

# JOURNAL OF THE FLORIDA SENATE

Friday, March 10, 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 Senators Daniel and Karl—

SB 1214—A bill to be entitled An act creating a Clerk for the County Court of Lake County; contingent upon the adoption of a new Article V to the Florida Constitution; providing for the appointment of the Clerk and staff; providing a budget to finance the Court; providing for the powers and duties of the Clerk, and deputy clerks; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1214.

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

By Senators Ware, Deeb, Wilson and Saylor—

SB 1215—A bill to be entitled An Act to amend Chapter 30658, Special Acts of Florida, 1955, being the Firemen's Relief and Pension Fund of the Fire Department of the City of Clearwater, as amended by Chapter 63-1226, Special Acts of Florida, 1963, and by Chapter 67-1213, Special Acts of Florida, 1967, by increasing the required contributions of the participating firemen; by increasing the amount of the maximum authorized tax to be levied, assessed and collected by the City, or the equivalent thereof, and contributed to the fund, specifying commencement date therefor and period of time for its continuation; setting forth conditions upon which the amount of the City's required contribution to said fund shall vary; providing that if any funds or assets remain in said pension fund after the satisfaction of all required pension payments and expenses that such funds and assets shall be paid over and transferred to and become a part of the pension fund for the general employees of the City of Clearwater; providing for periodic professional actuarial reviews and valuations of said plan to assist in determining the rate of the maximum authorized tax to be levied, assessed and collected by the City, or the equivalent thereof, and contributed to the fund and the amount of the benefits to be provided for said plan; providing that either active or retired members of the fire department under said pension plan may serve on the board of trustees of said plan and be entitled to vote in all elections for said trustees; by setting forth disability and death benefits when disability is unconnected with the performance of duty for members of the fire department under this plan with less than twenty years of service and setting forth benefits provided for the beneficiaries of such members of the fire department who shall die from causes unconnected with the performance of his duties; by setting forth benefits provided for the beneficiaries of any member of the fire department under this plan with twenty years or more of service who shall die from causes unconnected with the performance of his duties; by providing for and limiting the maximum increase in pension payments for all firemen participating under said pension plan retiring subsequent to the effective date of this Act; providing for the severability of the provisions hereof; providing for the repeal of all laws in conflict herewith; and providing for the effective date hereof.

Evidence of notice and publication was established by the Senate as to SB 1215.

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

By Senators Ware, Wilson and Saylor—

SB 1216—A bill to be entitled An act relating to the city of St. Petersburg, Pinellas County; repealing specified special acts and parts of acts and converting them into home rule ordinances; providing for the exercise of powers by the city of St. Petersburg; providing for nonimpairment of obligations;

authorizing the city to establish maximum rates for travel expenses; providing severability; providing effective date.

Evidence of notice and publication was established by the Senate as to SB 1216.

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

By Senators Ware and Saylor—

SB 1217—A bill to be entitled An act relating to Pinellas County; amending Section (4) of Chapter 1925, Laws of Florida, Special Acts of 1967, as amended by Chapter 70-902, Laws of Florida, Special Acts of 1970; providing that one (1) dog vaccination license and tag shall control county-wide and no other license and tag shall be issued or required by any municipality in Pinellas County; amending Section (6) of Chapter 1925, Laws of Florida, Special Acts of 1967, to prohibit dogs running at large in Pinellas County and providing certain exceptions thereto; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1217.

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

By Senators Ware, Deeb, Wilson and Saylor—

SB 1218—A bill to be entitled An Act to amend Chapter 23214, Acts of 1945, relating to pensions for employees of the City of Clearwater, Pinellas County, Florida, to provide that all permanent active employees of the City hired prior to the effective date of this Act and participating in said pension plan shall receive credit for the full time of their service as such employees, including the first six months probationary period provided each employee pay the assessment then current at the date of his employment to cover such probationary period, together with interest compounded annually at the average annual rates of yield for U.S. Treasury Bills from the date of employment to the effective date of this Act; to provide that the option to count said six months probationary period must be exercised in writing to the Trustees of the Plan within thirty days after the effective date of this Act and is irrevocable once made; to provide that all such employees hired subsequent to the effective date of this Act and participating in said pension plan shall receive credit for the full time of their service as such employees provided they have paid the assessments provided by the Act; to provide that no person shall receive any pension under this Act while he is receiving any Workmen's Compensation benefits other than medical payments under the Workmen's Compensation Act; providing for the severability of the provisions hereof; providing for the repeal of all laws in conflict herewith; and providing for the effective date hereof.

Evidence of notice and publication was established by the Senate as to SB 1218.

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

By Senator Boyd—

SB 1219—A bill to be entitled An act relating to fire control districts; ratifying actions of districts created and existing under acts of 1963 session and amendatory acts of 1965 and 1971 sessions and validating taxes, assessments and other levies imposed thereby; providing an effective date.

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

The Senate recessed at 8:35 a.m.

The Senate was called to order by the President at 9:00 a.m. A quorum present—46:

Mr. President	Beaufort	Brantley	Deeb
Arnold	Bell	Broxson	de la Parte
Barron	Bishop	Childers	Ducker
Barrow	Boyd	Daniel	Fincher

Graham	Karl	Plante	Trask
Gunter	Knopke	Pope	Ware
Haverfield	Lane	Poston	Weber
Henderson	Lewis (33rd)	Reuter	Weissenborn
Hollahan	Lewis (43rd)	Saunders	Williams
Horne	McClain	Saylor	Wilson
Johnson (29th)	Myers	Scarborough	
Johnson (34th)	Ott	Stolzenburg	

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

SB 886	HB 1377 with 1 amendment
SB 935 with 5 amendments	HB 2219
HB 306 with 1 amendment	HB 3016

The Committee on Rules, Calendar, Privileged Business and Ethics recommends the following pass: SB 671 with 1 amendment

Prayer by Senator Bishop:

Again Heavenly Father, we pause for this moment of quietness before entering into the tasks of this day before us. Often times, we deny ourselves the joy of communicating with thee and the comfort of thy holy wisdom. We seek thy divine guidance today as we also seek to justly represent your people in the affairs of this great state. Bless those wherever they are in positions of leadership who are charged with the duty and responsibility of creating and administering laws for the guidance of mankind. We pray that ours and their decisions will be predicated completely upon the teachings contained in the Holy Scriptures. We bow now before thee in humble reverence to wait upon our portion of the infinite wisdom of Jesus Christ in whose name we pray. Amen.

The Journal of March 9 was corrected and approved.

REPORTS OF COMMITTEES

The Committee on Rules, Calendar, Privileged Business and Ethics respectfully submits the following Special Order Calendar for Friday, March 10, 1972:

HB 4249	SB 646	SB 551
HJR 2835	SB 615	SB 294
SB 99	HB 2026	SB 858
SB 682	SB 495	SB 632
SB 856	SB 768	SB 489
CS/HB 316	SB 1079	SB 224
SB 319	CS/SB 771	SB 836
SB 916	HB 1610	SB 977
CS/HB 2823	SB 226	SB 860
SB 789	CS/HB 2861	CS/HB 690
SB 869	CS/SB 66	SB 135
HB 1038	SB 460	SB 505
SB 1009	SB 366	SB 547

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

SB 345	SB 1140	SB 1177
SB 355	SB 1141	SB 1178
SB 356	SB 1143	SB 1179
SB 560	SB 1149	SB 1180
SB 570	SB 1156	SB 1181
SB 575	SB 1157	SB 1186
SB 641	SB 1158	SB 1187
SB 642	SB 1159	SB 1189
SB 674 with 2 amendments	SB 1167	SB 1194
SB 754	SB 1168	SB 1205
SB 755	SB 1169	SB 1206
SB 781	SB 1170	SB 1212
SB 798 with 2 amendments	SB 1171	HB 3336
SB 917	SB 1172	HB 3337
SB 1016	SB 1173	HB 3338
SB 1091	SB 1174	HB 3339
SB 1099	SB 1213	HB 3340
SB 1132	SB 1142	HB 3387
SB 590	SB 1192	HB 3470
SB 757	SB 859	HB 3637
SB 1084	SB 929	HB 3344
SB 1135	SB 1214	HB 3436
SB 344	SB 1215	HB 3573
SB 753	SB 1216	SB 1219
SB 857	SB 1217	
SB 1133	SB 1218	
SB 1134	SB 1175	

The Committee on Governmental Efficiency recommends the following pass:

SB 846	HB 3202	HB 1617
SB 839 with amendments	HB 3279	CS for HB 128
SB 428	HB 863	with 1 amendment
SB 1037	HB 2653	HB 220

The Committee on Ways and Means recommends the following pass:

SB 203	SB 634
SB 204	SB 690 with 1 amendment
SB 605 with 1 amendment	HB 3772 with 1 amendment

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

The Committee on Governmental Efficiency recommends the following pass:

HB 184 with 1 amendment	SB 631	HB 2020
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The Committee on Health, Welfare and Institutions recommends the following pass:

SB 968	SB 1054	HB 2673
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The bills contained in the foregoing reports were referred to the Committee on Ways and Means under the original reference.

The Committee on Ways and Means recommends a Committee Substitute as offered by the Committee on Natural Resources and Conservation for SB 629 with 7 amendments.

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

The Committee on Governmental Efficiency recommends the following not pass: HB 1150, SB 1153

The bills were laid on the table.

ENGROSSING REPORTS

Your Engrossing Clerk to whom was referred CSSB 284 with 14 amendments reports that the Senate amendments have been incorporated and the bill is returned herewith.

*ELMER O. FRIDAY*  
Secretary of the Senate

The bill was certified to the House.

Your Engrossing Clerk to whom was referred SB 465 with 5 amendments reports that the House amendments have been incorporated and the bill is returned herewith.

*ELMER O. FRIDAY*  
Secretary of the Senate

The bill was ordered enrolled.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Plante, HB 3293 was withdrawn from the Committee on Governmental Efficiency by two-thirds vote and placed on the calendar. By unanimous consent Senator Brantley was recorded as voting nay on the motion.

On motion by Senator Saunders, SB 1034 was withdrawn from the Committee on Judiciary—Civil B by two-thirds vote.

On motion by Senator Bishop, the Committee on Agriculture was granted an additional 15 days for the consideration of Senate Bills 538 and 812.

On motion by Senator Deeb, SB 22 was withdrawn from the Committee on Governmental Efficiency by two-thirds vote and from further consideration of the Senate.

On motion by Senator de la Parte, the rules were waived and time for the meeting of the Committee on Ways and Means this day was changed from 2:00 p.m. to 1:00 p.m.

On motion by Senator Reuter, SB 16 was withdrawn from the Committees on Commerce and Ways and Means by two-thirds vote and from further consideration of the Senate.

On motions by Senator de la Parte, CS for SB 932, Senate Bills 944, 1066, 1067, 1069, 1108, 638, 728, 727 and 596 and House Bills 167 and 768 were withdrawn from the Committee on Ways and Means by two-thirds vote and placed on the calendar.

On motions by Senator de la Parte, Senate Bills 928, 946 and 1085 were withdrawn from the Committee on Ways and Means by two-thirds vote.

On motion by Senator Myers, the Committee on Health, Welfare and Institutions was granted an additional 15 days for the consideration of SB 969 and HB 2681.

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

*The Honorable Jerry Thomas* March 9, 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 2254 HB 2702

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

*The Honorable Jerry Thomas* March 9, 1972  
*President of the Senate*

Sir:

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

By Representatives Randell and Walker—

HB 3473—A bill to be entitled An act relating to the public hospital of Lee County; amending Sections 9, 15 and 17 and adding Sections 25 and 26 to Chapter 63-1552, Laws of Florida.

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 3473.

HB 3473, contained in the above message, was read the first time by title and referred to the Committee on Rules, Calendar, Privileged Business and Ethics.

On motion by Senator Hollahan, by two-thirds vote HB 3473 was withdrawn from the Committee on Rules, Calendar, Privileged Business and Ethics and placed on the local calendar.

*The Honorable Jerry Thomas* March 8, 1972  
*President of the Senate*

Sir:

I am directed to inform the Senate that the House of Representatives has refused to recede from House Substitute amendments to Senate amendments to—

By the Committee on Manpower & Development—

CS for HB 2008—A bill to be entitled An act implementing section 6, article I of the Florida Constitution, relating to the protection of citizens and their freedom of choice to join or refrain from joining unions and other such private organizations; amending chapter 447, Florida Statutes, by adding section 447.17; prohibiting the requiring of union membership or non-membership as a condition of initial or continued employment; providing a penalty; providing an effective date.

—and again requests the Senate to concur and in the event the Senate refuses to concur, requests that a Conference Committee be appointed.

(amendments attached to Original Bill.)

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

Senator Plante moved that CS for HB 2008 be referred to an appropriate committee. The motion was adopted and the bill was re-referred to the Committee on Governmental Efficiency.

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

March 7, 1972

Sir:

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

By Senator Haverfield—

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.

Amendment 1

On page 2, line 6, strike all of subsection (3) and insert the following: (3) "Displaced person" means any individual, partnership, corporation or association who is required to move from any real property on or after the effective date of this act as a result of the acquisition of such real property for public purposes, or who, as the result of the acquisition for public purposes of real property on which such person is conducting a business or farm operation as defined in Public Law 91-646, is required to move said business or farm operation.

Amendment 2

On page 3, line 2, insert the following: This authority shall include, as a last resort, the use of eminent domain powers to acquire real property for replacement housing as required by Public Law 91-646.

—and requests the concurrence of the Senate therein.

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

The Senate concurred in House amendment 1 March 8, 1972.

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

Amendment 1—On page 3, line 2, following "include," insert the following: as to federal aid highways and airports,

On motion by Senator Haverfield, the Senate concurred in the House amendment as amended to SB 347. The vote was:

Yeas—21

Arnold	Gunter	Lewis (43rd)	Sayler
Beaufort	Haverfield	McClain	Trask
Boyd	Horne	Myers	Weissenborn
Brantley	Johnson (34th)	Ott	
Broxson	Knopke	Poston	
Childers	Lewis (33rd)	Saunders	

Nays—10

Bell	Ducker	Stolzenburg	Wilson
Bishop	Johnson (29th)	Weber	
Deeb	Lane	Williams	

SB 347 passed as amended and the action of the Senate was certified to the House. The vote was:

Yeas—24

Arnold	Graham	Karl	Poston
Beaufort	Gunter	Knopke	Saunders
Boyd	Haverfield	Lewis (33rd)	Saylor
Brantley	Hollahan	Lewis (43rd)	Trask
Broxson	Horne	McClain	Ware
Childers	Johnson (34th)	Myers	Weissenborn

Nays—12

Mr. President	Ducker	Ott	Weber
Bell	Johnson (29th)	Plante	Williams
Bishop	Lane	Stolzenburg	Wilson

By unanimous consent Senator Barron was recorded as voting yea.

UNFINISHED BUSINESS

SB 239—A bill to be entitled An act relating to education; amending section 236.04, Florida Statutes; providing 233 instruction units for elementary school counselors; providing a minimum of one unit per district; providing that remaining units be allocated according to elementary school average daily attendance for the prior year with fraction units allowed; providing an appropriation; providing an effective date.

—was taken up with a pending amendment which was withdrawn by Senator Graham.

Senator Plante presiding.

Senator Graham moved the adoption of the following amendment:

Amendment 2—On page 1, line 17, strike everything after the enacting clause and insert: Section 1. Section 236.04, Florida Statutes, is amended by adding a new subsection (7) to read:

236.04 Procedure for determining number of instruction units.—

(7) Units for elementary school counselors.—Instruction units for elementary school counselors shall be computed as follows for each school district:

(a) one instruction unit or a proportionate fraction thereof shall be allocated for each 875 students in average daily attendance for the prior year in grades 1—6, or

(b) one instruction unit for each individual school center providing instructional services in grades 1—6, or any grade thereof, whichever is the greater.

(c) These units shall not earn special teacher services units nor supervisory units.

Section 2. The present subsections (7) and (8) of section 236.04, Florida Statutes, are renumbered as subsections (8) and (9).

Section 3. The present subsection (9) of section 236.04, Florida Statutes, is renumbered as subsection (10) and amended to read:

~~(9)~~ (10) Total instruction units.—The total number of instruction units for each county for apportionment purposes shall be determined by adding together the number of instruction units for instructional personnel authorized in subsections (1) through ~~(8)~~ (9) for kindergarten through grades twelve.

Section 4. For the school year 1972-73, upon application by the district the Department of Education is authorized to approve instructional units for elementary school counselors in the same ratio as the average daily attendance of the district in grades 1—6 for the year 1971-72 is to the total state average daily attendance in grades 1—6 for the year 1971-72. For each school year after 1972-73, the units shall be distributed in the same ratio as average daily attendance for the prior

year in grades K—6. For each of the next five (5) years subsequent to 1972-73, there shall be allocated an additional 116 units. For each year subsequent to 1977-78, the elementary school counselor units shall be allocated as provided in Section 1, except that the computations therein shall be for grades K—6.

Section 5. There is hereby appropriated from the General Revenue Fund for the fiscal year 1972-73 the sum of two million eight hundred thousand dollars (\$2,800,000).

Section 6. This act shall take effect on July 1, 1972.

On motion by Senator Williams, the following substitute amendment was adopted:

Amendment 3—On page 1, line 18, strike Sections one (1) and two (2) in their entirety and renumber the remaining sections accordingly, and insert: Section 1. Section 236.04, Florida Statutes, is amended by adding a new subsection ten (10) to read: 236.04(10) Providing elementary school counselors.—Each school district shall annually certify to the department of education each certified elementary school counselor, qualified pursuant to regulations of the state board, which are employed in the school district. This certification shall include name, certificate number and the ten (10) months' salary to be paid pursuant to the currently adopted salary schedule of the district. The department of education shall, from the funds appropriated herein, allocate to each district the amount equal to the highest paid counselor in each district who is rendering services to pupils enrolled in grades one (1) through six (6). The remainder of the amount appropriated shall then be allocated to each district in the ratio that the district's average daily attendance in grades one (1) through six (6) of the previous year is to the state total average daily attendance in grades one (1) through six (6) for the previous year; provided, however, that the additional amount so allocated shall not exceed the total salaries paid to all elementary school counselors employed in that district that year.

On motion by Senator Williams, the following title amendment was adopted:

Amendment 4—On page 1, line 5, after the words "Florida Statutes;" strike the remainder of the title, and insert: providing a method of payment to school districts for the salaries paid to elementary school counselors employed in the district; providing a method of allocating funds; providing an appropriation; providing an effective date.

On motion by Senator Broxson, by two-thirds vote SB 239 as amended was read the third time by title, passed and ordered certified to the House immediately by waiver of the rule, after being engrossed. The vote was:

Yeas—32

Mr. President	Ducker	Karl	Saunders
Arnold	Graham	Lane	Saylor
Barrow	Gunter	Lewis (43rd)	Scarborough
Beaufort	Haverfield	McClain	Ware
Bishop	Henderson	Myers	Weissenborn
Brantley	Hollahan	Plante	Williams
Broxson	Horne	Pope	
Childers	Johnson (29th)	Poston	
Daniel	Johnson (34th)	Reuter	

Nays—3

Bell	Deeb	Wilson
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By unanimous consent Senators de la Parte, Barron, Knopke, Lewis (33rd), Thomas and Trask were recorded as voting yea.

THIRD READING

CS for SB 343—A bill to be entitled An act relating to a salary incentive program for local law enforcement officers; amending part IV of chapter 23, Florida Statutes, by creating a new section to provide for such programs; providing for the establishment of the program and authority for financing of the program; providing restrictions for participation to law enforcement officers earning at least six thousand dollars; providing requirements for eligibility and participation; providing for certain educational training or statutory criteria to be met to qualify for participation; providing that the maximum amount to be received under this act shall not exceed one hundred thirty dollars per month; providing that the police

standards council shall establish rules and regulations including rules governing disbursal of all funds distributed hereunder; providing restrictions on local units to prevent circumventing any local unit's present or currently planned normal pay increases; providing for reports by local units; providing a no strike provision; providing for appropriations; repealing part V of chapter 163, Florida Statutes, consisting of §§163.550, 163.551, 163.552, 163.553, 163.554, 163.555, 163.556, 163.557, 163.558, 163.559, 163.560 and 163.561; providing an effective date.

—was taken up with pending amendment which was withdrawn.

Senator Brantley presiding.

Senators Thomas, Boyd and Barrow offered the following amendment which was moved by Senator Thomas:

Amendment 2—On page 2, line 12, strike everything after the enacting clause and insert: Section 1. One million four hundred sixty-two thousand dollars is hereby appropriated from general revenue to the counties, municipalities or political subdivisions of this state employing law enforcement officers to supplement the salary of local law enforcement officers.

The money hereby appropriated shall be paid on a pro-rata basis to the counties, municipalities or political subdivisions on the basis of the number of full-time law enforcement officers employed by such local governments as of June 30, 1972.

On motion by Senator Hollahan, by two-thirds vote debate was limited to two minutes per side on the amendment and on final passage of the bill.

Amendment 2 failed by the following vote:

Yeas—15

Mr. President	Bishop	Johnson (34th)	Plante
Barron	Boyd	Knopke	Sayler
Barrow	Daniel	Lane	Wilson
Bell	Henderson	Lewis (33rd)	

Nays—25

Arnold	Fincher	Lewis (43rd)	Scarborough
Beaufort	Graham	Myers	Stolzenburg
Brantley	Gunter	Ott	Trask
Broxson	Haverfield	Pope	Williams
Childers	Hollahan	Poston	
de la Parte	Horne	Reuter	
Ducker	Karl	Saunders	

By unanimous consent Senator Weissenborn was recorded as voting nay.

The President presiding.

On motion by Senator Broxson, CS for SB 343 was read by title, passed and immediately certified to the House by waiver of the rule. The vote was:

Yeas—39

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

Nays—3

Mr. President	Bell	Plante
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By unanimous consent Senators Deeb and Weber were recorded as voting yea.

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Jerry Thomas  
President of the Senate

March 9, 1972

Sir:

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

By Representative Miers—

HCR 4345—A Concurrent Resolution requesting the Governor of the State of Florida to return House Bill No. 1452 to the Legislature for the purpose of further consideration.

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

Section 1. The Legislature respectfully requests His Excellency, the Governor of Florida, to return House Bill No. 1452, introduced by Representative Miers, to the Legislature for the purpose of further consideration.

—and requests the concurrence of the Senate therein.

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

HCR 4345, contained in the above message, was read the first time and referred to the Committee on Judiciary—Civil B.

On motion by Senator Horne, HCR 4345 was withdrawn from the Committee on Judiciary—Civil B by two-thirds vote and placed on the calendar.

On motion by Senator Horne, unanimous consent was obtained to take up HCR 4345 out of order.

On motion by Senator Horne, by two-thirds vote HCR 4345 was read the second time in full, adopted and certified to the House. The vote was:

Yeas—37

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

Nays—None

By unanimous consent Senator Trask was recorded as voting yea.

On motion by Senator Karl, the rules were waived and the Committee on Commerce was authorized to consider HB 2703 on March 13th.

On motion by Senator Daniel, the rules were waived and the Committee on Governmental Efficiency was authorized to consider bills relating to collective bargaining, right to work, and all allied matters incident thereto, from 2:00 p.m. to 6:00 p.m., March 13.

SPECIAL ORDER

HB 4249—A bill to be entitled An act relating to the Florida Uniform traffic control law; providing for the payment of fines and forfeitures received by any county court for violations of

chapter 316, Florida Statutes, or from ordinances adopting matter covered by chapter 316, Florida Statutes, committed within a municipality; providing legislative intent; providing an effective date.

—was read the second time by title. On motion by Senator Barron, by two-thirds vote HB 4249 was read the third time by title, passed and certified to the House. The vote was:

Yeas—36

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

Nays—None

By unanimous consent Senator Reuter was recorded as voting yea.

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

HB 4250—A bill to be entitled An act relating to court costs; providing for the distribution of court costs assessed in county court; providing an effective date.

—which was read the second time by title. On motion by Senator Barron, by two-thirds vote HB 4250 was read the third time by title, passed and certified to the House. The vote was:

Yeas—39

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

Nays—None

On motion by Senator Ware, Rule 4.4 was waived and he was granted permission to file for introduction and consideration a local bill relating to Pinellas County.

On motion by Senator Ware, unanimous consent was obtained to introduce out of order—

By Senators Ware, Wilson, Deeb and Sayler—

SB 1232—A bill to be entitled An act relating to Pinellas County; adding subsections 2 and 3 to Section 6, Chapter 59-1736, Special Acts of Florida, 1959, as amended by Section 6, Chapter 61-2671, Special Acts of Florida, 1961; providing for the board of county commissioners of Pinellas County to place on the November, 1972, ballot a one (1) mill increase in ad valorem taxes for a two (2) year period to raise funds to acquire beach front and other property to be dedicated as public parks; providing for the Pinellas County park board to make recommendations to the board of county commissioners what action is to be taken in this regard; providing for a referendum.

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

On motion by Senator Ware, SB 1232 was withdrawn from the Committee on Rules, Calendar, Privileged Business and Ethics by two-thirds vote and placed on the local calendar.

HJR 2835—A joint resolution proposing an amendment to Section 3 of Article XI of the State Constitution; providing that the revision or amendment of any portion of the Constitution on one subject may be proposed by initiative of the people and providing procedure with respect thereto.

The Committee on Judiciary—Civil B offered the following amendment which was moved by Senator Gunter:

Amendment 1—On page 1, line 24, strike "properly" and insert: directly

On motion by Senator Hollahan, the rules were waived and the hour of adjournment on March 13 was fixed at 1:00 p.m.

CO-INTRODUCERS

By permission, Senator Reuter was recorded as a co-introducer of SB 123, Senator Pope as a co-introducer of SB 495.

The hour of adjournment having arrived, a point of order was called and the Senate adjourned at 12:05 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 10:00 a.m., March 13, 1972.