

JOURNAL OF THE FLORIDA SENATE

Tuesday, February 29, 1972

The Senate was called to order by the President at 8:30 a.m. for the purpose of conducting the order of business of introduction and reference of resolutions, memorials, bills and joint resolutions pursuant to Rule 4.3.

INTRODUCTION

By Senator Lewis (33rd)—

SR 1162—A resolution commending the Florida District of Kiwanis and its District Governor, Kenneth W. Higgins.

—was read the first time and referred to the Committee on Rules, Calendar, Privileged Business and Ethics.

The Senate recessed at 8:32 a.m.

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

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

Excused: Senators Hollahan and Fincher.

Prayer by the Secretary of the Senate:

As we lift our voices to thee this morning, may we also lift our hearts. As we raise our voices here on earth, help us raise our sights. Thou knowest the frailty of our spirits, God . . . built imperfectly as they are in thine image. As we seek greater strength and content at our local levels of government, help us to recall that you were first—and greatest—in giving to each soul full measure of self-determination, and responsibility for that right. Help us, we pray. Amen.

The Journal of February 28 was corrected and approved as follows:

Page 280, counting from the bottom of column 2, line 16, strike "000" and insert: 100

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

Page 270, counting from the bottom of column 2, between lines 21 and 22 insert: Senator Karl presiding.

REPORTS OF COMMITTEES

The Committee on Rules, Calendar, Privileged Business and Ethics respectfully submits the following Special Order Calendar for Tuesday, February 29, 1972:

SB 1151	SB 586	SB 684	SB 347
SB 1150	SB 611	SB 501	SB 417
SB 1152	SB 96	SB 144	SB 279
SB 1153	SB 97	SB 476	HB 1906
SB 610	SB 517	SB 725	HB 92
SB 280	SB 595	HB 1534	

The Committee on Commerce recommends the following pass: HB 663, HB 3124

The Committee on Transportation recommends the following pass: SB 880 with 2 amendments, SB 909

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

The Committee on Public Schools recommends the following pass: SB 839 with 5 amendments

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

The Committee on Commerce recommends the following pass: SB 954

The bill was referred to the Committee on Rules, Calendar, Privileged Business and Ethics under the original reference.

The Committee on Public Schools recommends the following pass: SB 768 with 1 amendment, SB 1079

The Committee on Transportation recommends the following pass: SB 847 with 1 amendment, SB 1051

The bills contained in the foregoing reports were referred to the Committee on Ways and Means under the original reference.

The Committee on Commerce recommends a Committee Substitute for SB 547 with 4 amendments.

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

The Committee on Public Schools recommends a Committee Substitute for SB 899.

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

The Committee on Commerce recommends the following not pass: HB 673

The Committee on Transportation recommends the following not pass: SB 1080

The bills contained in the foregoing reports were laid on the table.

ENGROSSING REPORT

Your Engrossing Clerk to whom was referred CSSB 455 with 4 amendments reports that the Senate amendments have been incorporated and the bill is returned herewith.

ELMER O. FRIDAY
Secretary of the Senate

The bill was certified to the House.

ENROLLING REPORT

Your Enrolling Clerk to whom was referred—

SB 108 SB 318

—reports same have been enrolled, signed by the required Constitutional officers and presented to the Governor on February 29, 1972.

ELMER O. FRIDAY
Secretary of the Senate

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Plante, by two-thirds vote HB 3314 was also referred to the Committee on Governmental Efficiency.

On motion by Senator Daniel, SB 1153 was removed from the calendar by two-thirds vote and referred to the Committee on Governmental Efficiency.

On motion by Senator Daniel, by two-thirds vote SB 496 was also referred to the Committee on Governmental Efficiency.

On motion by Senator Saunders, SB 536 was withdrawn from the Committee on Ways and Means by two-thirds vote and placed on the calendar.

On motion by Senator de la Parte, the Committee on Ways and Means was granted an additional 15 days for the consideration of—

SB 9	SB 301	SB 495	SB 738
SB 10	SB 302	SB 508	SB 739
SB 45	SB 306	SB 513	SB 741
SB 51	SB 313	SB 520	SB 757
SB 53	SB 316	SB 528	SB 780
SB 59	SB 319	SB 539	SB 799
SB 62	SB 320	SB 540	SB 818
SB 67	SB 321	SB 544	SB 819
CS/SB 68	SB 322	SB 545	SB 836
SB 70	SB 324	CS/SB 561	SB 845
SB 72	SB 325	SB 563	SB 848
SB 80	SB 333	SB 572	SB 855
SB 81	SB 336	SB 573	SB 862
SB 82	SB 338	SB 576	SB 866
SB 83	CS/SB 343	SB 579	SB 884
SB 85	SB 348	SB 588	SB 885
SJR 93	SB 349-SF	SB 597	SB 898
SB 101-SF	SB 350	SB 599	SB 904
SB 100	CS/SB 351	SB 601	SB 915
SB 104	SB 353	SB 602	SB 926
SB 128	SB 359	SB 603	SB 956
SB 136	SB 361	SB 605	SB 1038
SB 138	SB 365	SB 607	SB 1041
CS/SB 140	SB 368	SB 612	SB 1058
SB 141	SB 369	SB 614	SB 1059
SB 142	SB 370	SB 617	SB 1060
SB 154	SB 373	SB 619	SB 1086
SB 155	SB 376	SB 622	SB 1098
SB 162	SB 387	SB 628	SB 1111
CS/SB 169	SB 394	CS/SB 629	SB 1114
SB 170	SB 399	SB 630	SB 1142
SB 186	SB 402	SB 634	SB 1146
CS/SB 188	SB 403	SB 638	HB 7
SB 203	SB 404	SB 639	HB 167
SB 204	SB 405	SB 643	HB 214
SB 215	SB 406	SB 644	CS/HBs 441 &
SB 220	SB 407	SB 651	1103
SB 224	SB 410-SF	SB 659	HB 768
SB 225	SB 415	SB 669	HB 718
SJR 230	SB 418	SB 672	HB 774
SB 238	SB 420	SB 678	HB 996
SB 239	SB 424	SB 679	HB 1071
SB 240	SB 431	SB 680	HB 1597
SB 252	SB 434	SB 681	HB 1710
SB 254	SB 437	SB 682	HB 1891
SB 256	SB 439	SB 690	HB 1923
SB 257	SB 440	SB 692	HB 2026
SB 263	SB 448	SB 693	HB 2092
SB 274	SB 470	SB 709	HB 2640
SB 276	SB 459	SB 721	CS/HB 3041
SB 285	SB 471	CS/SB 723	HB 3078
SB 286	SB 489	SB 727	
SJR 292	SB 490	SB 728	

On motion by Senator de la Parte, the rules were waived and the Committee on Ways and Means was authorized to consider SB 904 this day.

On motion by Senator Horne, the Committee on Rules, Calendar, Privileged Business and Ethics was granted an additional 15 days for the consideration of—

SB 650	SB 671	HB 1277	SB 698	SB 560
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On motion by Senator Myers, the Committee on Health, Welfare and Institutions was granted an additional 15 days for the consideration of—

SB 685	SB 794	SB 78	SB 507
HB 861	SB 798	SB 308	SB 515-SF
HB 1610	SB 803	SB 309	SB 519
HB 2219	SB 815	SB 426	SB 531
HB 3016	SB 825	SB 474	SB 559
SB 722	SB 849	SB 493	HB 154
SB 765	SB 852	SB 494	HB 655
SB 776	SB 863	SB 506	HB 912

On motion by Senator Barron, SB 390 was withdrawn from the Committee on Ways and Means by two-thirds vote and placed on the calendar.

On motion by Senator Barron, Senate Bills 1164, 1165 and 1166 were withdrawn from the Committee on Ways and Means by two-thirds vote.

On motions by Senator Poston, the rules were waived and the Committee on Transportation was authorized to consider Senate Bills 1164, 1165 and 1166 this day.

On motion by Senator Daniel, HB 1906 was removed from the calendar by two-thirds vote and recommitted to the Committee on Governmental Efficiency.

On motion by Senator Myers, the rules were waived and the Committee on Health, Welfare and Institutions was authorized to consider Senate Bills 974 and 798 this day.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Jerry Thomas February 29, 1972
President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives has passed SB 360.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The bill contained in the above message was ordered enrolled.

The Honorable Jerry Thomas February 29, 1972
President of the Senate

Sir:

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

HB 480	CS for HB 534	HB 1361
HB 339	CS for HB 2606	HB 120
HB 1467	CS for HB 1983-SF.	

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable Jerry Thomas February 25, 1972
President of the Senate

Sir:

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

By the Committee on Commerce—

CS for SB 41—A bill to be entitled An Act relating to professional engineers and land surveyors; amending subsection 471.02(3), defining "board"; adding subsection (6) to §471.05, Florida Statutes, to exempt registered land surveyors who take or contract for professional engineering services from

the provisions of Chapter 471, Florida Statutes; adding subsection (3) to §471.20, Florida Statutes, to provide a registration fee for engineers-in-training; amending §471.26, Florida Statutes; providing for the revocation or suspension of a certificate or registration of a person adjudicated incompetent; excepting any person guilty of a felony or adjudicated incompetent from provisions requiring notice and hearing before his certificate is revoked or suspended or he is placed on probation; authorizing an appeal from a decision of the board for such persons; amending §§471.38(1) and (2), 471.39, 471.40, 471.41 and 471.42, Florida Statutes, which relate to engineering scholarship loans, to provide for the award of scholarship loans for the study of land surveying and the procedures therefor; amending §472.08, Florida Statutes; exempting professional engineers from provisions of Chapter 472, Florida Statutes; amending §472.10(3), Florida Statutes, authorizing the board of engineer-land surveyor examiners to revoke or suspend a certificate of registration because of an adjudication of mental incompetency or conviction of a felony; providing for procedural guarantees for a certificate holder before said revocation or suspension, and providing exceptions; providing that an aggrieved certificate holder may appeal to the circuit court, pursuant to §471.28, Florida Statutes; adding subsections (6) and (7) to §472.11, Florida Statutes; authorizing the issuance of a certificate of registration to corporations, partnerships, associations or persons practicing under fictitious names; requiring the approval of the board prior to incorporation; providing an effective date.

Amendment 1—

On page 2, line 27, after the dash insert the following: For the purposes of this chapter, and unless otherwise required by the context, the following definitions shall prevail, to-wit:

Amendment 2—

On page 4, line 13, strike "make" and insert the following: *revoke*

Amendment 3—

On page 4, lines 22 and 23, strike all of lines 22 and 23 and insert the following:

(a) The practice of any fraud or deceit in obtaining a certificate of registration or certificate of authorization.

(b) Any gross negligence, incompetence, or misconduct, in the practice of engineering as a professional engineer.

(c) Any felony or crime involving moral turpitude.

(d) *Mentally incompetent by a court of competent jurisdiction.*

(e) ~~(d)~~ Violation of any of the rules of professional conduct adopted and promulgated by the board or violation of rules or regulations made by the board pursuant to law.

(f) ~~(e)~~ Affixing or permitting to be affixed his seal or his name to any plans, designs, drawings, or specifications which were not prepared by such registrant or under his responsible supervision, direction or control.

Amendment 4—

On page 6, line 10, strike "to"

Amendment 5—

On page 11, line 23, after the word "has" insert the following: *been*

Amendment 6—

In title on page 1, line 6, after the comma insert the following: Florida Statutes,

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Lewis (33rd), the Senate concurred in House amendments 1, 2, 3, 4, 5 and 6 to CS for SB 41.

CS for SB 41 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—28

Mr. President	Childers	Johnson (29th)	Sayler
Arnold	Daniel	Johnson (34th)	Stolzenburg
Barron	Deeb	Lewis (33rd)	Trask
Barrow	Ducker	Lewis (43rd)	Ware
Beaufort	Gunter	Plante	Weber
Boyd	Henderson	Poston	Williams
Brantley	Horne	Saunders	Wilson

Nays—None

By unanimous consent Senators Graham, Reuter and Weissenborn were recorded as voting yea.

The Honorable Jerry Thomas
President of the Senate

February 28, 1972

Sir:

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

By Senators Horne and Thomas—

SB 620—A bill to be entitled An act to appropriate \$1,200,000.00 to the department of general services for the acquisition of real property to be included within capitol center; providing an effective date.

Amendment 1—

On page 1, strike all of lines 13 through 21 and insert the following:

Section 1. The department of general services shall acquire, by exercise of the power of eminent domain, the following described real property in the city of Tallahassee, Leon County, Florida:

and on page 3, strike all of lines 23 and 24, and insert the following:

Section 3. A sum, sufficient to carry out the purposes of this act, is hereby appropriated to the department of general services from general revenue.

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

Amendment 2—

In the title on page 1, strike the title in its entirety and insert the following:

A bill to be entitled An act to appropriate a sufficient sum to to the department of general services for the acquisition of real property within the city of Tallahassee; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Horne, the Senate concurred in House amendments 1 and 2 to SB 620.

SB 620 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—30

Mr. President	Childers	Johnson (29th)	Stolzenburg
Arnold	Daniel	Johnson (34th)	Trask
Barron	Deeb	Lewis (33rd)	Ware
Barrow	de la Parte	Lewis (43rd)	Weber
Beaufort	Ducker	Poston	Williams
Boyd	Gunter	Reuter	Wilson
Brantley	Henderson	Saunders	
Broxson	Horne	Sayler	

Nays—None

By unanimous consent Senators Weissenborn and Graham were recorded as voting yea.

The Honorable Jerry Thomas
President of the Senate

February 28, 1972

Sir:

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

By the Committee on Appropriations—

HB 3936—A bill to be entitled An act relating to the capitol center; amending section 272.12(1) and (2) and 272.121, Florida Statutes; creating and describing the capitol center planning district; creating a seven (7) member planning commission within the department of general services; abolishing the planning and architectural advisory council; providing for joint approval by the planning commission, the City of Tallahassee commission and the county commission for all plans modifying or changing any existing easement or right of way; granting sole planning and zoning authority, in the district, to the commission; providing that the ordinances in effect at the time of the effective date shall continue until superseded by reulation of the planning commission; providing that the department of general services may enter into agreements with the planning agencies in Leon County; providing for the issuance of building permits within the district; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 3936, contained in the above message, was read the first by title and referred to the Committee on Governmental Efficiency.

On motion by Senator Horne, HB 3936 was withdrawn from the Committee on Governmental Efficiency by two-thirds vote and placed on the calendar.

On motion by Senator Horne, Rule 4.14 requiring fifteen minutes' notice was waived and unanimous consent was obtained to take up HB 3936 out of order.

On motions by Senator Horne, by two-thirds vote HB 3936 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—32

Mr. President	Childers	Johnson (34th)	Saunders
Arnold	Deeb	Karl	Saylor
Barron	de la Parte	Lewis (33rd)	Stolzenburg
Beaufort	Ducker	Lewis (43rd)	Trask
Bishop	Gunter	McClain	Ware
Boyd	Henderson	Plante	Weber
Brantley	Horne	Poston	Williams
Broxson	Johnson (29th)	Reuter	Wilson

Nays—None

By unanimous consent Senators Weissenborn, Daniel and Graham were recorded as voting yea.

The Honorable Jerry Thomas
President of the Senate

February 28, 1972

Sir:

I am directed to inform the Senate that the House of Representatives has concurred in Senate amendment 1 and concurred in Senate amendment 2 as amended by House amendment and has passed as further amended—

By the Committee on Business Regulation and Representatives Firestone and Fleece—

CS for HB's 1041, 1042, and 1044—A bill to be entitled An act relating to mobile homes; providing grounds for which a mobile

home park owner or operator may evict a mobile home owner; providing for posting of regulations; providing for additional eviction proceedings in leases; authorizing tenant to raise affirmative defenses; providing that no mobile home park owner or operator shall require a resident of the park to purchase certain equipment from the park, or charge an additional fee for certain interior installations and improvements in mobile homes; providing that mobile home park owners or operators shall disclose all fees, charges, assessments, rules and regulations to tenants; providing that undisclosed fees, charges, and assessments shall not be collectible; providing that mobile home park owners or operators shall not unreasonably restrict the sale of mobile homes within the park, require that removal of a mobile home solely on the basis of such sale, or exact a fee for such sale unless the park owner or operator acted as agent for the mobile home owner in the sale pursuant to a written contract; providing an effective date.

Senate amendment 2—

On page 2, line 9

After the word "vacate.", strike the remainder of the paragraph

and insert the following: A copy of all rules and regulations shall be delivered by the park owner or operator to the mobile home owner prior to his signing the lease or rent agreement. A copy of the rules and regulations also shall be posted in the recreation hall, if any, or some other conspicuous place in the park.

House amendment to Senate amendment 2—

strike everything after the word "lease" and insert the following:

or entering into a rental agreement. A copy of the rules and regulations also shall be posted in the recreation hall, if any, or some other conspicuous place in the park.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator Lewis (43rd), the Senate concurred in the House amendment to Senate amendment 2 to CS for HB's 1041, 1042 and 1044.

CS for HB's 1041, 1042 and 1044 passed as further amended and was certified to the House. The vote was:

Yeas—34

Mr. President	de la Parte	Lane	Scarborough
Arnold	Ducker	Lewis (33rd)	Stolzenburg
Barron	Gunter	Lewis (43rd)	Trask
Beaufort	Henderson	McClain	Ware
Bell	Horne	Myers	Weber
Boyd	Johnson (29th)	Plante	Williams
Brantley	Johnson (34th)	Poston	Wilson
Broxson	Karl	Reuter	
Childers	Knopke	Saylor	

Nays—4

Barrow Bishop Daniel Saunders

By unanimous consent, Senators Weissenborn and Graham were recorded as voting yea; Senators Saunders and Daniel changed their votes from nay to yea.

The Honorable Jerry Thomas
President of the Senate

February 25, 1972

Sir:

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

By the Committee on Elections and Representative Baumgartner and others—

CS for HB 284—A bill to be entitled An act relating to elections; amending section 99.012(1), Florida Statutes, as amended by chapter 70-80, Laws of Florida, providing that no individual shall seek two (2) offices at the same time; adding subsection (6) to Section 99.061, Florida Statutes, as amended by chapters 70-42 and 70-93, Laws of Florida, providing that any person who withdraws his candidacy may requalify or qualify for another office by a certain date; amending Section 99.092(1), Florida Statutes, providing that candidates who withdraw must pay certain administrative costs; amending Section 99.161(2) (e), Florida Statutes, as redesignated by chapter 70-133, Laws of Florida, repealing the prohibition against renting office facilities prior to the qualification of a candidate; amending section 102.166(3), Florida Statutes, requiring a protest alleging error to be filed with the county canvassing board prior to the time it adjourns; providing an effective date.

By Representative Featherstone—

HB 2746—A bill to be entitled An act relating to insurance; amending subsection (4) of §627.727, Florida Statutes, to provide that persons having claims against an insolvent insurer, under uninsured motorist coverage, may elect to pursue claim against his own insurer or against the Florida Insurance Guaranty Association; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable Jerry Thomas
President of the Senate

February 25, 1972

Sir:

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

By the Committee on Business Regulation—

HB 3426—A bill to be entitled An act relating to the division of hotels and restaurants; creating §509.012, Florida Statutes; defining division, owner or operator, guest, public lodging establishments, public food service establishments, director, single complex of buildings, and ironed; amending §§509.032, 509.071, 509.091, 509.101, 509.111, 509.131, 509.141, 509.142, 509.151, 509.161, 509.162, 509.171, 509.181, 509.191, 509.201, 509.211(6), (8) and (11), 509.221, 509.241(1) and (5), 509.261, 509.281, and 509.292, Florida Statutes; replacing obsolete language with new definitions; revising and deleting obsolete or vague provisions; changing standards for exits from certain establishments; changing the square footage requirement of subsection (8) of §509.211, Florida Statutes, from 2,500 square feet to 3,000 square feet; changing the definition of public lodging establishments in subsection (1)(a) of §509.241, Florida Statutes; deleting provisions relating to review of proceedings of the division set forth in subsection (1)(c) of §509.261, Florida Statutes; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

CS for HB 284, contained in the above message, was read the first time by title and referred to the Committee on Judiciary—Civil B.

House Bills 2746 and 3426, contained in the above messages, were read the first time by title and referred to the Committee on Commerce.

The Honorable Jerry Thomas
President of the Senate

February 25, 1972

Sir:

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

By Representative J. W. Robinson and others—

HCR 3493—A concurrent resolution commending Colonel Reid Clifton of the Florida Highway Patrol.

WHEREAS, Colonel Reid Clifton is one of the thirty-two original members of the Florida Highway Patrol, and

WHEREAS, Colonel Reid Clifton has served since 1939 in a manner that has brought credit to the image of the patrol and, simultaneously, has been a model law enforcement officer for the entire patrol, and

WHEREAS, Colonel Reid Clifton has consistently proven himself to be a man of judgment and indefatigable spirit from his post as the patrol's first inspector up through his twelve years as the deputy director under Colonel Neil Kirkman, and

WHEREAS, Colonel Reid Clifton was advanced with honor to a position as Director of the Florida Highway Patrol on July 1, 1969; a position in which he served with a deep commitment to the ideals cherished by all lawmen in the state, and

WHEREAS, Colonel Reid Clifton has held the position of Director of the Florida Highway Patrol since his appointment up to the present time, and

WHEREAS, Colonel Reid Clifton has fully recognized his responsibilities as a law enforcement officer to uphold the law which he was trusted to enforce, and

WHEREAS, Colonel Reid Clifton has maintained the highest moral standards for the men under his command and has developed standards for obtaining and training the finest caliber of men available to fill the ranks of the Florida Highway Patrol, and

WHEREAS, the Florida Highway Patrol, with his guidance and support, has grown from the original thirty-two troopers to its present size of nearly one thousand, and

WHEREAS, Colonel Reid Clifton has contributed significantly in building the Florida Highway Patrol into one of the finest law enforcement organizations in the nation, and

WHEREAS, Colonel Reid Clifton has now decided to retire on February 29, 1972, after a career devoted to the building of an organization which is respected throughout the country, NOW, THEREFORE,

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

That the Legislature salutes Colonel Reid Clifton on the occasion of his retirement after thirty-three years of dedicated service to his chosen profession as a law enforcement officer in the Florida Highway Patrol.

BE IT FURTHER RESOLVED that the members of the Legislature express their individual thanks to Colonel Clifton for his years of dedicated service, for many innovations in the organization and the recruitment of patrol officers for which he is responsible, and for his success at helping to make the Florida Highway Patrol one of the leading law enforcement organizations in America.

BE IT FURTHER RESOLVED that a copy of this resolution, signed by the Constitutional officers of the House of Representatives and the Senate, be certified by the Secretary of State, under the Great Seal of the State, and transmitted to Colonel Reid Clifton as a continuing expression of the Legislature's gratitude.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HCR 3493, contained in the above message, was read the first time and referred to the Committee on Judiciary—Criminal.

On motion by Senator Horne, HCR 3493 was withdrawn from the Committee on Judiciary—Criminal by two-thirds vote and placed on the calendar.

On motion by Senator Horne, unanimous consent was obtained to take up HCR 3493 out of order. On motion by Senator

Horne, by two-thirds vote HCR 3493 was read the second time in full, adopted and immediately certified to the House. The vote was:

Yeas—37

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

Nays—None

By unanimous consent Senator Weissenborn was recorded as voting yea.

The Honorable Jerry Thomas
President of the Senate

February 25, 1972

Sir:

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

By Representatives Gillespie and Sykes (by request)—

HB 3478—A bill to be entitled An act relating to insurance; amending Chapter 628, Florida Statutes, by adding new section 628.455, providing for the continuation of the corporate existence of a foreign insurer which has merged with a domestic insurer, providing for the date of original incorporation of the foreign insurer to be the date of incorporation of the Florida insurer, prohibiting any right or obligation with respect to filings, fees or taxes from accruing prior to the date of merger to the Florida corporation; providing an effective date.

By Representative Gillespie (by request) and others—

HB 3480—A bill to be entitled An act relating to insurance; amending §626.062, Florida Statutes, by adding subsection (3); authorizing the formation of junior achievement plans under sponsorship of authorized insurers by rule of the department of insurance; precludes defining participating students as disability agents while under the supervision of a licensed disability agent; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

House Bills 3478 and 3480, contained in the above message, were read the first time by title and referred to the Committee on Commerce.

The Honorable Jerry Thomas
President of the Senate

February 25, 1972

Sir:

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

By Representative Reed—

HB 2882—A bill to be entitled An act relating to state roads and bridges; designating the drawbridge spanning the Intra-coastal Waterway at 40th Street in the City of Boca Raton, Palm Beach County, as the Theodore Pratt Bridge; directing the placement of a plaque on said bridge honoring J. Myer Schine, the Marqusee Family and Dr. H. B. Hendler; designating 40th Street in the City of Boca Raton as Spanish River Boulevard; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 2882, contained in the above message, was read the first time by title and referred to the Committee on Transportation.

The Honorable Jerry Thomas
President of the Senate

February 25, 1972

Sir:

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

By the Committee on Natural Resources—

CS for HB 2823—A bill to be entitled An act relating to salt water fish; amending paragraphs (a) and (b) of section 370.14(2), Florida Statutes, to remove the requirement that crawfish tail measurement shall not be permitted while the crawfish is in a whole condition and to reduce the minimum allowable tail measurement of crawfish tails separated from the body under the provisions of a special permit; providing an effective date.

By Representative Craig—

HB 2891—A bill to be entitled An act relating to salt water fish; amending §370.11 (2)(a), Florida Statutes, as amended by chapters 70-96 and 71-154, Laws of Florida, to provide that measurement of pompano to determine length shall be from tip of nose to fork of tail; providing an effective date.

By Representatives Tucker and Miers—

HB 3035—A bill to be entitled An act relating to state parks; naming the state park being developed on St. George Island the Dr. Julian G. Bruce State Park; providing for the erection of an appropriate plaque; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

CS for HB 2823, House Bills 2891 and 3035, contained in the above message, were read the first time by title and referred to the Committee on Natural Resources and Conservation.

The Honorable Jerry Thomas
President of the Senate

February 25, 1972

Sir:

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

By Representative Fulford—

HB 2020—A bill to be entitled An act relating to the Florida citrus commission and the department of citrus; repealing §601.153, Florida Statutes, which provides for a processed orange products excise tax, brand advertising rebates, and the creation of the processors advertising council; providing an effective date.

By the Committee on Health & Rehabilitative Services—

HB 3108—A bill to be entitled An act relating to the division of family services of the department of health and rehabilitative services; discontinuing the practice of forwarding public assistance warrants by mail; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 2020, contained in the above message, was read the first time by title and referred to the Committees on Governmental Efficiency and Ways and Means.

HB 3108, contained in the above message, was read the first time by title and referred to the Committee on Health, Welfare and Institutions.

The Honorable Jerry Thomas
President of the Senate

February 25, 1972

Sir:

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

By Representative Fortune—

HB 2742—A bill to be entitled An act for the relief of Donovan L. Christian, to compensate him for damages to his boat as a result of the negligence of the department of natural resources; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 2742, contained in the above message, was read the first time by title and referred to the Committee on Personnel, Retirement and Claims.

The Honorable Jerry Thomas
President of the Senate

February 25, 1972

Sir:

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

By Representative Wilson—

HB 3227—A bill to be entitled An act relating to regulation of shell fish; amending §370.16(31), Florida Statutes, to provide that the total revenue from the sale of dead shell under the provisions of §253.45, Florida Statutes, be deposited in the state general revenue fund; providing an effective date.

By Representative Gillespie (by request) and others—

HB 3482—A bill to be entitled An act relating to insurance; amending chapter 624, Florida Statutes, by adding new section 624.02201 to permit the department of insurance to impose a fine in lieu of revocation or suspension of an insurer's certificate of authority; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 3227, contained in the above message, was read the first time by title and referred to the Committees on Natural Resources and Conservation and Ways and Means.

HB 3482, contained in the above message, was read the first time by title and referred to the Committee on Commerce.

The Honorable Jerry Thomas
President of the Senate

February 25, 1972

Sir:

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

By Representative Gallen—

HB 1656—A bill to be entitled An act amending section 11, Chapter 70-243, laws of Florida, also known as section 193.052-

(7), supplement to Florida Statutes, 1969, by eliminating the requirement therein that copies of each annual and final accounting required to be filed in the County Judge's Court or the Circuit Court, or otherwise, be served upon, or filed with the department of revenue; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 1656, contained in the above message, was read the first time by title and referred to the Committee on Judiciary—Civil B.

The Honorable Jerry Thomas
President of the Senate

February 25, 1972

Sir:

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

By Representative Tubbs—

HB 2727—A bill to be entitled An act relating to a uniform education insurance program for the State of Florida; amending section 232.43, Florida Statutes, to require the Board of Education to formulate a uniform statewide insurance program for students in all public schools; providing as an option for purchase a catastrophic injury provision; providing for such insurance to be available for purchase by all students; providing for coverage applicable but not limited to injuries sustained while engaging in athletic activities conducted or sponsored by the school in which the student is enrolled; authorizing public schools to accept donations to pay for such coverage for students engaging in athletic activities; authorizing the Board of Education to contract with authorized insurers for placement of such coverage; providing for an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 2727, contained in the above message, was read the first time by title and referred to the Committee on Commerce.

The Honorable Jerry Thomas
President of the Senate

February 25, 1972

Sir:

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

By Representative Burke—

HB 2940—A bill to be entitled An act providing for the relief of Mrs. Mary Ragsdale to compensate her for property damage as a result of the negligence of the Department of Transportation; providing an appropriation; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 2940, contained in the above message, was read the first time by title and referred to the Committee on Personnel, Retirement and Claims.

The Honorable Jerry Thomas
President of the Senate

February 25, 1972

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 Thomas—

CS for HB 543—A bill to be entitled An act relating to condominiums and cooperative apartments; adding subsection (3) to section 711.24, Florida Statutes, providing that any person who purchases a condominium or cooperative apartment in reasonable reliance upon material, false or misleading advertising shall be entitled to rescind the contract or recover damages for his loss; providing a time limitation for bringing such actions; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

CS for HB 543, contained in the above message, was read the first time by title and referred to the Committee on Commerce.

The Honorable Jerry Thomas
President of the Senate

February 25, 1972

Sir:

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

By Representative Powell—

HB 2608—A bill to be entitled An act relating to county surveyors; repealing chapter 143, Florida Statutes, which provides for the duties, oaths, and fees of all county surveyors; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 2608, contained in the above message, was read the first time by title and referred to the Committee on Governmental Efficiency.

The Honorable Jerry Thomas
President of the Senate

February 25, 1972

Sir:

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

By the Committee on Appropriations—

HB 2136—A bill to be entitled An act relating to education; amending the introductory paragraph and section 230.764(1), Florida Statutes; providing that junior college instruction units be based on average daily attendance in current year; repealing section 230.764(2), Florida Statutes, relating to recalculation; amending section 230.765(1), Florida Statutes, providing a definition of average daily attendance; amending section 230.766, Florida Statutes, providing that junior college transportation units be based on students transported in current year; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 2136, contained in the above message, was read the first time by title and referred to the Committees on Universities and Community Colleges and Ways and Means.

The Honorable Jerry Thomas
President of the Senate

February 25, 1972

Sir:

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

By Representative Spicola—

HB 2686—A bill to be entitled An act relating to alcoholic beverages; prohibiting the carrying of weapons where spirituous liquors are sold, served or consumed; providing penalties; providing an effective date.

By Representative Jones—

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.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 2686, contained in the above message, was read the first time by title and referred to the Committee on Judiciary—Criminal.

HB 1465, contained in the above message, was read the first time by title and referred to the Committee on Commerce.

The Honorable Jerry Thomas
President of the Senate

February 25, 1972

Sir:

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

By the Committee on Health & Rehabilitative Services and Representative Firestone—

CS for HB 2673—A bill to be entitled An act relating to corrections; providing for participation in and enactment of the Interstate Corrections Compact; providing definitions; providing for the transfer of inmates between contracting states; providing for administration of compact and rights of inmates; providing for withdrawal and termination; providing powers of secretary of department of health and rehabilitative services; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

CS for HB 2673, contained in the above message, was read the first time by title and referred to the Committees on Health, Welfare and Institutions and Ways and Means.

The Honorable Jerry Thomas
President of the Senate

February 25, 1972

Sir:

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

By the Committee on Judiciary and Representative Yancey and others—

HB 3733—A bill to be entitled An act relating to judges; providing that if Senate Joint Resolution 52-D is approved by the

voters on March 14, 1972, any judge of any existing separate juvenile court who is not a member of the bar shall be eligible to seek election as county court judge of his respective county; providing an effective date.

By the Committee on Judiciary and Representative Gorman—

HB 3734—A bill to be entitled An act relating to judges; providing that if Senate Joint Resolution 52-D is approved by the voters on March 14, 1972, any judge of any existing state or county court who is not a member of the bar shall be eligible to seek election as county court judge of his respective county; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

House Bills 3733 and 3734, contained in the above message, were read the first time by title and referred to the Committee on Judiciary—Civil A.

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

SR 564—A resolution proposing a select committee of the Senate be appointed to study flood insurance; requiring a report of its findings and recommendations to the legislature.

WHEREAS, insurance protection against flood damages has become excessively expensive for both residential and commercial properties in the State; and

WHEREAS, the possibility of the occurrence of a flood disaster exists in many areas of the State, so that flood insurance is needed not only in coastal areas but in other areas of the state as well; and

WHEREAS, it is desirable that a committee of the Florida Senate undertake a study of flood insurance to collect all available information on the issues and problems involved in securing more widespread availability of flood insurance for the citizens of Florida at more reasonable rates and to develop the legislation necessary to the solution of such problems, NOW, THEREFORE,

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

That a select Senate committee be created to perform a study of flood insurance. Such study to be directed toward developing the ways and means of increasing the availability of this insurance and lowering the premiums so more people can afford to purchase it.

BE IT FURTHER RESOLVED, that the committee report its findings and recommended legislation to the Senate at the earliest possible date.

—which was read the second time in full. On motion by Senator Boyd, SR 564 was unanimously adopted.

On motion by Senator Karl, SM 1145 was withdrawn from the Committee on Judiciary—Criminal by two-thirds vote and placed on the calendar.

On motion by Senator Karl, Rule 4.14 requiring fifteen minutes' notice was waived and unanimous consent was obtained to take up out of order—

SM 1145—A memorial to the Congress of the United States to provide for the establishment in the State of Florida of a four year bachelor degree granting institution to be known as the United States Academy of Law Enforcement.

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

Whereas, one of the most significant social problems in the country today is the issue of law and order, and

Whereas, there is a growing need for the development of a uniform body of knowledge in the law enforcement field, and

Whereas, the citizens of the United States are demanding that the United States government take the lead in establishing reforms in the field of law enforcement, and

Whereas, an institution patterned after the U. S. Military Academy, U. S. Naval Academy and the U. S. Air Force Academy would provide a cadre of well educated, highly trained law enforcement officers to serve as sheriffs, chiefs of police, prison wardens and in other similar officers, and

Whereas, there are many able and highly qualified young people who are sensitive to social problems and willing to pursue law enforcement as a profession, and

Whereas, such academy should have the best available resources, including a model prison, established in conjunction with the academy, for the purpose of allowing students practical experience in the most modern techniques of correction and rehabilitation of prisoners, and

Whereas, Florida because of its moderate climate and its ease of access by all modes of transportation would be an ideal location, and

Whereas, Mr. Frederick H. Owen, Jr., a citizen of the state has devoted much time and energy to preliminary plans of the proposed academy and model prison, has located possible construction sites and has coordinated efforts with officials of this state, and

Whereas, the United States government has created and fully funded various military academies and it is proposed that this academy be established in similar fashion, NOW, THEREFORE,

Be It Resolved that the Congress of the United States is hereby requested to provide funds and other necessary support for the establishment of the National Academy of Law Enforcement, in the State of Florida, and

Be It Further Resolved that copies of this memorial be dispatched to the president of the United States, to the president of the United States senate, to the speaker of the United States house of representatives and to each member of the Florida delegation to the United States Congress.

—which was read the second time in full. On motion by Senator Karl, SM 1145 was unanimously adopted and certified to the House.

Co-Introducer

By permission Senator Stolzenburg was recorded as a co-introducer of SM 1145.

UNFINISHED BUSINESS

On motion by Senator Horne, consideration of CS for HB 3020 with pending amendment was temporarily deferred.

SPECIAL ORDER

SB 1151—A bill to be entitled An act making appropriations; providing moneys to the Department of Natural Resources, Division of Marine Resources for the period beginning March 1, 1972, and ending June 30, 1972, to pay salaries and other operating expenses of the Marine Research Laboratory; providing an effective date.

—was read the second time by title. On motion by Senator Gunter, by two-thirds vote SB 1151 was read the third time by title, passed and certified to the House. The vote was:

Yeas—38

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

Nays—None

By unanimous consent Senators Haverfield and Weissenborn were recorded as voting yea.

SB 1150—A bill to be entitled An act relating to the supervision of safety equipment inspection stations; amending section 325.25(2), Florida Statutes, deleting the requirement that such supervision shall be by uniformed members of the Florida Highway Patrol, and providing such inspection by agents of the department of highway safety and motor vehicles; deleting the intent that a minimum percentage of receipts from this part shall be used for such supervision; providing an effective date.

—was read the second time by title. On motion by Senator Gunter, by two-thirds vote SB 1150 was read the third time by title, passed and certified to the House. The vote was:

Yeas—35

Mr. President	Daniel	Knopke	Sayler
Arnold	Ducker	Lane	Scarborough
Barron	Graham	Lewis (33rd)	Stolzenburg
Beaufort	Gunter	Lewis (43rd)	Trask
Bell	Henderson	McClain	Ware
Bishop	Horne	Plante	Weber
Boyd	Johnson (29th)	Pope	Williams
Brantley	Johnson (34th)	Poston	Wilson
Broxson	Karl	Reuter	

Nays—2

Barrow Childers

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

SB 1152—A bill to be entitled An act relating to public documents; adding section 283.27, Florida Statutes, to provide that every state department or agency which promulgates public documents must cause a statement of cost data and purpose to be reflected on each publication; providing an effective date.

—was read the second time by title. On motion by Senator Gunter, by two-thirds vote SB 1152 was read the third time by title, passed and certified to the House. The vote was:

Yeas—34

Mr. President	Broxson	Knopke	Sayler
Arnold	Childers	Lane	Scarborough
Barron	Daniel	Lewis (33rd)	Stolzenburg
Barrow	de la Parte	Lewis (43rd)	Trask
Beaufort	Ducker	McClain	Ware
Bell	Graham	Plante	Weissenborn
Bishop	Gunter	Pope	Wilson
Boyd	Henderson	Poston	
Brantley	Johnson (34th)	Reuter	

Nays—None

By unanimous consent Senator Haverfield was recorded as voting yea.

SB 610—A bill to be entitled An act relating to intangible personal property tax; amending paragraph (b) of subsection (1) of section 199.042, Florida Statutes, to provide for discounts for early payment of annual tax; amending subsection (4) of section 199.292, Florida Statutes, to provide that each county shall receive each quarter an amount equal to 55 percent of total net intangible taxes collected within the county during the preceding quarter; providing an appropriation; providing an effective date.

—was taken up and read the second time by title.

On motion by Senator de la Parte, further consideration of SB 610 was deferred and retained on second reading without dissent.

SB 280—A bill to be entitled An act relating to inventories of estates, wards and decedents; amending section 193.052(7), Florida Statutes, 1970 Supplement, as created by section 11,

chapter 70-243, Laws of Florida, to eliminate the requirements of filing annual or final accountings with the tax assessor; providing an effective date.

—was read the second time by title.

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

Amendment 1—On page 1, line 19 strike "tax assessor" and insert: department of revenue

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

Amendment 2—On page 1, line 27, strike "assessor" and insert: department of revenue

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

Amendment 3—On page 1, line 10, title, insert following the words "tax assessor;": requiring fiduciaries to file inventories with the department of revenue;

On motion by Senator Wilson, by two-thirds vote SB 280 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—32

Mr. President	Brantley	Horne	Poston
Arnold	Broxson	Johnson (34th)	Reuter
Barron	Childers	Knopke	Sayler
Barrow	Daniel	Lane	Scarborough
Beaufort	Ducker	Lewis (33rd)	Stolzenburg
Bell	Graham	Lewis (43rd)	Trask
Bishop	Gunter	McClain	Ware
Boyd	Henderson	Plante	Wilson

Nays—None

By unanimous consent Senator Johnson (29th) was recorded as voting yea.

On motion by Senator Lewis (33rd), SR 1162 was withdrawn from the Committee on Rules, Calendar, Privileged Business and Ethics by two-thirds vote and placed on the calendar.

On motion by Senator Lewis (33rd), unanimous consent was obtained to take up out of order—

SR 1162—A resolution commending the Florida District of Kiwanis and its District Governor, Kenneth W. Higgins.

WHEREAS, Kiwanians throughout Florida contribute untold man-hours towards the betterment of their communities; and,

WHEREAS, Florida Kiwanians have achieved national acclaim for their contributions to youth services and ecology; and

WHEREAS, this recognition of Kiwanians of Florida has been due to the leadership of District Governor Kenneth W. Higgins of Boca Raton; and,

WHEREAS, Kenneth W. Higgins has with pioneer spirit given outstanding guidance and exceptional leadership to the Florida District of Kiwanis while serving as its District Governor,

NOW THEREFORE,

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

Section 1. The Senate of the State of Florida does hereby recognize the more than twelve thousand Florida Kiwanians for their vigorous, effective and productive services in making Florida a better place to live.

Section 2. Be It Further Resolved that the Senate of the State of Florida does hereby commend Kenneth W. Higgins, Governor of the Florida District of Kiwanis for his untiring and devoted leadership which has continued to place Kiwanis in a leadership role of community enhancement.

—which was read the second time in full. On motion by Senator Lewis (33rd) SR 1162 was unanimously adopted.

Co-Introducers

By permission Senators Arnold, Barron, Barrow, Beaufort, Bell, Bishop, Boyd, Brantley, Broxson, Childers, Daniel, Deeb, de la Parte, Ducker, Gong, Graham, Gunter, Haverfield, Henderson, Horne, Johnson (29th), Johnson (34th), Karl, Knopke, Lane, Lewis (43rd), McClain, Myers, Ott, Plante, Pope, Poston, Reuter, Saunders, Saylor, Scarborough, Stolzenburg, Thomas, Trask, Ware, Weber, Weissenborn, Williams and Wilson were recorded as co-introducers of SR 1162.

The President appointed Senators Bell, Stolzenburg, Johnson (34th), Lewis (33rd), Poston, Gunter, Graham and Saylor as a committee to escort Kenneth W. Higgins, Governor of the Florida District of Kiwanis, to the rostrum where he addressed the Senate briefly.

SB 586—A bill to be entitled An act relating to drivers' licenses; amending §233.063(2), Florida Statutes, to increase to one dollar per year the additional fee for a driver's license; providing an effective date.

—was read the second time by title.

Senator Stolzenburg moved that SB 586 be referred to an appropriate committee. The motion was adopted and the bill was recommitted to the Committee on Ways and Means.

On motion by Senator Ware, consideration of SB 611 was deferred.

SB 96—A bill to be entitled An act relating to dentistry, dental hygiene and dental laboratories; amending §466.20, Florida Statutes, providing for an increase in compensation to board members and modifying the procedure for payment of expenses; providing an effective date.

—was read the second time by title. On motion by Senator Horne, by two-thirds vote SB 96 was read the third time by title, passed and certified to the House. The vote was:

Yeas—34

Mr. President	Childers	Johnson (29th)	Reuter
Arnold	Daniel	Johnson (34th)	Saunders
Barron	Deeb	Lane	Scarborough
Barrow	de la Parte	Lewis (33rd)	Stolzenburg
Beaufort	Ducker	Lewis (43rd)	Trask
Bell	Graham	McClain	Weber
Bishop	Gunter	Plante	Wilson
Boyd	Henderson	Pope	
Brantley	Horne	Poston	

Nays—1

Williams

By unanimous consent Senators Ware, Broxson and Weissenborn were recorded as voting yea.

SB 97—A bill to be entitled An act relating to dentistry, dental hygiene and dental laboratories; amending §466.08(1), Florida Statutes, providing a salary range for the executive director of the Florida state board of dentistry; amending §466.17, Florida Statutes, providing for an increase in the fee for annual and conditioned renewal of licenses; providing an effective date.

—was read the second time by title. On motion by Senator Horne, by two-thirds vote SB 97 was read the third time by title, passed and certified to the House. The vote was:

Yeas—36

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

Nays—1

Stolzenburg

By unanimous consent Senator Weissenborn was recorded as voting yea.

SB 517 was taken up, together with:

By the Committee on Personnel, Retirement and Claims—

CS for SB 517—A bill to be entitled An act relating to retirement; amending section 2 of chapter 70-112, Laws of Florida, appearing as section 121.021 (15), Florida Statutes, 1970 Supplement, to expand the definition of "special risk member"; providing an effective date.

—which was read the first time by title and SB 517 was laid on the table.

On motions by Senator Horne, by two-thirds vote CS for SB 517 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—33

Arnold	Childers	Lane	Trask
Barron	Daniel	Lewis (33rd)	Ware
Barrow	Deeb	Lewis (43rd)	Weber
Beaufort	Ducker	McClain	Weissenborn
Bell	Gunter	Plante	Williams
Bishop	Henderson	Reuter	Wilson
Boyd	Horne	Saunders	
Brantley	Johnson (29th)	Scarborough	
Broxson	Johnson (34th)	Stolzenburg	

Nays—None

By unanimous consent Senator Haverfield was recorded as voting yea.

On motion by Senator Horne, consideration of SB 595 was deferred.

SB 684 was taken up, together with:

By the Committee on Judiciary—Civil B—

CS for SB 684—A bill to be entitled An act relating to unemployment compensation; amending subsection (8) of section 443.06, Florida Statutes, providing for disqualification for benefits upon receipt of or eligibility for pension income; providing an exception for military personnel; providing an effective date.

—which was read the first time by title and SB 684 was laid on the table.

On motions by Senator Barron, by two-thirds vote CS for SB 684 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—37

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

Nays—None

SB 501 was taken up, together with:

By the Committee on Commerce—

CS for SB 501—A bill to be entitled An act relating to the practice of veterinary medicine; creating subsection 474.141, Florida Statutes, authorizing the state board of veterinary medicine to issue a license by endorsement; setting forth the re-

quirements therefor; making the same void unless used; providing for a veterinarian faculty certificate; amending section 474.14, Florida Statutes by adding a new subsection (4), granting the board authority to waive certain requirements for qualification of applicants; providing an effective date.

—which was read the first time by title and SB 501 was laid on the table.

On motion by Senator Lane, by two-thirds vote CS for SB 501 was read the second time by title.

The Committee on Commerce offered the following amendment which was moved by Senator Brantley and failed:

Amendment 1—On page 2, line 24 following the word “require” insert: , practical identification of noxious weeds, and

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

Amendment 2—On page 2, line 24 strike “may” and insert: shall

Senator Scarborough moved to reconsider the vote by which Amendment 1 failed. The motion failed of adoption.

On motion by Senator Lane, by two-thirds vote CS for SB 501 was read the third time by title, passed and certified to the House. The vote was:

Yeas—29

Mr. President	Graham	Lane	Saunders
Beaufort	Gunter	Lewis (33rd)	Sayler
Bell	Haverfield	Lewis (43rd)	Stolzenburg
Bishop	Henderson	McClain	Trask
Boyd	Horne	Myers	Ware
Broxson	Johnson (29th)	Plante	
de la Parte	Johnson (34th)	Pope	
Ducker	Knopke	Reuter	

Nays—9

Arnold	Childers	Scarborough	Williams
Barrow	Daniel	Weissenborn	
Brantley	Poston		

By unanimous consent Senator Barron was recorded as voting nay, Senator Arnold changed his vote from nay to yea, and Senator Beaufort changed his vote from yea to nay.

SB 144—A bill to be entitled An act relating to retirement; amending subsection (29) of section 2 of chapter 70-112, Laws of Florida, appearing as §121.021(29), Florida Statutes, 1970 Supplement; removing the requirement that years of creditable service spent in the employ of the state be continuous in order to qualify for retirement benefits; providing an effective date.

—was read the second time by title.

The Committee on Personnel, Retirement and Claims offered the following amendment which was adopted on motion by Senator Gunter:

Amendment 1—On page 1, line 29, section 1, strike paragraph (b) and the remainder of the bill, and insert:

(b) Completes thirty-five (35) continuous years of creditable service, regardless of age; or

(c) Completes thirty-five (35) years of creditable service, which may include a maximum of four (4) years of military service credit, and attain age fifty-eight (58); or

(d) If a special risk member:

1. Completes ten (10) or more years of creditable service and attain age fifty-five (55); or

2. Completes twenty-five (25) continuous years of creditable service, regardless of age; or

3. Completes twenty-five (25) years of creditable service, which may include a maximum of four (4) years of military

service credit, and attain age fifty-two (52).

“Normal retirement age” is attained on the “normal retirement date”.

Section 2. This act shall take effect immediately upon becoming a law.

On motion by Senator Gunter, by two-thirds vote SB 144 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—36

Mr. President	Broxson	Johnson (29th)	Pope
Arnold	Childers	Johnson (34th)	Poston
Barron	de la Parte	Karl	Reuter
Barrow	Ducker	Knopke	Sayler
Beaufort	Graham	Lane	Scarborough
Bell	Gunter	Lewis (33rd)	Stolzenburg
Bishop	Haverfield	Lewis (43rd)	Trask
Boyd	Henderson	McClain	Ware
Brantley	Horne	Myers	Williams

Nays—None

By unanimous consent Senators Weissenborn and Plante were recorded as voting yea.

On motion by Senator Horne, the rules were waived and the Senate immediately reconsidered the vote by which SB 96 passed this day.

Pending further consideration of SB 96, on motion by Senator Horne, by two-thirds vote HB 1459 was withdrawn from the Committee on Ways and Means and placed on the calendar. On motion by Senator Horne by two-thirds vote—

HB 1459—A bill to be entitled An act relating to dentistry, dental hygiene and dental laboratories; amending section 466.20, Florida Statutes, providing for an increase in compensation to board members and modifying the procedure for payment of expenses; providing an effective date.

—a companion measure to SB 96 was substituted therefor and read the second time by title. On motion by Senator Horne by two-thirds vote HB 1459 was read the third time by title, passed and certified to the House. The vote was:

Yeas—38

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

Nays—1

Stolzenburg

SB 96 was laid on the table.

On motion by Senator Horne, the rules were waived and the Senate immediately reconsidered the vote by which SB 97 passed this day.

Pending further consideration of SB 97, on motion by Senator Horne, by two-thirds vote HB 1452 was withdrawn from the Committee on Ways and Means and placed on the calendar. On motion by Senator Horne—

HB 1452—A bill to be entitled An act relating to dentistry, dental hygiene and dental laboratories; amending subsections (1) and (2) of section 466.17, Florida Statutes, providing for an increase in the fee for annual and conditioned renewal of

licenses; amending subsection (1) of section 466.08, Florida Statutes, providing a salary range for the executive director of the Florida state board of dentistry; providing an effective date.

—a companion measure to SB 97 was substituted therefor and read the second time by title. On motion by Senator Horne by two-thirds vote HB 1452 was read the third time by title, passed and certified to the House. The vote was:

Yeas—37

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

Nays—1

Williams

SB 97 was laid on the table.

SB 476—A bill to be entitled An act relating to the teachers' retirement system; amending §238.181(2), Florida Statutes, to increase the number of hours that a retired school teacher may be employed on a part-time basis; providing an effective date.

—was read the second time by title. On motion by Senator Gunter, by two-thirds vote SB 476 was read the third time by title, passed and certified to the House. The vote was:

Yeas—36

Mr. President	Childers	Karl	Reuter
Arnold	Daniel	Knopke	Sayler
Barron	de la Parte	Lane	Scarborough
Barrow	Graham	Lewis (33rd)	Stolzenburg
Beaufort	Gunter	Lewis (43rd)	Trask
Bishop	Haverfield	McClain	Ware
Boyd	Henderson	Myers	Weber
Brantley	Horne	Ott	Weissenborn
Broxson	Johnson (34th)	Poston	Williams

Nays—None

By unanimous consent Senators Ducker and Plante were recorded as voting yea.

SB 725—A bill to be entitled An act relating to the naming of the east-west expressway portion of the Orlando-Orange County expressway system the "Spessard L. Holland Expressway"; providing an effective date.

—was read the second time by title. On motion by Senator Gunter, by two-thirds vote SB 725 was read the third time by title, passed and certified to the House. The vote was:

Yeas—38

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

Nays—None

By unanimous consent Senators Plante and Ducker were recorded as voting yea.

Co-Introducers

By permission, Senators Henderson, Johnson (34th), Lane, Sayler, Stolzenburg, Ware, Weber and Wilson were recorded as co-introducers of SB 725.

HB 1534—A bill to be entitled An act relating to capital outlay appropriations for building construction; providing for the conduct of an advance project analysis by the department of general services as a condition precedent to any request for capital outlay funds; providing authority for the promulgation of necessary rules and regulations by the department of general services; exempting the state university system from the requirements of this act; providing an effective date.

—was read the second time by title.

On motion by Senator Graham the following amendment was adopted:

Amendment 1—On page 1, lines 13 through 16 strike all of lines 13 through 16 and insert: general services; providing for an advance project analysis prior to allocation of appropriated funds by the state university system; providing an effective date.

On motion by Senator Graham, by two-thirds vote HB 1534 as amended was read the third time by title, passed and certified to the House. The vote was:

Yeas—36

Mr. President	Childers	Knopke	Sayler
Arnold	Daniel	Lane	Scarborough
Barron	de la Parte	Lewis (33rd)	Stolzenburg
Barrow	Graham	Lewis (43rd)	Trask
Beaufort	Gunter	McClain	Ware
Bishop	Haverfield	Myers	Weber
Boyd	Henderson	Ott	Weissenborn
Brantley	Johnson (34th)	Poston	Williams
Broxson	Karl	Reuter	Wilson

Nays—1

Horne

SB 236 was laid on the table.

By unanimous consent Senators Plante and Ducker were recorded as voting yea.

SB 347—A bill to be entitled An act authorizing and empowering the state, its departments, agencies, political subdivisions and legislatively established port and airport authorities to comply with the provisions of the federal relocation assistance and real property acquisition policies act of 1970 in connection with public projects for which federal funds are available and used; providing an effective date.

—was read the second time by title.

On motion by Senator Wilson the following amendment was adopted:

Amendment 1—On page 2, line 5 strike "and as the same may from time to time be amended" and insert: a period

On motion by Senator Haverfield, by two-thirds vote SB 347 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—24

Arnold	Graham	Knopke	Sayler
Beaufort	Gunter	Lewis (33rd)	Scarborough
Boyd	Haverfield	Lewis (43rd)	Trask
Brantley	Henderson	Myers	Ware
Ducker	Horne	Pope	Weissenborn
Gong	Johnson (34th)	Poston	Wilson

Nays—13

Barron	Daniel	Plante	Williams
Barrow	Johnson((29th)	Saunders	
Bell	Lane	Stolzenburg	
Childers	Ott	Weber	

By unanimous consent Senator Reuter was recorded as voting yea.

SB 417 was taken up, together with:

By the Committee on Judiciary—Civil B—

CS for SB 417—A bill to be entitled An act relating to construction contracts; providing that certain contracts which include provisions for indemnification from liability for damages arising out of the contracts shall be void unless they contain a monetary limitation on the extent of indemnification and unless specific consideration is given to the indemnitor by the person indemnified; providing an effective date.

—which was read the first time by title and SB 417 was laid on the table.

Pending further consideration of CS for SB 417 on motion by Senator Daniel—

HB 778—A bill to be entitled An act relating to construction contracts; providing that certain contracts which include provisions for indemnification from liability for damages arising out of the contracts shall be void unless they contain a monetary limitation on the extent of indemnification and unless specific consideration is given to the indemnitor by the person indemnified; providing an effective date.

—a companion measure to CS for SB 417 was substituted therefor and read the second time by title.

Senator Daniel moved the adoption of the following amendment:

Amendment 1—On page 2, line 13 strike “January 1, 1973” and insert: July 1, 1973

The hour of adjournment having arrived, a point of order was called and the Senate adjourned at 12:01 p.m. to convene at 8:30 a.m. for the purpose of introduction and reference of resolutions, memorials, bills and joint resolutions and thereafter to reconvene at 9:00 a.m., March 1, 1972.