Graham, by two-thirds vote, HB 1861 was withdrawn from the Committees on Public Schools, Governmental Efficiency and Ways and Means and placed on the Calendar.

On motion by Senator Scarborough, by two-thirds vote, HB 2520 was withdrawn from the Committees on Personnel, Re-

tirement and Claims and Ways and Means and placed on the Calendar.

The Honorable Jerry Thomas
President of the Senate

June 4, 1971

Sir:

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

By Senator Wilson and others—

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

Proof of Publication attached.

Amendment 1—

On page 1, lines 16 and 17, strike all of Section 2, and renumber subsequent section.

Amendment 2—

In the title, line 7, strike “repealing chapter 61-1684, Laws of Florida;”

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Deeb, the Senate concurred in the House amendments to SB 1573.

SB 1573 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—35 Nays—None

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

The Honorable Jerry Thomas
President of the Senate

June 4, 1971

Sir:

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

By Senators Daniel and Karl—

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

Proof of Publication attached.

Amendment 1—

On page 1, line 14, strike “is hereby repealed.” and insert the following: as transferred to the Florida statutes, by Chapter 71-29, Laws of Florida, is hereby repealed.

Amendment 2—

In the title, line 5, after the word “Florida” insert the following: , which has been previously transferred 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 Daniel, the Senate concurred in the House amendments to SB 1639.

SB 1639 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	Gong	Lewis (43rd)	Scarborough
Arnold	Graham	McClain	Stolzenburg
Barron	Haverfield	Myers	Trask
Barrow	Henderson	Ott	Ware
Beaufort	Hollahan	Plante	Weissenborn
Brantley	Horne	Pope	Williams
Childers	Johnson (29th)	Poston	Wilson
Daniel	Johnson (34th)	Reuter	
Deeb	Knopke	Saunders	
Fincher	Lane	Sayler	

The Honorable Jerry Thomas
President of the Senate

June 4, 1971

Sir:

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

By Senators Daniel and Karl—

SB 1616—A bill to be entitled An act relating to Citrus county; providing for the validation of certain special licenses issued for the sale of intoxicating beverages in said county; providing an effective date.

Proof of Publication attached.

Which amendment reads as follows:

On page 1, line 16, after the word “confirmed” strike all through line 18 and insert the following: a period

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator Daniel, the Senate concurred in the House amendment to SB 1616.

SB 1616 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—37 Nays—None

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

The Honorable Jerry Thomas
President of the Senate

June 4, 1971

Sir:

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

By Senator Wilson and others—

SB 1572—A bill to be entitled An act relating to the sixth judicial circuit; providing for a portion of the salaries of

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

Proof of Publication attached.

Amendment 1—

On page 2, lines 15 and 16, strike all of Section 4 and renumber subsequent section.

Amendment 2—

In the title, lines 14, 15 and 16, strike “repealing Chapters 57-864 and 61-653, Laws of Florida, population acts relating to the same subject;”

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Deeb, the Senate concurred in the House amendments to SB 1572.

SB 1572 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—39 Nays—None

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

The Honorable Jerry Thomas
President of the Senate

June 4, 1971

Sir:

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

By Senator Wilson and others—

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

Proof of Publication attached.

Amendment 1—

On page 1, lines 22 and 23, strike all of Section 2 and renumber subsequent section.

Amendment 2—

In title, lines 10 and 11, strike all of lines 10 and 11

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Deeb, the Senate concurred in the House amendments to SB 1567.

SB 1567 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—30 Nays—None

Arnold	Deeb	Lane	Scarborough
Barron	Fincher	Lewis (43rd)	Trask
Beaufort	Gong	McClain	Ware
Bell	Graham	Myers	Weber
Boyd	Haverfield	Plante	Weissenborn
Brantley	Henderson	Poston	Wilson
Childers	Hollahan	Reuter	
Daniel	Johnson (34th)	Sayler	

*The Honorable Jerry Thomas
President of the Senate*

June 4, 1971

Sir:

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

By Senator Johnson (29th)—

SB 1612—A bill to be entitled An act relating to the City of Fort Pierce, St. Lucie County, amending §3, chapter 59-1292, Laws of Florida; amending §63 of Article VI; §§24, 25, and 33 of Article III; and subsection (e) of §42 of Article IV, and subsection 9 of §14 of Article II, chapter 57-1331, all Laws of Florida; amending subsection 2 of §24 of Article III, chapter 69-1065, Laws of Florida; amending subsection (a) of §8 of chapter 65-1552, Laws of Florida; amending paragraphs (1), (2) and (3) of subsection (b) of section 47, chapter 65-1557, Laws of Florida; changing city election residence requirements with respect to newly annexed territory; authorizing service of process by certified mail with regard to the removal of buildings and nuisances; providing procedures with respect to meetings of the commission; authorizing the recording of ordinances in a binder; changing time for submission of the annual budget; requiring the city attorney to attend all commission meetings unless excused; providing for the swearing in of and assumption of duties by the municipal judge; increasing the filing fees for the offices of municipal judge, mayor-commissioner and city commissioners; providing for an associate municipal judge; providing an effective date.

Proof of Publication attached.

Amendment 1—

In the bill, following the enacting clause, strike the remainder of the bill and insert the following:

Section 1. Section 3 of chapter 59-1292, Laws of Florida, is amended to read:

Section 3. After the effective date of such annexation all residents of the newly annexed territory shall have the same rights to vote in city elections as though the newly annexed territory had been a part of the said city of Fort Pierce for at least six (6) months prior to the effective date of annexation. If the city should have a division into municipal districts or wards for election purposes, the newly annexed territory shall be added to such districts or wards as the governing body of the city shall in its discretion determine.

Section 2. Subsection 9 of section 14 of Article II of chapter 57-1331, Laws of Florida, as amended, is amended to read:

ARTICLE II. POWERS

Section 14. Powers of the city.

Subject only to the necessary extent of the constitutional limitations and laws of the United States and the State of Florida, the city shall have full power and authority as provided by law to:

9. Removal of buildings and nuisances. The City Commission shall have power to provide by resolution for the removal and/or abatement of any building or structure that constitutes a menace to business, health, or safety, or any building or structure that constitutes a fire hazard or which is unsightly

or does not conform in architecture to adjacent or surrounding buildings which are hereby designated and declared to be a nuisance; that the City Commission shall have the power to designate other things that may constitute a nuisance. When any such building or structure shall have been declared a nuisance by resolution of the City Commission and its removal or destruction required in such resolution as a nuisance and/or menace to business, health, safety, or as constituting a fire hazard or because said building or structure is unsightly or does not conform in architecture to adjacent or surrounding buildings, such resolution shall require the owner, agent or any person, firm or corporation having a lien on or interest in said building or structure, which lien or interest is a matter of record in the public records of St. Lucie County, Florida, of such building or structure to show cause, at a time and place to be fixed and named by the resolution, why said building or structure should not be by the City Commission condemned and its removal or destruction required. Notice of which hearing shall be made by serving a certified copy of said resolution upon the hereinbefore named persons, firms or corporations, by the Chief of Police of the City of Fort Pierce, Florida, in the manner as near as practicable, to the manner, in which summons ad respondendum are served as provided by the Laws of the State of Florida.

When the return of the Chief of Police shall show that none of the hereinbefore named persons, firms or corporations are available for service within the City of Fort Pierce, then and in that event the said service shall be perfected by mailing, by registered or certified mail, a certified copy of said resolution at least ten days prior to the date of said hearings, to the persons, firms or corporations hereinbefore named, at their last known address, by the City Clerk of the City of Fort Pierce.

After such hearing if no good and sufficient cause be shown to the contrary the City Commission shall pass a resolution requiring the removal or destruction of such building or structure within a reasonable time to be named by the City Commission in said resolution.

If such building or structure be not removed or destroyed within the time fixed by said resolution, the City Commission may:

(a) By order authorize the removal or destruction of the said building or structure in the name of the City of Fort Pierce.

Any person, firm or corporation having any lien on, or interest in the property ordered condemned or removed, shall have the right to appeal from said resolution in the same manner as provided in Section 47 of Article V of this Act, providing for appeals from judgment of the Municipal Court, provided, however, such appeal shall not operate as a supersedeas until appeal bond has been filed with the Clerk of the Circuit Court for St. Lucie County, Florida, the amount of which bond shall be set by the Judge of the Circuit Court of St. Lucie County, Florida, in an amount sufficient to cover all costs, attorney's fees and expenses of the City of Fort Pierce, reasonably incurred by the said City in protecting the public from dangers and damages arising from an incident to the building or structure involved in the said appeal.

Provided, however, Writ of Error shall be sued out within three days (Sundays excluded) and made returnable within fifteen days from the date of said resolution.

And it is further provided that the cost of the removal and/or destruction of the building or structure hereinbefore referred to, shall be charged against the real estate upon which building or structure shall be located and shall constitute a lien thereon until such cost of removal or destruction, including interest on such cost, together with all costs reasonably incurred in connection therewith, by appeal or otherwise, including reasonable attorney's fees shall have been fully paid off and discharged.

(b) By action in equity in the name of the said City, cause the same to be destroyed or removed in procedure in substantial compliance with the general laws of the State of Florida providing for the abatement of nuisances. The Final Decree of the Court in such cause may provide for the removal and/or destruction of such building within a time to be fixed by such decree and may further provide that upon the failure of the parties required to remove and/or destroy such building that the City of Fort Pierce cause the same to be destroyed and/or removed and that the cost of such removal and/or destruction

shall be charged against the real estate upon which such building may be located, and be and constitute a lien thereon until such cost of removal, including interest on such cost and a reasonable solicitor's fee to be fixed by the Court, shall have been fully paid off and discharged.

Section 3. Subsection (2) of section 24 of Article III of chapter 69-1065, Laws of Florida, is amended to read:

ARTICLE III. CITY COMMISSION

Section 24. Meetings of Commission.

(2) At the second regular meeting following each regular Municipal Election, the City Commissioners shall meet at the usual place of holding meetings of the City Commission, at which time each newly elected commissioner or mayor-commissioner, after being duly sworn in, shall assume the duties of office immediately following the meeting being called to order and approval of the minutes of the previous regular and/or special meeting, if any. Thereafter the City Commission shall meet at such time and place as may be prescribed by Ordinance or Resolution, except that it shall meet regularly not less than twice each month.

Section 4. Section 24 of Article III of chapter 57-1331, Laws of Florida, is amended to read:

Section 24. Meetings of commission.

(1) All meetings of the city commission and of the committees thereof shall be public, and any citizen shall have access to the minutes and records thereof at all reasonable times. The commission shall determine its own rules and order of business and shall keep minutes of its proceedings.

(2) At the first regular meeting following each regular municipal election, the city commissioners shall meet at usual place for holding meetings of the city commission, at which time the newly elected commissioner shall assume the duties of office. Thereafter the city commission shall meet at such time and place as may be prescribed by ordinance or resolution, except that it shall meet regularly not less than twice each month.

(3) The mayor-commissioner, or any three members of commission, or the city manager and any two members of the commission, may call special meetings of the city commission, upon at least six hours written notice to each member, served personally, or left at his usual place of residence or business.

Section 5. Section 25 of Article III of chapter 57-1331, Laws of Florida, is amended to read:

Section 25. Legislative procedure.

A majority of all members of the city commission shall constitute a quorum but a less number may adjourn from time to time and compel the attendance of absent members in such a manner and under such penalties as may be prescribed by ordinance. The affirmative vote of three members shall be necessary to adopt any ordinance or resolution or motion and the passage of all ordinances and resolutions and motions shall be by yeas and nays and entered upon the minutes.

Section 6. Section 7 of Article III of chapter 67-1391, Laws of Florida, is amended to read:

Section 7. Ordinance Procedure.

No ordinance shall be passed until it shall have been read at two (2) meetings not less than one (1) week apart or unless the requirement of such readings has been dispensed with by four fifths (4/5) vote of the commission; provided further, that the reading of any ordinance except by its title only may be dispensed with by a majority vote of the commission providing that said ordinance is read by title only at two (2) meetings not less than one (1) week apart and that a copy of said ordinance is posted in the city hall and copies are made available at the office of the city clerk to the public upon request during the week between the first and second readings of the ordinance by title only. All ordinances shall become effective upon final passage unless publication thereof in a newspaper of general circulation in the city is provided for in the ordinance as enacted.

Every ordinance shall, upon its final passage, be recorded in a book or binder kept for that purpose and shall be authenti-

cated by the signature of the mayor-commissioner and city clerk.

Section 7. Subsection (e) of section 42 of Article IV of chapter 57-1331, Laws of Florida, is amended to read:

Section 42. Powers and duties of city manager.

The city manager shall be the chief executive and administrative head of the municipal government and shall be responsible to the commission for the proper administration of all affairs of the city. He shall exercise general supervision and control over all city departments, except the municipal court, the office of city clerk, city attorney and city auditor. His powers and duties shall be:

(e) To prepare the annual budget and submit it to the commission not later than August 15 of each fiscal year and to be responsible for its execution after adoption by the commission;

Section 8. Article V, Section 45 and subparagraph (a) thereof, of chapter 57-1331, Laws of Florida, Special Acts of 1957, being the Charter of the City of Fort Pierce, as amended by chapter 65-1552, Laws of Florida, is amended to read:

"(a) The city commission shall appoint a city attorney for an indefinite term and fix his compensation. He shall be a practicing attorney who is a member in good standing of the Florida Bar who shall act as the legal advisor to, and counselor for, the city and all of its officers in matters relating to their official duties and shall attend all meetings of the city commission, unless excused by the commission. He shall prepare all contracts, bonds and other instruments in writing in which the city is concerned, and shall endorse on each his approval of the form and correctness thereof and no contract with the city shall take effect until his approval is so endorsed thereon. The City attorney may be assigned the duties of the prosecuting attorney in the municipal Court at the will of the city commission. If the City Attorney shall engage in private practice with the consent of the City Commission, he shall, under no circumstances, accept retainerships, temporary or permanent, from the State of Florida or any of its component agencies, the County of St. Lucie, the district school board of St. Lucie County, or any other municipality or special taxing districts situate wholly within the boundaries of St. Lucie County."

Section 9. Paragraphs (1),(2) and (3) of subsection (b) of section 47 of chapter 65-1557, Laws of Florida, as amended, are amended to read:

Section 47. Municipal court.—

(1) The judge of the municipal court shall be elected by the qualified electors of the City of Fort Pierce on the first (1st) Tuesday in December of 1966, for a term of two (2) years, and thereafter the municipal judge shall be elected for a term of two (2) years. The municipal judge shall be elected without regard to the election districts in which the candidates may reside. The newly elected municipal judge shall be sworn in at the second (2nd) regular meeting of the city commission following each regular municipal election in the year in which he is elected, and thereafter shall assume the duties of the judge of the municipal court.

(2) Any qualified elector who shall desire to become a candidate for the office of municipal judge shall file with the city clerk, not earlier than 8:30 a.m. on the second Friday in October nor later than 5:00 p.m. on the second Friday in November in election years, a written request that his name be placed upon the ballot for election and declare himself as a bona fide candidate for such office; and shall at the same time pay to the city clerk a registration or filing fee of twenty-five dollars (\$25.00). Any candidate may withdraw his name at any time before the forms of election ballots are delivered to the printer for printing, but in no event shall the registration or filing fee be returned or refunded.

(3) The city commission shall appoint an eligible person to be the associate municipal judge to serve at the will of the commission in the absence, sickness or disqualification of the municipal judge and who shall have all powers and perform all duties of the municipal judge. The associate municipal judge shall be a practicing attorney at law who is a member in good standing of The Florida Bar.

Section 10. Section 63 of Article VI of chapter 57-1331, Laws of Florida, is amended to read:

ARTICLE VI ELECTIONS

Section 63. Qualifications of candidates for mayor-commissioner and city commissioners.—Any qualified elector of the city who is a freeholder in said city, who has resided or will have continuously resided therein for a period of two (2) years prior to the date of any election, and who shall desire to become a candidate for office in such election, shall file with the city clerk, not earlier than 8:30 a.m. on the second (2nd) Friday in October nor later than 5:00 p.m. on the second (2nd) Friday in November in election years, a written request that his name be placed upon the ballot for election and declare himself as a bona fide candidate for election and declare himself as a bona fide candidate for such office; and shall at the same time pay to the city clerk a registration or filing fee of twenty-five dollars (\$25.00). Any candidate may withdraw his name at any time before the forms for the election ballots are delivered to the printer for printing, but in no event shall the registration or filing fee be returned or refunded.

Section 11. This act shall take effect upon becoming a law.

Amendment 2

On pages 1 and 2, strike the title and insert the following:

A bill to be entitled An act relating to the City of Fort Pierce, St. Lucie County, amending §3, chapter 59-1292, Laws of Florida; amending §63 of Article VI; §§24 and 25 of Article III; and subsection (e) of §42 of Article IV, and subsection 9 of §14 of Article II, chapter 57-1331, all Laws of Florida; amending §7 of Article III, chapter 67-1391, Laws of Florida; amending subsection 2 of §24 of Article III, chapter 69-1065, Laws of Florida; amending subparagraph (a) of §45 of chapter 57-1331, Laws of Florida, as amended; amending paragraphs (1), (2) and (3) of subsection (b) of §47, chapter 65-1557, Laws of Florida; changing city election residence requirements with respect to newly annexed territory; authorizing service of process by certified mail with regard to the removal of buildings and nuisances; providing procedures with respect to meetings of the commission; authorizing the recording of ordinances in a binder; changing time for submission of the annual budget; requiring the city attorney to attend all commission meetings unless excused; providing for the swearing in of and assumption of duties by the municipal judge; increasing the filing fees for the offices of municipal judge, mayor-commissioner and city commissioners; providing for an associate municipal judge; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator Johnson (29th) the following amendment to House amendment 1 was adopted:

On page 7, strike all of lines 20 through and including 28

On motions by Senator Johnson (29th), the Senate concurred in House amendment 1 as amended, and concurred in House amendment 2, to SB 1612.

SB 1612 passed as further amended and the action of the Senate was certified to the House. The vote was: Yeas—37 Nays—None

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

On motion by Senator Weber, by two-thirds vote—

HB 1334—A bill to be entitled An act relating to Monroe County; providing a salary increase for each, the judge and clerk of the small claims court in and for Monroe County, and fixing the time when and the fund out of which said salaries shall be paid; amending section 1 of chapter 65-1063, Laws of Florida; providing an effective date.

—was removed from the table and read the second time by title.

Senators Stolzenburg and Weber offered the following amendment which was adopted on motion by Senator Weber:

On page 1, strike lines 5 and 6 and insert: viding a salary for the judge and an increase for the clerk of the small claims court

Senators Weber and Stolzenburg offered the following amendment which was adopted on motion by Senator Weber:

On page 1, strike lines 17 and 18 and insert: salary of seven thousand five hundred dollars (\$7,500) per annum, and the

On motion by Senator Weber, by two-thirds vote, HB 1334 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—36 Nays—None

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

By unanimous consent Senator Daniel was recorded as voting yea.

On motions by Senator Horne, by two-thirds vote, House Bills 1805 and 1806 were withdrawn from the Committee on Governmental Efficiency and placed on the Calendar.

The Honorable Jerry Thomas
President of the Senate
June 4, 1971

Sir:

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

By the Committee on Finance & Taxation—

CS for HB 2488—A bill to be entitled An act relating to ad valorem taxation; prescribing certain criteria and methods to be used in preparing valuations of property for taxation; providing for physical inspections of property; providing for reassessment of property based on mass data or ratio studies; authorizing studies to determine the appropriate value for the criteria set forth in section 193.011(8), Florida Statutes, in each county; providing for an affidavit stating, under oath, that the stamps affixed under section 201.02, Florida Statutes, represent the true and actual consideration for the transfer, and such other information deemed necessary by the department of revenue; providing a method for fixing millage; amending subsection 194.015(2) by prescribing duties of the board of tax adjustment; creating sections 200.031, 200.041, and 200.051, Florida Statutes, to provide that the governing and budget-making authorities of any county, tax district, or other tax levying agency shall decrease the millage required of such county or district in proportion to the increase in the fair market value of the same assessed property; authorizing a ten percent (10%) increase in millage; providing for further millage increases in emergencies subject to limitations and review by the department of revenue; providing for verification of budgets and millage increases; specifying millages to be excluded from the reduc-

tions required by this act; providing an extension of millages authorized to municipalities; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

CS for HB 2488, contained in the above message, was read the first time by title and referred to the Committee on Ways and Means.

On motion by Senator de la Parte, by two-thirds vote, CS for HB 2488 was withdrawn from the Committee on Ways and Means and placed on the special order 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 with amendments—

By the Committee on Judiciary—Criminal—

CS for SB 56—A bill to be entitled An act relating to the crime of giving false fire alarms; amending section 823.03, Florida Statutes, to increase penalties for false fire alarms; providing an effective date.

Amendment 1—

On page 1, after line 26, insert the following:

Section 1A. Section 823.03, Florida Statutes, is amended to read:

823.03 False alarms of fires.—Whoever without reasonable cause by outcry or the ringing of bells, or otherwise, makes or circulates, or causes to be made or circulated a false alarm of fire, shall for the first conviction be guilty of a misdemeanor of the first degree, punishable as provided in sections 775.082 or 775.083. A second or subsequent conviction under this section shall constitute 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.

Amendment 2—

On page 1, strike all of lines 27 and 28, and insert the following:

Section 2. Section 790.164, Florida Statutes, is created to read:

790.164 False reports of bombing state owned property, etc., felony; penalty; reward.—

(1) It shall be unlawful for any person to make a false report, with intent to deceive, mislead, or otherwise misinform any person, concerning the placing or planting of any bomb, dynamite, or other deadly explosive, or concerning any act of arson or other violence to property owned by the state, and any person convicted thereof shall be guilty of a felony and punished by imprisonment in the state penitentiary for not more than fifteen years, or by fine not exceeding ten thousand dollars (\$10,000), or by both such fine and imprisonment.

(2)(a) There shall be a five thousand dollar (\$5,000) reward for the giving of information to any law enforcement agency in the state which information leads to the arrest and conviction of any person or persons violating the provisions of this section. Any person claiming such reward shall apply to, and be paid by, the department of law enforcement from the deficiency fund.

(b) There shall be only one (1) reward given for each case, regardless of how many persons are arrested and convicted in connection with the case and regardless of how many persons submit claims for the reward.

(c) The department of law enforcement shall establish procedures to be used by all reward applicants, shall review all such applications, and shall make recommendations as to those applicants entitled to receive an award.

Section 2A. Subsection (1) of section 790.164, Florida Statutes, as published in Section 1 of this act, is created to read:

790.164 False reports of bombing state owned property, etc., felony; penalty; reward.—

(1) It shall be unlawful for any person to make a false report, with intent to deceive, mislead, or otherwise misinform any person, concerning the placing or planting of any bomb, dynamite, or other deadly explosive, or concerning any act of arson or other violence to property owned by the state. Any person violating the provisions of this subsection shall be guilty of a felony of the second degree, punishable as provided in sections 775.082, 775.083, or 775.084.

Section 2B. In the event HB 935, introduced in the 1971 regular session of the legislature, is enacted into law, subsection (1) of section 790.164, Florida Statutes, as published in section 2 of this act will stand repealed and be omitted from the Florida Statutes. In the event HB 935 is not enacted into law, section 2A of this act will stand repealed and be omitted from the Florida Statutes.

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

Amendment 3—

In the title, line 8, after the semi-colon insert the following: creating section 790.164, Florida Statutes, to prohibit false reports of violence to state owned property; providing a penalty; providing for reward to be paid out of department of law enforcement deficiency fund; providing for establishment of procedures;

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator Horne, the following amendment to House amendment 2 was adopted:

On page 2 of the amendment, lines 6-8, section (2)(a), strike after the word "shall" all of lines 6-8 and insert the following: apply to the law enforcement agency developing the case, and be paid by the Florida department of law enforcement from the deficiency fund.

On motion by Senator Horne, the following amendment to House amendment 2 was adopted:

On page 2 of the amendment, lines 16-18, section (2)(c), strike after the comma (,), all of lines 16-18 and insert the following: and the circuit judge in whose jurisdiction the action occurs shall review all such applications and make final determination as to those applicants entitled to receive an award.

On motions by Senator Horne, the Senate concurred in House amendments 1 and 3, and in House amendment 2 as amended to CS for SB 56.

CS for SB 56 passed as further amended and the action of the Senate was certified to the House. The vote was:

Yeas—37

Mr. President	Bell	Daniel	Graham
Arnold	Boyd	Ducker	Gunter
Barrow	Brantley	Fincher	Haverfield
Beaufort	Childers	Gong	Henderson

Hollahan	Lewis (33rd)	Poston
Horne	Lewis (43rd)	Reuter
Johnson (29th)	McClain	Sayler
Johnson (34th)	Myers	Scarborough
Knopke	Plante	Stolzenburg
Lane	Pope	Trask

Ware
Weissenborn
Williams

On motion by Senator Pope, CS for HB 157 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—42 Nays—None

Nays—1
Wilson

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

SPECIAL ORDER

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.

Was read the second time by title. On motion by Senator Hollahan, by two-thirds vote CS for HB 1407 was read the third time by title, passed and certified to the House. The vote was: Yeas—37 Nays—None

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

HB 2030—A bill to be entitled An act relating to the department of health and rehabilitative services; adding paragraph (i) to subsection (2) of §20.19, Florida Statutes, as amended by chapter 70-441, Laws of Florida, and amending §§381.492(1) and (2)(a) and 381.502, Florida Statutes; designating the division of planning and evaluation and specified bureaus as a division of the department; transferring the bureau of community hospitals and medical facilities to the division of planning and evaluation; changing the name of the bureau of community hospitals and medical facilities to the bureau of community medical facilities planning; repealing §20.19(16), (17) and (18), Florida Statutes, which transfer certain powers and duties relating to the division of community hospitals and medical facilities, survey of state hospital facilities, and advisory council, to the division of administrative services; providing an effective date.

Was read the second time by title. On motion by Senator Hollahan, by two-thirds vote HB 2030 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

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 §232.032, Florida Statutes, establishing immunization requirements for public or private school admittance; providing an effective date.

Was taken up, having been read the second time and amended on June 3.

The hour of adjournment having arrived, a point of order was called and the Senate recessed at 12:04 p.m. to reconvene at 1:30 p.m.

AFTERNOON SESSION

The Senate was called to order by the President at 1:30 p.m. A quorum present—47:

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

HB 1458—A bill to be entitled An act relating to public health, treatment of communicable diseases upon the consent of the minor; amending section 384.061, Florida Statutes, to authorize treatment of a minor exposed to such disease; providing an effective date.

Which was read the second time by title. On motion by Senator Gong, by two-thirds vote, HB 1458 was read the third time by title, passed and certified to the House. The vote was: Yeas—27 Nays—None

Mr. President	Daniel	Karl	Poston
Arnold	de la Parte	Knopke	Reuter
Barrow	Gong	Lewis (33rd)	Sayler
Beaufort	Graham	McClain	Scarborough
Boyd	Gunter	Ott	Ware
Brantley	Hollahan	Plante	Williams
Childers	Horne	Pope	

On motion by Senator Lewis (33rd), by two-thirds vote, HB 2425 was withdrawn from the Committee on Rules, Calendar, Privileged Business and Ethics and placed on the Local Calendar.

LOCAL CALENDAR

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.

Was read the second time by title. On motion by Senator Brantley, by two-thirds vote HB 940 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Horne, by two-thirds vote HB 1725 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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

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.

Was read the second time by title. On motion by Senator Bishop, by two-thirds vote HB 2255 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Bishop, by two-thirds vote HB 2256 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Reuter, by two-thirds vote HB 2311 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Henderson, by two-thirds vote HB 2346 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Henderson, by two-thirds vote HB 2347 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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

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.

Was read the second time by title. On motion by Senator Ducker, by two-thirds vote HB 2389 was read the third time by title, passed and certified to the House. The vote was:

Yeas—40

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

Nays—3

Ducker	Gunter	Plante
--------	--------	--------

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.

Was read the second time by title. On motion by Senator Williams, by two-thirds vote HB 2412 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Williams, by two-thirds vote HB 2413 was read the third time by title, passed and certified to the House. The vote was:

Yeas—42

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

Nays—1

Graham

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.

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote HB 2416 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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 in filing fees.

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote HB 2418 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote HB 2420 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

Arnold	Bell	Childers	Ducker
Barron	Bishop	Daniel	Fincher
Barrow	Boyd	Deeb	Gong
Beaufort	Brantley	de la Parte	Graham

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

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.

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote HB 2421 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote HB 2427 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote HB 2432 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote HB 2433 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

Consideration of HB 2443 was deferred, the bill retaining its place on the Calendar.

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.

Was read the second time by title. On motion by Senator Barrow, by two-thirds vote HB 2445 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Karl, by two-thirds vote HB 2460 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Saunders, by two-thirds vote HB 2468 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

Reuter	Scarborough	Ware	Williams
Saunders	Stolzenburg	Weber	Wilson
Sayler	Trask	Weissenborn	

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.

Was read the second time by title. On motion by Senator Bishop, by two-thirds vote HB 2475 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Saunders, by two-thirds vote HB 2472 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Gunter, by two-thirds vote HB 2476 was read the third time by title, passed and certified to the House. The vote was:

Yeas—40			
Arnold	Deeb	Johnson (34th)	Saunders
Barron	de la Parte	Karl	Sayler
Barrow	Fincher	Knopke	Scarborough
Beaufort	Gong	Lane	Stolzenburg
Bell	Graham	Lewis (33rd)	Trask
Bishop	Haverfield	McClain	Ware
Boyd	Henderson	Myers	Weber
Brantley	Hollahan	Ott	Weissenborn
Childers	Horne	Poston	Williams
Daniel	Johnson (29th)	Reuter	Wilson

Nays—3		
Ducker	Gunter	Plante

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.

Was read the second time by title. On motion by Senator Bishop, by two-thirds vote HB 2474 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Plante, by two-thirds vote HB 2492 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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

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.

Was read the second time by title. On motion by Senator Williams, by two-thirds vote HB 2496 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Williams, by two-thirds vote HB 2517 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Daniel, by two-thirds vote HB 2524 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Saunders, by two-thirds vote HB 2525 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Daniel, by two-thirds vote HB 2526 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Henderson, by two-thirds vote HB 2529 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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

Was read the second time by title. On motion by Senator Henderson, by two-thirds vote HB 2530 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Henderson, by two-thirds vote HB 2531 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Williams, by two-thirds vote HB 2532 was read the third time

by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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

Was read the second time by title. On motion by Senator Johnson (29th), by two-thirds vote HB 2533 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote HB 2534 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote HB 2536 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Bishop, by two-thirds vote HB 2537 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Ott, by two-thirds vote HB 2538 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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 tubercu-

lous 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.

Was read the second time by title. On motion by Senator Ott, by two-thirds vote HB 2539 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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 Statutes; 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.

Was read the second time by title. On motion by Senator Ott, by two-thirds vote HB 2540 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Ott, by two-thirds vote HB 2541 was read the third time by title,

passed and certified to the House. The vote was: Yeas—43
Nays—None

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

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

Consideration of HB 2552 was deferred, the bill retaining its place on the Calendar.

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.

Was read the second time by title. On motion by Senator Ott, by two-thirds vote HB 2544 was read the third time by title, passed and certified to the House. The vote was: Yeas—43
Nays—None

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.

Was read the second time by title. On motion by Senator Daniel, by two-thirds vote HB 2555 was read the third time by title, passed and certified to the House. The vote was: Yeas—43
Nays—None

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

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

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.

Was read the second time by title. On motion by Senator Bishop, by two-thirds vote HB 2549 was read the third time by title, passed and certified to the House. The vote was: Yeas—43
Nays—None

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.

Was read the second time by title. On motion by Senator Saunders, by two-thirds vote HB 2556 was read the third time by title, passed and certified to the House. The vote was: Yeas—43
Nays—None

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

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

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.

Was read the second time by title. On motion by Senator Saunders, by two-thirds vote HB 2551 was read the third time by title, passed and certified to the House. The vote was: Yeas—43
Nays—None

Consideration of HB 2557 was deferred, the bill retaining its place on the Calendar.

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.

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote HB 2561 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote HB 2562 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Boyd, by two-thirds vote HB 2563 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Bishop, by two-thirds vote HB 2564 was read the third time by title, passed and certified to the House. The vote was:

Yeas—42

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

Nays—1

Graham

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.

Was read the second time by title. On motion by Senator Arnold, by two-thirds vote HB 2565 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Arnold, by two-thirds vote HB 2566 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Ott, by two-thirds vote HB 2569 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Ott, by two-thirds vote HB 2570 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Ott, by two-thirds vote HB 2571 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

Consideration of SB 1633 was deferred, the bill retaining its place on the Calendar.

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.

Was read the second time by title. On motion by Senator Gunter, by two-thirds vote HB 1393 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Ducker, by two-thirds vote HB 1394 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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, underwater 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.

Was read the second time by title. On motion by Senator Plante, by two-thirds vote HB 1397 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

Consideration of House Bills 2222, 2291 and 2327 was deferred, the bills retaining their places on the Calendar.

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.

Was read the second time by title. On motion by Senator Barrow, by two-thirds vote HB 2333 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Saunders, by two-thirds vote HB 2369 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

On motion by Senator Saunders, consideration of House Bills 2436, 2437, 2438 and 2440 was deferred, the bills retaining their places on the Calendar.

Consideration of House Bills 2456 and 2457 was deferred, the bills retaining their places on the Calendar.

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.

Was read the second time by title. On motion by Senator Karl, by two-thirds vote HB 2459 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Daniel, by two-thirds vote HB 2461 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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.

Was read the second time by title. On motion by Senator Saunders, by two-thirds vote HB 2471 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title.

On motion by Senator Saunders the following amendment was adopted:

On page 1, lines 11 and 12, strike all of lines 11 and 12 and insert the following: Dixie County shall receive twenty-five hundred dollars (\$2500.00) per year as compensation for their

On motion by Senator Saunders, by two-thirds vote, HB 2527 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

HB 1582—A bill to be entitled An act relating to the school board of Osceola County, Florida, permitting the school board of Osceola County to request a referendum election regarding the appointment of the superintendent in Osceola County; and when requested by resolution from the school board of Osceola County requiring the board of county commissioners of such county to call such referendum election; providing the date for such referendum election; providing an effective date.

On motions by Senator Trask, by two-thirds vote HB 1582 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—43 Nays—None

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

HB 1760—A bill to be entitled An act relating to urban renewal projects in Pinellas county; prohibiting urban renewal projects in Pinellas county and cities therein; repealing chapter 69-653, Laws of Florida; providing an effective date.

On motions by Senator Sayler, by two-thirds vote HB 1760 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—43 Nays—None

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

HB 2080—A bill to be entitled An act relating to the ninth judicial circuit; providing for appointment by the governor of a census committee pursuant to §26.011, Florida Statutes, to determine population of said judicial circuit; providing an effective date.

On motions by Senator Gunter, by two-thirds vote HB 2080 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—43 Nays—None

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

HB 2415—A bill to be entitled An act relating to Polk County; authorizing the Polk County health department to perform home or visiting nurse functions in conjunction; association and cooperation with the Polk County Association of Nursing Councils, Inc. and its member agencies; authorizing collection of fees or charges by said association and its members for such services; providing for schedule of fees, record keeping and auditing; limiting expenditure of such funds; ratifying prior actions and collections; providing an effective date.

On motions by Senator Trask, by two-thirds vote HB 2415 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—43 Nays—None

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

Reuter	Scarborough	Ware	Williams
Saunders	Stolzenburg	Weber	Wilson
Sayler	Trask	Weissenborn	

HB 2481—A bill to be entitled An act relating to Sumter County; creating the Sumter County Hospital Authority; providing for its membership; prescribing said authority's powers and duties; repealing chapter 17674, Laws of Florida, 1935, and chapter 61-564, Laws of Florida; providing an effective date.

On motions by Senator Daniel, by two-thirds vote HB 2481 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—43 Nays—None

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

HB 2484—A bill to be entitled An act relating to Sumter County; transferring the authority of Jumper Creek and Big Prairie drainage districts from the Sumter County board of commissioners to the Sumter County recreation and water conservation and control authority; declaring chapter 61-1740, Laws of Florida, unconstitutional and void ab initio and repealing chapter 61-1740, Laws of Florida; providing an effective date.

On motions by Senator Daniel, by two-thirds vote HB 2484 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—43 Nays—None

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

HB 2486—A bill to be entitled An act relating to Sumter County; authorizing the expenditure of gasoline tax funds accruing to the department of transportation on request of the board of county commissioners in said county for the construction, reconstruction, and maintenance of streets, roads, and highways within incorporated areas of such county; providing that such work shall be performed under the supervision of the department of transportation; providing an effective date.

On motions by Senator Daniel, by two-thirds vote HB 2486 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—43 Nays—None

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

HB 2487—A bill to be entitled An act relating to Sumter County; authorizing municipal or county officers or agencies of Sumter County to purchase, lease or contract for the purchase or lease of any goods or services offered for sale or lease by the United States government or any subdivision thereof and to thereafter sell or lease such goods; repealing chapter 23926, Laws of Florida, 1947, a population act relating to the same subject; providing an effective date.

On motions by Senator Daniel, by two-thirds vote HB 2487 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—43 Nays—None

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

HB 2518—A bill to be entitled An act relating to the City of West Melbourne, Brevard County; adding §6.12 to chapter 70-983, Laws of Florida; providing that the city council of West Melbourne shall have full power and authority to license professions, businesses, occupations, and privileges, and to levy and collect license taxes upon same; providing an effective date.

On motions by Senator Reuter, by two-thirds vote HB 2518 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—43 Nays—None

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

HB 2521—A bill to be entitled An act relating to Sumter County; providing for the acquisition, construction, repair, equipping and remodeling of school buildings for said county; authorizing the issuance of certificates of indebtedness payable from the portion of the racetrack funds accruing annually to Sumter County and allocated to the district school board to finance the cost of such projects; providing an effective date.

On motions by Senator Daniel, by two-thirds vote HB 2521 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—43 Nays—None

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

HB 2573—A bill to be entitled An act amending chapter 69-1049, Laws of Florida, which created the Pensacola-Escambia Governmental Center Authority; providing that leases entered into by the Authority and the City of Pensacola or Escambia County may extend for a period longer than one year without

an election if said lease rentals are not payable from ad valorem taxes; providing for the security of such leases and bonds of the Authority; providing that said Authority may impose certain assessments against said city and said county and providing for the judicial validation of bonds, notes or certificates of said Authority and of leases thereof, and for the issuance of notes in anticipation of bond proceeds; providing an effective date.

On motions by Senator Childers, by two-thirds vote HB 2573 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—43 Nays—None

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

HB 2578—A bill to be entitled An act to amend Chapter 21,262, Laws of Florida, Special Acts of 1941, as amended by chapter 22,304, Laws of Florida, Special Acts of 1943, and as amended by chapter 23,303, Laws of Florida, Special Acts of 1945, and as otherwise amended, said chapter 21,262 being the Charter Act of the City of Green Cove Springs, Florida, in the following respects: amending section 2 so as to correct an omission in the description of the legal boundaries of said City; amending section 5 concerning municipal organization by providing that the municipal government shall be known as the commissioner-manager form of government and providing for five departments with one commissioner in charge of each department; amending section 34 so as to add the city manager to the list of offices and departments; amending section 53 so as to allow a person to be named by the commission to sign warrants for the payment of money when countersigned by the mayor; amending section 77 so as to eliminate all except the first sentence of the present section 77; amending section 86 so as to eliminate the requirement of bond trustees when general obligation bonds are issued, and so as to allow a maximum interest rate of 7½% on such bonds, and so as to provide that all outstanding issues of general obligation bonds shall never exceed 35% of the total assessed valuation of taxable city property; amending section 115 so as to allow city commissioners a maximum annual compensation not to exceed eighteen hundred dollars (\$1,800.00); amending section 118 so as to provide for two elections each year to fill vacancies in the commission; amending section 119 so as to remove freeholder qualifications in franchise and bond elections; amending section 120 so as to provide that the city clerk or his deputy shall be the registration officer; amending section 123 so as to provide that election voting hours shall be from 7 a.m. to 7 p.m.; repealing section 7 which now requires segregation of the races; repealing sections 63 through 76, sections 79 through 81, and sections 83 and 84, all having to do with assessment and collection of city taxes; repealing section 125 which now provides for the nomination of elective officers; and providing an effective date.

On motions by Senator Williams, by two-thirds vote HB 2578 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—43 Nays—None

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

HB 2579—A bill to be entitled An act relating to Santa Rosa County; providing that all moneys received by the county

under §193.481, Florida Statutes, shall be allocated in two (2) equal parts to the district school board to be credited to the district current school fund and to the board of county commissioners of Santa Rosa County; providing an effective date.

On motion by Senator Broxson, by two-thirds vote, HB 2579 was read the second time by title.

On motion by Senator Broxson the following amendment was adopted:

On page 1, line 16, section 1, strike "193.481" and insert: 211.06(1)(b)

On motion by Senator Broxson the following amendment was adopted:

On page 1, line 6, title, strike "193.481" and insert: 211.06(1)(b)

On motion by Senator Childers, by two-thirds vote, HB 2579 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

HB 2580—A bill to be entitled An act relating to the City of Milton, Santa Rosa County; amending section 2, chapter 61-2489, Laws of Florida; describing new boundaries for the natural gas service area; providing an effective date.

On motions by Senator Childers, by two-thirds vote HB 2580 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—43 Nays—None

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

HB 2581—A bill to be entitled An act relating to the City of Milton, Santa Rosa County; amending section 105, chapter 13105, Laws of Florida, 1927, to provide that the city may fix rates, fees, and charges for customers or consumers of public utilities outside the corporate limits of the city to be serviced by the city; providing an effective date.

On motions by Senator Childers, by two-thirds vote HB 2581 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—43 Nays—None

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

Reuter	Scarborough	Ware	Williams
Saunders	Stolzenburg	Weber	Wilson
Sayler	Trask	Weissenborn	

Consideration of House Bills 2582 and 2583 was deferred, the bills retaining their places on the Calendar.

HB 2350—A bill to be entitled An act to authorize the County Commissioners of Sarasota County to levy an 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.

Was read the second time by title. On motion by Senator Henderson, by two-thirds vote HB 2350 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote HB 2425 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title.

On motion by Senator Henderson the following amendment was adopted:

On page 1, lines 28 and 29, strike "the failure to provide necessary precautions" and insert the following: the required exercise and maneuver

On motion by Senator Henderson the following amendment was adopted:

On page 2, line 13, section 2, strike "one hundred" and insert: sixty

On motion by Senator Henderson the following amendment was adopted:

On page 2, lines 16-21, section 3, strike all of Section 3 and insert the following: Section 3. The district school board of DeSoto County is authorized and directed to budget six thousand dollars each year for ten consecutive years for the expenditures approved in section 2. Payment shall be made on December 1 of each year, commencing December 1, 1971, to the legally qualified guardian of the property of Stephen Franklin McAllister.

On motion by Senator Henderson the following amendment was adopted:

On page 1, lines 7 and 8, title, strike "caused by negligence of the personnel of Arcadia High School, DeSoto County," and insert the following: while a student attending DeSoto County High School, Desoto County,

On motion by Senator Henderson, by two-thirds vote, HB 2520 as amended was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Pope, by two-thirds vote HB 2572 was read the third time by title, passed and certified to the House. The vote was: Yeas—35 Nays—None

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

By unanimous consent Senators Johnson (29th), Daniel and Williams were recorded as voting yea.

On motion by Senator Weber, by two-thirds vote, HB 1584 was withdrawn from the Committee on Rules, Calendar, Privileged Business and Ethics and placed on the local calendar.

HB 1584—A bill to be entitled An act relating to Broward County; providing for compensation to official circuit court reporters and their deputies of the Seventeenth Judicial Circuit in and for Broward County, Florida for furnishing tran-

scripts of testimony and proceedings in civil and criminal cases; providing an effective date.

Was read the second time by title. On motion by Senator Weber, by two-thirds vote, HB 1584 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

HB 2122—A bill to be entitled An act creating the Clearwater Beach Bridge Authority; describing its duties; providing for the financing of the authority; providing for dissolution; providing an effective date.

Was read the second time by title. On motion by Senator Saylor, by two-thirds vote HB 2122 was read the third time by title, passed and certified to the House. The vote was: Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Ducker, by two-thirds vote HB 2120 was read the third time

by title, passed and certified to the House. The vote was:
Yeas—43 Nays—None

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

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.

Was read the second time by title. On motion by Senator Bishop, by two-thirds vote HB 2277 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
------	--------	-------------

On motion by Senator Barron, by two-thirds vote, House Bills 1061 and 782 were withdrawn from the Committee on Personnel, Retirement and Claims and placed on the Special Order Calendar.

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

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 4, 1971
President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives has amended Senate amendment to House amendment 1, further amended and passed as further amended—

By Senator Pope and others—

SB 188—A bill to be entitled An act relating to homestead tax exemption; amending section 196.031, Florida Statutes, by adding a new subsection (3), providing additional exemption from ad valorem millage levied by district school boards in the amount of five thousand dollars (\$5,000) of the assessed valuation of certain real property of persons who are sixty-five (65) years of age or older; providing limitations based on income level of the person; providing an effective date.

House amendment 1—

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

Section 1. Section 196.031 is amended by adding a new subsection to read:

196.031 Exemption of Homesteads.—

(3) For every person who is entitled to the exemption provided in subsection (1), who has been a permanent resident of this state for the five (5) consecutive years prior to claiming an exemption under this subsection, and who is sixty-five years of age or older, the exemption is increased to ten thousand dollars (\$10,000) for taxes levied by district school boards for current school operating purposes.

Section 2. This act shall take effect December 31, 1971.

Senate amendment to House amendment 1—

Strike entire amendment and insert:

A bill to be entitled An act relating to homestead tax exemption; amending section 196.031, Florida Statutes, by adding a new subsection (3), providing additional exemption from ad valorem millage levied by district school boards in the amount of five thousand dollars (\$5,000) of the assessed valuation of certain real property of persons who are sixty-five (65) years of age or older; providing residential limitations; providing an effective date.

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

Section 1. Section 196.031 is amended by adding a new subsection to read:

196.031 Exemption of homesteads.—

(3) For every person who is entitled to the exemption provided in subsection (1) and who is sixty-five (65) years of age or older the exemption is increased to ten thousand dollars (\$10,000) for taxes levied by the district school boards for current school operating purposes.

Section 2. This act shall take effect December 31, 1971.

House amendment 1 to Senate amendment to House amendment 1—

Strike Sections 1 and 2 and insert the following:

Section 1. Section 196.031 is amended by adding a new subsection to read:

196.031 Exemption of Homesteads.—

(3) For every person who is entitled to the exemption provided in subsection (1), who has been a permanent resident of this state for the five (5) consecutive years prior to claiming an exemption under this subsection, and who is sixty-five years of age or older, the exemption is increased to ten thousand dollars (\$10,000) for taxes levied by district school boards for current school operating purposes.

Section 2. Providing that if any part of any section of this bill is held by a court of competent jurisdiction to be unconstitutional it is the express intent of the legislature that the remainder of the bill or of any section thereof would have been enacted notwithstanding the absence of the unconstitutional part.

Section 3. The tax assessors of the various counties shall compile a list of taxable property and its value removed from the tax rolls as a result of this increased exemption as well as a statement of the loss of tax revenue to the School Board. These reports shall be furnished to the Department of Revenue by the various tax assessors not later than April 10, 1972. The Department of Revenue shall in turn compile a list of loss revenue by county and provide the House Appropriations Committee and the Senate Ways and Means Committee with such report by not later than April 15, 1972.

The 1972 legislature and each legislature thereafter will appropriate directly to the various county school boards an amount of money equal to the actual net loss of school funds as reflected in the above report.

Section 4. This act shall take effect December 31, 1971.

House amendment 2 to Senate amendment to House amendment 1—

Strike entire title and insert the following:

A bill to be entitled An act relating to homestead tax exemption; amending section 196.031, Florida Statutes, by adding a new subsection (3), providing additional exemption from ad valorem millage levied by district school boards in the amount of five thousand dollars (\$5,000) of the assessed valuation of certain real property of persons who are sixty-five (65) years of age or older; providing residential limitations; providing a severability clause; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator Pope, the Senate concurred in House amendments 1 and 2 to the Senate amendment to House amendment 1 to SB 188.

SB 188 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—34

Mr. President	Deeb	Horne	Poston
Arnold	de la Parte	Johnson (29th)	Saunders
Barron	Ducker	Knopke	Scarborough
Barrow	Fincher	Lewis (43rd)	Trask
Beaufort	Gong	McClain	Ware
Brantley	Graham	Myers	Weissenborn
Broxson	Gunter	Ott	Williams
Childers	Haverfield	Plante	
Daniel	Hollahan	Pope	

Nays—6

Bell	Lane	Weber	Wilson
Boyd	Saylor		

The Honorable Jerry Thomas
President of the Senate

June 4, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has passed SB 1184.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The bill, contained in the above message, was ordered enrolled.

On motion by Senator Haverfield, by two-thirds vote, HB 699 was placed on the Special Order Calendar.

On motion by Senator Wilson, by two-thirds vote, all bills added to the Special Order Calendar were placed at the end thereof without priority.

Senator Ducker moved that HB 2120 be withdrawn from the Committee on Public Schools and placed on the local calendar and the motion failed by the following vote:

Yeas—16

Arnold	Bell	Gunter	Scarborough
Barron	Brantley	Lane	Trask
Barrow	Daniel	McClain	Ware
Beaufort	Ducker	Plante	Williams

Nays—19

Mr. President	Broxson	Fincher	Graham
Boyd	Childers	Gong	Haverfield

Hollahan	Lewis (33rd)	Pope	Saylor
Karl	Lewis (43rd)	Poston	Weissenborn
Knopke	Myers	Reuter	

Senator Boyd moved that the Senate reconsider the vote by which the foregoing motion failed. The motion was adopted by the following vote:

Yeas—23

Arnold	Brantley	Lane	Trask
Barron	Childers	McClain	Ware
Barrow	Daniel	Plante	Weber
Beaufort	Ducker	Pope	Weissenborn
Bell	Gunter	Scarborough	Williams
Boyd	Hollahan	Stolzenburg	

Nays—12

Broxson	Graham	Lewis (33rd)	Poston
Fincher	Haverfield	Lewis (43rd)	Reuter
Gong	Knopke	Myers	Saylor

The question recurred on the motion by Senator Ducker which was adopted by the following vote:

Yeas—24

Arnold	Brantley	Hollahan	Saylor
Barron	Childers	Johnson (29th)	Scarborough
Barrow	Daniel	Lane	Stolzenburg
Beaufort	Ducker	McClain	Trask
Bell	Fincher	Plante	Ware
Boyd	Gunter	Pope	Williams

Nays—11

Mr. President	Graham	Lewis (43rd)	Reuter
Broxson	Knopke	Myers	Weissenborn
Gong	Lewis (33rd)	Poston	

The Senate resumed—

SPECIAL ORDER

HB 142—A bill to be entitled An act relating to safety equipment inspections of motor vehicles; amending Section 325.19 (2), Florida Statutes; providing additional definition of unsafe tires; providing an effective date.

Was read the second time by title. On motion by Senator Arnold, by two-thirds vote HB 142 was read the third time by title, passed and certified to the House. The vote was:

Yeas—37

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

Nays—3

Bishop	Brantley	Childers
--------	----------	----------

By unanimous consent Senator Broxson was recorded as voting yea.

HB 1406—A bill to be entitled An act relating to establishing the boundary of the State of Florida along the Atlantic Ocean and the Florida straits; repealing section 6.11, Florida Statutes; providing an effective date.

Was read the second time by title. On motion by Senator Barron, by two-thirds vote HB 1406 was read the third time by title, passed and certified to the House. The vote was: Yeas—42 Nays—None

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

By unanimous consent Senators de la Parte, Williams and Broxson were recorded as voting yea.

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.

Was read the second time by title. On motion by Senator Hollahan, by two-thirds vote HB 1805 was read the third time by title, passed and certified to the House. The vote was: Yeas—42 Nays—None

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

By unanimous consent, Senators Saunders, Wilson, Deeb, Bishop, Childers, Johnson (29th), Williams and Daniel changed their votes from yea to nay; Senator Barron was recorded as voting nay.

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.

Was read the second time by title. On motion by Senator Hollahan, by two-thirds vote HB 1806 was read the third time

by title, passed and certified to the House. The vote was: Yeas—37 Nays—None

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

HB 2195—A bill to be entitled An act relating to presiding judges of circuits; creating section 43.26, Florida Statutes; providing that the presiding judge of a judicial circuit who shall be a circuit judge shall have the power to exercise administrative supervision over all trial courts within the judicial circuit except municipal courts, and over the judges and other officers of such courts; providing the powers and duties of the presiding judge; providing the means for selecting the presiding judge of the circuit; providing for the office of executive assistant to the presiding judge; providing the duties of such executive assistant; providing an effective date.

Was read the second time by title. On motion by Senator Lewis (43rd), by two-thirds vote HB 2195 was read the third time by title, passed and certified to the House. The vote was:

Yeas—28			
Arnold	Gong	Johnson (34th)	Plante
Barrow	Graham	Karl	Poston
Beaufort	Gunter	Knopke	Saunders
Boyd	Haverfield	Lewis (33rd)	Scarborough
Brantley	Hollahan	Lewis (43rd)	Trask
Daniel	Horne	McClain	Weissenborn
Fincher	Johnson (29th)	Myers	Williams

Nays—13			
Barron	Deeb	Sayler	Wilson
Bell	de la Parte	Stolzenburg	
Bishop	Henderson	Ware	
Childers	Lane	Weber	

By unanimous consent Senators Ducker and Reuter were recorded as voting yea.

HB 612—A bill to be entitled An act relating to the Seminole Indian Tribe as defined in section 285.11, Florida Statutes; amending chapter 320, Florida Statutes, to require the department of highway safety and motor vehicles to issue each year, free of charge to any state agency or individual, 640 automobile license plates required for use on automobiles owned and operated by members of said tribe; requiring said department to provide application forms and procedures; providing an effective date.

Was read the second time by title. On motion by Senator Horne, by two-thirds vote HB 612 was read the third time by title, passed and certified to the House. The vote was: Yeas—37 Nays—None

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

SB 948—A bill to be entitled An act to amend Sections 687.02 and 687.03, Florida Statutes, defining usurious contracts and making it unlawful to impose, charge or take interest in excess of the rate therein prescribed, by modifying the interest

rate which may lawfully be charged for obligations in excess of five hundred thousand dollars; providing an effective date.

Was read the second time by title.

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

On page 2, line 28, section 2, insert after the period (.): For the purpose of this section and §687.02, the rate of interest on any loan of money shall be determined and computed upon the assumption that the debt will be paid according to the agreed terms, and in the event said loan is paid or collected by court action prior to the term of said loan, any payments charged, reserved, or taken as an advance or forbearance which are in the nature of and taken into account in the calculation of interest, shall be spread over the stated term of the loan for the purpose of determining the rate of interest.

Pending further consideration of SB 948 as amended, on motion by Senator Trask, by two-thirds vote, HB 1465 was withdrawn from the Committee on Judiciary—Civil B and placed on the Calendar.

On motion by Senator Trask—

HB 1465—A bill to be entitled An act to amend Sections 687.02 and 687.03, Florida Statutes, defining usurious contracts and making it unlawful to impose, charge or take interest in excess of the rate therein prescribed, by modifying the interest rate which may lawfully be charged for obligations in excess of five hundred thousand dollars; providing an effective date.

—a companion measure to SB 948 as amended was substituted therefor and read the second time by title.

Senator Pope moved the adoption of the following amendment:

Renumber present Section 3 as Section 4 and insert new: Section 3. No lender may require any portion of a loan under this act to remain in escrow or to be invested in specified securities pledged to such loan except that a purchase money mortgage may be taken on a sale of property or where the purchase of said property utilized all funds advanced.

On motion by Senator Hollahan, HB 1465 together with pending amendment was deferred.

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.

Was read the second time by title. On motion by Senator Hollahan, by two-thirds vote HB 2060 was read the third time by title, passed and certified to the House. The vote was: Yeas—40 Nays—None

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

By unanimous consent Senator Reuter was recorded as voting yea.

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 first year implementation recommendations to be included in the 1972-73 budget of the commissioner of education; providing an effective date.

Was read the second time by title.

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

On page 3, line 14, section 2, strike balance of Section after "implementation"

On motion by Senator Graham, by two-thirds vote, CS for HB 1507 was read the third time by title, passed and certified to the House. The vote was:

Yeas—30

Arnold	Fincher	Knopke	Saunders
Beaufort	Gong	Lane	Scarborough
Bell	Graham	Lewis (43rd)	Stolzenburg
Brantley	Haverfield	McClain	Ware
Broxson	Henderson	Myers	Weissenborn
Childers	Hollahan	Ott	Williams
de la Parte	Horne	Poston	
Ducker	Johnson (34th)	Reuter	

Nays—4

Lewis (33rd)	Sayler	Weber	Wilson
--------------	--------	-------	--------

Senators Pope, Daniel and Boyd were recorded as voting yea.

HB 350—A bill to be entitled An act relating to death benefits for law enforcement officers and firemen; amending §112.19(2)(a), Florida Statutes, to increase death benefits for law enforcement officers; amending §112.191(2)(a), Florida Statutes, to increase death benefits for firemen; providing an effective date.

Was read the second time by title. On motion by Senator McClain, by two-thirds vote HB 350 was read the third time by title, passed and certified to the House. The vote was: Yeas—46 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)	Ware
Bishop	Gunter	McClain	Weber
Boyd	Haverfield	Myers	Weissenborn
Brantley	Henderson	Ott	Williams
Broxson	Hollahan	Plante	Wilson
Childers	Horne	Pope	
Daniel	Johnson (29th)	Poston	

By unanimous consent Senator Trask was recorded as voting yea.

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Jerry Thomas
President of the Senate

June 4, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has refused to concur in Senate amendments to House amendments to—

By the Committee on Governmental Efficiency—

CS for SB 759—A bill to be entitled An act relating to the Department of Commerce; amending Section 20.17, Florida

Statutes, to reorganize the Department of Commerce by providing for a Division of Labor, a Division of Employment Security, a Division of Tourism, a Division of Economic Development, a Division of Information Services, and a Division of Administrative Services; creating an appellate court of Industrial Claims for review of workmen's compensation cases and providing election, organization, jurisdiction, compensation and duties of the appellate court of Industrial Claims; transferring the voluntary mediation and conciliation service created under Section 448.06, Florida Statutes, to the Department of Commerce; amending Sections 440.24, 440.25, 440.27, Florida Statutes, to conform to the commission; amending Section 443.11, Florida Statutes, to create a board of review for unemployment compensation cases; amending Section 440.44 (4) (b) to delete the requirement that the chief of workmen's compensation be a member of the Florida Bar; providing an effective date.

(House and Senate amendments attached to original bill)

—and requests the Senate to recede therefrom or appoint a Conference Committee. In the event the Senate refuses to recede, the Speaker of the House has appointed Representatives Sessums, Whitworth and Crabtree as conferees on the part of the House.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator Ott, the Senate refused to recede from Senate amendments to the House amendments to CS for SB 759.

The President appointed Senators Daniel, Ott and Wilson as the conference committee on the part of the Senate. The action of the Senate was certified to the House.

The Honorable Jerry Thomas June 4, 1971
President of the Senate

Sir:

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

By Senators Hollahan and Graham—

SB 1439—A bill to be entitled An act relating to the Inter-American cultural and trade center; amending Sections 554.01, 554.02(1)(a), adding Sections 554.071(5), 554.161 and adding Section 554.34, Florida Statutes, establishing the Inter-American Center Authority Instrumentality, increasing the members to nine (9) with provision for appointment of added members, providing for assistance of the Inter-American Center Authority by the Department of Community Affairs with Appropriation permitted through the Department of Community Affairs; providing for coordination of the efforts of the Inter-American Center Authority with agencies involved in the American Bicentennial; and requiring annual reports by the Inter-American Center Authority to the Governor; providing an effective date.

Amendment 1—

In the title, lines 10-12, strike increasing the members to nine (9) with provisions providing for appointment of added members.

Amendment 2—

In the title, line 23 insert the following: after the semi-colon (;): authorizing Florida International University to expend funds on the planning of a campus at the Interama Center;

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Haverfield, the Senate concurred in the House amendments to SB 1439.

SB 1439 passed as further amended, was ordered engrossed and the action of the Senate was 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	

The Honorable Jerry Thomas
President of the Senate

June 4, 1971

Sir:

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

By Representative Lancaster—

HB 2500—A bill to be entitled An act relating to Gilchrist County; amending chapter 27117, Laws of Florida, Acts of 1951, as amended by chapter 30477, Laws of Florida, Acts of 1955, and by chapter 61-870, Laws of Florida, and as transferred as a general law to the Florida Statutes by Chapter 71-29, Laws of Florida, relating to the small claims court; providing that the county judge of Gilchrist County shall be ex officio judge of the small claims court; providing for application of rules of summary claims procedure; providing for 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 2500.

HB 2500, contained in the above message, was read the first time by title. On motion by Senator Saunders, the rules were waived and the bill was placed on the Calendar.

On motion by Senator Saunders, unanimous consent was obtained to take up HB 2500 out of order.

On motions by Senator Saunders, by two-thirds vote, HB 2500 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—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	

The Honorable Jerry Thomas
President of the Senate

June 4, 1971

Sir:

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

By Representative Lancaster—

HB 2329—A bill to be entitled An act relating to Suwannee County; authorizing the board of county commissioners of said county to maintain any public noncommercial cemetery for which there exists no perpetual care or other means of maintenance; providing same to be a county purpose; authorizing said board to use county equipment and certain persons detained in county jails for maintenance of such cemeteries; 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 2329.

HB 2329, contained in the above message, was read the first time by title. On motion by Senator Saunders the rules were waived and the bill was placed on the Calendar.

On motion by Senator Saunders, unanimous consent was obtained to take up HB 2329 out of order.

On motions by Senator Saunders, by two-thirds vote HB 2329 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—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	

The Honorable Jerry Thomas
President of the Senate

June 4, 1971

Sir:

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

By Senator Thomas—

SB 457—A bill to be entitled An act relating to the legislature; fixing the date for convening the regular session of legislature in each even-numbered year; providing an effective date.

Amendment 1—

On page 1, line 14, strike "in each even-numbered year" and insert the following: in the year of 1972

Amendment 2—

In the title, line 7, strike each even-numbered year and insert the following: in the year 1972

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Hollahan, the Senate concurred in the House amendments to SB 457.

SB 457 passed as further amended, was ordered engrossed and the action of the Senate was 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 Knopke, unanimous consent was obtained to take up out of order—

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.

—which was read the second time by title. On motion by Senator Knopke, by two-thirds vote, HB 2515 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	

The Honorable Jerry Thomas
President of the Senate

June 4, 1971

Sir:

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

By Representative Reeves and others—

HB 2584—A bill to be entitled An act relating to Escambia County; providing for an increase in the limits authorized for compensation to constables in Escambia County upon resolution of the board of county commissioners of Escambia County; 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 2584.

HB 2584, contained in the above message, was read the first time by title.

On motion by Senator Broxson, the rules were waived and the bill was placed on the Calendar.

On motion by Senator Broxson, unanimous consent was obtained to take up HB 2584 out of order.

On motions by Senator Broxson, by two-thirds vote, HB 2584 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—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	

The Honorable Jerry Thomas
President of the Senate

June 4, 1971

Sir:

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

By Senator Thomas and others—

SB 1043—A bill to be entitled An act relating to the joint legislative management committee; amending section 11.147, Florida Statutes; providing for membership; providing an effective date.

Amendment 1—

On page 1, line 23, strike “five (5)” and insert the following: three (3)

Amendment 2—

On page 1, line 26, strike “five (5)” and insert the following: three (3)

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Horne, the Senate concurred in the House amendments to SB 1043.

SB 1043 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—29 Nays—None

Mr. President	Ducker	Johnson (34th)	Saunders
Arnold	Fincher	Lane	Stolzenburg
Barrow	Gong	Lewis (33rd)	Ware
Beaufort	Graham	Lewis (43rd)	Weissenborn
Bell	Gunter	McClain	Williams
Boyd	Haverfield	Myers	
Broxson	Horne	Poston	
Childers	Johnson (29th)	Reuter	

By unanimous consent Senator Henderson was recorded as voting yea.

On motion by Senator Haverfield, by two-thirds vote, HCR 1895 was withdrawn from the Committee on Universities and Community Colleges and placed on the Calendar.

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

HCR 1895—A concurrent resolution commending Michael Kasha of the Florida State University Department of Chemistry.

WHEREAS, Michael Kasha, a member of the faculty of the Department of Chemistry of the Florida State University for twenty years, has developed a research program which has brought international recognition to the Florida university system and, in particular, the Florida State University, and

WHEREAS, this program in molecular spectroscopy has resulted in numerous national awards, and

WHEREAS, Michael Kasha has performed a great service to science both in this country and abroad through his role in the training of many research students at the graduate and post-doctoral level, and

WHEREAS, Michael Kasha has been a devoted and effective teacher at all levels of undergraduate and graduate university education, and

WHEREAS, Michael Kasha has performed outstanding service to the State of Florida and the Florida State University as a professor in the Chemistry Department since 1951, as Chairman of the Department of Chemistry 1959-62 and as Director of the Institute of Molecular Biophysics since 1960, and

WHEREAS, his service and dedication to the State of Florida and the Florida State University was recognized by his designation as Distinguished Professor at Florida State University in 1962, and

WHEREAS, Michael Kasha's eminence as a research scientist has been recognized by his appointment to the National Academy of Sciences in 1971, bringing unique recognition to the scientific research and education in the State of Florida inasmuch as this is the first appointment of a faculty member of the university system to the Academy, NOW, Therefore,

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

That Michael Kasha is hereby recognized and commended for his distinguished achievements in the field of research in molecular spectroscopy, for his success in the creation and administration of the internationally recognized Institute of Molecular Biophysics, and for his continued dedication to chemical education within the Florida State University.

BE IT FURTHER RESOLVED that a copy of this resolution, signed by the Speaker of the House of Representatives and the President of the Senate, with the great seal of the State of Florida attached, be presented to Michael Kasha as a lasting symbol of the respect and appreciation of the people of the State of Florida.

—which was read the second time in full. On motion by Senator Haverfield, HCR 1895 was unanimously adopted and certified to the House.

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

PROCLAMATION

State of Florida
Office of the Governor
Tallahassee

TO THE HONORABLE MEMBERS OF THE SENATE AND HOUSE OF REPRESENTATIVES:

WHEREAS, the Legislature of the State of Florida convened in regular session for the year 1971 on the 6th day of April A. D. 1971, and is currently in Regular Session, and

WHEREAS, I have been advised by the President of the Senate and the Speaker of the House of Representatives that the Legislature does not intend to extend the Regular Session in the manner prescribed in the Constitution, and will adjourn sine die on the 4th day of June A.D. 1971, and

WHEREAS, the Legislature, during the regular session of 1971 has failed to enact a General Appropriations Act or provide adequate financing for necessary programs and activities of State Government, and

WHEREAS, it is my duty as Governor under Section 1 of Article IV, Florida Constitution (1968) to take care that the laws be faithfully executed, and

WHEREAS, the enactment of an adequate General Appropriations Act which is properly and adequately financed is essential in order to insure the benefits of the constitutional liberty, perfect our government, insure domestic tranquility, maintain public order and guarantee equal civil and political rights due all the citizens of the State of Florida;

NOW, THEREFORE, I, REUBIN O'D. ASKEW, as Governor of the State of Florida, in obedience to my constitutional duty and by virtue of the power and authority vested in me by Article III, Section 3 of the Constitution of Florida (1968), do hereby convene the Legislature in Special Session at the Capitol, Tallahassee, Florida, for a period of approximately ten (10) days, commencing at 11 o'clock A.M., Wednesday, the 9th day of June A. D. 1971, and ending at 5 o'clock P.M. on the 18th day of June A. D. 1971.

In accordance with Section 3 of Article III of the Florida Constitution, the only legislative business which may be transacted during this Special Session is the consideration and enactment of a General Appropriations Act and such revenue acts as are necessary to adequately and properly finance the General Appropriations Act.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capitol, this 4th day of June A. D. 1971.

REUBIN O'D. ASKEW
Governor

ATTEST:
RICHARD (DICK) STONE
Secretary of State

On motion by Senator Hollahan, the following remarks of the President and Senator Barron were ordered spread upon the Journal:

Mr. President: Senators, let me pause for just a moment to briefly review with you the activities of the Senate in regard to our actions dealing with the budget measure and the necessary revenue measures to support that budget. The Senate developed, after months of consultation and difficult work on the part of the committee of the distinguished Senator from the 26th, an Appropriation Bill. It was passed two weeks ago. It was passed by a unanimous vote of this Senate. Those veteran reporters who cover Tallahassee, reported never before had an Appropriation Bill been passed so early in regular session, and certainly in the memory of those of us here never

before had it been adopted by unanimous vote. The distinguished Senator from the 26th many months ago corresponded with the House and pointed out the necessity of developing and passing an Appropriation Bill early so that His Excellency, The Honorable Reubin Askew, could consider it and, if he felt it necessary, to exercise his prerogative of veto. We could then conclude our deliberations within the 60 day regular session as enunciated in the Constitution as adopted by the people in 1968.

The Senate performed well. It further represented as early as last November that it would produce a balanced budget. That Florida, unlike Washington, would not resort to deficit spending, would be very conscious of how precious our vote is any time we consider taxing the citizens of this State, many times for the benefit of others. While some questioned our ability to do that, I think the Senate performed well and in its supplemental measures produced a balanced budget.

In its simplest form we told the people of this State that we would practice what most housewives practice; that we will not spend more money than we have available and that's the type of budget we produced. It was so simple that it bothered some people, because Government perhaps is not supposed to operate in that fashion. It's all right to vote out big Appropriation Bills, wonder where you are going to get the money and then hit the panic button and say we've got to vote the taxes, we've got to tax the people more heavily to pay for that appropriation bill; and I am delighted to see some of the House members present because I want it perfectly understood that I honor and respect every individual member of the House of Representatives and their officers. Most of the members of the Senate served in the House of Representatives. We do have a bicameral Legislature. There is a purpose. The purpose traditionally has been known as check and balance, and that check and balance means that men of good will have the right to disagree.

Forty-eight hours ago this Senate received tax measures from the House. For this Senate to not follow the due process that should be accorded every extensive tax measure; to not deliberate those measures; to not object to sending them perfunctorily to a conference committee, would be to deny this Senate the opportunity to open debate on the due process that's accorded to every serious measure, not deliberate those bills and throw them in Conference Committee where you would not have the opportunity to deliberate would render a disservice to the people of this State. So we acted properly. We studied the measures through our committee system and then we requested this body refuse to accept those amendments. We returned them to the House. It became obvious that, within the limitation of 48 hours, the Senate could not be put in the proper posture of telling the people of this State of willingness to vote millions and millions of dollars of taxation without the Legislature's due deliberate process.

It meant, of course, that the job of the Legislature would not be completed in the 60-day regular session, which bothers each of us. In years past we met every two years for 60 days and while this State experienced its greatest growth we met those needs in the 60-day session every two years. But now we're the ninth largest state and we recognize there is a challenge for the legislative branch and it is no longer interested in relegating that obligation to an executive branch. So we find ourselves here in annual 60-day sessions. It is a sad commentary, Senators, with all the talent that's available in both the House and the Senate and the staffs that we have, to say that we are not able to meet the needs in the 60-day annual session.

We do not intend to walk out on the people of Florida—nor do we intend to walk out on the House of Representatives—and say we can't meet this need, we can; and we're willing to do it. There are three options available. Firstly, by a three-fifths vote of both Houses we extend the session. There is a serious constitutional question involved there because when you extend it you are indeed extending the regular session, and that means all of the bills that are on the calendar would carry over. This would mean that while we're working on appropriations and tax measures we would also be considering other matters. Secondly, the President and the Speaker, under a new constitutional provision, can reconvene this legislature in a special session, but it would mean a clean slate. There would be no carryover bills. This was available to us. So this body elected not to extend the session, but rather to have the President and the Speaker call a special session. The Speaker elected not to follow that process, and I respect his constitutional right. It did mean, however, we were saying the Legislature could not resolve it and the Governor must. And he has therefore exercised the third option by calling us into a special

session for the purpose of meeting the fiscal needs of this state.

It has been stated, Senators and distinguished House members who are here, that this is somewhat costly. It will mean reproducing another appropriations bill, even though we don't print it, we mimeograph. It will mean reintroducing it, and introducing tax bills and that's going to cost some money. Well, Senators, when you have a bill that comes down here from the House that's 80 million dollars out of balance are we to be concerned about simply printing another bill? You realize, Senators, if we can save but 1 million dollars, 10 million dollars, even maybe 15 million dollars or more it's well worth the effort. So we are wiping the slate clean. And what we are saying is that when we deal with the most precious thing that a person has, the dollars that he works and earns, it deserves every possible deliberation. And indeed we intend to give it that.

We are going to meet and we are going to discuss the tax bills again and we are going to discuss the appropriation measure again; and if I know the will of this Senate, it's going to meet that challenge; and I believe it will meet it very quickly . . . I believe it will meet it by Thursday. We will again produce a balanced budget, adequate revenues and have that before both Houses for deliberation. And I know that the House of Representatives and the Senate working together for the good of the people of this State can produce an adequate budget.

The Senator from the 26th distributed to every Senator a breakdown of what the appropriation bill provides. It doesn't require much economic knowledge to realize that while this country has been in a recession (which this State experienced)—we have done a creditable job in meeting the needs for this state. We'll never meet all the needs because there are always wants. But we reasonably met them.

I want to tell each Senator here personally that I very much appreciate every individual effort to bring out a balanced budget, to bring out adequate revenue measures and respectfully request of you that when we return that we use the same diligence and the same good common sense to produce an adequate budget and send it to our distinguished colleagues in the House of Representatives so that together we can present to the people of this State an adequate budget—call it a 'barebones' budget if you want—but a budget that the people will be proud of, that will not be oppressive, and that will respect the tax dollars of this state in that indeed they will be spent in the proper manner.

Senator Barron: Mr. President and Senators, it is sometimes embarrassing to say something nice about a person in their presence. Senator Bell the other night said to my wife that he liked me 'now that he had gotten to know me'. That sort of worried me 'cause I don't know how many people 'know me'. But I do want to say this about the man who has been at the helm of the Senate during the 60 days that we have been here. I know that all of us—as to a particular person as President of the Senate or the Speaker of the House—we have questions in our mind about what kind of leader he will make and how well he will speak for the Senate of Florida and, therefore, for us. I think we can all agree that Senator Thomas will go down in history as having led this State of Florida in a time of great need, and having appointed the committees to do the job that I believe the people of Florida today are so proud of. Possibly he more than any man in the State of Florida speaks as the voice for all of Florida. He has initiated programs, he has been well informed, he has been courageous, he has been fair, he has been articulate and he has been tough; and I'm very very proud to have served when he was President of the Senate for this term. I wanted to say, at this time, that of course he will be President next time and he could make a mistake then. But up to now he has been one great President of the Senate and I think we owe him a standing ovation. [The Senate arose and applauded in response.]

The Senate resumed—

SPECIAL ORDER

CS for HB 935—A bill to be entitled An act relating to reclassification of criminal penalties; amending section 775.08, Florida Statutes, to provide definitions of felonies and misdemeanors; adding section 775.081, Florida Statutes, to provide classifications of felonies and misdemeanors; adding section

775.082, Florida Statutes, to provide penalties by imprisonment for felonies and misdemeanors; adding section 775.083, Florida Statutes, to provide penalties by fine for felonies and misdemeanors; adding section 775.084, Florida Statutes, to provide penalties for second and subsequent offenders; amending existing penalty provisions to coincide with classifications of crimes established herein; repealing sections 775.05, 775.06, 775.07, 775.09, 775.10, and 104.40, Florida Statutes; providing an effective date.

Was read the second time by title.

Senators Myers and Brantley offered the following amendment which was adopted on motion by Senator Brantley:

On page 457, line 13, section 805, strike the word: "first" and insert the word: *second*

Senators Myers and Brantley offered the following amendment which was adopted on motion by Senator Myers:

On page 553, line 23, section 981, strike the word: "first" and insert the word: *second*

On motion by Senator Barrow, by two-thirds vote, CS for HB 935 as amended 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	Karl	Saylor
Arnold	Ducker	Knopke	Scarborough
Barrow	Fincher	Lane	Stolzenburg
Beaufort	Gong	Lewis (33rd)	Trask
Bell	Graham	Lewis (43rd)	Ware
Boyd	Gunter	McClain	Weber
Brantley	Haverfield	Myers	Weissenborn
Broxson	Hollahan	Plante	Williams
Childers	Horne	Poston	Wilson
Deeb	Johnson (29th)	Saunders	

By unanimous consent Senator Reuter was recorded as voting yea.

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Jerry Thomas
President of the Senate

June 4, 1971

Sir:

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

By Senator Hollahan—

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

Amendment 1—

On page 3, lines 17-19, strike "for not less than one year and not more than five years or in the county jail for not less than six months and not more than one year." and insert: not exceeding five years or in the county jail not exceeding one year

or by fine not exceeding \$5,000, ~~\$10,000.00~~, or by both such fine and imprisonment.

Amendment 2—

On page 3, after line 19, insert: Section 1A Subsection (1) (a) of section 847.011, Florida Statutes, is amended to read:

(1) (a) A person who knowingly sells, lends, gives away, distributes, transmits, shows or transmutes, or offers to sell, lend, give away, distribute, transmit, show or transmute, or has in his possession, custody, or control with intent to sell, lend, give away, distribute, transmit, show, transmute, or advertise in any manner, any obscene, lewd, lascivious, filthy, indecent, ~~immoral~~, sadistic, or masochistic book, magazine, periodical, pamphlet, newspaper, comic book, story paper, written or printed story or article, writing, paper, card, picture, drawing, photograph, motion picture film, figure, image, phonograph record, or wire or tape or other recording, or any written, printed, or recorded matter of any such character which may or may not require mechanical or other means to be transmuted into auditory, visual, or sensory representations of such character, or any article or instrument of indecent or ~~immoral~~ use, or purporting to be for indecent or ~~immoral~~ use or purpose; or who knowingly designs, copies, draws, photographs, poses for, writes, prints, publishes, or in any manner whatsoever manufactures or prepares any such material, matter, article, or thing of any such character; or who knowingly writes, prints, publishes, or utters, or causes to be written, printed, published, or uttered, any advertisement or notice of any kind, giving information, directly or indirectly, stating, or purporting to state, where, how, of whom, or by what means any, or what purports to be any, such material, matter, article, or thing of any such character can be purchased, obtained, or had; or who in any manner knowingly hires, employs, uses, or permits any person to do or assist in doing, either knowingly or innocently, any act or thing mentioned above, is guilty of a misdemeanor and shall be punished by imprisonment in the county jail not exceeding one year or by fine not exceeding \$1,000.00, or both. A person who, after having been convicted of a violation of this section, subsection, thereafter violates any of its provisions, is guilty of a felony of the third degree, punishable as provided in sections 775.082, 775.083, or 775.084. ~~and shall be punished by imprisonment in the state prison not exceeding five years or in the county jail not exceeding one year or by fine not exceeding \$10,000.00, or by both such fine and imprisonment.~~

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.

Amendment 3—

On page 4, after line 19, insert: Section 2A Subsection (2) of section 847.011, Florida Statutes, is amended to read:

(2) A person who knowingly has in his possession, custody, or control any obscene, lewd, lascivious, filthy, indecent, ~~immoral~~, sadistic, or masochistic book, magazine, periodical, pamphlet, newspaper, comic book, story paper, written or printed story or article, writing, paper, card, picture, drawing, photograph, motion picture film, film, figure, image, phonograph record, or wire or tape or other recording, or any written, printed, or recorded matter of any such character which may or may not require mechanical or other means to be transmuted into auditory, visual, or sensory representations of such character, or any article or instrument of indecent or ~~immoral~~ use, or purporting to be for indecent or ~~immoral~~ use or purpose, without intent to sell, lend, give away, distribute, transmit, show, transmute, or advertise the same, is guilty of a misdemeanor of the second degree, punishable as provided in sections 775.082, or 775.083. ~~and shall be punished by imprisonment in the county jail not exceeding six months or by fine not exceeding \$500.00, or both. A person who, after having been convicted of violating this subsection, thereafter violates any of its provisions is guilty of a misdemeanor of the first degree, punishable as provided in sections 775.082 or 775.083.~~ In any prosecution for such possession, it shall not be necessary to allege or prove the absence of such intent.

Section 2B. In the event HB 935, introduced in the 1971 regular session of the legislature is enacted into law, section 2 of this act will stand repealed and be omitted from the Florida Statutes. In the event HB 935 is not enacted into law section 2A of this act will stand repealed and be omitted from the Florida Statutes.

Amendment 4—

On page 5, after line 18, insert: Section 3A of Subsection (3) of section 847.011, Florida Statutes is amended to read:

(3) No person shall as a condition to a sale, allocation, consignment, or delivery for resale of any paper, magazine, book, periodical, or publication require that the purchaser or consignee receive for resale any other article, paper, magazine, book, periodical, or publication reasonably believed by the purchaser or consignee to be obscene, lewd, lascivious, filthy, indecent, ~~immoral~~, sadistic or masochistic, and no person shall deny or threaten to deny or revoke any franchise or impose or threaten to impose any penalty, financial or otherwise, by reason of the failure of any person to accept any such article, paper, magazine, book, periodical, or publication, or by reason of the return thereof. Whoever violates this section subsection is guilty of a felony of the third degree, punishable as provided in sections 775.082, 775.083, or 775.084. ~~and shall be punished by imprisonment in the state prison not exceeding five years or in the county jail not exceeding one year or by fine not exceeding \$10,000, or by both such fine and imprisonment.~~

Section 3B. In the event HB 935, introduced in the 1971 regular session of the legislature is enacted into law, section 3 of this act will stand repealed and be omitted from the Florida Statutes. In the event HB 935 is not enacted into law section 3A of this act will stand repealed and be omitted from the Florida Statutes.

Amendment 5—

On page 6, after line 8, insert: Section 5A. A new subsection (4) is added to section 847.011, Florida Statutes, to read:

(4) Any person who knowingly promotes, conducts, performs or participates in an obscene, lewd, lascivious or indecent show, exhibition or performance by live persons or a live person before an audience is guilty of a misdemeanor of the first degree, punishable as provided in sections 775.082 or 775.083. Any person who, after having been convicted of violating this subsection, thereafter violates any of its provisions and is convicted thereof is guilty of a felony of the third degree, punishable as provided in sections 775.082, 775.083, or 775.084.

Section 5B. In the event HB 935, introduced in the 1971 regular session of the legislature, is enacted into law, section 5 of this act will stand repealed and be omitted from the Florida Statutes. In the event HB 935 is not enacted into law, section 5A of this act will stand repealed and be omitted from the Florida Statutes.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Hollahan, the Senate concurred in the House amendments to SB 1496.

SB 1496 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—38 Nays—None

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

The Honorable Jerry Thomas
President of the Senate

June 4, 1971

Sir:

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

By the Committee on Health, Welfare and Institutions—

CS for SB 280—A bill to be entitled An act relating to the public health; amending the medical practice act, chapter 458, Florida Statutes, by adding a new section to provide a framework for the development of a new category of health manpower—the physician's assistant; establishing legislative findings and statement of purposes; providing definitions; providing for performance of certain medical services by physician's assistants or trainees in approved programs under certain circumstances; providing for issuance of certificates of approval for physician's assistant training programs and setting forth guidelines for determining such approval; providing a procedure for applications by physicians to supervise physician's assistants; providing for a report to the legislature by the board of medical examiners; establishing certain application and renewal fees for supervisory physicians and for training programs; providing for adoption of rules and regulations by the board; providing an effective date.

Amendment 1—

On page 2, line 3, strike everything after the enacting clause and insert:

Section 1. Chapter 458, Florida Statutes, is amended by adding a new section to read:

458. The Community Hospital Education Act.—

(1) Short title.—This act shall be known and cited as "The Community Hospital Education Act."

(2) Legislative intent.—It is the intent of the legislature that health care services for the citizens of this state be upgraded and that a program for continuing these services be maintained through a plan for community medical education. The program is intended to provide additional outpatient and inpatient services, a continuing supply of highly trained physicians, graduate medical education, and a program for continuing education in professional skills for practicing physicians in the state.

(3) Program for community hospital education; state and local planning.—

(a) There is established within the department of education a program for statewide medical education. It is intended that continuing medical education programs for interns and residents be established on a statewide basis. The program shall provide salary supplements for interns and residents based on policies recommended and approved by the board of regents, the community hospital education council, herein established, and the department of education.

(b) Medical institutions throughout the state, other than hospitals under the control of the board of regents, may apply for grants-in-aid to the division of universities of the department of education for financial support of their approved programs.

(c) The program shall provide a plan for community clinical teaching and training with the cooperation of the medical profession, hospitals, and clinics. The plan shall also include formal teaching opportunities for intern and resident training and advanced medical education for physicians throughout the state. In addition, the plan shall establish an off-campus medical faculty with university faculty review to be located throughout the state in local communities.

(4) Council and director.—

(a) There is established the community hospital education council, hereinafter referred to as the council, which shall consist of five (5) members; three of whom shall be directors of medical education in approved community hospital medical education programs; one of whom shall be a representative of the administration of a hospital with an approved community hospital medical education program; and one of whom shall be the dean of a medical school in the state of Florida. All of the

members shall be appointed by and serve at the pleasure of the governor.

(b) Council membership shall cease when a member's representative status no longer exists. Members of similar representative status shall be appointed to replace retiring or resigning members of the council.

(c) The board of regents shall designate an administrator to serve as staff director. The council shall elect a chairman from among its membership. Such other personnel as may be necessary to carry out the program shall be employed as authorized by the department of education.

(5) Board of regents; standards.—

(a) The board of regents, with recommendations from the council, shall establish standards and policies for the use and expenditure of funds appropriated for a program of community hospital education. The board of regents shall establish requirements for hospitals to be qualified for participation in the program which shall include, but not be limited to the following:

1. Submission of an educational plan and a training schedule;

2. A determination by the council to ascertain that each portion of the program of the hospital provides a high degree of academic excellence and that it qualifies for approval by the council on education of the American Medical Association.

3. Supervision of the educational program of the hospital by a physician who is not the hospital administrator.

(b) Each participating hospital shall provide a post graduate education program for physicians in private practice in the local area.

(c) The board of regents shall periodically review the educational program provided by a participating hospital to assure that the program includes a reasonable amount of both formal practical training and that the formal sessions are presented as scheduled in the plan submitted by each hospital.

(6) Policies established by the board of regents.—The board of regents, with recommendations by the council and final approval by the department of education, shall establish policies for the use and expenditure of funds appropriated for the inter-residency program.

(7) Community medical education program; funding formula.—

(1) There is appropriated from the general revenue fund twenty-five thousand dollars (\$25,000) which shall be matched by local funds. The board of regents shall develop a formula which shall apportion said funds among the following uses:

(a) Funds for payments to be used for student remunerations;

(b) Funds for teaching assistants and teaching-related equipment to be used for salaries of nonacademic faculty and for the purchase of related teaching equipment;

(c) Funds for faculty review to be used to hire part time or per diem faculty members of state supported medical schools to review approved programs.

(8) State funds appropriated shall be used to match funds from community, county, and approved participating hospital or clinic sources, in compliance with the following formula:

(a) Each county or community whose hospital or clinic has been accepted by the board of regents to participate in the program shall be responsible for matching funds not to exceed twenty-five percent (25%) of the cost of each approved program.

(b) Each hospital or clinic accepted for participation in this program shall be responsible for matching funds of at least fifty percent (50%) of the total cost of each approved program.

(c) State funding shall not be in excess of twenty-five percent (25%) of the total cost of each approved program.

(9) Report to legislature.—The council shall make a report to the legislature on or before January 1 of each year on the progress of the program and funds needed for its continuance.

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

Amendment 2—

In the title, on page 1, strike everything before the enacting clause and insert: A bill to be entitled An act relating to the medical practice act; 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.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Lane, the Senate concurred in the House amendments to CS for SB 280.

CS for SB 280 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was: Yeas—38 Nays—None

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

By unanimous consent, Senator Graham changed his vote from yea to nay; Senator Daniel was recorded as voting yea.

The Honorable Jerry Thomas
President of the Senate

June 4, 1971

Sir:

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

By Representative Fortune and others—

HB 2586—A bill to be entitled An act relating to Santa Rosa County; authorizing and empowering the board of county commissioners of said county to acquire, construct, reconstruct, improve, extend, enlarge, equip, repair, maintain and operate automobile racing facilities within said county; prescribing the powers and duties of the board of county commissioners or a special board which may be established; providing for paying the cost of such facilities by the issuance of revenue bonds of said county payable solely from revenues of such facilities; providing for the imposition and collection of rates, rentals, fees and charges for the use of such facilities and for the application thereof; granting to the board of county commissioners the power to acquire necessary real and personal property, and to exercise the power of eminent domain; authorizing the issuance of refunding bonds; prescribing the powers and duties of the board of county commissioners in relation to the foregoing; providing that the provisions of this act shall not apply to race-tracks licensed to operate and to conduct pari-mutuel pools under chapter 550, Florida Statutes, and providing that the provisions of this act shall not apply to jai alai frontons licensed to operate and to conduct pari-mutuel pools under the provisions of chapter 551, Florida Statutes; authorizing the leasing of said facilities and the sale of advertising, radio and television rights and the acceptance of grants and contributions; providing for a referendum; 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 2586.

HB 2586, contained in the above message, was read the first time by title. On motion by Senator Broxson the rules were waived and the bill was placed on the Calendar.

On motion by Senator Broxson, unanimous consent was obtained to take up HB 2586 out of order.

On motion by Senator Broxson, by two-thirds vote, HB 2586 was read the second time by title.

On motion by Senator Childers the following amendment was adopted:

On page 11, lines 7 through 13, section 14, strike all of section 14 and insert: Section 14. This act shall take effect November 15, 1971; provided that the board of county commissioners of Santa Rosa County shall call a special referendum on the first Tuesday after the first Monday in November, 1971, and if a majority of the qualified electors voting in such election disapprove of this act taking effect it shall be void and of no effect.

On motion by Senator Broxson, by two-thirds vote, HB 2586 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	

On motion by Senator Johnson (29th) the Senate reconsidered the vote by which—

CS for SB 280—A bill to be entitled An act relating to the public health; amending the medical practice act, chapter 458, Florida Statutes, by adding a new section to provide a framework for the development of a new category of health manpower—the physician's assistant; establishing legislative findings and statement of purposes; providing definitions; providing for performance of certain medical services by physician's assistants or trainees in approved programs under certain circumstances; providing for issuance of certificates of approval for physician's assistant training programs and setting forth guidelines for determining such approval; providing a procedure for applications by physicians to supervise physician's assistants; providing for a report to the legislature by the board of medical examiners; establishing certain application and renewal fees for supervisory physicians and for training programs; providing for adoption of rules and regulations by the board; providing an effective date.

—passed as further amended this day.

The question recurred on the passage of CS for SB 280 as further amended and the bill passed, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—45

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

Saylor	Trask	Weissenborn
Scarborough	Ware	Williams
Stolzenburg	Weber	Wilson

Nays—1

Pope

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

INTRODUCTION

By Senators de la Parte, McClain and Knopke—

SB 1645—A bill to be entitled An act relating to Hillsborough County, alcoholic beverage licenses; amending chapter 67-1480, Laws of Florida, as amended by chapter 69-1131, Laws of Florida, authorizing, upon issuance of a license by the division of beverage of the department of business regulation, the sale of beer for on the premises consumption in a duly authorized location within the boundaries of the campus of the University of South Florida; providing an effective date.

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

On motions by Senator de la Parte, by two-thirds vote, SB 1645 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—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	

The Senate resumed—

SPECIAL ORDER

HB 1268—A bill to be entitled An act relating to Workmen's Compensation; amending Section 440.45(3), Florida Statutes, increasing the salary of Judges of Industrial Claims; providing an effective date.

Was read the second time by title. On motion by Senator Hollahan, by two-thirds vote HB 1268 was read the third time by title, passed and certified to the House. The vote was:

Yeas—27

Arnold	Hollahan	McClain	Scarborough
Beaufort	Horne	Plante	Trask
Ducker	Johnson (29th)	Pope	Ware
Fincher	Johnson (34th)	Poston	Weissenborn
Graham	Karl	Reuter	Williams
Gunter	Knopke	Saunders	Wilson
Haverfield	Lewis (43rd)	Saylor	

Nays—13

Barron	Brantley	Henderson	Weber
Barrow	Broxson	Lane	
Bell	Childers	Lewis (33rd)	
Boyd	Deeb	Stolzenburg	

By unanimous consent Senator Daniel was recorded as voting yea.

CS for HB 1114—A bill to be entitled An act to amend subsections (2) and (3) of Section 440.12, Florida Statutes, re-

lating to workmen's compensation, by increasing the maximum benefits to \$65 per week with a minimum of \$20 until July 1, 1973, and then providing a formula for relating maximum compensation rate to a state average weekly wage; and providing an effective date.

Was read the second time by title.

On motion by Senator Daniel the following amendment was adopted:

On page 2, strike line 12 and the remainder of the bill and insert on line 12: 1972. The provisions of subsection (2) as amended effective July 1, 1971 shall govern with respect to disability due to injuries suffered after December 31, 1971.

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

On motion by Senator Daniel the following amendment was adopted:

On page 1, line 22, section 1, strike "sixty-five" and insert: sixty-three

On motion by Senator Daniel the following amendment was adopted:

On page 1, in title, on line 7, strike "65" and insert 63 and on line 8 following "\$20" strike the balance of the title and insert: ; and providing an effective date.

On motion by Senator Hollahan, by two-thirds vote, CS for HB 1114 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	

CS for HB 1154—A bill to be entitled An act relating to maps and plats; repealing Sections 177.01, 177.02, 177.03, 177.04, 177.05, 177.06, 177.07, 177.08, 177.09, 177.10, 177.11, 177.12, 177.13, 177.14, 177.15, 177.16, and 177.17, Florida Statutes, relating to the statutory system of maps and plats established for recording location and ownership of parcels of land in the state; amending chapter 177, Florida Statutes, by creating new Sections 177.011, 177.021, 177.031, 177.041, 177.051, 177.061, 177.071, 177.081, 177.091, 177.101, 177.111, 177.121, 177.131, 177.141 and 177.151 to provide for the legal status of recorded plats; to provide definitions; to provide that title certification must accompany each final subdivision plat; to provide that each subdivision must be named; to provide qualifications for those persons making survey and plat certifications; to provide for the examination of plat recordings; to provide for dedication and adoption of certain plats; to provide standards to be used in recording final plats; to provide for vacation and annulment of plats subdividing land under certain circumstances; to provide instructions for the filing of a map or plat by any county clerk; providing penalties for molesting a monument or defacing or destroying a map or plat; to provide recordation of the official right-of-way maps; to provide for affidavits confirming error on a recorded plat; to provide for the establishment of a state plane coordinate; providing an effective date.

Was read the second time by title. On motion by Senator Poston, by two-thirds vote CS for HB 1154 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 motion by Senator Hollahan, the Senate proceeded to the consideration of—

EXECUTIVE BUSINESS

On motion by Senator Hollahan, the rules were waived and the following appointment by the Governor was withdrawn from the Committee on Health, Welfare and Institutions and placed on the Calendar:

NAME	OFFICE	FOR TERM ENDING
J. A. Long, Jr.	Member, Board of	December 3, 1973
Palatka	Nursing Home Administrators	

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

Was read the second time by title.

On motion by Senator Poston the following amendment was adopted:

On page 3, line 7, section 2, strike entire line and insert: porate created pursuant to

On motion by Senator Poston the following amendment was adopted:

On page 7, line 8, section 3, strike entire line and insert: from office by the governor

Senator Poston moved the following amendment:

On page 10, lines 15 through 18, section 4, strike entire lines.

On motion by Senator Horne, the rules were waived and further consideration of CS for HB 1574 with pending amendment was deferred and the bill was placed at the end of the Special Order Calendar.

On motion by Senator Barron, by two-thirds vote, HB 782 was withdrawn from the Committees on Personnel, Retirement and Claims and Ways and Means and placed on the Calendar.

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

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.

—which was read the second time by title. On motion by Senator Barron, by two-thirds vote, HB 782 was read the third time by title, passed with the required two-thirds vote of the membership 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 Hollahan, the rules were waived and the Senate in open Session advised and consented to and approved the aforesaid appointment made by the Governor. The vote was: Yeas—45 Nays—None

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

On motion by Senator Hollahan, the rules were waived and the following appointment by the Governor was withdrawn from the Committee on Health, Welfare and Institutions and placed on the Calendar:

NAME	OFFICE	FOR TERM ENDING
Beverly Grizzard	Member, Northwest	October 10, 1972
Leesburg	Lake County Hospital District	

On motions by Senator Hollahan, the rules were waived and the Senate in open Session advised and consented to and approved the aforesaid appointment made by the Governor. The vote was: Yeas—45 Nays—None

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

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

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.

—which was read the second time by title. On motion by Senator Brantley, by two-thirds vote, HB 1844 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	

The Senate resumed—

SPECIAL ORDER

HB 2305—A bill to be entitled An act relating to the department of transportation; providing for a declaration of legislative intent that it is in the best interest of the state to engage in such cooperative programs as were authorized by the Federal Highway Acts of 1968 and 1970, which established a federal aid urban system; and a program entitled "Urban Traffic Operations Program for Increasing Capacity and Safety," referred to as TOPICS; creating §339.091, Florida Statutes; authorizing the expenditure of state road moneys and gas tax revenues to match federal funds for the planning and construction of certain roads conditioned upon the execution by local governments of agreement to provide a pro rata share of matching funds and to maintain such roads after completion; providing an effective date.

Was read the second time by title. On motion by Senator Poston, by two-thirds vote HB 2305 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 1350—A bill to be entitled An act relating to chapter 484, Florida Statutes; providing requirements for licensing; providing for licensing and examination fees; providing for meetings of the board of dispensing opticians; providing for salary of the secretary-treasurer of the board; providing for reimbursement for expenses for the members of the board; providing an effective date.

Was read the second time by title. On motion by Senator Scarborough, by two-thirds vote HB 1350 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 922—A bill to be entitled An act relating to the department of agriculture and consumer services; amending section 570.07, Florida Statutes, by adding subsection (27) to authorize the department of agriculture and consumer services to spend funds for organization memberships and plaques; providing an effective date.

Was read the second time by title. On motion by Senator Lewis (33rd), by two-thirds vote HB 922 was read the third time by title, passed and certified to the House. The vote was:

Yeas—38

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

Nays—9

Mr. President	Johnson (29th)	Sayler	Weber
Bell	Lane	Stolzenburg	
Deeb	Reuter		

Senator Hollahan moved that SB 1315 be removed from the Calendar and from further consideration of the Senate and CS for HB 2488 be substituted therefor. The motion was adopted by two-thirds vote.

Consideration of CS for HB 2488 was temporarily deferred.

Senator Horne moved that the rules be waived and the Senate revert to the order of Messages from the House of Representatives.

Senator Fincher moved as a substitute motion that the Senate adjourn upon completion of the Special Order Calendar.

On motion by Senator Karl the substitute motion was amended to include completion of Messages from the House of Representatives.

The substitute motion as amended failed.

The question recurred on the motion by Senator Horne which was adopted and the Senate reverted to—

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Jerry Thomas
President of the Senate

June 4, 1971

Sir:

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

SB 443	SB 711	SB 772
SB 401	SB 1645	SB 390

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The bills contained in the above message were ordered enrolled.

The Honorable Jerry Thomas
President of the Senate

June 4, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has concurred in Senate amendments to House amendments and passed, as further amended, SB 1612, CS for SB 56

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The bills contained in the above message were ordered engrossed.

The Honorable Jerry Thomas
President of the Senate

June 4, 1971

Sir:

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

By Senator Thomas—

SB 81—A bill to be entitled An act relating to sanitary sewage disposal facilities; requiring the construction of any such facilities for sanitary sewage disposal provide for secondary waste treatment and in addition thereto, advanced waste treatment as deemed necessary and ordered by the department of air and water pollution control; requiring all existing facilities for sanitary sewage disposal to provide for secondary waste treatment and in addition thereto, advanced waste treatment as deemed necessary and ordered by the department of air and water pollution control, by January 3, 1974; providing a penalty; providing an effective date.

Amendment 1—

On page 2, line 1, after: "necessary" insert the following: and ordered

Amendment 2—

On page 2, line 5, after: "treatment" insert the following: by January 1, 1973,

Amendment 3—

On page 2, line 8, strike "by January 3, 1974." and insert the following: period (.)

Amendment 4—

On page 2, lines 9-11, strike "operation of any such disposal system which by-passes such secondary or advanced treatment shall be punishable by a fine" and insert the following: shall be punishable by a civil penalty

Amendment 5—

On page 2, lines 15-16, strike all of Section 3 and insert the following:

Section 3. This act shall not be construed to prohibit or regulate septic tanks or other means of individual waste disposal which are otherwise subject to state regulation.

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

Amendment 6—

Title, lines 19-21, strike "by January 3, 1974; providing a penalty; providing an effective date." and insert the following: by January 1, 1973; providing a penalty; excludes septic tanks or other means of individual waste disposal otherwise subject to state regulations; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Graham, the Senate concurred in the House amendments to SB 81.

SB 81 passed as further amended, was ordered engrossed and the action of the Senate was 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	

The Honorable Jerry Thomas
President of the Senate

June 4, 1971

Sir:

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

By Senator Reuter—

SB 112—A bill to be entitled An act relating to mental health; providing for participation in and enactment of the Interstate Compact on Mental Health; providing definitions; providing for the transfer of mentally ill and mentally deficient patients between participating states; providing interstate cooperative machinery for aftercare or supervision of patients on convalescent status or conditional release; providing for a compact administrator; authorizing supplementary agreements; providing an effective date.

Which amendment reads as follows—

On page 1, line 16 in title, insert the following after the semi-colon: repealing sections 394.27 and 394.271, Florida Statutes, relating to residence requirements;

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator Reuter, the Senate concurred in the House amendment to SB 112.

SB 112 passed as further amended, was ordered engrossed and the action of the Senate was 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	

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 returned as requested—

By Senators Karl and Henderson—
Senate Bills 578, 580, 582, 583 and 585.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Karl, the Senate reconsidered the votes by which Senate Bills 578, 580, 582, 583 and 585, contained in the above message, passed on May 14. By permission, Senator Karl withdrew the bills from the Senate.

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

HB 1061—A bill to be entitled An act relating to the teacher's retirement system; adding subsection (15B)(a) to §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.

Which was read the second time by title. On motion by Senator Barron, by two-thirds vote, HB 1061 was read the third time by title, passed and certified to the House. The vote was:

Yeas—44

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

Nays—3

Lane	Reuter	Stolzenburg
------	--------	-------------

CONFERENCE COMMITTEE REPORT ON SB 759

The Honorable Jerry Thomas June 4, 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 amendment to the House amendment to Senate Bill 759, same being—

A bill to be entitled An act relating to the Department of Commerce; amending Section 20.17, Florida Statutes, to reorganize the Department of Commerce by providing for a Division of Labor, a Division of Employment Security, a Division of Tourism, a Division of Economic Development, a Division of Information Services, and a Division of Administrative Services; creating an appellate court of Industrial Claims for review of workmen's compensation cases and providing election, organization, jurisdiction, compensation and duties of the appellate court of Industrial Claims; transferring the voluntary mediation and conciliation service created under Section 448.06, Florida Statutes, to the Department of Commerce; amending Sections 440.24, 440.25, 440.27, Florida Statutes, to conform to the commission; amending Section 443.11, Florida Statutes, to create a board of review for unemployment compensation cases; amending Section 440.44 (4)(b) to delete the requirement that the chief of workmen's compensation be a member of the Florida Bar; 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 number 1 to the House amendment.

(2) That the House recede from its amendment number 2.

(3) That the Senate and House of Representatives adopt the conference committee amendment to the House amendment number 1 attached hereto and by reference made a part of this report.

The differences in Senate Bill 759 and the house amendment thereto being as follows:

(1) The Senate bill contained in subsection 10 a type 3 transfer of the mediation and conciliation into the Department of Commerce whereas the House amendment did not make such transfer.

(2) The House amendment required the judges of industrial claim to be full time employees of the state and were prohibited from the private practice of law or the receipt of any other compensation. The Senate bill did not contain this provision.

(3) The creation of the two courts were completely different but the Senate amendment has now been amended in the House amendment as stated above.

C. Welborn Daniel
Harold S. Wilson
T. Truett Ott

Lewis B. Whitworth, Jr.
Granville H. Crabtree
T. Terrell Sessums

Managers on the
Part of the Senate

Managers on the Part of the
House of Representatives

Conference committee amendment to House Amendment 1:

On page 2, subsection 6, strike all of subsection 6, on pages 2 and 3 and insert the following:

(6) *Section 1. There is hereby created the appellate court of industrial claims. The court shall be composed of four (4) judges who shall administer the provisions of this act, with powers and jurisdiction as herein provided.*

Section 2. The judges of the appellate court of industrial claims shall be appointed by the governor with the advice and consent of the senate for four (4) year terms, provided that the first judges shall be appointed by the governor to serve as follows: two (2) judges to serve until Tuesday after the first Monday in January, 1973; and two (2) judges to serve until Tuesday after the first Monday in January, 1975. The successors of the original appointees shall be elected separately in each appellate court of appeal district by the electors in each such district at the general election next preceding the expiration of the respective terms of office to serve for a full term of four (4) years. No more than one of said judges at any one time shall at the time of appointment or election be from a single appellate district of the state. Judges of the appellate court of industrial claims may continue in office as herein provided for successive terms and vacancies shall be filled for the remainder of the unexpired term pursuant to appointment by the governor with the advice and consent of the senate. Each such judge shall devote full time to his duties, shall not engage in the practice of law or hold any office or position of profit under this state or any office of profit under the United States, and shall not hold office in any political party. Compensation for services in the state militia or the armed forces of the United States or other defense agencies recognized by the supreme court for such periods of time as may be determined by the supreme court shall not be deemed profit. Each judge shall at time of appointment be a citizen of the state and a member of The Florida Bar in good standing and have the qualifications required of a judge of a district court of appeal. Election of the judges provided for herein shall be in the same manner and pursuant to the laws applicable to the election of the judges of the district courts of appeal.

Section 3. The headquarters of the appellate court of industrial claims shall be in Tallahassee where its records shall be kept.

Section 4. (1) The appellate court of industrial claims shall have the power and the duty to hear and determine all reviews taken from orders of judges of industrial claims in workmen's compensation cases subsequent to the effective date of this act, and the appointment of the first members of the appellate

court of industrial claims and the completion of their organization as the appellate court of industrial claims.

(2) All applications for review of orders of judges of industrial claims pending before the bureau of workmen's compensation which have not been considered on the record or pursuant to oral argument prior to the effective date of this act shall be transferred to the appellate court of industrial claims.

(3) Orders of the appellate court of industrial claims entered pursuant to 440.25, Florida Statutes, shall be final subject only to review by the supreme court pursuant to Section 4 of Article V of the Florida Constitution in any manner provided for review of decisions of district courts of appeal, including certification to the supreme court by at least three (3) members of the appellate court of industrial claims as involving a question of great public interest.

Section 5. The appellate court of industrial claims is vested with full power and authority to carry out complete execution of its orders in all matters before it.

Section 6. Oral arguments shall be heard at least once in each calendar quarter in the district of the district court of appeal in which the issues involved were decided by a judge of industrial claims, if there be cases pending from such district. The court may adjourn from time to time as may be necessary for the dispatch of business. The court shall have the power and authority to hear and decide causes on any regular or specially scheduled hearing date.

Section 7. Three (3) judges shall consider each case and concurrence of a majority shall be necessary to an order.

Section 8. A chief judge of the appellate court of industrial claims shall be selected by the members, who shall have responsibility and authority for administrative supervision, including workload and territorial assignment of judges of industrial claims and receive such additional compensation as may be allowed the chief judge of the district courts of appeal.

Section 9. The chief justice of the supreme court may assign any judge of a trial or appellate court to temporary service on the appellate court of industrial claims. Any retired justice or judge may, with his consent, be assigned to service on the court.

Section 10. The appellate court of industrial claims shall have an official identifying seal as prescribed by the supreme court.

Section 11. The appellate court of industrial claims shall make such rules as are necessary governing practice and procedure and for the administration of the court, subject to the approval of the supreme court.

Section 12. A clerk shall be appointed by the court who shall perform such duties as prescribed in the court, including serving as marshal. The clerk shall be paid a salary as fixed by law and shall give bond in the sum of two thousand dollars (\$2,000), payable to the governor, or his successors in office, to be approved by the majority of the judges of the court conditioned upon the faithful discharge of the duties of his office, which bond shall be filed in the office of the secretary of state.

Section 13. The clerk is required to collect a fee for each case docketed at the time of filing the application for review, and for other special services as established by the court except that the court may provide by rule for the waiver of fees and charges payable by insolvent appellants.

Section 14. The clerk of the court is required to prepare each month a statement in duplicate of all fees collected and remit one (1) copy of said statement, together with all fees collected by him, to the state comptroller, who shall place the same to the credit of the administration fund from which the expenses of the court are derived.

Section 15. Each judge of the appellate court of industrial claims shall be paid an annual salary which shall be equal to the salary of a judge of a district court of appeal and shall be eligible for membership in and retirement under the same retirement system provided for the judges of the district courts of appeal.

Section 16. The process of the court shall run throughout the state and may be executed by any sheriff or a deputy sheriff.

Section 17. The statutory revision service of the legislative service bureau is hereby authorized to substitute the words "appellate court of industrial claims" for the words "full commission" or "commission", in its editing of manuscript for the Florida Statutes 1971, wherever they appear in chapter 440, Florida Statutes, and specifically 440.24 and 440.25, and such substitution is required by the wording and intent of this act.

Section 18. Decisions of the appellate court of industrial claims shall be published pursuant to court rules.

Section 19. The court may assemble a library.

Section 20. The expenses of personnel, administration and operation of the court, the headquarters office and the offices of each judge and his salary shall be paid in the same manner and from the same source as expenses of the bureau of workmen's compensation of the department of commerce are paid and not from the general tax revenues of the state.

All laws and parts of laws in conflict herewith are hereby repealed and the chief judge, the Secretary of Commerce and the Chief Justice of the Supreme Court are hereby authorized to promulgate rules and regulations to separate the judicial and support functions of the Appellate Court of Industrial Claims and judges of industrial claims from the administrative functions of the Division of Labor of the Department of Commerce. At the next session of the Legislature the chief judge, Secretary of Commerce, and Chief Justice of the Supreme Court shall make such recommendations as they deem necessary for statutory changes to effectuate this separation, particularly as they may relate to Sections 440.44 and 440.45, Florida Statutes.

Should any paragraph, sentence or phrase, or other portion of this subsection be held or ruled to be unconstitutional, or otherwise invalid, such holding or ruling shall in no wise affect the remainder of this subsection.

On motions by Senator Ott, the conference committee report was read and accepted as an entirety.

SB 759 as amended by the conference committee report passed and was certified to the House. The vote was:

Yeas—46

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

Nays—1

Ducker

Senator Horne moved that the Senate adjourn at 5:45 p.m.

Senator Barrow moved as a substitute motion that the Senate adjourn at 5:15 p.m. The substitute motion failed.

The question recurred on the motion by Senator Horne, which was adopted.

The Senate resumed—

MESSAGES FROM THE 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 with amendments—

By the Committee on Judiciary—Civil A—

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

Amendment 1—

On page 2, after Section 2, insert a new section to read: Section 3. Upon the giving of due public notice, regular and special meetings of the board may be held at any appropriate public place in the county.

Renumber subsequent section

Amendment 2—

In the title, line 11, after the semi-colon insert the following: requiring notice of county meetings which are held at any appropriate place in the county;

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Barron, the Senate concurred in the House amendments to CS for SB 42.

CS for SB 42 passed as further amended, was ordered engrossed and the action of the Senate was 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	

The Honorable Jerry Thomas
President of the Senate

June 4, 1971

Sir:

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

By the Committee on General Legislation—

HB 1721—A bill to be entitled An act relating to racing meetings; creating §550.041, Florida Statutes, permitting the attendance of minors at horse racing meetings, upon certain conditions and pursuant to permits issued by the board of business regulation; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 1721, contained in the above message, was read the first time by title and referred to the Committee on Commerce.

On motion by Senator Lane, by two-thirds vote, HB 1721 was withdrawn from the Committee on Commerce and placed on the Calendar.

Pursuant to Rule 4.14, Senator Lane gave fifteen minutes' notice of intention to move to take up HB 1721 out of order.

The Honorable Jerry Thomas
President of the Senate

June 4, 1971

Sir:

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

By Representative Mixson—

HB 1885—A bill to be entitled An act relating to insurance; amending section 624.0320, Florida Statutes, by adding new subsection (6) and renumbering subsequent subsection to provide that all funds deposited in insurer's examination revolving trust fund, liquefied petroleum gas administrative trust fund, municipal firemen's pension trust fund, municipal police officers' retirement trust fund, state fire marshal trust fund, or publications trust fund shall be transferred to the insurance commissioner's regulatory trust fund; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 1885, contained in the above message, was read the first time by title and referred to the Committee on Commerce.

On motion by Senator Fincher, by two-thirds vote, HB 1885 was withdrawn from the Committee on Commerce and placed on the Calendar.

Pursuant to Rule 4.14, Senator Fincher gave fifteen minutes' notice of intention to move to take up HB 1885 out of order.

The Honorable Jerry Thomas
President of the Senate

June 4, 1971

Sir:

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

By Senator Broxson—

SB 381—A bill to be entitled An act relating to school district millage elections; amending §236.31 and §236.32(3), Florida Statutes, as amended by chapter 70-401, Laws of Florida, to remove requirement that electors voting in school district millage elections be freeholders; providing an effective date.

Amendment 1—

On page 2, line 15, strike Section 3 in its entirety and insert the following:

Section 3. Section 236.25, Florida Statutes, as amended by chapter 70-401, Laws of Florida, is amended to read:

(Substantial rewording of section. See Section 236.25, F. S., for present text.)

236.25 District school tax.—The school board of each district shall levy a district tax which shall include the proceeds derived from the assessment and collection of taxes from the following authorizations:

(1) A tax levy not to exceed:

(a) Ten (10) mills on the dollar of all taxable property in the district; and

(b) Additional millage sufficient to fund;

1. Voted local capital improvement;
2. Required debt service;
3. Commissions to tax collector and tax assessor;
4. Any deficit in state funding of required retirement matching;
5. Any decrease in federal forest funds for the prior year as related to the levels of funding for 1969-70;
6. The amount of money necessary to replace any decrease in funds from Public Law 81-874, decrease meaning the difference between that amount of money received by the school district during the current fiscal year and the largest amount of money received by the said district under the said law subsequent to July 1, 1967;
7. The amount of money necessary to replace any deficiency in the district's entitlement to Cuban refugee funds under Public Law 87-510, Migrant and Refugee Assistance Act of 1962; and
8. Cost of liability insurance due to waiver of sovereign immunity;

These taxes shall be certified, assessed, and collected as prescribed in Section 237.18, Florida Statutes, and shall be expended as provided by law.

Section 4. All levies and collections of ad valorem taxes made for the support of public schools prior to the effective date of this act are hereby approved, ratified and confirmed.

Section 5. Article XII, Section 8 of the Florida Constitution of 1885, in such statutory form as said section may exist pursuant to Article XII, Section 10 of the 1968 revision of the Florida Constitution, is hereby repealed.

Section 6. If any portion of this act, including any word, phrase, clause or section hereof, be declared by any court of competent jurisdiction to be invalid or inoperative for any reason, such declaration shall in no way affect any other such portion hereof as the legislature finds and declares that it would have adopted this act had such portion not been originally included herein.

Section 7. This act shall take effect upon becoming a law.

Amendment 2—

In title, on page 1, line 10, after the word "freeholders," insert the following: amending section 236.25, Florida Statutes, as amended by chapter 70-401, Laws of Florida, to authorize district school boards to levy a district school tax of ten (10) mills and authorizing additional necessary millage for specified purposes, and such millage as may be authorized by a vote of the electors; approving, ratifying and confirming all ad valorem taxes levied or collected for the support of public schools prior to the effective date hereof; repealing the statutory form of Article XII, Section 8 of the Constitution of 1885; providing a severability clause;

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

Senator Saylor offered the following amendment to House amendment 1 which failed:

Add a new Section 5, renumber remaining sections and insert the following: Section 5. Section 236.251, Florida Statutes, as amended by section 8 of Chapter 70-94, Laws of Florida, is hereby repealed.

On motions by Senator Broxson, the Senate concurred in the House amendments to SB 381.

SB 381 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—38

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

Nays—9

Mr. President	Haverfield	Saylor	Wilson
Deeb	Johnson (29th)	Williams	
de la Parte	Pope		

The Honorable Jerry Thomas
President of the Senate

June 4, 1971

Sir:

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

By Senators Haverfield and Hollahan—

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

Amendment 1—

On page 3, after line 19, insert the following: Section 4. All expenses incurred by this act shall be paid from trust funds of the division of recreation and parks of the department of natural resources.

Renumber following section accordingly.

Amendment 2—

In the title, line 13, after the semi-colon insert the following: providing for payment of expenses incurred by this act from trust funds of the division of recreation and parks of the department of natural resources;

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Haverfield, the Senate concurred in the House amendments to SB 568.

SB 568 passed as further amended, was ordered engrossed and the action of the Senate was 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	

*The Honorable Jerry Thomas
President of the Senate*

June 4, 1971

By the Committee on Finance & Taxation—

Sir:

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

By the Committee on Health, Welfare and Institutions—

CS for SB 745—A bill to be entitled An act relating to water pollution; amending subsections (1) and (2) of section 403.085, Florida Statutes, 1970 Supplement, to provide that waste treatment requirements imposed by said section on ocean outfalls and disposal wells used for sanitary sewage disposal shall also apply to inland outfalls used for the discharge of industrial waste; amending section 403.085, Florida Statutes, 1970 Supplement, by adding new subsections (3) and (4), to require secondary waste treatment or other treatment deemed necessary as a condition for approval of construction of any ocean outfall, inland outfall or disposal well used for the discharge of industrial waste; requiring secondary treatment or such other waste treatment as deemed necessary for all industrial waste discharged through ocean outfalls, inland outfalls or disposal wells; providing an effective date.

Amendment 1—

On page 2, line 3, strike entire section 1, and renumber following sections.

Amendment 2—

On page 3, line 22, strike "January 3, 1974" and insert the following: January 1, 1973

Amendment 3—

On page 3, lines 24-26, strike "by a fine of \$500.00 for each twenty-four hour day or fraction thereof that such failure is allowed to continue thereafter." and insert the following: as provided in section 403.161 (2), Florida Statutes.

Amendment 4—

Title, lines 5 - 13, strike entire lines 5-12 and the following words on line 13, "of industrial waste;"

—and requests the concurrence of the Senate therein.

*Respectfully,
ALLEN MORRIS
Clerk, House of Representatives*

On motions by Senator Graham, the Senate concurred in the House amendments to CS for SB 745.

CS for SB 745 passed as amended, was ordered engrossed and the action of the Senate was 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	

*The Honorable Jerry Thomas
President of the Senate*

June 4, 1971

Sir:

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

CS for HB 846—A bill to be entitled An act relating to education; amending section 236.07(5) and (9)(a), Florida Statutes, as amended by chapter 70-94, Laws of Florida, removing the requirement that the department of education add to the value of each instruction unit for current expenses other than instructional salaries and transportation the per unit difference between the amount determined by the application of the tax required for participation in the minimum foundation program for all counties collectively for the preceding calendar year as determined by the auditor general and the amount determined by the application of the tax required for participation in the minimum foundation program for all counties collectively for the preceding calendar year; creating a new section requiring the auditor general to conduct ratio studies; requiring certification of ratio study by April 1 instead of May 1; providing for a board of appeals; providing for delaying the application of the results of the ratio study of assessment levels conducted by the auditor general until the 1972-1973 fiscal year; defining one hundred percent (100%) nonexempt assessed valuation; removing the requirement that if the one thousand one hundred dollar (\$1,100) annual increase for current expenses other than instructional salaries and transportation is not appropriated in full for a given year the minimum required local effort for such year revert to the level required for the year in which current expenses other than instructional salaries and transportation was last fully funded; amending §236.0725, Florida Statutes, as amended by chapter 70-94, Laws of Florida, delaying the application of the results of the ratio study of assessment levels until the 1972-1973 fiscal year; amending §236.251, Florida Statutes, as amended by chapter 70-94, Laws of Florida, removing obsolete provisions by increasing the exclusions from the millage limitation; providing that the assessment ratio study shall be conducted only on the real property tax rolls; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,
ALLEN MORRIS
Clerk, House of Representatives*

CS for HB 846, contained in the above message, was read the first time by title. On motion by Senator de la Parte the rules were waived and the bill was placed on the Calendar.

*The Honorable Jerry Thomas
President of the Senate*

June 4, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has receded from the House amendment to the Senate amendment, concurred in the Senate amendment, receded from the additional House amendment and passed as amended, HB 1800.

*Respectfully,
ALLEN MORRIS
Clerk, House of Representatives*

*The Honorable Jerry Thomas
President of the Senate*

June 4, 1971

Sir:

I am directed to inform the Senate that the House of Representatives has accepted and adopted the Conference Committee Report in its entirety and passed, as amended by the Conference Committee Report—HB 1008.

*Respectfully,
ALLEN MORRIS
Clerk, House of Representatives*

*The Honorable Jerry Thomas
President of the Senate*

June 4, 1971

Sir:

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

CS for HB 665	HB 241	CS for HB 244
HB 738	CS for HB 963	HB 997
HB 60	HB 207	HB 917
CS for HB 1769	HB 2203	HB 2550
HB 2568	HB 2505	HB 1701
HB 1334	HB 2560	CS for HB 157
CS for HB 935	HB 2586	HB 2520
HB 2527	HB 2579	HB 894
HB 611	HB 378	HB 1681
CS for HB 715 & 716	HB 2278	HB 2382
HB 500	HB 763	

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

By permission the following reports were received:

ENGROSSING REPORTS

Your Engrossing Clerk to whom was referred—

SB 19 with 1 amendment	SB 1567 with 2 amendments
SB 81 with 6 amendments	SB 1439 with 2 amendments
SB 112 with 1 amendment	SB 1496 with 5 amendments
SB 115 with 1 amendment	SB 1568 with 2 amendments
SB 381 with 2 amendments	SB 1570 with 2 amendments
SB 438 with 3 amendments	SB 1572 with 2 amendments
SB 439 with 6 amendments	SB 1573 with 2 amendments
SB 451 with 2 amendments	SB 1602 with 2 amendments
SB 457 with 2 amendments	SB 1616 with 1 amendment
SB 568 with 2 amendments	SB 1618 with 2 amendments
SB 698 with 1 amendment	SB 1619 with 2 amendments
SB 773 with 3 amendments	SB 1625 with 1 amendment
SB 788 with 1 amendment	SB 1639 with 2 amendments
SB 1011 with 2 amendments	SB 1640 with 3 amendments
SB 1043 with 2 amendments	CSSB 42 with 2 amendments
SB 1162 with 3 amendments	CSSB 280 with 2 amendments
SB 1188 with 1 amendment	CSSB 525 with 1 amendment
SB 1394 with 2 amendments	CSSB 745 with 4 amendments

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

ELMER O. FRIDAY
 Secretary of the Senate

Your Engrossing Clerk to whom was referred—

SB 188 with 5 amendments	CSSB 56 with 5 amendments
SB 292 with 3 amendments	SB 1612 with 3 amendments

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

ELMER O. FRIDAY
 Secretary of the Senate

The bills contained in the foregoing reports were ordered enrolled.

CO-INTRODUCER

By permission, Senator Barron was recorded as a co-introducer of SB 1034.

Senator Hollahan moved that the Senate adjourn sine die.

Senator Daniel moved as a substitute motion that the Senate recess until 12:01 a.m., June 5, 1971.

Senator Wilson moved as an amendment to the substitute motion that the Senate adjourn at 6:30 p.m. The motion failed.

The question recurred on the substitute motion by Senator Daniel which was adopted and the Senate recessed at 5:26 p.m. until 12:01 a.m., June 5, 1971.

LOBBYIST REGISTRATIONS UNDER SENATE RULE NINE
MAY 31, 1971 THROUGH JUNE 4, 1971

Name and Address	Entity Represented and Address	Particular Legislation Involved	Direct Business Association or Partnership with Legislator
Cacciatore, Sammy S., Jr. 525 Harbor City Blvd. Melbourne 32901	Self Same address	Insurance, courts and negligence	None
Churchill, Lucile M. 4791 Baywood Gulfport 33711	League of Women Voters 1310 W. Colonial Dr. Orlando 32804	General	None
Nance, James H. 525 Harbor City Blvd. Melbourne 32901	Self Same address	Insurance interests	None
Onett, George L. 6441 Biscayne Blvd. Miami 33138	American Bankers Ins. Co. 600 Brickell Ave. Miami	Insurance	None
Simmons, Jack W., Jr. P. O. Box 1656 Tallahassee 32302	City of St. Petersburg St. Petersburg	General	None
Tanney, William J. 418 S. Ft. Harrison Ave. Clearwater 33517	Academy of Fla. Trial Lawyers Tallahassee Bank Bldg. Tallahassee 32302	Bills that affect public interest in safety and personal injury	None
Thompson, Gerald Francis 2633 N.E. 3rd Ave. Wilton Manors 33305	Broward League of Municipalities Davie City Hall Davie	Local Broward Co. bills and general bills affecting cities	None
Thompson, Homer Winston 4511 N.E. 15 Terr. Ft. Lauderdale 33308	Self Same address	Health, welfare, recreation	None

JOURNAL OF THE FLORIDA SENATE

Tuesday, June 15, 1971

ENROLLING REPORTS

Your Enrolling Clerk to whom was referred—

SB 635	SB 1550	SB 1556	SB 1564
SB 1136	SB 1551	SB 1557	SB 1571
SB 1139	SB 1552	SB 1560	SB 1574
SB 1368	SB 1553	SB 1561	SB 1575
SB 1523	SB 1554	SB 1562	
SB 1548	SB 1555	SB 1563	

—reports same have been enrolled, signed by the required Constitutional officers and presented to the Governor on June 7, 1971.

ELMER O. FRIDAY
Secretary of the Senate

Your Enrolling Clerk to whom was referred—

SB 297	SB 1392	SCS for
SB 663	SB 1559	HB 753
SB 777	Conf. CS for	
SB 790	SB 625	
SB 795		

—reports same have been enrolled, signed by the required Constitutional officers and presented to the Governor on June 8, 1971.

ELMER O. FRIDAY
Secretary of the Senate

Your Enrolling Clerk to whom was referred SB 789 reports same has been enrolled, signed by the required Constitutional officers and presented to the Governor on June 9, 1971.

ELMER O. FRIDAY
Secretary of the Senate

Your Enrolling Clerk to whom was referred—

SB 13	SB 619	SB 1023
SB 20	SB 628	SB 1111
SB 90	SB 665	SB 1241
SB 101	SB 697	SB 1297
SB 175	SB 698	SB 1475
SB 260	SB 754	SB 1547
SB 343	SB 788	SB 1549
SB 349	SB 812	SB 1569
SB 442	SB 823	CS for SB 842
SB 569	SB 829	CS for SB 1311
SB 593	SB 847	SCS for HB 772
SB 597	SB 905	
SB 611	SB 919	

—reports same have been enrolled, signed by the required Constitutional officers and presented to the Governor on June 10, 1971.

ELMER O. FRIDAY
Secretary of the Senate

Your Enrolling Clerk to whom was referred—

SB 19	SB 1636	SB 1132
SB 81	SB 1638	SB 1179
SB 112	SB 1639	SB 1194
SB 115	SB 1640	SB 1300
SB 188	SB 1642	SB 1343
SB 292	SB 1645	SB 1379
SB 381	CS for SB 42	SB 1546
SB 438	CS for SB 56	SB 1576
SB 451	CS for SB 280	SB 1590
SB 457	CS for SB 525	SB 1594
SB 568	CS for SB 745	SB 1596
SB 773	SB 183	SB 1597
SB 774	SB 225	SB 1598
SB 1011	SB 324	SB 1599
SB 1043	SB 362	SB 1604
SB 1162	SB 390	SB 1605
SB 1184	SB 401	SB 1606
SB 1188	SB 439	SB 1607
SB 1394	SB 443	SB 1608
SB 1439	SB 445	SB 1609
SB 1496	SB 566	SB 1610
SB 1567	SB 624	SB 1614
SB 1568	SB 671	SB 1615
SB 1570	SB 683	SB 1617
SB 1572	SB 711	SB 1622
SB 1573	SB 752	SB 1624
SB 1602	SB 771	SB 1626
SB 1611	SB 772	SB 1627
SB 1612	SB 894	SB 1628
SB 1613	SB 949	SB 1630
SB 1616	SB 1004	SB 1631
SB 1618	SB 1007	SB 1632
SB 1619	SB 1018	SB 1634
SB 1621	SB 1066	CS for SB 87
SB 1625	SB 1068	CS for SB 882

—reports same have been enrolled, signed by the required Constitutional officers and presented to the Governor on June 15, 1971.

ELMER O. FRIDAY
Secretary of the Senate

Your Enrolling Clerk to whom was referred—

SCR 1239	SCR 1637	SM 1357
----------	----------	---------

—reports same have been enrolled, signed by the required Constitutional officers and filed with the Secretary of State on June 15, 1971.

ELMER O. FRIDAY
Secretary of the Senate