

JOURNAL OF THE FLORIDA SENATE

Friday, April 7, 1972

The Senate was called to order by the President at 7:00 a.m.
A quorum present—48:

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

Excused: Senators Barron and Williams periodically to work on legislation implementing the revision of Article V.

Prayer by The Rev. William C. Harris, Church of the Holy Comforter, Tallahassee.

Lord God, you have called us to positions of great power over your people. You have laid upon us the yoke of great responsibilities. You have chosen us to bear the heavy burden of making hard decisions. Now we face a new day and the knowledge that every new day means that the challenges and the special opportunities of yesterday are gone. We have labored hard to meet those challenges and to make the most of those opportunities, in your name. We have fought and worked together in good faith.

Once again, we have come to another ending and, at once, a new beginning. Where we have been in error, correct what we have done; where we have been false to ourselves and our own best interests, forgive us; where we have left undone that which we should have done, give us courage to try again; where we have been good and profitable servants, bless and increase the fruits of our labor. In all things, give us new eyes and fresh hearts that we might better see and do your will.

Finally, in your name, we would go forward in your peace, to help the afflicted; to protect and strengthen the weak; to raise up those who have fallen. We would honor all men and we would love and serve you, the God and Father of us all. And we do so pray. Amen.

The Journal of April 6 was corrected as follows and approved: Page 821, column 2, strike lines 18 through 65 and insert:

Explanation of vote on CS for HB 4228

I voted "No" on final passage of this bill on April 6. I am not opposed to protecting the environment for future generations or to provide funds with which to acquire outdoor recreational lands. I am opposed, however, to Chapter 259.02, which is created as follows:

"Authority; full faith and credit bonds.—Pursuant to the provisions of subsection 11(a) of Article VII of the constitution of the State of Florida and Chapter 215.59, Florida Statutes, the issuance of State bonds pledging the full faith and credit of the State in the principal amount, including any refinancing, not to exceed two hundred million dollars (\$200,000,000) for State Capitol projects for environmentally endangered lands, and forty million dollars (40,000,000) for State Capitol projects for outdoor recreation lands, is hereby authorized subject to the provisions of this act."

It was alleged by a Senator (and the statement was not refuted) during debate on this issue, that general revenue receipts will exceed expectations by approximately sixty million dollars over anticipated revenues from taxation during this current fiscal year.

1) It is, therefore, my opinion that the Legislature, if it so desired, could allocate forty million dollars for outdoor recreation funding without further burdening the taxpayers by issuance of bonds requiring repayment from tax revenues, including payment of interest and bonding costs.

2) It is my opinion that the amount of bonds to be issued is an excessive amount.

No lists of anticipated projects to be undertaken were presented to the Senate upon which to justify a \$240,000,000 bonding program.

From the information available, it appears that State Government Agencies were petitioned to submit estimates of desired funds, and these requests used to establish a \$240,000,000 figure.

3) My primary objection is directed toward 259.09(c) which reads as follows: "The board is hereby empowered and authorized to acquire lands, water areas and related resources. The board is authorized to enter into contracts for purchase and to purchase the fee or any lesser interest, sufficient to meet the purpose of this act, of any environmentally endangered lands or outdoor recreation lands."

This sub-section will authorize the Florida State Cabinet, sitting as the Department of Natural Resources, to expend these bonding funds *without legislative review or approval as to the land areas to be acquired or the amounts of tax dollars to be expended for such properties.*

Chester W. (Chet) Stolzenburg, 39th District

Page 822, counting from the bottom of column 2, line 28, before "HJR" insert: CS for

Page 836, counting from the bottom of column 1, line 18, strike "SB" and insert: HB

Page 839, counting from the bottom of column 1, strike lines 2, 3, 4, and 5 and insert: providing that the office of the zoning director shall

Page 839, column 2, line 23, before "providing" insert: providing an exception;

The Journal of April 5 was further corrected as follows and approved:

Page 810, counting from the bottom of column 1, line 27, strike "197" and insert: 107

The Journal of April 3 was further corrected as follows and approved:

Page 776, line 23, in second column insert: 7,212

Page 779, column 2, line 30, strike "1 through 3" and insert: 4 through 6

Page 780, column 1, line 19, strike "1357" and insert: 1367

Page 780, counting from the bottom of column 1, line 15, following "23," insert: 24,

Page 783, counting from the bottom of column 2, line 18, strike "Charlotte" and insert: Lee

Page 784, column 1—

line 17, following "49," insert: 50,
line 23, strike "3" and insert: 8
line 30, strike "16.03" and insert: 106.03

The Journal of March 31 was further corrected as follows and approved:

Page 715, column 1, strike line 22 and insert: the salary of a member of the elected state officers class

Page 715, column 2, insert line 14 between lines 15 and 16

Page 716, counting from the bottom of column 2, lines 25 and 24, before "CS" insert: CS for

Page 718, counting from the bottom of column 1, line 27, strike "14" and insert: 12

Page 718, counting from the bottom of column 1, lines 25 and 26, strike: "The specified sections of 206, Florida Statutes."

Page 729, counting from the bottom of column 1, line 25, strike the comma and insert: and, by two-thirds vote was read the third time by title,

Page 753, counting from the bottom of column 2, line 29, after the semi-colon insert: repealing in Escambia County Chapter 71-629, Laws of Florida;

Page 759, counting from the bottom of column 1, line 23, strike "HB" and insert: SB

MESSAGE FROM THE GOVERNOR

The Governor advised that he had filed in the office of the Secretary of State SB 978 which will become law without his signature.

REPORTS OF COMMITTEES

The Committee on Judiciary—Civil A recommends the following pass:

HB 3407	HB 4469 with 6 amendments
CS for HB 4019	CS for HB 4460
HB 4423	with 10 amendments
CS for HB 4436	

The bills were placed on the calendar.

Report of the Committee on Rules, Calendar, Privileged Business and Ethics

Beginning at 7:00 a.m., April 7 and preceding every other order of business, a special and continuing order of business as determined by the Committee on Rules, Calendar, Privileged Business and Ethics shall be:

CS for HB 4375
SB 1280 (HB 4465 in unread House message)
CS for HB 3041
HB 4232

Congressional Redistricting (SB 1291 in unread House message)
Continue remainder of special order:

CS for HB 4060	HB 3202	HB 4383
SB 818	HB 3981	HB 1923
SB 819	HB 4305	
SB 955	HB 4308	

ENGROSSING REPORTS

Your Engrossing Clerk to whom was referred—

SB 943 with 2 Conference Committee amendments

—reports that the Conference Committee amendments have been incorporated and the bill is returned herewith.

ELMER O. FRIDAY
Secretary of the Senate

Your Engrossing Clerk to whom was referred—

SJR 1305 with 1 Senate amendment and 2 House amendments

—reports that the Senate and House amendments have been incorporated and the bill is returned herewith.

ELMER O. FRIDAY
Secretary of the Senate

Your Engrossing Clerk to whom was referred—

SB 1279 with 1 amendment
SB 1317 with 1 amendment
SB 1320 with 1 amendment

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

ELMER O. FRIDAY
Secretary of the Senate

The bills contained in the foregoing reports were ordered enrolled.

Your Engrossing Clerk to whom was referred SB 1316 with 1 amendment reports that the Senate amendment has been incorporated and the bill is returned herewith.

ELMER O. FRIDAY
Secretary of the Senate

The bill was certified to the House.

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

INTRODUCTION

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

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

SR 1321—A resolution honoring Bob Hope, entertainer and humanitarian.

WHEREAS, Bob Hope was born Leslie Townes Hope in Eltham, England, on May 29, 1903, the fifth of a stonemason's seven sons, and, at the age of four, his father brought his family to Cleveland, Ohio, and on December 20, 1920, Bob Hope became a United States citizen, and

WHEREAS, Bob Hope has achieved world fame as an entertainer and has received the accolade of millions, including that of his own profession when he was named in 1971 "Entertainer of the Year" by the American Guild of Variety Artists for the second year in a row, and

WHEREAS, Bob Hope's name on any bill spells "entertainment" for any audience, whether it be composed of radio listeners, television or movie viewers, concert or benefit audiences, heads of states, or GI's, and

WHEREAS, Bob Hope has many philanthropies, the most publicized being the Desert Classic which is helping build the Eisenhower Medical Center in Palm Desert, California, and

WHEREAS, the awards and citations Bob Hope has received for his humanitarian and professional efforts number nearly a thousand, including the Navy's Distinguished Service Award, the National Space Club's "Freedom Through Knowledge Award", the Lions International "Humanitarian Award", the Boy Scout "Oscar", the Army "Oscar", the Herbert Hoover Memorial Award from the Boys Clubs of America, the USO Gold Medal, the Medal of Freedom, the Congressional Gold Medal, the Medal of Merit, the Peabody Award, a Special Oscar, an Emmy, the top civilian awards given by all three military services, the highest honors of the International Radio and Television Society and National Association of Broadcasters, and

WHEREAS, as an entertainer and a humanitarian, Bob Hope has been hailed as the "diplomat of comedy whose credo is the lifting of the human spirit", NOW, THEREFORE,

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

That we, the members of the Florida Senate, hereby decree that Bob Hope is an Honorary citizen of Florida and is eligible to all the emoluments thereof and recognize and honor Bob Hope for the great entertainer and the great humanitarian that he is, and we, too, hail him as the "diplomat of comedy."

BE IT FURTHER RESOLVED that a copy of this resolution, signed by the President of the Senate with the seal of the Senate affixed, be presented to Bob Hope as a tangible token of the sentiments expressed herein and as a lasting symbol of the admiration and respect of the Senate of the State of Florida.

—was read the first time by title. On motion by Senator Karl, SR 1321 was read the second time in full and unanimously adopted.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Graham, HB 3378 was withdrawn from the Committee on Ways and Means by two-thirds vote and placed on the calendar.

On motion by Senator Lewis (33rd), HB 4046 was withdrawn from the Committee on Commerce by two-thirds vote and placed on the calendar.

On motion by Senator Knopke, the Senate reconsidered the vote by which HB 3330 was indefinitely postponed, and by two-thirds vote the bill was placed on the calendar.

UNFINISHED BUSINESS

CS for HJR 3576—A joint resolution proposing an amendment to Section 9 of Article XII of the Constitution, providing that part of the revenue derived from the licensing of motor vehicles shall be used for capital outlay and debt service school purposes and prescribing the methods of distribution and use thereof.

—was taken up, the vote by which it passed as amended, the vote by which the amendment was adopted having been reconsidered and the amendment withdrawn on April 6.

On motion by Senator Williams, CS for HJR 3576 was read in full as follows:

CS for HJR 3576—A joint resolution proposing an amendment to Section 9 of Article XII of the Constitution, providing that part of the revenue derived from the licensing of motor vehicles shall be used for capital outlay and debt service school purposes and prescribing the methods of distribution and use thereof.

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

That the following amendment to Section 9 of Article XII is agreed to and shall be submitted to the electors of the state for ratification or rejection at the next general election to be held in November 1972.

Article XII

SCHEDULE

Section 9. Bonds.—

(a) **ADDITIONAL SECURITIES.** No additional revenue bonds shall be issued pursuant to Article IX, Section 17, of the Constitution of 1885, as amended. *Article XII, Section 19, of the Constitution of 1885, as amended, as it existed immediately before this revision becomes effective, is adopted by this reference as a part of this revision as completely as though incorporated herein verbatim, except bonds or tax anticipation certificates hereafter issued thereunder may bear interest not in excess of five per cent per annum or such higher interest as may be authorized by statute passed by a three-fifths vote of each house of the legislature. No revenue bonds or tax anticipation certificates shall be issued pursuant thereto after June 30, 1975.

(b) **REFUNDING BONDS.**—Revenue bonds to finance the cost of state capital projects issued prior to the date this revision becomes effective, including projects of the Florida state turnpike authority or its successor but excluding all portions of the state highway system, may be refunded as provided by law without vote of the electors at a lower net average interest cost rate by the issuance of bonds maturing not later than the obligations refunded, secured by the same revenues only.

(c) MOTOR VEHICLE FUEL TAXES.—

(1) A state tax, designated "second gas tax," of two cents per gallon upon gasoline and other like products of petroleum and an equivalent tax upon other sources of energy used to propel motor vehicles as levied by **Article IX, Section 16, of the Constitution of 1885, as amended, is hereby continued for a period of forty consecutive years. The proceeds of said tax shall be placed monthly in the state roads distribution fund in the state treasury.

(2) **Article IX, Section 16, of the Constitution of 1885, as amended, is adopted by this reference as a part of this revision as completely as though incorporated herein verbatim for the purpose of providing that after the effective date of this revision the proceeds of the "second gas tax" as referred to therein shall be allocated among the several counties in accordance with the formula stated therein to the extent necessary to comply with all obligations to or for the benefit of holders of bonds, revenue certificates and tax anticipation certificates or any refundings thereof secured by any portion of the "second gas tax."

(3) No funds anticipated to be allocated under the formula stated in **Article IX, Section 16, of the Constitution of 1885, as amended, shall be pledged as security for any obligation hereafter issued or entered into, except that any outstanding obligations previously issued pledging revenues allocated under said **Article IX, Section 16, may be refunded at a lower net average interest cost rate by the issuance of refunding bonds, maturing not later than the obligations refunded, secured by the same revenues and any other security authorized in paragraph (5) of this subsection.

(4) Subject to the requirements of paragraph (2) of this subsection and after payment of administrative expenses, the "second gas tax" shall be allocated to the account of each of the several counties in the amounts to be determined as follows: There shall be an initial allocation of one-fourth in the ratio of county area to state area, one-fourth in the ratio of the total county population to the total population of the state in accordance with the latest available federal census, and one-half in the ratio of the total "second gas tax" collected on retail sales or use in each county to the total collected in all counties of the state during the previous fiscal year. If the annual debt service requirements of any obligations issued for any county, including any deficiencies for prior years, secured under paragraph (2) of this subsection, exceeds the amount which would be allocated to that county under the formula set out in this paragraph, the amounts allocated to other counties shall be reduced proportionately.

(5) Funds allocated under paragraphs (2) and (4) of this subsection shall be administered by the state board of administration created under said **Article IX, Section 16, of the Constitution of 1885, as amended, and which is continued as a body corporate for the life of this subsection 9(c). The board shall remit the proceeds of the "second gas tax" in each county account for use in said county as follows: eighty per cent to the state agency supervising the state road system and twenty per cent to the governing body of the county. The percentage allocated to the county may be increased by general law. The proceeds of the "second gas tax" subject to allocation to the several counties under this paragraph (5) shall be used first, for the payment of obligations pledging revenues allocated pursuant to **Article IX, Section 16, of the Constitution of 1885, as amended, and any refundings thereof; second, for the payment of debt service on bonds issued as provided by this paragraph (5) to finance the acquisition and construction of roads as defined by law; and third, for the acquisition and construction of roads. When authorized by law, state bonds pledging the full faith and credit of the state may be issued without any election: (i) to refund obligations secured by any portion of the "second gas tax" allocated to a county under **Article IX, Section 16, of the Constitution of 1885, as amended; (ii) to finance the acquisition and construction of roads in a county when approved by the governing body of the county and the state agency supervising the state road system; and (iii) to refund obligations secured by any portion of the "second gas tax" allocated under paragraph 9(c)(4). No such bonds shall be issued unless a state fiscal agency created by law has made a determination that in no state fiscal year will the debt service requirements of the bonds and all other bonds secured by the pledged portion of the "second gas tax" allocated to the county exceed seventy-five per cent of the pledged portion of the "second gas tax" allocated to that county for the

preceding state fiscal year, of the pledged net tolls from existing facilities collected in the preceding state fiscal year, and of the annual average net tolls anticipated during the first five years of operation of new projects to be financed. Bonds issued pursuant to this subsection shall be payable primarily from the pledged tolls and portions of the "second gas tax" allocated to that county.

(d) SCHOOL BONDS.—

(1) Article XII, Section 9, Subsection (d) of this constitution, as amended, (which, by reference, adopted Article XII, Section 18, of the Constitution of 1885, as amended amended) as it the same existed immediately before this revision becomes effective the effective date of this amendment is adopted by this reference as part of this revision amendment as completely as though incorporated herein verbatim, except bonds or tax anticipation certificates hereafter issued thereunder may bear interest not in excess of five per cent per annum or such higher interest as may be authorized by statute passed by a three-fifths vote of each house of the legislature. Bonds issued pursuant to this subsection (d) shall be payable primarily from revenues as provided in ~~Article XII, Section 18, of the Constitution of 1885, as amended, and if authorized by law, may be additionally secured by pledging the full faith and credit of the state without an election. When authorized by law, bonds issued pursuant to Article XII, Section 18, of the Constitution of 1885, as amended, and bonds issued pursuant to this subsection (d), may be refunded by the issuance of bonds additionally secured by the full faith and credit of the state only at a lower net average interest cost rate. for the purpose of providing that after the effective date of this amendment the first proceeds of the revenues derived from the licensing of motor vehicles as referred to therein shall be distributed annually among the several counties in the ratio of the number of instruction units in each county, the same being coterminus with the school district of each county as provided in Article IX, Section 4, Subsection (a) of this constitution, in each year computed as provided therein to the extent necessary to comply with all obligations to or for the benefit of holders of bonds or motor vehicle tax anticipation certificates issued before the effective date of this amendment or any refundings thereof which are secured by any portion of such revenues derived from the licensing of motor vehicles.~~

(2) No funds anticipated to be distributed annually among the several counties under the formula stated in Article XII, Section 9, Subsection (d) of this constitution, as amended, as the same existed immediately before the effective date of this amendment shall be pledged as security for any obligations hereafter issued or entered into, except that any outstanding obligations previously issued pledging such funds may be refunded at a lower net average interest cost rate by the issuance of refunding bonds maturing not later than the obligations refunded, secured by the same revenues and any other security authorized in paragraph (1) of this subsection (d).

SECTION 18. School Bonds for capital outlay, issuance.—

(a) (3) Beginning January 1, 1965 Subject to the requirements of paragraph (1) of this subsection (d) beginning July 1, 1973 and for thirty-five years thereafter, the first proceeds of the revenues derived from the licensing of motor vehicles to the extent necessary to comply with the provisions of this amendment, shall, as collected, be placed monthly in the county school district and junior college district capital outlay and debt service school fund in the state treasury, and used only as provided in this amendment. Such revenue shall be distributed annually among the several counties school districts and junior college districts in the ratio of the number of instruction units in each county school district or junior college district in each year computed as provided herein. The amount of the first revenues derived from the licensing of motor vehicles state motor vehicle license taxes to be so set aside in each year and distributed as provided herein shall be an amount equal in the aggregate to the product of four hundred dollars six hundred dollars (\$600) multiplied by the total number of instruction units in all the counties school districts of Florida for the school fiscal year 1967-68, plus an amount equal in the aggregate to the product of eight hundred dollars (\$800) multiplied by the total number of instruction units in all the school districts of Florida for the school fiscal year 1972-73 and for each school fiscal year thereafter which is in excess of the total number of such instruction units in all the school districts of Florida for the school fiscal year 1967-68, such excess units being designated

"growth units." The amount of the first revenues derived from the state motor vehicle license taxes to be so set aside in each year and distributed as provided herein shall additionally be an amount equal in the aggregate to the product of four hundred dollars (\$400) multiplied by the total number of instruction units in all junior college districts of Florida. The number of instruction units in each county school district or junior college district in each year for the purposes of this amendment shall be the greater of (1) the number of instruction units in each county school district for the school fiscal year 1951-52 1967-68 or junior college district for the school fiscal year 1968-69 computed in the manner heretofore provided by general law, or (2) the number of instruction units in such county school district, including growth units, or junior college district for the school fiscal year computed in the manner heretofore or hereafter provided by general law and approved by the state board of education (hereinafter called the state board), or (3) the number of instruction units in each county school district, including growth units, or junior college district on behalf of which the state board of education has issued bonds or motor vehicle tax anticipation certificates under this amendment which will produce sufficient revenues under this amendment to equal one and one-third twelve-hundredths (1.12) times the aggregate amount of principal of and interest on such all bonds or motor vehicle tax anticipation certificates issued under this amendment which will mature and become due in such year, computed in the manner heretofore or hereafter provided by general law and approved by the state board.

(4) Such funds so distributed shall be administered by the state board as now created and constituted by Section 3 of Article XII [now §2, Article IX] Section 2 of Article IX of the State Constitution of Florida as revised in 1968, or by such other instrumentality of the state which shall hereafter succeed by law to the powers, duties and functions of the state board, including the powers, duties and functions of the state board provided in this amendment. For the purposes of this amendment, said state board as now constituted shall continue as be a body corporate during the life of this amendment and shall have all the powers provided in this amendment in addition to all other constitutional and statutory powers related to the purposes of this amendment heretofore or hereafter conferred upon said state board.

(b)(5) The state board shall, in addition to its other constitutional and statutory powers, have the management, control and supervision of the proceeds of the first part of the revenues derived from the licensing of motor vehicles provided for in this subsection (a)(d). The state board shall also have power, for the purpose of obtaining funds for the use of any county board of public instruction school board of any school district or board of trustees of any junior college district in acquiring, building, constructing, altering, remodeling, improving, enlarging, furnishing, or equipping, maintaining, renovating, or repairing of capital outlay projects for school purposes to issue bonds or motor vehicle tax anticipation certificates, and also to issue such bonds or motor vehicle tax anticipation certificates to pay, fund or refund any bonds or motor vehicle tax anticipation certificates theretofore issued by said state board. All such bonds or motor vehicle tax anticipation certificates shall bear interest at not exceeding four and one-half five per centum per annum, or such higher interest rate as may be authorized by statute heretofore or hereafter passed by a three-fifths (3/5) vote of each house of the legislature. and All such bonds shall mature serially in annual installments commencing not more than three (3) years from the date of issuance thereof and ending not later than thirty (30) years from the date of issuance, or January 1, 2000 July 1, 2007, A.D., whichever is earlier. All such motor vehicle tax anticipation certificates shall bear interest at not exceeding four and one-half per centum per annum and shall mature prior to January 1, 2000 July 1, 2007, A.D. The state board shall have power to determine all other details of said bonds or motor vehicle tax anticipation certificates and to sell at public sale after public advertisement, or exchange said bonds or motor vehicle tax anticipation certificates, upon such terms and conditions as the state board shall provide.

(6) The state board shall also have power to pledge for the payment of the principal of and interest on such bonds or motor vehicle tax anticipation certificates, including refunding bonds or refunding motor vehicle tax anticipation certificates, all or any part from the anticipated revenues to be derived

from the licensing of motor vehicles provided for in this amendment and to enter into any covenants and other agreements with the holders of such bonds or motor vehicle tax anticipation certificates at the time of the issuance thereof concerning the security thereof and the rights of the holders thereof, all of which covenants and agreements shall constitute legally binding and irrevocable contracts with such holders and shall be fully enforceable by such holders in any court of competent jurisdiction.

(7) No such bonds or motor vehicle tax anticipation certificates shall ever be issued by the state board until after the adoption of a resolution requesting the issuance thereof by the ~~county board of public instruction of the county school board of the school district or board of trustees of the junior college district~~ on behalf of which the obligations are to be issued. The state board of education shall limit the amount of such bonds or motor vehicle tax anticipation certificates which can be issued on behalf of any ~~county school district or junior college district~~ to ~~seventy-five~~ ninety percent (90%) of the amount which it determines can be serviced by the revenue accruing to the ~~county school district or junior college district~~ under the provisions of this amendment, and such determination shall be conclusive. All such bonds or motor vehicle tax anticipation certificates shall be issued in the name of the state board of education but shall be issued for and on behalf of the ~~county board of public instruction school board of the school district or board of trustees of the junior college district~~ requesting the issuance thereof, and no election or approval of qualified electors or freeholders shall be required for the issuance thereof.

(e) (8) The state board shall in each year use the funds distributable pursuant to this amendment to the credit of each ~~county school district or junior college district~~ only in the following manner and in order of priority:

a. To comply with the requirements of paragraph (1) of this subsection (d).

(1) b. To pay all amounts of principal and interest maturing in such year on any bonds or motor vehicle tax anticipation certificates issued under the authority hereof, including refunding bonds or motor vehicle tax anticipation certificates, issued on behalf of the ~~Board of Public Instruction of such county school board of such school district or board of trustees of such junior college district~~; subject, however, to any covenants or agreements made by the state board concerning the rights between holders of different issues of such bonds or motor vehicle tax anticipation certificates, as herein authorized.

(2) c. To establish and maintain a sinking fund or funds to meet future requirements for debt service, or reserves therefor, on bonds or motor vehicle tax anticipation certificates issued on behalf of the ~~Board of Public Instruction of such county school board of such school district or board of trustees of such junior college district~~ under the authority hereof, whenever the state board shall deem it necessary or advisable, and in such amounts and under such terms and conditions as the state board shall in its discretion determine.

(3) d. To distribute annually to the several ~~Boards of Public Instruction of the counties school boards of the school districts or the boards of trustees of the junior college districts~~ for use in payment of debt service on bonds heretofore or hereafter issued by any such ~~Board school boards of the school districts or boards of trustees of the junior college districts~~ where the proceeds of the bonds were used, or are to be used, in the ~~construction, acquisition, improvement, enlargement, acquiring, building, constructing, altering, remodeling, improving, enlarging, furnishing, or equipping, maintaining, renovating, or repairing~~ of capital outlay projects in such ~~county school districts or junior college districts~~ and which capital outlay projects have been approved by the ~~Board of Public Instruction of the county school board of the school district or board of trustees of the junior college district~~, pursuant to a ~~the most recent~~ survey or surveys conducted ~~subsequent to July 1, 1947~~ in the ~~county~~, under regulations prescribed by the state board to determine the capital outlay needs of the ~~county school district or junior college district~~. The state board shall have power at the time of issuance of any bonds by any ~~Board of Public Instruction school board of any school district or board of trustees of any junior college district~~ to covenant and agree with such ~~Board school board or board of trustees~~ as to the rank and priority of payments to be made for different issues of bonds under this ~~Subsection (3) subparagraph d.~~, and may further

agree that any amounts to be distributed under this ~~Subsection (3) subparagraph d.~~ may be pledged for the debt service on bonds issued by any ~~Board of Public Instruction school board of any school district or board of trustees of any junior college district~~ and for the rank and priority of such pledge. Any such covenants or agreements of the state board may be enforced by any holders of such bonds in any court of competent jurisdiction.

(4) e. To distribute annually to the several ~~Boards of Public Instruction of the counties school boards of the school districts or boards of trustees of the junior college districts~~ for the payment of the cost of the ~~construction, acquisition, improvement, enlargement, acquiring, building, constructing, altering, remodeling, improving, enlarging, furnishing, or equipping, maintaining, renovating, or repairing~~ of capital outlay projects for school purposes in such ~~county school district or junior college district~~ as shall be requested by resolution of the ~~County Board of Public Instruction of such county school board of the school district or board of trustees of the junior college district~~.

(4) f. When all major capital outlay needs of a ~~county school district or junior college district~~ have been met as determined by the state board, on the basis of a survey made pursuant to regulations of the state board and approved by the state board, all such funds remaining shall be distributed annually and used for such school purposes in such ~~county school district or junior college district~~ as the ~~Board of Public Instruction of the county school board of the school district or board of trustees of the junior college district~~ shall determine, or as may be provided by general law.

(4) (9) Capital outlay projects of a ~~county school district or junior college district~~ shall be eligible to participate in the funds accruing under this amendment and derived from the proceeds of bonds and motor vehicle tax anticipation certificates and from the motor vehicle license taxes, only in the order of priority of needs, as shown by a survey or surveys conducted in the ~~county school district or junior college district~~ under regulations prescribed by the state board, to determine the capital outlay needs of the ~~county school district or junior college district~~ and approved by the state board; provided that the priority of such projects may be changed from time to time upon the request of the ~~Board of Public Instruction of the county school board of the school district or board of trustees of the junior college district~~ and with the approval of the state board; and provided further, that this ~~Subsection (4) paragraph (9)~~ shall not in any manner affect any covenant, agreement or pledge made by the state board in the issuance by said state board of any bonds or motor vehicle tax anticipation certificates, or in connection with the issuance of any bonds of any ~~Board of Public Instruction of any county school board of any school district, or board of trustees of any junior college district~~.

(e) (10) The state board may invest any sinking fund or funds created pursuant to this amendment in direct obligations of the United States of America or in the bonds or motor vehicle tax anticipation certificates, ~~matured or to mature~~ issued by the state board on behalf of the ~~Board of Public Instruction of any county school board of any school district or board of trustees of any junior college district~~.

(f) (11) The state board shall have power to make and enforce all rules and regulations necessary to the full exercise of the powers herein granted and no legislation shall be required to render this amendment of full force and operating effect ~~from and after January 1, 1953~~. The legislature shall not reduce the levies of said motor vehicle license taxes during the life of this amendment to any degree which will fail to provide the full amount necessary to comply with the provisions of this amendment and pay the necessary expenses of administering the laws relating to the licensing of motor vehicles, and shall not enact any law having the effect of withdrawing the proceeds of such motor vehicle license taxes from the operation of this amendment and shall not enact any law impairing or materially altering the rights of the holders of any bonds or motor vehicle tax anticipation certificates issued pursuant to this amendment or impairing or altering any covenant or agreement of the state board, as provided in such bonds or motor vehicle tax anticipation certificates.

(12) The state board shall have power to appoint such persons and fix their compensation for the administration of the provisions of this amendment as it shall deem necessary, and the expenses of the state board in administering the provisions

of this amendment shall be prorated among the various ~~counties~~ *school districts and junior college districts* and paid out of the proceeds of the bonds or motor vehicle tax anticipation certificates or from the funds distributable to each ~~county school district or junior college district~~ *school district or junior college district* on the same basis as such motor vehicle license taxes are distributable to the various ~~counties~~ *school districts or junior college districts* under the provisions of this amendment. Interest or profit on sinking fund investments shall accrue to the ~~counties~~ *school districts or junior college districts* in proportion to their respective equities in the sinking fund or funds.

(13) *Bonds issued by the school board pursuant to this subsection (d) shall be payable primarily from said motor vehicle license taxes as provided herein, and if heretofore or hereafter authorized by law, may be additionally secured by pledging the full faith and credit of the state without an election. When heretofore or hereafter authorized by law, bonds issued pursuant to Article XII, Section 18 of the Constitution of 1885, as amended prior to 1968, and bonds issued pursuant to Article XII, Section 9, subsection (d) of the Constitution as revised in 1968, and bonds issued pursuant to this subsection (d), may be refunded by the issuance of bonds additionally secured by the full faith and credit of the state only at a lower net average interest cost rate.*

(e) DEBT LIMITATION.—Bonds issued pursuant to this Section 9 of Article XII which are payable primarily from revenues pledged pursuant to this section shall not be included in applying the limits upon the amount of state bonds contained in Section 11, Article VII, of this revision.

(f) If, at the general election at which this amendment is adopted, there is also adopted an amendment to this section wherein the proposed language of subsection (a) differs from that contained herein, then such other language as to subsection (a) shall prevail over the language of subsection (a) as contained herein.

—and passed with the required constitutional three-fifths vote of the membership and was certified to the House. The Secretary called the roll and the vote was:

Yeas—32

Mr. President	Childers	Johnson (29th)	Pope
Arnold	Daniel	Johnson (34th)	Reuter
Barron	Deeb	Karl	Saunders
Barrow	de la Parte	Knopke	Sayler
Beaufort	Ducker	Lewis (33rd)	Scarborough
Boyd	Gunter	McClain	Trask
Brantley	Henderson	Ott	Ware
Broxson	Horne	Plante	Williams

Nays—12

Bell	Graham	Lane	Poston
Fincher	Haverfield	Lewis (43rd)	Stolzenburg
Gong	Hollahan	Myers	Weissenborn

SPECIAL ORDER

CS for HB 4375—A bill to be entitled An Act relating to taxation and revenue sharing with local governments; amending chapter 218, Florida Statutes, by adding a new part II to establish a "revenue sharing trust fund for counties" and a "revenue sharing trust fund for municipalities;" providing for definitions, administration, eligibility requirements and distribution formulas; amending chapter 23, Florida Statutes, by adding a new section 23.019, Florida Statutes, to provide for population determination; providing for limitation on use of shared funds; repealing sections 163.550-163.561, part V of chapter 163, Florida Statutes; amending part IV of chapter 23, Florida Statutes, by creating a new section to provide for a salary incentive program for local law enforcement officers; providing that the police standards council shall establish rules and regulations; 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; repealing charter and special law prohibitions and limitations on municipal levy of ad valorem taxes and utility service taxes; amending sections 210.02, 210.05, 210.19, 210.20, 210.03, 210.04, 210.09, Florida Statutes, to repeal authority for municipal levy of cigarette tax and state credit therefor and to provide distribution for certain cigarette tax monies into trust funds; amending subsections 323.16(3) and (4), Florida Statutes, to provide

for distribution of certain road tax monies into trust funds; amending section 206.605, Florida Statutes; amending section 320.081(6), Florida Statutes, to reduce to one dollar and fifty cents (1.50) per license sold the amount to be retained by the department of highway safety and motor vehicles and to provide a change in the distribution to local governments; providing for repeal of sections 218.20 through 218.26, Part II of chapter 218, Florida Statutes, as created by this act; repealing subsection 211.02(2), Florida Statutes; providing an effective date.

—was taken up with pending amendment 2a which was withdrawn by Senator Lane.

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

Amendment 2b—On page 35, lines 25—27 strike Section 24 and renumber following sections.

Senators Lane and de la Parte offered the following amendment to Amendment 2 which was adopted on motion by Senator Lane:

Amendment 2c—On page 24, line 3 strike "thirteen seventeenths" and insert: two seventeenths to the municipal financial assistance trust fund and eleven seventeenths

Senators Boyd, de la Parte, Sayler and Ware offered the following amendment to Amendment 2 which was adopted on motion by Senator de la Parte:

Amendment 2d—Insert a new section (renumber remaining sections) to read:

Section 17. Subsection (6) of section 320.081, Florida Statutes, is amended to read:

320.081 License fees for mobile homes, trailer coaches, house trailers, campers or other trailers use for housing accommodations.—

(6) The department shall keep records showing the total number of mobile home licenses issued in each county *and city* and the total amount of license taxes collected in each county *and city* and shall from month to month certify to the comptroller the amount derived from mobile homes license taxes in each county *and city* and such amount, less the amount of *one dollar and fifty cents (\$1.50) \$15.00* collected on each license shall be paid in equal shares to the board of county commissioners *for those mobile homes within the county which are outside of any city limits and to the city for those mobile homes which are within the city limits* and to the school board of the county issuing the license and collecting the taxes by warrant drawn by the comptroller upon the said treasury, which amount is hereby appropriated monthly out of the license tax collection trust fund.

Senators Broxson, Childers and Barrow offered the following amendment to Amendment 2 which was adopted on motion by Senator Broxson:

Amendment 2e—On page 32, line 15 strike all of sections 18 and 19

Senators de la Parte and Lane offered the following amendment to Amendment 2 which was adopted on motion by Senator de la Parte:

Amendment 2f—On page 35, strike lines 14 and 15 and insert: is hereby appropriated a sum of one hundred thirty two million three hundred thousand dollars (\$132,300,000) from the revenue

Senator Lewis (33rd) presiding.

The President presiding.

Amendment 2 as amended was adopted:

The Committee on Ways and Means offered the following amendment which was moved by Senator de la Parte:

Amendment 3—On page 1, line 3 strike all of title and insert:

A bill to be entitled An act relating to financial aid to municipalities and counties; amending chapter 218, Florida Statutes, by adding a new part II to provide a plan for financial assistance to municipalities; providing a short title; providing for definitions, eligibility, entitlement, apportionment formulas, and administration; providing protection to bondholders; providing for legislative intent; creating section 23.019, Florida Statutes, to provide for updated population estimates; providing an appropriation; providing for funding; amending subsections (1), (3), (4), (5), and (7) of section 210.02, Florida Statutes, to restate the rates of tax on cigarettes; amending subsections (1) and (8) of section 210.04, subsections (1), (2) and (3) of section 210.05, subsections (2), (3) and (4)(a) of section 210.09, and section 210.19, all Florida Statutes, to delete references to municipal tax on cigarettes; amending subsections (2) and (3) of section 210.20, Florida Statutes, to provide for deposit of cigarette taxes in the general revenue fund; repealing sections 210.025 and 210.026, Florida Statutes, relating to additional cigarette tax rates; repealing section 210.03, Florida Statutes, relating to municipal tax on cigarettes; repealing subsection (3) of section 323.16, Florida Statutes, relating to distribution of auto road tax to municipalities; amending subsection (2) of section 206.605, Florida Statutes, to provide for deposit in general revenue fund; repealing subsections (3), (4), (5) and (6) of section 206.605, Florida Statutes, relating to distribution to counties and municipalities; repealing section 200.132, Florida Statutes, relating to municipal financial assistance trust fund; amending chapter 218, Florida Statutes, by adding a new part III to provide a plan for financial assistance to counties; providing a short title; providing definitions, eligibility, entitlement, and administration; providing protection to bondholders; providing legislative intent; providing an appropriation; providing for funding; amending subsection (4) of section 199.292, Florida Statutes, to place net collections in the general revenue fund; amending subsections (1) and (2) of section 211.02, Florida Statutes, to provide for deletion of trust fund; amending subsection (1) of section 211.06, Florida Statutes, to provide for deposit in the general revenue fund; amending subsections (1) and (2) of section 323.16, Florida Statutes, to increase distribution to the general revenue fund; repealing subsections (3) and (4) of section 323.16, Florida Statutes, relating to distribution of collections; repealing subsection (2)(c) of section 210.20, Florida Statutes, relating to distribution to counties; providing an effective date.

Senator de la Parte moved the following substitute amendment:

Amendment 4—Strike the entire title and insert:

A bill to be entitled An Act relating to taxation and revenue sharing with local governments; amending chapter 218, Florida Statutes, by adding a new part II to establish a "revenue sharing trust fund for counties" and a "revenue sharing trust fund for municipalities;" providing for definitions, administration, eligibility requirements and distribution formulas; amending chapter 23, Florida Statutes, by adding a new section 23.019, Florida Statutes, to provide for population determination; providing for limitation on use of shared funds; repealing sections 163.550-163.561, part V of chapter 163, Florida Statutes; amending part IV of chapter 23, Florida Statutes, by creating a new section to provide for a salary incentive program for local law enforcement officers; providing that the police standards council shall establish rules and regulations; 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; repealing charter and special law prohibitions and limitations on municipal levy of ad valorem taxes and utility service taxes; amending sections 210.02, 210.05, 210.19, 210.20, 210.03, 210.04, 210.09, Florida Statutes, to restate the cigarette tax rates and to repeal authority for municipal levy of cigarette tax and state credit therefor and to provide distribution for certain cigarette tax monies into trust funds; repealing sections 210.025 and 210.026, Florida Statutes, amending subsections 323.16(3) and (4), Florida Statutes, to provide for distribution of certain road tax monies into trust funds; amending section 206.605, Florida Statutes; repealing 200.132, Florida Statutes, relating to municipal financial assistance trust fund; amending subsection 199.292(4), Florida Statutes, to provide for new distribution; amending sections 211.02, 211.06, and 211.13, Florida Statutes, to provide for deletion of second oil and gas tax and repeal an ad valorem tax exemption; providing appropriations; providing for repeal of sections 218.20

through 218.26, Part II of chapter 218, Florida Statutes, as created by this act; providing an effective date.

Senator Karl presiding.

On motion by Senator Broxson the following title amendment to Amendment 4 was adopted:

Amendment 4a—On page 2, strike all of lines 20 through 24 and insert: new distribution; pro-

On motion by Senator Lane the following title amendment to Amendment 4 was adopted:

Amendment 4b—On page 2, lines 15, 16, 17 strike "repealing 200.132, Florida Statutes, relating to municipal financial assistance trust fund;"

Amendment 4 as amended was adopted.

The Committee on Ways and Means offered the following amendment which was moved by Senator de la Parte and failed:

Amendment 5—On page 10, line 18 strike "1970-71" and insert: 1971-72

The Committee on Ways and Means offered the following amendment which was moved by Senator de la Parte and failed:

Amendment 6—On page 10, lines 20 to 22 strike "sixty-eight million two hundred thirty-two thousand eight hundred fifty-seven dollars (\$68,232,857)" and insert: ninety-three million three hundred twenty-six thousand dollars (\$93,326,000)

The Committee on Ways and Means offered the following amendment which was moved by Senator de la Parte and failed:

Amendment 7—On page 27, line 6 strike "1970-71" and insert: 1971-72

The Committee on Ways and Means offered the following amendment which was moved by Senator de la Parte and failed:

Amendment 8—On page 27, lines 9 and 10 strike "twenty-nine million eight hundred forty-eight thousand six hundred nine dollars (\$29,848,609)" and insert: thirty-seven million two hundred seven thousand dollars (\$37,207,000)

On motion by Senator de la Parte, by two-thirds vote CS for HB 4375 as amended was read the third time by title, passed and certified to the House. The vote was:

Yeas—35

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

Nays—8

Peterson	Henderson	Saunders	Trask
Daniel	Johnson (29th)	Stolzenburg	Williams

By unanimous consent Senators Plante, Horne, Fincher and Reuter were recorded as voting yea.

Explanation of Vote

We voted no on CS for HB 4375 even though we strongly favor aiding the cities in their current financial plight. Most of the cities we represent would receive more money if the new

revenues would be distributed on a simple population formula rather than under the complicated formula contained in CS for HB 4375.

*Alan Trask, 27th District
Curtis Peterson, 28th District*

By direction of the Presiding Officer, the following report was read:

CONFERENCE COMMITTEE REPORT ON SB 1191

The Honorable Jerry Thomas
President of the Florida Senate
Tallahassee, Florida
April 5, 1972

The Honorable Richard Pettigrew
Speaker of the House of Representatives
Tallahassee, Florida

Sirs:

Your Conference Committee on the disagreeing votes of the two houses on Senate Bill 1191, the same being—

A bill to be entitled An Act relating to pari-mutuel facilities, authorizing an additional day of operation at certain of such facilities with all profits therefrom to be paid in equal amounts to Barry College and to Florida Memorial College and to be used solely for scholarships; providing an effective date.

having met, and after full and free conference, have agreed to recommend and do recommend to their respective houses, as follows:

1. That the Senate and House of Representatives not adopt House amendments 1 and 2.
2. That the Senate and House of Representatives do adopt a Conference Committee amendment, attached hereto and by reference made a part of this report.

DICK FINCHER JOEL K. GUSTAFSON

ROBERT M. HAVERFIELD JAMES H. SWEENEY, JR.

LEE WEISSENBORN LOUIS WOLFSON, II

Managers on the part of the Senate Managers on the part of the House of Representatives

Conference Committee Amendment 1—On page 3 between lines 6 and 7, insert the following and renumber subsequent Section:

Section 3. It is not the intent of the legislature to create an additional charity day, but rather it is the intent of the legislature that the purpose of this act is to supersede chapter 67-658, Laws of Florida.

On motion by Senator Haverfield, the Conference Committee Report was accepted as an entirety.

On motion by Senator Haverfield, Conference Committee Amendment 1 was adopted and SB 1191 passed as further amended and was certified to the House. The vote was:

Yeas—40

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

Nays—None

By unanimous consent Senators Plante, Barrow, Horne and Reuter were recorded as voting yea.

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

*The Honorable Jerry Thomas
President of the Senate*

April 5, 1972

Sir:

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

By the Committee on Finance & Taxation—

HB 4465—A bill to be entitled An act relating to occupational license taxation; repealing present chapter 205, Florida Statutes, and all sections therein and creating a new chapter 205, Florida Statutes, in lieu thereof; authorizing local governments to levy occupational license taxes under certain conditions and restrictions; requiring public notice; authorizing classification and measurement of tax; providing conditions and restrictions; providing procedures and penalties; providing for severability; providing for ratification of existing license taxes and continuation of existing licenses; providing for repeal on September 30, 1973; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,
ALLEN MORRIS
Clerk, House of Representatives*

HB 4465, contained in the above message, was read the first time by title and referred to the Committee on Ways and Means.

On motion by Senator de la Parte, HB 4465 was withdrawn from the Committee on Ways and Means by two-thirds vote and placed on the calendar.

The Senate resumed the Special Order Calendar.

SB 1280 was taken up and on motion by Senator de la Parte, HB 4465, a companion measure, was substituted therefor: On motion by Senator de la Parte, by two-thirds vote HB 4465 was read the second time by title.

Senators de la Parte and Hollahan offered the following amendment which was adopted on motion by Senator de la Parte:

Amendment 1—On page 1, line 28 following “pealed” insert: except the provisions of sections 205.162, 205.171, 205.191, and 205.192

On motion by Senator Beaufort the following title amendment was adopted:

Amendment 2—On page 1, strike all of line 18 and insert: continuation of existing licenses; providing exemptions; pro-

On motion by Senator de la Parte, by two-thirds vote HB 4465 as amended was read the third time by title, passed and certified to the House. The vote was:

Yeas—40

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

Nays—None

By unanimous consent Senators Poston, Daniel, Barrow, Horne and Plante were recorded as voting yea.

SB 1280 was laid on the table.

CS for HB 3041—A bill to be entitled An Act relating to taxation; amending chapter 192, Florida Statutes, by creating

new section 192.012, Florida Statutes, to provide that the assessment ratio study conducted by the auditor general shall be conducted on all non-exempt real and personal property except in 1972 and 1973 in which years it shall be conducted on non-exempt real property only; providing an effective date.

-was taken up with pending amendment which failed.

Senator Saylor moved that further consideration of CS for HB 3041 be deferred. The motion failed by the following vote:

Yeas—11

Arnold	Deeb	Saylor	Weber
Beaufort	Johnson (29th)	Stolzenburg	Wilson
Childers	Johnson (34th)	Ware	

Nays—24

Barrow	de la Parte	Karl	Poston
Bell	Ducker	Lane	Saunders
Bishop	Gong	Lewis (43rd)	Scarborough
Brantley	Graham	McClain	Trask
Broxson	Gunter	Myers	Weissenborn
Daniel	Haverfield	Plante	Williams

The President presiding.

Senators Ware and Saylor offered the following amendment which was moved by Senator Ware:

Amendment 4—On page 2, line 3 after the word "general" strike the period (.) and insert: ; provided, that for the fiscal year 1972-73, any school district collecting taxes for operating purposes during 1972-73, in an amount equal to or in excess of the required local effort as prescribed in Section 236.07(9), Florida Statutes, shall be deemed to have met this requirement for participation in the K-12 minimum foundation program, and the application of the ratio study shall not be used to compute the local required effort, all laws or parts of laws to the contrary notwithstanding.

Senator Haverfield moved that debate be limited to 10 minutes on all amendments.

Senator Bishop moved as a substitute motion that debate be limited to 10 minutes on all amendments and the bill and the motion was adopted.

Amendment 4 failed by the following vote:

Yeas—15

Barrow	Ducker	Lane	Ware
Bell	Henderson	Lewis (33rd)	Weber
Boyd	Johnson (29th)	Saylor	Wilson
Deeb	Johnson (34th)	Stolzenburg	

Nays—27

Mr. President	de la Parte	Knopke	Poston
Arnold	Fincher	Lewis (43rd)	Reuter
Barron	Gong	McClain	Saunders
Peterson	Graham	Myers	Scarborough
Brantley	Haverfield	Ott	Weissenborn
Broxson	Hollahan	Plante	Williams
Childers	Horne	Pope	

By unanimous consent Senators Daniel and Gunter were recorded as voting nay.

Senator de la Parte moved that CS for HB 3041 as amended be read the third time by title. The motion was adopted by the following vote:

Yeas—31

Mr. President	Brantley	Ducker	Gunter
Arnold	Broxson	Fincher	Haverfield
Barron	Daniel	Gong	Hollahan
Beaufort	de la Parte	Graham	Horne

Johnson (34th)	Lewis (43rd)	Plante	Scarborough
Karl	McClain	Pope	Trask
Knopke	Myers	Poston	Williams
Lewis (33rd)	Ott	Reuter	

Nays—14

Bell	Deeb	Saunders	Weber
Boyd	Henderson	Saylor	Wilson
Peterson	Johnson (29th)	Stolzenburg	
Childers	Lane	Ware	

By unanimous consent Senators Saunders and Peterson changed their votes from nay to yea.

CS for HB 3041 as amended was read the third time by title, passed and certified to the House. The vote was:

Yeas—33

Mr. President	Ducker	Knopke	Reuter
Arnold	Fincher	Lewis (33rd)	Saunders
Barron	Gong	Lewis (43rd)	Scarborough
Beaufort	Graham	McClain	Trask
Peterson	Gunter	Myers	Weissenborn
Brantley	Haverfield	Ott	Williams
Broxson	Hollahan	Plante	
Daniel	Horne	Pope	
de la Parte	Karl	Poston	

Nays—13

Bell	Henderson	Saylor	Wilson
Boyd	Johnson (29th)	Stolzenburg	
Childers	Johnson (34th)	Ware	
Deeb	Lane	Weber	

By unanimous consent Senator Barrow was recorded as voting yea.

The President announced the appointment of Senator de la Parte as a member of the Committee on Judiciary—Civil A.

HB 4232—A bill to be entitled An act authorizing expenditures for fixed capital outlay projects at junior colleges, area vocational-technical centers, and institutions under the board of regents; 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 27 and 28 strike "Fifteen million two hundred fifty thousand eight hundred dollars (\$15,250,800)" and insert: Sixteen million seven hundred eighty four thousand four hundred dollars (\$16,784,400)

On motion by Senator Graham the following amendment was adopted:

Amendment 2—On page 2, lines 24 and 25 strike "Five million four hundred ten thousand two hundred dollars (\$5,410,200)" and insert: Five million nine hundred sixty four thousand dollars (\$5,964,000)

On motion by Senator Graham the following amendment was adopted:

Amendment 3—On page 3, lines 18 and 19 strike "Twenty one million nine hundred thirty nine thousand dollars (\$21,939,000)" and insert: Nineteen million eight hundred fifty one thousand six hundred dollars (\$19,851,600)

On motion by Senator Williams, by two-thirds vote HB 4232 as amended was read the third time by title, passed and certified to the House. The vote was:

Yeas—38

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

Nays—None

By unanimous consent Senators Bishop, Lewis (33rd), Horne, Karl, Reuter and Saunders were recorded as voting yea.

SB 1208 was laid on the table.

Senator Williams excused.

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Jerry Thomas
President of the Senate

April 5, 1972

Sir:

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

By the Committee on Reapportionment and Redistricting—

SB 1291—A bill to be entitled An act relating to establishment of congressional districts; amending section 8.01, Florida Statutes, providing for the division of the state into fifteen (15) congressional districts; amending section 8.04, Florida Statutes, providing effective dates; prescribing effect of redistricting on offices of board or council members appointed in reference to existing districts; adopting U.S. Census terms for use in such redistricting; providing for omitted areas; and providing severability of invalid portions.

Which amendment reads as follows:

On page 1, line 23, strike everything after the enacting clause and insert:

Section 1. Section 8.01, Florida Statutes, is amended to read:

8.01 Division of state into congressional districts.—The state is hereby divided into fifteen (15) congressional districts, the same to be serially numbered, to be designated by such numbers, and to have the areas as follows, to wit:

District 1 shall be composed of the following:

Counties:
Bay, Escambia, Gulf, Okaloosa, Santa Rosa, Walton, Washington.

That part of Holmes County included in place(s):
185, 1783.

Enumeration district(s):
6, 7, 8, 11, 12, 13.

District 2 shall be composed of the following:

Counties:
Alachua, Baker, Bradford, Calhoun, Columbia, Dixie, Franklin, Gadsden, Gilchrist, Hamilton, Jackson, Jefferson, Lafayette, Leon, Levy, Liberty, Madison, Suwannee, Taylor, Union, Wakulla.

That part of Holmes County included in place(s):
600.

Enumeration district(s):
2, 3, 4.

That part of Marion County included in place(s):
1830.

Enumeration district(s):
39, 40, 41.

District 3 shall be composed of the following:
Counties:
Nassau.

That part of Duval County included in tract(s):
1, 1.99, 2, 2.99, 3, 3.99, 4, 4.99, 5, 5.99, 6, 6.99, 7, 8, 8.99, 9, 9.99, 10, 10.99, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 124, 125, 126, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 138.99, 143, 146, 147, 148, 149, 150, 151, 152, 153, 154, 157.

Tract 0139 the following block group(s):
1, 3, 9.

Tract 0139 the following enumeration district(s):
16, 17.

District 4 shall be composed of the following:
Counties:
Clay, Flagler, Putnam, St. Johns, Volusia.

That part of Duval County included in tract(s):
140, 141, 142, 144, 145, 155, 156, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168.

Tract 0139 the following block group(s):
2.

That part of Lake County included in tract(s):
301.

Tract 0309 the following enumeration district(s):
17.

That part of Marion County included in place(s):
145, 535, 1265, 1545, 2205.

Enumeration district(s):
1, 1B, 1C, 2, 2B, 3, 4, 4B, 5, 28, 29, 30, 31, 32, 33, 34, 35, 38, 42, 43, 47, 48, 49, 50, 51, 52, 53, 56, 57, 57B, 58, 59, 60, 60B, 61, 62, 63, 66, 67, 67B, 67C.

That part of Seminole County included in tract(s):
202, 203, 210, 211.

District 5 shall be composed of the following:
Counties:
Citrus, Hernando, Pasco, Sumter.

That part of Lake County included in tract(s):
302, 303, 304, 305, 306, 307, 308, 310, 311, 312, 313.

Tract 0309 the following enumeration district(s):
7, 8, 9, 10, 11, 12, 13, 14, 15, 16.

That part of Orange County included in tract(s):
107, 116, 117, 118, 119, 120, 121, 122, 123, 124, 126, 146, 147, 148, 149, 150, 151, 170, 172, 173, 174, 175, 176, 177, 178, 179.

Tract 0171 the following enumeration district(s):
249, 253, 253B, 254L.

That part of Pinellas County included in tract(s):
259, 259.99, 260, 261, 261.99, 262, 263, 268.02, 269.01, 269.02, 270, 271.01, 271.02, 271.03, 272, 273.01, 273.02, 274, 275.

That part of Seminole County included in tract(s):
201, 204, 205, 206, 207, 208, 209, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222.

District 6 shall be composed of the following:

That part of Pinellas County included in tract(s):
201.01, 201.02, 202.01, 202.02, 202.03, 202.99, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 213.99, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224.01, 224.02, 225.01, 225.02, 225.03, 226.01, 226.02, 227, 228.01, 228.02, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240.01, 240.02, 240.03, 241, 242, 243.01, 243.02, 244.01, 244.02, 245, 246, 247, 248, 249.01, 249.02, 249.03, 250.01, 250.02, 251.01, 251.02, 251.03, 251.04,

251.05, 252.01, 252.02, 253, 254.01, 254.02, 254.03, 255.01, 255.02, 256, 257, 258, 264, 265, 266, 267, 268.01, 276, 277, 278, 279, 280.01, 280.02, 281, 282, 283, 284, 285.

District 7 shall be composed of the following:

That part of Hillsborough County included in tract(s):
1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 52.99, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 72.99, 73, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 132, 133, 134, 135, 136, 137, 138, 140, 141.

District 8 shall be composed of the following:
Counties:
Hardee, Manatee, Polk.

That part of Hillsborough County included in tract(s):
124, 125, 126, 127, 128, 129, 130, 131, 139.

That part of Sarasota County included in tract(s):
1, 2, 4, 5, 6, 7, 8, 9, 10, 16, 17, 18, 19, 20, 21.

Tract 0003 the following enumeration district(s):
36, 38, 39, 93.

District 9 shall be composed of the following:
Counties:
Brevard.

That part of Orange County included in tract(s):
101, 102, 103, 104, 105, 106, 108, 109, 110, 111, 112, 113, 114, 115, 125, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169.

District 10 shall be composed of the following:
Counties:
Charlotte, Collier, DeSota, Glades, Hendry, Highlands, Indian River, Lee, Martin, Okeechobee, Osceola, St. Lucie.

That part of Orange County included in tract 0171 the following enumeration district(s):
254.

That part of Palm Beach County included in tract(s):
1, 2, 3, 8, 9, 78.

Tract 0004 the following block group(s):
3.

That part of Sarasota County included in tract(s):
11, 12, 13, 14, 15, 22, 23, 24, 25, 26, 27.

Tract 0003 the following enumeration district(s):
37.

District 11 shall be composed of the following:

That part of Broward County included in tract(s):
101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 201, 202, 203, 204, 205, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 501, 502, 601.

Tract 0610 the following enumeration district(s):
46, 54.

That part of Palm Beach County included in tract(s):
5, 5.99, 6, 7, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 79, 80, 81, 82, 83.

Tract 0004 the following block group(s):
1, 2, 9.

Tract 0004 the following enumeration district(s):
4, 4B, 18.

District 12 shall be composed of the following:

That part of Broward County included in tract(s):
401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 422.99, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 503, 504, 505, 506, 507, 508, 509, 510, 602, 603, 604, 605, 606, 607, 608, 609, 611, 701,

702, 703, 704, 705, 706, 801, 802, 803, 804, 805, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 920, 1007, 1101, 1102, 1103, 1104, 1105, 1201.

Tract 0610 the following block group(s):
1, 9.

Tract 0919 the following block group(s):
1, 2, 3, 5, 6, 7, 9.

Tract 0610 the following enumeration district(s):
55.

District 13 shall be composed of the following:

That part of Broward County included in tract(s):
1001, 1002, 1003, 1004, 1005, 1006, 1008.

Tract 0919 the following block group(s):
4.

That part of Dade County included in tract(s):
1.01, 1.02, 2.01, 2.02, 2.03, 2.04, 2.05, 2.06, 2.07, 2.08, 3.01, 3.02, 3.03, 3.04, 4.01, 4.02, 4.03, 4.04, 4.05, 4.06, 4.07, 4.08, 5.01, 5.02, 5.03, 6.01, 6.02, 6.03, 6.04, 6.05, 6.06, 7.01, 9.01, 9.02, 10.01, 10.02, 10.03, 10.04, 11.01, 11.02, 11.03, 11.04, 12.01, 12.02, 13, 14, 15.01, 15.02, 18.01, 19.01, 20.01, 92, 93.01, 93.02, 93.03, 94, 95.01, 95.02, 96, 97, 98, 99.01, 99.02, 99.03, 99.04, 100.01, 100.02, 100.03, 100.04, 101.01, 101.02.

Tract 0009.03 the following block group(s):
1, 3, 4, 5.

Tract 0019.02 the following block group(s):
5, 6.

District 14 shall be composed of the following:

That part of Dade County included in tract(s):
1.03, 7.02, 8.01, 8.02, 16.01, 16.02, 17.01, 17.02, 17.03, 18.02, 18.03, 20.02, 21, 22.01, 22.02, 23, 24, 25, 26, 27.02, 28, 29, 30.01, 30.02, 31, 34, 36.01, 36.02, 37.99, 38, 39.01, 39.02, 39.03, 40, 41.01, 41.99, 47.01, 47.02, 47.03, 48, 49, 50, 51, 52, 53, 54.01, 54.02, 55.01, 55.02, 56, 57, 58.01, 58.02, 61.01, 61.02, 62, 63.01, 63.02, 64, 65, 66, 70.01, 70.02, 74, 90, 91, 101.03.

Tract 0009.03 the following block group(s):
2.

Tract 0019.02 the following block group(s):
1, 2, 3, 4, 7, 8, 9.

Tract 0027.01 the following block group(s):
1, 2, 3.

Tract 0069 the following block group(s):
3, 4, 5, 9.

Tract 0075 the following block group(s):
1, 4, 5, 6, 9.

District 15 shall be composed of the following:

Counties:
Monroe.

That part of Dade County included in tract(s):
37.01, 37.02, 41.02, 42, 43, 44, 45, 46, 59.01, 59.02, 59.03, 59.04, 60.01, 60.02, 67.01, 67.02, 68, 71, 72, 73, 76.01, 76.02, 76.03, 76.04, 77.01, 77.02, 77.03, 78.01, 78.02, 78.03, 79.01, 79.02, 80, 81, 82.01, 82.02, 83.01, 83.02, 83.03, 84.01, 84.02, 84.03, 85.01, 85.02, 86, 87, 88.01, 88.02, 89.01, 89.02, 89.03, 101.04, 101.05, 102, 103, 104, 105, 106.01, 106.02, 106.03, 107, 108, 109, 110, 111, 112, 113, 114, 115.

Tract 0027.01 the following block group(s):
4.

Tract 0069 the following block group(s):
1, 2.

Tract 0075 the following block group(s):
2, 3.

Section 2. Section 8.04, Florida Statutes, is amended to read:

8.04 Effective dates.—Candidates for the office of congressman for each of the districts provided in Section 8.01 shall be nominated in 1972, as provided by law, and a congressman

shall be elected from each such district at the general election to be held in 1972. For all other purposes, Section 8.01 shall take effect at the expiration of the term of office of the congressmen now serving from the state.

Section 3. Chapter 8, Florida Statutes, is amended by adding the following section to read:

8.— A change in the division of the state into congressional districts shall not vacate or otherwise affect the office of any member of a board or council who is serving at the time such change is effected and who was appointed by reference to a congressional district as it existed immediately prior to the effective date of such change. Any such member serving on such date shall continue to represent the congressional district in which he resides until the expiration of his term. A vacancy shall exist in such board or council in any congressional district in which no existing member resides and the same shall be filled as provided by applicable law. If two or more such members reside in a single congressional district as constituted after such change, each shall be entitled to serve until the expiration of his term.

Section 4. In accordance with Article X, Section 8(a), State Constitution, the decennial census of 1970 is recognized as the official census of the state for the purposes of this law; and, the designation 'CCD' shall mean 'Census County Division'; the designation 'ED' shall mean 'Enumeration District'; the word 'Tract' shall mean 'Census Tract'; and the designation 'BG' shall mean 'Block Group'; and the terms 'Census County Division', 'Enumeration District', 'Census Tract', and 'Block Group' shall have the same meaning and describe the same geographical boundaries as provided in the Bureau of the Census Reports of the United States Decennial Census of 1970 for the State of Florida; Block Groups are subdivisions of Census Tracts as defined on census metropolitan maps which differentiate Block Groups by the first digit of the block numbers assigned to city blocks within each Tract; the population within the above described geographical census units are the population figures contained in the corrected official 1970 Decennial Census master enumeration district list.

Section 5. Any portion of the state of Florida which is not stated herein as being included in any district described in this law but which is entirely surrounded by a district shall be deemed to be included within that district. Any portion of the state which is not included in any district described in this law and which is not entirely surrounded by a district shall be included within that district contiguous to such portion which contains the least population per congressman according to the U. S. Decennial Census of 1970.

Section 6. In the event any section, subsection, sentence, clause or phrase of this law or any congressional district established herein shall be declared, determined to be or adjudged invalid or unconstitutional, such adjudication shall in no manner affect the other sections, subsections, sentences, clauses, or phrases of this law, or any other districts established herein, which shall remain of full force and effect, as if the section, subsection, sentence, clause, phrase or district so declared, determined to be or adjudged invalid or unconstitutional were not originally a part hereof. The legislature hereby declares that it would have passed the remaining parts of this law as if it had known that such part or parts hereof would be declared, determined to be or adjudged invalid or unconstitutional.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

Senator Boyd moved that the Senate concur in the House amendment to SB 1291.

Senator Fincher presiding.

Senator Gunter moved as a substitute motion that the Senate refuse to concur in the House amendment to SB 1291 and that the House be requested to recede therefrom, and in the event the House refused to recede, that a conference committee be appointed by the Speaker to meet with a like committee to be appointed by the President to adjust the differences on the House amendment.

The President presiding.

The substitute motion was adopted and the action of the Senate was certified to the House. The vote was:

Yeas—23

Mr. President	Graham	Karl	Plante
Bell	Gunter	Lane	Sayler
Peterson	Henderson	Lewis (33rd)	Stolzenburg
Deeb	Hollahan	Lewis (43rd)	Ware
Ducker	Johnson (29th)	McClain	Wilson
Gong	Johnson (34th)	Myers	

Nays—19

Arnold	Boyd	Haverfield	Saunders
Barron	Brantley	Horne	Scarborough
Barrow	Daniel	Knopke	Trask
Beaufort	de la Parte	Ott	Weissenborn
Bishop	Fincher	Pope	

By unanimous consent Senator Weber was recorded as voting yea; Senators Childers and Reuter as voting nay.

On motion by Senator Hollahan, HB 4392 was withdrawn from the Committee on Ways and Means by two-thirds vote and placed on the calendar.

Senator Scarborough, chairman of the Conference Committee on CS for HB 2008, reported that the conferees on the part of the House of Representatives had been instructed by the House not to sign the conference committee report.

By direction of the President, the following report was read:

CONFERENCE COMMITTEE REPORT ON CS FOR HB 2008

Honorable Jerry Thomas
President of the Senate
Tallahassee, Florida
March 29, 1972

Honorable Richard A. Pettigrew
Speaker, House of Representatives

Sirs:

Your conference committee on the disagreeing votes of the two houses on CS for HB 2008, same being:

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.

having met, and after full and free conference, do recommend to their respective Houses as follows:

1. That the House recede from the House substitute amendment for Senate Amendment #7 and that the House concur in Senate Amendment #7 to Committee Substitute for House Bill #2008.
2. That the House recede from the House substitute title amendment for Senate Amendment #1 and that the House concur in Senate Amendment #1 to Committee Substitute for House Bill #2008.
3. That the House recede from the House substitute amendment for Senate Amendment #5 and that the House concur in Senate Amendment #5 to Committee Substitute for House Bill #2008.
4. That the Senate and House of Representatives pass Committee Substitute for House Bill #2008 as amended.
5. That the President and the Speaker appoint a Joint Interim Committee to propose to the next legislature any changes necessary in this act.

s/ Dan Scarborough Chairman for Senate	Donald Tucker Chairman for House
s/ W. E. Bishop	George Baumgartner
s/ William D. Barrow	s/ Lewis Earle
s/ Richard Deeb	William Fleece (dissenting)
s/ Tom Johnson	Kenneth MacKay
s/ Philip Lewis	Elvin Martinez
s/ Henry Sayler	s/ John E. Santora, Jr. (dissenting)

On motion by Senator Scarborough, the Conference Committee Report was accepted as an entirety.

The President announced that the vote on the bill was not available and the only action the Senate could take at this time was to accept the conference committee report and send it to the House of Representatives; if the House adopted the report the bill would be returned to the Senate and at that time the vote could be taken on the passage of CS for HB 2008.

CS for HB 4060—A bill to be entitled An act relating to water resource management; providing definitions; providing powers and duties of the department of natural resources; providing for a state water use plan; providing for a state water plan; creating a water resources development account; providing for the allocation of funds to water management districts; creating five water management districts; directing the department to recommend the precise boundaries of such districts to the 1973 regular session of the legislature; providing for a governing board for each district; providing powers, duties and functions of the boards; providing that the department may delegate additional authority to said boards; providing permitting and regulation enforcement and administrative review procedures; providing for judicial review; providing for the protection of water quality; providing for the acquisition of real property for district purposes; providing for the preservation and orderly transfer of existing districts; providing procedures for implementation of a permitting system for consumptive uses of water; providing for the protection of existing uses; providing for competing applications; providing for duration of permits; providing for modification, renewal and revocation of permits; providing for a plan for periods of water shortage; providing for emergency conditions; providing that the department of natural resources shall regulate construction of wells; providing for delegation of administration to political subdivisions; providing for inspections by department; providing for licensing of water well contractors; providing exemptions; providing fees; providing penalties; providing for the regulation of impoundment, management, storage or diversion of certain surface waters; requiring permits for construction of certain dams and other works; providing for periodic inspections; repealing §§ 373.051, 373.071, 373.072, 373.081, 373.091, 373.101, 373.131, 373.141, 373.142, 373.143, 373.144, 373.151, 373.173, 373.174, 373.181, 373.182, 373.192, 373.231, 378.01, 378.02, 378.03, 378.05, 378.06, 378.07, 378.08, 378.09, 378.10, 378.11, 378.12, 378.13, 378.14, 378.15, 378.16(3) 378.45, and 378.451, Florida Statutes; amending §§ 373.201 and 378.18(3), Florida Statutes; providing penalties; providing an appropriation providing for liberal construction; providing for statutory revision and conformance of terminology; providing severability; providing an effective date.

—was read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendment which was moved by Senator Knopke:

Amendment 1—On page 3, strike everything after the enacting clause and insert:

PART I

Section 1. Short title.—This act shall be known as the Florida Water Resources Act of 1972.

Section 2. Declaration of policy.—

(1) The waters in the state are among its basic resources. Such waters have not heretofore been conserved or fully controlled to realize their full beneficial use.

(2) It is further declared to be the policy of the legislature to provide for the management of water and related land resources; to promote the conservation, development, and proper utilization of surface and ground water; to develop and regulate dams, impoundments, reservoirs, and other works, and to provide water storage for beneficial purposes; to prevent damage from floods, soil erosion and excessive drainage; to preserve natural resources, fish and wildlife; to promote recreational development, protect public lands, assist in maintaining the navigability of rivers and harbors; and to otherwise promote the health, safety and general welfare of the people of this state.

(3) The legislature recognizes that the water resources problems of the state vary from region to region, both in magnitude and complexity. It is therefore the intent of the legislature to vest in the department of natural resources or its successor agency the power and responsibility to accomplish the conservation, protection, management and control of the waters of the state with sufficient flexibility and discretion to accomplish these ends through delegation of appropriate powers to the various water management districts. The department may exercise any power herein authorized to be exercised by a water management district; however, to the greatest extent practicable such power should be delegated to the governing board of a water management district.

Section 3. Definitions.—When appearing in this act or in any rule, regulation or order adopted pursuant thereto, the following words shall, unless the context clearly indicates otherwise, mean:

(1) "Department" means the department of natural resources or its successor agency or agencies.

(2) "Division" means the division of interior resources or its successor agency or agencies.

(3) "Water management district" means any flood control, resource management, or water management district operating under the authority of this act.

(4) "Governing board" means the governing board of a water management district.

(5) "Reasonable-beneficial use" means the use of water in such quantity as is necessary for economic and efficient utilization, for a purpose and in a manner which is both reasonable and consistent with the public interest.

(6) "Person" means any and all persons, natural or artificial, including any individual, firm, association, organization, partnership, business trust, corporation, company, the United States of America, the state, and all political subdivisions, regions, districts, municipalities and public agencies thereof. The enumeration herein is not intended to be exclusive or exhaustive.

(7) "Domestic use" means any use of water for individual personal needs or for household purposes such as drinking, bathing, heating, cooking, or sanitation.

(8) "Nonregulated use" means any use of water which is exempted from regulation by the provisions of this act.

(9) "Water" or "Waters in the state" means any and all water on or beneath the surface of the ground or in the atmosphere, including natural or artificial watercourses, lakes, ponds, or diffused surface water and water percolating, standing, or flowing beneath the surface of the ground, as well as all coastal waters within the jurisdiction of the state.

(10) "Ground water" means water beneath the surface of the ground, whether or not flowing through known and definite channels.

(11) "Surface water" means water upon the surface of the earth, whether contained in bounds created naturally or artificially or diffused. Water from natural springs shall be classified as surface water when it exists from the spring onto the earth's surface.

(12) "Stream" means any river, creek, slough or natural watercourse in which water usually flows in a defined bed or channel. It is not essential that the flowing be uniform or uninterrupted. The fact that some part of the bed or channel shall have been dredged or improved does not prevent the watercourse from being a stream.

(13) "Other watercourse" means any canal, ditch or other artificial watercourse in which water usually flows in a defined bed or channel. It is not essential that the flowing be uniform or uninterrupted.

(14) "Coastal waters" means waters of the Atlantic Ocean or the Gulf of Mexico within the jurisdiction of the state.

(15) "Impoundment" means any lake, reservoir, pond or other containment of surface water occupying a bed or depression in the earth's surface and having a discernible shoreline.

Section 4. Scope and application.—

(1) All waters in the state are subject to regulation under the provisions of this act unless specifically exempted by general law or special act.

(2) No state or local government agency may enforce, except with respect to water quality, any special act, rule, regulation or order affecting the waters in the state controlled under the provisions of this act, whether enacted or promulgated before or after the effective date of this act, until such special act, rule, regulation or order has been filed with the department; provided that any agency empowered to issue emergency orders affecting such waters may enforce such emergency orders prior to filing such orders with the department. Any rule or regulation in effect on the effective date of this act which is not filed with the department within one hundred eighty (180) days after the effective date of this act shall be deemed repealed, if the notice hereinafter called for shall have been received by the state or local agency issuing such rule or regulation. The department is directed to notify by certified or registered mail every state or local government agency known to be authorized to enforce any special act, rule, regulation or order affecting the waters of the state regarding the provisions of this subsection within sixty (60) days after the effective date of this act. The department is directed to periodically review such special acts, rules, regulations and orders and to recommend to the appropriate agencies or the legislature the amendment, consolidation, or revocation of inconsistencies or duplications therein.

(3) Any state or local governmental agency or other person having the power of eminent domain or condemnation under the laws of this state must notify the department or the governing board of a water management district prior to exercising that power.

Section 5. General powers and duties of the department.—The department of natural resources, division of interior resources, or its successor agency, shall be responsible for the administration of this act at the state level, provided that the department may enter into interagency agreements with any other state agency conducting programs related to or materially affecting the water resources of the state. All such interagency agreements shall be subject to the provisions of Section 9 herein.

In addition to its other powers and duties, the department is authorized to:

(1) Conduct, independently or in cooperation with other agencies, topographic surveys, research, and investigations into all aspects of water use and water quality.

(2) Collect, compile and analyze for its use and guidance in administering the water resource laws of this state scientific and factual data from the United States geological survey, or any state agency, and such state agencies are directed to cooperate with the department or its agents in making available to it for this purpose such scientific and factual data as they may have.

(3) Cooperate with other state agencies, water management districts, regional, county or other local governmental organizations or agencies created for the purpose of utilizing and conserving the waters in this state, and to assist such organizations and agencies in coordinating the use of their facilities and participate in an exchange of ideas, knowledge and data with such organizations and agencies. For this purpose the department may maintain an advisory staff of experts.

(4) Prepare and provide for dissemination to the public of current and useful information relating to the water resources of the state.

(5) Identify by continuing study those areas of the state where salt water intrusion is a threat to fresh water resources and report its findings to the water management districts, boards of county commissioners and public concerned.

(6) Conduct, either independently or in cooperation with any person or governmental agency, a program of study, research and experimentation and evaluation in the field of weather modification.

(7) Exercise general supervisory authority over all water management districts. The department may exercise any power herein authorized to be exercised by a water management district. The department shall review, and may rescind, modify, or approve any policy, rule, regulation or order of a water management district, except those policies, rules or regulations which involve only the internal management of the district, to insure compliance with the provisions and purposes of this act.

(8)(a) Provide such coordination, cooperation, or approval necessary to the effectuation of any plan or project of the federal government in connection with or concerning the waters in the state. Unless otherwise provided by state or federal law, the department shall, subject to confirmation by the legislature, have the power to approve or disapprove such federal plans or projects on behalf of the state.

(b) The department, subject to confirmation by the legislature, shall act on behalf of the state in the negotiation and consummation of any agreement or compact with another state or states concerning waters of the state.

(9)(a) Hold annually a conference on water resources developmental programs. Each agency, commission, district, municipality or political subdivision of the state responsible for a specific water resources development program requiring federal assistance shall at such conference present its programs and projects and the needs thereof. Notice of the time and place of the annual conference on water resources developmental programs shall be extended by mail at least thirty (30) days prior to the date of such conference to any person who has filed a written request for notification with the department. Adequate opportunity for participation by interested members of the general public shall be afforded at the conference.

(b) Upon termination of the water conference, the department shall select those projects for presentation in the Florida program of public works which best represent the public welfare and interest of the people of the state as required for the proper development, use, conservation and protection of the waters of the state, and land resources affected thereby.

Thereafter, the department shall present to the appropriate committees and agencies of the federal government a program of public works for Florida, requesting authorization for funds for each project.

Section 6. State water use plan.—

(1) The department shall proceed as rapidly as possible to study existing water resources in the state; means and methods of conserving and augmenting such waters; existing and contemplated needs and uses of water for protection and procreation of fish and wildlife, irrigation, mining, power development and domestic, municipal and industrial uses, and all other related subjects including drainage, reclamation, flood-plain or flood-hazard area zoning; and selection of reservoir sites. The department shall cooperate with the state department of administration, bureau of planning, or its successor agency, to progressively formulate as a functional element of a comprehensive state plan an integrated, coordinated plan for the use and development of the waters of the state based on the above studies. This plan, with such amendments, supplements and additions as may be necessary from time to time shall be known as the State Water Use Plan.

(2) In the formulation of the state water use plan, the department shall give due consideration to:

(a) The attainment of maximum reasonable-beneficial use of water for such purposes as those referred to in subsection (1) of this section.

(b) The maximum economic development of the water resources consistent with other uses.

(c) The control of such waters for such purposes as environmental protection, drainage, flood control and water storage.

(d) The quantity of water available for application to a reasonable-beneficial use.

(e) The prevention of wasteful, uneconomical impractical or unreasonable uses of water resources.

(f) Presently exercised domestic use and permit rights.

(g) The preservation and enhancement of the water quality of the state and the provisions of the state water quality plan.

(h) The state water resources policy as expressed by this act.

(3) During the process of formulating or revising the state water use plan, the department shall consult with and carefully evaluate the recommendations of concerned federal, state and local agencies, particularly the governing boards of the water management districts, and other interested persons.

(4) Each governing board is directed to cooperate with the department in conducting surveys and investigations of water resources, to furnish the department with all available data a technical nature, and to advise and assist the department in the formulation and drafting of those portions of the state plan applicable to the district.

(5) The department shall not adopt or modify the state water use plan or any portion thereof without first holding a public hearing on the matter. At least ninety (90) days in advance of such hearing the department shall notify any affected governing boards, and shall give notice of such hearing by publication within the affected region pursuant to the provisions of chapter 120, Florida Statutes, provided that such notice by publication shall be extended at least ninety (90) days in advance of such hearings.

(6) For the purposes of this plan the department may, in consultation with the affected governing board, divide each water management district into sections which shall conform as nearly as practicable to a hydrologically controllable area and describe all water resources within the area.

(7) Within each section, or the water management district as a whole, the department and the governing board shall establish the following:

(a) Minimum flow for all surface watercourses in the area. The minimum flow for a given watercourse shall be the limit at which further withdrawals would be significantly harmful to the water resources or ecology of the area.

(b) Minimum water level. The minimum water level shall be the level of ground water in an aquifer and the level of surface water at which further withdrawals would be significantly harmful to the water resources of the area.

(c) The minimum flow and minimum water level shall be calculated by the department and the governing board using the best information available. Where appropriate, minimum flows and levels may be calculated to reflect seasonal variations. The department shall also consider and at its discretion may provide for the protection of nonconsumptive uses in the establishment of minimum flows and levels.

(8) The department shall give careful consideration to the requirements of public recreation and the protection and procreation of fish and wildlife. The department may prohibit or restrict other future uses on certain designated bodies of water which may be inconsistent with these objectives.

(9) The department may also designate certain uses in connection with a particular source of supply which, because of the nature of the activity or the amount of water required, would constitute an undesirable use for which the governing board may deny a permit.

(10) The department may also designate certain uses in connection with a particular source of supply which, because of the nature of the activity or the amount of water required would result in an enhancement or improvement of the water resources of the area. Such uses shall be preferred over other uses in the event of competing applications under the permitting systems authorized by this act.

(11) The department, in cooperation with the department of administration, bureau of planning or its successor agency, may add to the state water use plan any other information, directions, or objectives it deems necessary or desirable for the

guidance of the governing boards or other agencies in the administration and enforcement of this act.

Section 7. Florida water plan.—The state water use plan together with the water quality standards and classifications of the department of pollution control or its successor agency shall constitute the Florida water plan. The state water use plan should be developed in coordination with the water quality standards system.

Section 8. Adoption and enforcement of regulations by the department.—The department shall adopt, promulgate, and enforce such regulations as may be necessary or convenient to administer the provisions of this act.

Section 9. Interagency agreements.—The department may enter into interagency agreements with or among any other state agencies conducting programs or exercising powers related to or affecting the water resources of the state. Such agreements may establish principal-agency or contract relationships, provide for cross-deputization of enforcement personnel, provide for consolidation of facilities, equipment or personnel, or such other relationships as may be deemed beneficial to the public interest. Such interagency agreements shall be promulgated in the same manner as rules and regulations subject to chapter 120, Florida Statutes. All state agencies conducting programs or exercising powers related to or affecting the water resources of the state are hereby authorized to delegate such authority to the department or any of the several water management districts pursuant to such interagency agreements.

Section 10. Water resources development account.—There is hereby created in the general revenue fund of the state an account to be known as the water resources development account. Subject to such appropriation as the legislature may make therefor from time to time, the purpose of said account shall be to provide assistance to the water management districts created under this act. The department shall allocate funds from the account to the districts to assist in financing any authorized project for the protection, conservation or development of the water resources of the state.

Section 11. Appropriation of funds to water management districts.—The department shall allocate to the water management districts from funds appropriated to the department such sums as may be deemed adequate to defray the costs of the administrative and regulatory activities of the districts. The governing boards shall submit annual budgets to the department, and the department shall consider such budgets in preparing its budget request for the legislature.

Section 12. Creation of water management districts.—The state shall be divided into the following water management districts:

- (1) Northwest Florida
- (2) Suwannee River Basin
- (3) St. Johns River Basin
- (4) Southwest Florida
- (5) South Florida

The department is directed to consult with the governing boards of the various districts and other interested persons regarding the most desirable boundaries between the respective districts. The department is further directed to negotiate with all affected persons to arrive at suitable arrangements for transfers of territory, property, works, funds, appropriations, personnel, obligations and assets between or among the districts created prior to the effective date of this act and the districts created by this act. The department shall report its recommendations regarding the precise location of boundaries and the other matters affected by such transfers to the 1973 regular session of the legislature. It is the intent of the legislature that all territory in the state of Florida be included in a water management district. The boundaries of such districts are intended to follow as nearly as practicable the natural river basin boundaries of the state.

Section 13. Governing board.—

(1) The governing board of each water management district shall be composed of nine (9) members who shall reside within the district. Each member's term of office shall be for four (4) years, or until their successors shall have been appointed

and qualified; provided, however, that of the members composing the initial board in the districts newly established by this act, four (4) shall be appointed for terms expiring in July, 1973, and five (5) shall be appointed for terms expiring in July, 1975; and provided further that members of the governing boards continued under this act shall be appointed according to the following schedule:

On the Southwest Florida Water Management District Governing Board, two of the terms of office expiring in 1972 shall be filled for a term expiring in July, 1974 and the other term of office expiring in 1972 shall be filled for a term expiring in July, 1976; the three terms of office expiring in 1973 shall be filled for a term expiring in July, 1976; the three current terms of office expiring in 1974 shall be filled for a term expiring in July, 1978; all other terms shall be for four (4) years. On the respective basin water management boards of the Southwest Florida Water Management District, members shall be appointed for terms of four (4) years upon expiration of respective current terms. The residency requirements prescribed in Chapter 61-691, Laws of Florida, shall continue to apply to all subsequent appointments.

On the Central and Southern Florida Flood Control District Governing Board, as reconstituted by this act, the two (2) terms of office expiring in 1972 shall be filled for terms expiring in July, 1975, in addition, three (3) new offices are created for terms expiring in July, 1975; the two (2) terms of office expiring in 1973 shall be filled for terms of office expiring in July, 1977, in addition, one new office is hereby created for a term expiring in July, 1973; the term of office expiring in 1974 shall be filled for a term expiring in July, 1977. Thereafter all terms of office shall be for four (4) years.

(2) Members of the governing board shall be appointed by the governor, subject to confirmation by the senate at the next regular session of the legislature, and the refusal or failure of the senate to confirm an appointment shall create a vacancy in the office to which the appointment was made.

(3) In the event that a regional planning and service district is created with boundaries coterminous with the boundaries of a water management district, the governing board of the regional planning and service district may be designated by the department to perform any of the functions authorized by this act to be performed by a water management district. The legislature may, by general or special act, transfer any or all powers, duties, or functions herein authorized to be performed by a water management district to such regional planning and service districts and may provide for the transfer or termination of the terms of office of the governing board of the affected water management district.

Section 14. Vacancies in the governing board; removal from office.—

(1) Vacancies occurring in the governing board of a district prior to the expiration of the affected term shall be filled for the unexpired term.

(2) The governor of this state shall have authority to remove from office any officer of said district in the manner and for cause defined by the laws of this state applicable to situations which may arise in said district.

Section 15. Members of governing board; oath of office; etc.—

(1) Each member of the governing board of the district before entering upon his official duties, shall take and subscribe to an oath before some officer authorized by law to administer oaths, that he will honestly, faithfully and impartially perform the duties devolving upon him in office as member of the governing board of the district to which he was appointed, and that he will not neglect any of the duties imposed upon him by this act.

(2) Immediately after their appointment, and every two (2) years thereafter, members composing the governing board shall meet at some convenient place and choose one of their number chairman of the board, and some suitable person secretary, who may or may not be a member of the governing board, and who may be required to execute bond for the faithful performance of his duties as the governing board may determine. Such board shall adopt a seal with a suitable device, and shall keep a well bound book entitled, in effect, "Record of Governing Board of _____ District," in which shall be recorded minutes of all meetings, resolutions, proceedings, certificates,

bonds given by all employees, and any and all corporate acts, which book shall at reasonable times be open to the inspection of any citizen of Florida, or taxpayer in the district, his agent or attorney.

(3) The chairman and members of the board shall receive no compensation for such services, but while officially on work for the district shall receive their actual traveling expenses, and subsistence and lodging, not to exceed the statutory amount allowed state officers and employees, and for other expenses in the actual amount incurred therefor.

(4) The governing board of the district is hereby authorized to employ an executive director and such engineers, other professional persons, and such personnel and assistants as said board may deem necessary, and under such terms and conditions as it may determine, and to terminate such employment.

(5) The governing board may employ a legal staff for the purposes of (1) providing legal counsel on matters relating to the exercise of its powers and duties; (2) representing it in all proceedings of an administrative or judicial nature, and (3) otherwise assisting in the administration of the provisions of this chapter.

(6) By resolution the governing board may determine the location of its principal office and provide for the change thereof.

(7) The governing board shall meet at least once a month and upon call of the chairman.

Section 16. General powers and duties of the governing board.—In addition to other powers and duties allowed it by law, the governing board is authorized to:

(1) Contract with public agencies, private corporations or other persons; sue and be sued; and appoint and remove agents and employees, including specialists and consultants.

(2) Issue orders to implement or enforce any of the provisions of this act or regulations thereunder.

(3) Make surveys and investigations of the water supply and resources of the district and cooperate with other governmental agencies in similar activities.

Section 17. Powers which may be vested in the governing board at the department's discretion.—In addition to the other powers and duties allowed it by law, the governing board of a water management district may be specifically authorized by the department to:

(1) Administer and enforce all provisions of this act including the permit systems established in parts two, three and four of this act.

(2) Cooperate with the United States in the manner provided by Congress for flood control, reclamation, conservation and allied purposes in protecting the inhabitants, the land and other property within the district from the effects of a surplus or a deficiency of water when the same may be beneficial to the public health, welfare, safety and utility.

(3) Plan, construct, operate and maintain works of the district as hereinafter defined.

(4) Determine, establish, and control level of waters to be maintained in all canals, lakes, rivers, channels, reservoirs, streams, or other bodies of water controlled by the district; to maintain such waters at the levels so determined and established by means of dams, locks, flood gates, dikes, and other structures; and to regulate the discharge into or withdrawal from the canals, lakes, rivers, channels, reservoirs, streams, or other bodies of water controlled by the district or which are a work of the district, including review of small watershed projects (Public Law 83-566).

(5) Expend, at the discretion of the governing board, for purposes of promotion, advertisement and improvement of the program and objectives of the district, a yearly sum not to exceed one-fourth of one percent of the moneys collected by taxation within the district.

(6) Exercise such additional power and authority compatible with this act and other statutes and federal laws affecting the district as may be necessary to perform such duties and acts and to decide such matters and dispose of the same as are not specifically defined in or covered by statute.

Section 18. (1) No construction may be begun on a project involving artificial recharge or the intentional introduction of water into any underground formation without the written permission of the governing board of any water management district within which the construction will take place. Such application shall contain the detailed plans and specification for the construction of the project. Should the application be rejected the applicant may obtain a hearing before the governing board by filing a written petition requesting such hearing. The hearing before the governing board shall be conducted pursuant to Part I, section 23 of this act.

(2) A water management district may do any act necessary to replenish the ground water of said district. The district may, among other things, for the purposes of replenishing the ground water supplies within the district:

- (a) Buy water;
- (b) Exchange water;
- (c) Distribute water to persons in exchange for ceasing or reducing ground water extractions;
- (d) Spread, sink, and inject water into the underground;
- (e) Store, transport, recapture, reclaim, purify, treat or otherwise manage and control water for the beneficial use of persons or property within the district; and
- (f) Build the necessary works to achieve ground water replenishment.

Section 19. Permit application fees.—The department may authorize a water management district governing board to establish a schedule of fees for filing applications for the permits required by this chapter.

(1) All monies received under the provisions of this section shall be allocated for the use of the water management district, and shall be in addition to monies otherwise appropriated in any general appropriation act.

(2) The failure of any person to pay the fees established hereunder shall constitute grounds for revocation of his permit.

Section 20. Adoption of regulations by the governing board.—In administering the provisions of this act the governing board shall adopt, promulgate and enforce such regulations as may be reasonably necessary to effectuate its powers, duties and functions pursuant to the provisions of chapter 120, Florida Statutes.

Section 21. Procedure for water use and impoundment construction permit applications.—

(1) Applications for water use permits under Part II of this act, and for permits for construction or alteration of dams, impoundments, reservoirs and appurtenant works under Part IV of this act shall be filed with the water management district on appropriate form provided by the governing board.

(2) Upon receipt of an application for a permit of the type referred to in (1) above, the governing board shall cause a notice thereof to be published in a newspaper having general circulation within the affected area. The notice shall be published at least once a week for two consecutive weeks. In addition, the governing board shall send a copy of such notice to any person who has filed a written request for notification of any pending applications affecting this particular designated area. This notification shall be sent by regular mail prior to the date of last publication.

(3) In the event a hearing is required under the provisions of this act, such hearing shall be conducted in accordance with the provisions of §23 of this Part.

Section 22. Administrative enforcement procedures; orders.—

(1) Whenever the executive director of a water management district has reason to believe that a violation of any provision of this chapter or any regulation promulgated thereunder or permits or order issued pursuant thereto has occurred, is occurring, or is about to occur, the executive director may cause a written complaint to be served upon the alleged violator or violators. The complaint shall specify the provision or provisions of this chapter or regulation or permit or order alleged to be violated or about to be violated, the facts alleged to constitute a violation thereof, and may order that necessary corrective action be taken within a reasonable time to be pre-

scribed in such order. Any such order shall become final unless the person or persons named therein request by written petition a hearing before the governing board, as provided in §23 no later than fourteen (14) days after the date such order is served.

(2) Whenever the executive director, with the concurrence and advice of the governing board, finds that an emergency exists requiring immediate action to protect the public health, safety or welfare, or the health of animals, fish or aquatic life, or a public water supply, or recreational, commercial, industrial, agricultural or other reasonable uses, the executive director may, without prior notice, issue an order reciting the existence of such an emergency and requiring that such action be taken as the executive director deems necessary to meet the emergency.

(3) Any person to whom an emergency order is directed pursuant to subsection (2) above shall comply therewith immediately, but on petition to the board shall be afforded a hearing as soon as possible, but in no case shall such hearing be held later than fifteen (15) days from the receipt of such petition by the board.

Section 23. Quasi-judicial hearings before the governing board.—

(1) All hearings before the governing board required under this act concerning the issuance, modification and revocation of permits, ordering of remedial work, or in connection with the enforcement of any provision of this act by the governing board under §22 of this Part shall be conducted in accordance with the provisions of chapter 120, Florida Statutes.

(2)(a) The governing board may require the production of books, papers, or other documents and issue subpoenas to compel the attendance and testimony of witnesses.

(b) If any person shall refuse to obey any subpoena as issued or shall refuse to testify or produce any books, papers, or other documents required by the subpoena, the governing board may petition the circuit court of the county where such person is served with subpoena or where he resides to issue its rule nisi to such person requiring him to obey the same unless such person shows sufficient cause for failing to obey said subpoena. The governing board shall deposit with said court when such subpoena is issued in its behalf, the per diem and mileage allowable to secure the attendance of such witnesses.

(3) Each witness who appears by order of the governing board shall receive for his attendance the same fees and mileage allowed by law to witnesses in civil cases, which shall be paid by the parties at whose request the witness is subpoenaed.

(4) The governing board is authorized to hold conferences for the purpose of consolidating applications for a hearing, selecting dates for a hearing satisfactory to the parties, exploring all feasible methods to eliminate surprise and delay and to shorten the hearing, including arrangements for the parties in advance of the hearing to exchange written qualifications of professional expert witnesses, and maps, charts, engineering analyses and other items contemplated for introduction as evidence and to encourage stipulations among the parties directed toward the same or similar ends.

(5) When a number of applications are pending on a water source having a common factual background, the governing board may consolidate such applications for hearings and report the hearing by a common transcript.

(6) A hearing examiner who shall be competent by reason of training or experience may preside over any proceeding under this section before the governing board and exercise in its name any and all of the powers enumerated in this section except that the hearing examiner may only make recommended orders to the governing board which orders shall include findings of fact. The governing board shall in each instance make the final determination of matters and enter the proper orders.

Section 24. Judicial review.—Judicial review of all final orders and of regulations adopted by the governing board, of action taken by the governing board on permit applications under §23 of Part I of this act, and of declarations of water shortage or emergency under Part II of this act shall be in accordance with chapter 120, Florida Statutes, unless otherwise provided for.

Section 25. Enforcement of regulations and orders.—

(1) The governing board may enforce its regulations and orders adopted pursuant to this act, by suit for injunction, or other appropriate action in the courts of the state.

(2) Any action by a citizen of the state to seek judicial enforcement of any of the provisions of this act shall be governed by the Florida Environmental Protection Act, Florida Laws 1971, chapter 71-343.

Section 26. Acquisition of real property.—

(1) The legislature declares it to be necessary for the public health and welfare that water and water related resources be conserved and protected; the acquisition of real property for this objective shall constitute a public purpose for which public funds may be expended.

(2) The governing board of the district is empowered and authorized to acquire fee title to real property and easements therein by purchase, gift, devise, lease, eminent domain or otherwise for flood control, water storage, water management, and preservation of wetlands, streams and lakes except that eminent domain powers may be used only for acquiring real property for flood control and water storage.

(3) Lands acquired for the purposes enumerated in subsection (2) above may also be used for recreational purposes, and whenever practicable such lands shall be open to the general public for recreational uses.

(4) This section shall not limit the exercise of similar powers delegated by statute to any state or local governmental agency or other person.

Section 27. Publication of notices, process, papers, etc.—When ever in this chapter the publication of any notice, process, or paper is required or provided for, unless otherwise expressly provided, the publication thereof in some newspaper or newspapers as defined in chapter 50, Florida Statutes, having general circulation within the area to be affected, shall be taken and considered as being sufficient.

Section 28. Existing districts preserved.—The enactment of this act shall not affect the existence of the Central and Southern Florida Flood Control District created by Chapter 25270, Laws of Florida, 1949, or Southwest Florida Water Management District, created by Chapter 61-691, Laws of Florida, 1961, or any contract or obligation of such districts entered into prior to the effective date of this act. The two districts shall continue to exercise the taxing powers authorized to them in the territories within their respective boundaries, provided that nothing herein shall limit the department in considering and recommending to the 1973 session of the legislature changes in the boundaries and transfers of funds; appropriations, personnel, property or equipment between or among the existing districts and districts created by this act. The two districts shall continue to exercise the powers presently authorized by Chapters 378 and 373, notwithstanding provisions contained to the contrary in this act, until any such powers shall be specifically revoked or modified by the department pursuant to this act, provided, that the provisions of Section 26 of this act relating to acquisition of real property shall apply.

PART II—PERMITTING OF CONSUMPTIVE USES OF WATER

Section 1. Implementation of program for regulating the consumptive use of water.—The department may implement a program for the issuance of permits authorizing the consumptive use of particular quantities of water, or may authorize the governing board of a water management district to implement such a program. No such program shall be implemented or discontinued except after public notice and public hearing. A hearing may be called by the department or by the governing board, upon its own initiative, upon petition from the board of county commissioners or boards of county commissioners of any combination of counties wholly or partly within the area proposed to be subject to the regulations provided herein, or upon petition signed by twenty-five percent (25%) of the registered voters of any territory proposed to be subject to the regulations provided herein, according to the most recent list of registered voters as disclosed by the records of the office of the supervisor of elections of the counties affected. Notice of public hearing on the proposed implementation of these regulations shall be published at least once a week for two weeks in a newspaper of general circulation in the area to be affected by such regula-

tions, the last notice appearing no less than ten (10) days prior to the date of the public hearing. Upon implementation, the provisions of this part shall apply.

Section 2. Permits required.—

(1) After the effective date of the implementation of these regulations in an area, no person shall make any withdrawal, diversion, impoundment, or consumptive use of water without obtaining a permit from the governing board or the department. However, no permit shall be required for domestic consumption of water by individual users.

(2) In the event that any person shall file a complaint with the governing board or the department that any other person is making a diversion, withdrawal, impoundment, or consumptive use of water not expressly exempted under the provisions of this act and without a permit to do so, the governing board or the department shall cause an investigation to be made and if the facts stated in the complaint are verified the governing board or the department shall order the discontinuance of the use.

Section 3. Conditions for a permit.—

(1) To obtain a permit pursuant to the provisions of this act, the applicant must establish that the proposed use of water (a) is a reasonable-beneficial use as defined in Part I, §3 (5), and (b) will not interfere with any presently existing legal use of water and (c) is consistent with the public interest.

(2) The governing board or the department may authorize the holder of a use permit to transport and use ground or surface water beyond overlying land or outside the watershed from which it is taken if the governing board or department determines that such transport and use is consistent with the public interest.

(3) The governing board or the department by regulation may reserve from use by permit applicants water in such locations and quantities and for such seasons of the year as in its judgment may be required for the protection of fish and wildlife or the public health and safety. Such reservations shall be subject to periodic review and revision in the light of changed conditions; provided, however, that all presently-existing legal uses of water shall be protected.

Section 4. Existing uses.—

(1) All existing uses of water, unless otherwise exempted from regulation by the provisions of this act, may be continued after adoption of this permit system only with a permit issued as provided herein.

(2) The governing board or the department shall issue an initial permit for the continuation of all uses in existence before the effective date of implementation of this part if the existing use is a reasonable-beneficial use as defined in PART I, Section 3 (5) of this act and is allowable under the common law of this state.

(3) Application for permit under the provisions of (2) above must be made within a period of two (2) years from the effective date of implementation of this Part. Failure to apply within this period shall create a conclusive presumption of abandonment of the use and the user if he desires to revive the use must apply for a permit under the provisions of §5 of this part.

Section 5. Application for a permit.—

(1) All permit applications filed with the governing board or the department under this part and notice thereof required under Part I, §21 of this act shall contain the name and address of the applicant (in the case of a corporation, the address of its principal business office), the date of filing, the date set for a hearing if any, the source of the water supply, the quantity of water applied for, the use to be made of the water and any limitation thereon, the place of use, the location of the well or point of diversion, and such other information as the governing board or the department may deem necessary.

(2) The notice shall state that written objections to the proposed permit may be filed with the governing board or the department by a specified date. The governing board or the department at its discretion, may request further information from either applicant or objectors, and a reasonable time shall be allowed for such responses.

(3) If the proposed application does not exceed one hundred fifty thousand (150,000) gallons per month the governing board

or the department may consider the application and any objections thereto without a hearing. If no objection to the application is received, the governing board or the department, after proper investigation by its staff, may at its discretion approve the application without a hearing if the proposed application does not exceed three million (3,000,000) gallons per month. Otherwise, the governing board or the department shall set a time for a hearing as provided in Part I, §23.

Section 6. Competing applications.—

(1) If two or more applications which otherwise comply with the provisions of this part are pending for a quantity of water that is inadequate for both or all, or which for any other reason are in conflict, the governing board or the department shall have the right to approve or modify the applications which best serve the public interest.

(2) In the event that two or more competing applications qualify equally under the provisions of (1) above, the governing board or the department shall give preference to a renewal application over an initial application.

Section 7. Duration of permits.—

(1) Permits may be granted for any period of time not exceeding twenty (20) years. The governing board or the department may base duration of permits on a reasonable system of classification according to source of supply, type of use, or both.

(2) The governing board or the department may authorize a permit of duration of up to fifty (50) years in the case of a municipality or other governmental body or of a public works or public service corporation where such a period is required to provide for the retirement of bonds for the construction of waterworks and waste disposal facilities.

Section 8. Modification and renewal of permit terms.—

(1) A permittee may seek modification of any terms of an unexpired permit.

(2) If the proposed modification involves an increase in water use of one hundred fifty thousand (150,000) gallons per month or more, the application shall be treated under the provisions of §5 of this part in the same manner as the initial permit application. Otherwise the governing board or the department may at its discretion approve the proposed modification without a hearing provided that the permittee establishes that (a) change in conditions has resulted in the water allowed under the permit becoming inadequate for the permittee's need, or (b) the proposed modification would result in a more efficient utilization of water than possible under the existing permit.

(3) All permit renewal applications shall be treated under this part in the same manner as the initial permit application.

Section 9. Revocation of permits.—After a hearing under Part I, §23 of this act, the governing board or the department may revoke a permit as follows:

(1) For any material false statement in an application to continue, to initiate, or to modify a use, or for any material false statement in any report or statement of fact required of the user pursuant to the provisions of this act, the governing board or the department may revoke the user's permit, in whole or in part, permanently.

(2) For willful violation of the conditions of the permit, the governing board or the department may permanently or temporarily revoke the permit, in whole or in part.

(3) For violation of any provision of this act, the governing board or the department may revoke the permit, in whole or in part, for a period not to exceed one year.

(4) For nonuse of the water supply allowed by the permit for a period of two (2) years or more, the governing board or the department may revoke the permit permanently and in whole unless the user can prove that his nonuse was due to extreme hardship caused by factors beyond his control.

(5) The governing board or the department may revoke a permit, permanently and in whole, with the written consent of the permittee.

Section 10. Declaration of water shortage or emergency.—

(1) The governing board or the department by regulation shall formulate a plan for implementation during periods of

water shortage. As a part of this plan the governing board or the department shall adopt a reasonable system of permit classification according to source of water supply, method of extraction or diversion, use of water, or a combination thereof.

(2) The governing board or the department by order may declare that a water shortage exists within all or part of the district when insufficient water is available to meet the requirements of the permit system, or when conditions are such as to require temporary reduction in total use within the area to protect water resources from serious harm. Such orders shall become final and be reviewable in the same way as orders under Part I, §23.

(3) In accordance with the plan adopted under (1) above, the governing board or the department may impose such restrictions on one or more classes of permits as may be necessary to protect the water resources of the area from serious harm and to restore them to their previous condition.

(4) A declaration of water shortage and any measures adopted pursuant thereto may be rescinded by the governing board or the department.

(5) When a water shortage is declared, the governing board or the department shall cause notice thereof to be published in a prominent place within a newspaper of general circulation throughout the area. Such notice shall be published each day for the first week of the shortage and once a week thereafter until the declaration is rescinded. Publication of such notice shall serve as notice to all users in the area of the condition of water shortage.

(6) The governing board or the department shall notify each permittee in the district by regular mail of any change in the condition of his permit, any suspension of his permit, or of any other restriction on his use of water for the duration of the water shortage.

(7) If an emergency condition exists due to a water shortage within any area of the district, and if the department, or the executive director with the concurrence of the governing board, finds that the exercise of powers under (1) of this section are not sufficient to protect the public health, safety, or welfare, or the health of animals, fish or aquatic life, or a public water supply, or recreational, commercial, industrial, agricultural, or other reasonable uses, it or he may, pursuant to the provisions of Part I, §22 of this act, issue orders reciting the existence of such an emergency and requiring that such action, including but not limited to apportioning, rotating, limiting or prohibiting the use of the water resources of the district, be taken as the department or the executive director deems necessary to meet the emergency.

(8) An affected party to whom an emergency order is directed under (7) above shall comply immediately, but may challenge such an order in the manner set forth in Part I, §22 of this act.

Section 11. Existing regulatory districts preserved.—

The enactment of this act shall not affect any existing water regulatory districts pursuant to Chapter 373, Florida Statutes, or orders issued by said regulatory district, unless specifically revoked, modified or amended by such regulatory district or by the Department.

PART III—REGULATION OF WELLS

Section 1. Definitions.—As used in this part:

(1) "Abandoned water well" means a well whose use has been permanently discontinued. Any well shall be deemed abandoned which is in such a state of disrepair as determined by a representative of the department that continued use for the purpose of obtaining groundwater or disposing of water or liquid wastes is impracticable.

(2) "Construction of water wells" means all parts necessary to obtain groundwater by wells, including the location and excavation of the well, but excluding the installation of pumps and pumping equipment.

(3) "Department" means the department of natural resources.

(4) "Political subdivision" means a city, town, county, district, or other public body created by or pursuant to state law, or any combination thereof acting cooperatively or jointly.

(5) "Repair" means any action which involves the physical alteration or replacement of any part of a well, but does not include the alteration or replacement of any portion of a well which is above ground surface.

(6) "Well" means any excavation that is drilled, cored, bored, washed, driven, dug, jetted, or otherwise constructed when the intended use of such excavation is for the location, acquisition, development, or artificial recharge of groundwater, but such term does not include sand point wells as herein defined or any well for the purpose of obtaining or for prospecting for oil, natural gas, minerals, or products of mining or quarrying, or for inserting media to dispose of oil brines or to repressure oil or natural gas bearing formation or for storing petroleum, natural gas, or other products.

(7) "Water well contractor" means any person, firm or corporation engaged in the business of constructing water wells.

(8) "Well seal" means an approved arrangement or device to prevent contaminants from entering the well at the upper terminal.

(9) "Sand point well" means any device which is driven into place and which consists of a pipe with an attached perforated metal tube or screen designed to permit the passage of water.

Section 2. Scope.—No person shall construct, repair, abandon, or cause to be constructed, repaired, or abandoned any water contrary to the provisions of this part and applicable rules and regulations, provided that this part shall not apply to equipment used temporarily for dewatering purposes or to the process used in dewatering.

Section 3. Authority to adopt rules, regulations, and procedures.—The department shall adopt, and may from time to time amend, rules and regulations governing the location, construction, repair, and abandonment of water wells and shall be responsible for the administration of this part. With respect thereto it shall:

(1) Enforce the provisions of this part and any rules and regulations adopted pursuant thereto.

(2) Delegate, at its discretion, to any political subdivision any of its authority under this part in the administration of the rules and regulations adopted hereunder.

(3) Establish procedures and forms for the submission, review, approval, and rejection of applications, notifications, and reports required under this part.

(4) Require at its discretion the making and filing of logs and the savings of cuttings and cores, which shall be delivered to the division of interior resources of the department.

(5) Issue such additional regulations and take such other actions as may be necessary to carry out the provisions of this part.

Section 4. Prior permission and notification.—

(1) Taking into consideration other applicable state laws, in any geographical area where the department determines such permission to be reasonably necessary to protect the groundwater resources, prior permission shall be obtained from the department for each of the following:

- (a) The construction of any water well;
- (b) The repair of any water well; or
- (c) The abandonment of any water well;

Provided that in any area where undue hardship might arise by reason of such requirement, prior permission will not be required.

(2) The department shall be notified of any of the following whenever prior permission is not required:

- (a) The construction of any water well;
- (b) The repair of any water well; or
- (c) The abandonment of any water well.

Section 5. Existing installations.—No well in existence on the effective date of this part shall be required to conform to the provisions of section 4 of this part or any rules or regulations adopted pursuant thereto; provided, however, that any well now

or hereafter abandoned or repaired as defined in this part shall be brought into compliance with the requirements of this part and any applicable rules or regulations with respect to abandonment of wells, and further provided that any well which is determined by the department to be a hazard to the groundwater resources must comply with the provisions of this part and applicable rules and regulations within a reasonable time after notification of such determination has been given.

Section 6. Inspections.—

(1) The department is authorized to inspect any water well or abandoned water well. Duly authorized representatives of the department may at reasonable times enter upon and shall be given access to any premises for the purpose of such inspection.

(2) If upon the basis of such inspections the department finds applicable laws, rules, or regulations have not been complied with, it shall disapprove the well. If disapproved, no well shall thereafter be used until brought into compliance with the rules and regulations promulgated under this law.

(3) Any person aggrieved by the disapproval of a well shall be afforded the opportunity of a hearing as provided in chapter 120, Florida Statutes.

Section 7. Licenses.—

(1) Every person who wishes to engage in business as a water well contractor shall obtain from the department a license to conduct such business.

(2) The department may adopt and from time to time amend rules and regulations governing applications for water well contractor licenses, provided that the department shall license as a water well contractor any person properly making application therefor who is an adult for all legal purposes, has knowledge of rules and regulations adopted under this part, and has had not less than two (2) years experience in the work for which he is applying for a license; and provided further that the department shall prepare an examination which each such applicant must pass in order to qualify for such license.

(3) This section shall not apply to any person who performs labor or services at the direction and under the supervision of a licensed water well contractor.

(4) A political subdivision engaged in well drilling shall be licensed under this part but shall be exempt from paying the license fees for the drilling done by regular employees of and with equipment owned by it.

(5) Any person who was engaged in the business of water well contracting for a period of two (2) years immediately prior to September 1, 1972, shall upon application made within twelve (12) months of said date, accompanied by satisfactory proof that he was so engaged, and accompanied by payment of the required fees, be licensed as a water well contractor as provided in subsection (1) of this section without fulfilling the requirement that he pass any examination prescribed pursuant thereto.

(6) Any person whose application for a license to engage in business as a water well contractor has been denied may request, and shall be granted a hearing in accordance with chapter 120, Florida Statutes.

(7) Licenses issued pursuant to this section are not transferable and shall expire on July 1 of each year. A license may be renewed without examination for an ensuing year by making application not later than thirty (30) days after the expiration date and paying the applicable fee. Such application shall have the effect of extending the validity of the current license until a new license is received or the applicant is notified by the department that it has refused to renew his license. After July 31 of each year, a license will be renewed only upon application and payment of the applicable fee plus a penalty of fifty dollars (\$50).

(8) Whenever the department determines that the holder of any license issued pursuant to this section has violated any provision of this part, or any rule or regulation adopted pursuant thereto, the department is authorized to suspend or revoke any such license. Any order issued pursuant to this subsection shall be served upon the license holder pursuant to the provisions of subsection (1) of section 10 of this part. Any such order shall become effective thirty (30) days after service thereof, unless a written petition requesting hearing under the procedure pro-

vided in chapter 120, Florida Statutes, is filed sooner. Any person aggrieved by any order issued after such hearing may appeal therefrom to any court of competent jurisdiction.

(9) No application for a license issued pursuant to this section may be made within one (1) year after revocation thereof.

Section 8. Exemptions.—

(1) Where the department finds that compliance with all requirements of this part would result in undue hardship, an exemption from any one (1) or more such requirements may be granted by the department to the extent necessary to ameliorate such undue hardship and to the extent such exemption can be granted without impairing the intent and purpose of this part.

(2) Nothing in this part shall prevent a person who has not obtained a license pursuant to section 7 of this part from constructing a well that is two inches or under in diameter on his own or leased property intended for use only in a single family house which is his residence or intended for use only for farming purposes on his farm, and where the waters to be produced are not intended for use by the public or any residence other than his own. Such persons shall comply with all rules and regulations as to construction of wells adopted under this part.

Section 9. Fees.—The following fees are required:

(1) A fee of two dollars (\$2) shall accompany each application for permission required under subsection (1) of section 4 of this part.

(2) A fee of one hundred dollars (\$100) shall accompany each new application for a license required under section 7 of this part.

(3) A fee of twenty-five dollars (\$25) shall accompany each application for a renewal of license under section 7 of this part.

Section 10. Enforcement.—

(1) Whenever the department has reasonable grounds for believing that there has been a violation of this part or any rule or regulation adopted pursuant thereto, it shall give written notice to the person alleged to be in violation. Such notice shall identify the provision of this part or regulation issued hereunder alleged to be violated and the facts alleged to constitute such violation.

(2) Such notice shall be served in the manner required by law for the service of process upon persons in a civil action and shall be accompanied by an order of the department requiring described remedial action, which if taken within the time specified in such order will effect compliance with the requirements of this part and regulations issued hereunder. Such order shall become final unless a request for hearing as provided in chapter 120, Florida Statutes, is made within thirty (30) days from the date of service of such order.

Section 11. Penalties.—Any person who violates any provision of this part or regulations issued hereunder or order pursuant hereto shall be subject to a penalty of up to five hundred dollars (\$500).

Section 12. Existing regulations preserved.—The enactment of this act shall not apply in any area where water wells are regulated by a water regulatory district pursuant to the authority of chapter 373, Florida Statutes, unless and until the department shall modify or revoke such regulations and provide that such area will thereafter be governed by the provisions of this part.

PART IV. MANAGEMENT AND STORAGE OF SURFACE WATERS

Section 1. Definitions.—When appearing in this chapter or in any rule, regulation or order adopted pursuant thereto, the following terms shall mean:

(1) "Dam" means any artificial or natural barrier, with appurtenant works, raised to obstruct or impound, or which does obstruct or impound, any of the surface waters of the state.

(2) "Appurtenant works" means any artificial improvements to a dam which might affect the safety of such dam, or when employed, might affect the holding capacity of such dam, or of the reservoir or impoundment created by such dam.

(3) "Impoundment" means any lake, reservoir, pond or other containment of surface water occupying a bed or depression in the earth's surface and having a discernible shoreline.

(4) "Reservoir" means any artificial or natural holding area which contains or will contain the water impounded by a dam.

(5) "Works" means all artificial structures not included in §1 (1) and (2), and including, but not limited to, ditches, canals, conduits, channels, culverts, pipes, and other construction that connects to, draws water from, drains water into, or is placed in or across the waters in the state.

(6) "Closed System" means any reservoir or works located entirely within lands owned or controlled by the user and which requires water only for the filling, replenishing, and maintaining the water level thereof.

(7) "Alter" means to extend a dam or works beyond maintenance in its original condition, including changes which may increase or diminish the flow or storage of surface water which may affect the safety of such dam or works.

(8) "Maintenance or Repairs" means remedial work of a nature as may affect the safety of any dam, impoundment, reservoir, appurtenant works or works, but excluding routine custodial maintenance.

Section 2. Exemptions.—The following exemptions shall apply:

(1) Nothing herein, or in any rule, regulation or order adopted pursuant thereto, shall be construed to affect the right of any natural person to capture, discharge, and use water for purposes permitted by law.

(2) Nothing herein, or in any rule, regulation or order adopted pursuant thereto, shall be construed to affect the right of any person engaged in the occupation of agriculture, floriculture or horticulture to alter the topography of any tract of land for purposes consistent with the practice of such occupation; provided, however, that such alteration shall not be for the sole or predominant purpose of impounding or obstructing surface waters.

(3) Nothing herein, or in any rule, regulation or order adopted pursuant thereto shall be construed to be applicable to construction, operation or maintenance of any closed system; provided, however, Part II of this chapter shall be applicable as to the taking and discharging of water for filling, replenishing, and maintaining the water level in any such closed system.

(4) All rights and restrictions set forth in this section shall be enforced by the governing board or the department of natural resources or its successor agency, and nothing contained herein shall be construed to establish a basis for a cause of action for private litigants.

Section 3. Headgates, valves and measuring devices.—

(1) The department or the governing board may, by regulation, require the owner of any dam, impoundment, reservoir, appurtenant work, or works subject to the provisions of this part to install and maintain a substantial and serviceable headgate or valve at the point designated by the department or the governing board to measure the water discharged or diverted.

(2) If any owner shall not have constructed or installed such headgate, valve or such measuring device within sixty (60) days after the governing board or department has ordered its construction, the governing board or department shall have constructed or installed such headgate, valve or measuring device, and the costs of installing the headgate, valve or measuring device shall be a lien against the owner's land upon which such installation takes place until the governing board or department is reimbursed in full.

(3) No person shall alter or tamper with a measuring device so as to cause it to register other than the actual amount of water diverted, discharged or taken. Violation of this subsection shall be a misdemeanor in the second degree, punishable under §775.082(3)(b), Florida Statutes.

Section 4. Permits for construction or alteration.—

(1) Except for the exemptions set forth herein, no person shall construct or alter, except in the course of normal maintenance, any dam, impoundment, reservoir, appurtenant work or works designed to divert or impound waters exceeding ten

(10) acres in area without first obtaining a permit from the governing board or the department. The governing board or the department may impose such reasonable conditions as are necessary to assure that the construction or alteration of such dam, impoundment, reservoir, appurtenant work or works will not be inconsistent with the overall objectives of the district and will not be harmful to the water resources of the district. The department or the governing board may establish minimum size limitations below which permits may be issued without a public hearing, but in no event shall such limitations be extended to dams, impoundments, reservoirs, appurtenant works or works impounding or diverting waters exceeding six hundred forty (640) acres in area.

(2) A person proposing to construct or alter a dam, impoundment, reservoir, appurtenant work or works subject to such permit shall apply to the governing board or department for a permit authorizing such construction or alteration. The application shall contain the following:

- (a) Name and address of the applicant.
- (b) Name and address of the owner or owners of the land upon which the works are to be constructed and a legal description of such land.
- (c) Location of the work.
- (d) Sketches of construction pending tentative approval.
- (e) Name and address of the person who prepared the plans and specifications of construction.
- (f) Name and address of the person who will construct the proposed work.
- (g) General purpose of the proposed work.
- (h) Such other information as the governing board or department may require.

(3) Within forty-five (45) days after receipt of an application for a permit requiring a public hearing, the governing board or department shall cause a notice thereof to be published in a newspaper having general circulation within the affected area. The notice shall be published at least once a week for two consecutive weeks. In addition, the governing board or department shall send a copy of such notice to any person who has filed a written request for notification or any pending applications affecting the particular designated area. This notice shall be sent by regular mail prior to the date of last publication. The notice shall contain the name and address of the applicant (in the case of a corporation, the address of its principal business office), the date of filing, the date set for a hearing, said date for hearing shall be set no later than thirty (30) days after date of last publication of aforesaid notice if any, the source of the water to be contained, the quantity of water to be contained, the use to be made of the water and any limitation thereon, and such other information as the governing board or the department may deem necessary.

(4) The notice provided for in subsection (3) above shall state that written objections to the proposed permit may be filed with the governing board or department by a specified date. The governing board or department, at its discretion, may request further information from either applicant or objectors, and a reasonable time shall be allowed for such responses.

(5) If no substantial objection to the application is received, the governing board or the department, after proper investigation by its staff, may at its discretion approve the application without a hearing. Otherwise, it shall set a time for a hearing in accordance with the provisions of chapter 120, Florida Statutes.

Section 5. Permits for maintenance or operation.—

(1) Except for the exemptions set forth in §2, no person shall maintain or operate a dam, impoundment, reservoir, appurtenant work or works without first obtaining a permit from the governing board or department. The governing board or department may impose such reasonable conditions as are necessary to assure that the operation or maintenance of such dam, impoundment, reservoir, appurtenant work or works will not be inconsistent with the comprehensive objectives of the state water plan and will not be harmful to the water resources of the district.

(2) Except as otherwise provided in §§8 and 9 a permit issued by the governing board or department for the maintenance

or operation of a dam, impoundment, reservoir, appurtenant work or works shall be permanent, and the sale or conveyance of such dam, impoundment, reservoir, appurtenant work or works or the land on which the same is located shall in no way affect the validity of the permit; provided that the owner in whose name the permit was granted notifies the governing board or department of such change of ownership within thirty (30) days of such transfer.

Section 6. Completion report.—Within thirty (30) days after the completion of construction or alteration of any dam, impoundment, reservoir, appurtenant work or works the permittee shall file a written statement of completion with the governing board or department. The governing board or department shall designate the form of such statement and such information as it shall require.

Section 7. Inspection.—

(1) During the construction or alteration of any dam, impoundment, reservoir, appurtenant work or works the governing board or department shall make at its expense such periodic inspections as it deems necessary to insure conformity with the approved plans and specifications included in the permit.

(2) If during construction or alteration the governing board or department finds that the work is not being done in accordance with the approved plans and specifications as indicated in the permit, it shall give the permittee written notice stating with which particulars of the approved plans and specifications the construction is not in compliance and shall order immediate compliance with such plans and specifications. Failure to act in accordance with the orders of the governing board or department after receipt of written notice shall result in the initiation of revocation proceedings in accordance with §9.

(3) Upon completion of the work the executive director of the district or the director of the division of interior resources or its successor agency shall have periodic inspections made, not less than annually, of permitted dams, reservoirs, impoundments, appurtenant works and works as deemed necessary to protect the public health and safety and the natural resources of the state. No person shall refuse immediate entry or access to any authorized representative of the governing board or the department who requests entry for purposes of such inspection, and who presents appropriate credentials.

Section 8. Abandonment.—

(1) Any owner of any dam, impoundment, reservoir, appurtenant work or works wishing to abandon or remove such work shall first obtain a permit to do so from the governing board or the department.

(2) Where any permitted dam, impoundment, reservoir, appurtenant work or works is not owned nor directly controlled by the state or any of its agencies and is not used nor maintained under the authority of the owner for a period of three (3) years, it shall be presumed that the owner has abandoned such dam, impoundment, reservoir, appurtenant work or works, and has dedicated the same to the district for the use of the people of the district.

(3) The title of the district to any such dam, impoundment, reservoir, appurtenant work or works may be established and determined in the court appointed by statute to determine the title to real estate.

Section 9. Revocation and modification of permits.—The governing board or the department may revoke or modify a permit at any time if it determines that a dam, impoundment, reservoir, appurtenant work or works has become a danger to the public health or safety or if its operation has become inconsistent with the objectives of the district. Upon such revocation or modification the governing board or department shall give written notification thereof to all affected parties. No permit shall be revoked or modified before the affected party is afforded an opportunity for a hearing before the governing board or the department. The affected party may file a written petition for hearing not later than ten (10) days after notice of revocation or modification is served. If the executive director of the district or the division determines that the danger to the public is imminent, he may order a temporary suspension of the construction, alteration or operation of the works until the hearing is concluded, or may take such action as authorized under §12.

Section 10. Abatement.—Any dam, impoundment, reservoir, appurtenant work or works which violates the laws of this state or which violates the standards of the governing board or the department shall be declared a public nuisance. The operation of such dam, impoundment, reservoir, appurtenant work or works may be enjoined by suit by the state or any of its agencies, or by a private citizen. The governing board or the department shall be a necessary party to any such suit. Nothing herein shall be construed to conflict with the provisions of §9 of this part.

Section 11. Remedial measures.—

(1) Upon completion of any inspection provided for by §7(3), the executive director shall determine what alterations or repairs are necessary and order that such alterations and repairs shall be made within a time certain, which shall be a reasonable time. The owner of such dam, impoundment, reservoir, appurtenant work or works may file a written petition for hearing before the governing board or the department no later than ten (10) days after such order is served. If, after such order becomes final, the owner shall fail to make the specified alterations or repairs, the governing board or the department may, in its discretion cause such alterations or repairs to be made.

(2) Any cost to the district or the department of alterations or repairs made by it under the provisions of subsection (1) of this section shall be a lien against the property of the landowner on whose lands the alterations or repairs are made until the governing board or department is reimbursed, with reasonable interest and attorney's fees, for its costs.

Section 12. Emergency measures.—

(1) The executive director, with the concurrence of the governing board, or the division director, with the concurrence of the head of the department, shall immediately employ any remedial means to protect life and property if either:

(a) The condition of any dam, impoundment, reservoir, appurtenant work or works is so dangerous to the safety of life or property as not to permit of time for the issuance and enforcement of an order relative to maintenance or operation.

(b) Passing or imminent floods threaten the safety of any dam, impoundment, reservoir, appurtenant work or works.

(2) In applying the emergency measures provided for in this section, the executive director or division director may in emergency do any of the following:

(a) Lower the water level by releasing water from any impoundment or reservoir.

(b) Completely empty the impoundment or reservoir.

(c) Take such other steps as may be essential to safeguard life and property.

(3) The executive director or division director shall continue in full charge and control of such dam, impoundment, reservoir, and its appurtenant works until they are rendered safe or the emergency occasioning the action has ceased.

Section 13. Immunity from liability.—

(1) No action shall be brought against the state or district, or any agents or employees of the state or district for the recovery of damages caused by the partial or total failure of any dam, impoundment, reservoir, appurtenant work or works upon the ground that the state or district is liable by virtue of any of the following:

(a) approval of the permit for construction or alteration.

(b) the issuance or enforcement of any order relative to maintenance or operation.

(c) control or regulation of dams, impoundments, reservoirs, appurtenant works or works regulated under this act.

(d) measures taken to protect against failure during emergency.

Section 14. Applicability to existing works.—

(1) Any person owning or operating a dam, impoundment, reservoir, appurtenant work or works impounding or diverting waters of an area exceeding ten (10) acres shall register said

work with the governing board within which the work is located, or with the department. Registration shall be on the forms provided by the governing board or the department.

(2) All provisions of this act shall apply to dams, impoundments, reservoirs, appurtenant works or works in existence on the effective date of this act.

PART V—FINANCE AND TAXATION

Section 1. Manner of taxation.—

(1) It is the finding of the legislature that the general regulatory and administrative functions of the districts herein authorized are of general benefit to the people of the state and should substantially be financed by general appropriations. Further, it is the finding of the legislature that water resources programs of particular benefit to limited segments of the population should be financed by those most directly benefited. To those ends, this act provides for the establishment of permit application fees and a method of ad valorem taxation to finance the works of the district.

(2) The authority of the Central and Southern Florida Flood Control District and the Southwest Florida Water Management District to levy ad valorem taxes within the territories specified in chapter 25270, Laws of Florida, 1949, and chapter 61-691, Laws of Florida, 1961, respectively, as heretofore amended, shall not be impaired by this act; provided, however, that territories transferred out of those districts pursuant to Part I, §13 of this act shall be subject to ad valorem taxation for water management purposes only pursuant to §9(b), Article VII, of the constitution of this state.

(3) Unless otherwise provided by general law or special act, the districts created by this act, or those territories annexed into the existing districts reconstituted under this act, may, upon approval of the affected electors pursuant to §9(b), Article VII of the constitution of this state, levy ad valorem taxes in the manner prescribed by §§378.19, 378.20, 378.21, 378.22, 378.23, 378.24, 378.25, 378.26, 378.27, 378.28, 378.29, 378.30, 378.31 and 378.32, Florida Statutes.

PART VI—MISCELLANEOUS PROVISIONS

Section 1. Sections 373.051, 373.071, 373.072, 373.081, 373.091, 373.101, 373.131, 373.141, 373.142, 373.143, 373.144, 373.151, 373.173, 373.174, 373.181, 373.182, 373.192, 373.231, 378.01, 378.02, 378.03, 378.05, 378.06, 378.07, 378.08, 378.09, 378.10, 378.11, 378.12, 378.13, 378.14, 378.15, 378.16(3), 378.45 and 378.451, Florida Statutes, are hereby repealed.

Section 2. Section 373.201, Florida Statutes, is amended to read:

373.201 Power to enforce.—The division, the governing board of any water management district ~~within which a water regulatory district is located, any local board, and any officer or agent of these boards thereof~~ may enforce any provision of this law or any rule or regulation adopted and promulgated or order issued thereunder to the same extent as any peace officer is authorized to enforce the law. Any officer or agent of any such board may appear before any magistrate empowered to issue warrants in criminal cases and make an affidavit and apply for the issuance of a warrant in the manner provided by law and said magistrate, if such affidavit shall allege the commission of an offense shall issue a warrant directed to any sheriff, deputy, or constable for ~~shall issue a warrant directed to any sheriff, deputy, or constable for~~ the arrest of any offender. *The provisions of this section shall apply to the Florida Water Resources Act of 1972 in its entirety.*

Section 3. Section 378.18(3), Florida Statutes, is amended to read:

378.18. Subdistricts within major districts.—

(3) Provided, however, that no obligation or taxes of any subdistrict shall be or become an obligation of the major district, nor shall said subdistrict have authority over the works of the major district, ~~nor the major district over the works of the subdistrict except for the purpose of prescribing the manner in which said works shall be connected with and make use of the works of the major district as provided in this chapter.~~

Section 4. There is hereby appropriated from the general revenue fund to the department of natural resources or its successor agency seven hundred fifty thousand dollars (\$750,-

000) for the fiscal year beginning July 1, 1972, to carry out the purposes of this act. This appropriation shall be released by the department of administration, only after they have been satisfied that all duplication of functions have been eliminated and all efficiencies accomplished. The funds released shall be in an amount to accomplish the purposes of this act and the remainder shall revert to the general revenue fund without transfer, the provisions of chapter 216 to the contrary notwithstanding.

Section 5. The provisions of this act shall be liberally construed in order to effectively carry out the purposes of this act.

Section 6. The statutory revision division of the joint legislative management committee shall make such changes in terminology as are necessary to conform the Florida Statutes to the terminology contained in this act.

Section 7. If any section, subsection, paragraph, phrase, clause, or word of this act is held to be invalid, the remainder of the act shall not be affected.

Section 8. This act shall take effect on July 1, 1972.

On motion by Senator Saunders the following amendment to Amendment 1 was adopted:

Amendment 1a—On page 47 of the amendment in Part VI strike all of Section 8 and insert: Section 8. There is hereby appropriated from the general revenue fund to the department of natural resources or its successor agency seventy-five thousand dollars (\$75,000) for the fiscal year beginning July 1, 1972, to carry out the purposes of this act. This appropriation shall be released by the department of administration, only after they have been satisfied that all duplication of functions have been eliminated and all efficiencies accomplished. The funds released shall be in an amount to accomplish the purposes of this act and the remainder shall revert to the general revenue fund without transfer, the provisions of chapter 216 to the contrary notwithstanding.

Section 9. In Part I of this act, sections 1, 2, 9, 12 and 13 shall become effective immediately. In Part VI, Section 8, as herein amended, shall become effective July 1, 1972. All other parts and sections of this act shall take effect on July 1, 1973.

On motion by Senator Broxson the following amendment to Amendment 1 was adopted:

Amendment 1b—On page 16, in Section 18, line 3 after the words "underground formation" insert: except as permitted in Chapter 377 F.S.,

The Committee on Ways and Means offered the following amendment to Amendment 1 which was adopted on motion by Senator Saunders:

Amendment 1c—On page 46, strike all of Section 4 of Part V and renumber subsequent sections.

Amendment 1 as amended was adopted.

The Committee on Natural Resources and Conservation offered the following amendment which was adopted on motion by Senator Knopke:

Amendment 2—On page 1, lines 23—24 strike "providing for the protection of water quality;"

The Committee on Ways and Means offered the following amendment which was adopted on motion by Senator de la Parte:

Amendment 3—On page 3, line 1 strike "providing an appropriation"

On motion by Senator Saunders, by two-thirds vote CS for HB 4060 as amended was read the third time by title.

Senator Barrow moved the adoption of the following amendment:

Amendment 4—On page 1, before Part I insert: The Department of Natural Resources is appropriated \$75,000 to be used

to conduct a thorough and exhaustive study of the impact, need and effect of the enactment of the following proposed legislation, to wit: Committee Substitute for HB 4060.

This study shall be completed and its results reported to the legislature on or before April 15, 1973.

On motion by Senator Henderson debate on CS for HB 4060 and the amendment was limited to 5 minutes per side.

Amendment 4 failed.

On motion by Senator Saunders the Senate reconsidered the vote by which Amendment 3 was adopted. Amendment 3 failed.

CS for HB 4060 passed as amended and was certified to the House.

The vote was:

Yeas—41

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

Nays—3

Barrow Bishop Childers

By unanimous consent Senators Broxson and de la Parte were recorded as voting yea; Senator Childers changed his vote from nay to yea.

On motion by Senator Barron, the Senate reconsidered the vote by which CS for HB 3152 was indefinitely postponed, and by two-thirds vote the bill was removed from the table and placed at the end of the calendar.

On motion by Senator Gunter, the rules were waived and the Senate reverted to messages from the House of Representatives so that the message containing HB 4400 could be read.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Jerry Thomas
President of the Senate

April 5, 1972

Sir:

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

By the Committee on Appropriations—

HB 4400—A bill to be entitled An act relating to forest fire protection; amending §125.27, Florida Statutes; requiring the division of forestry of the department of agriculture and consumer services by agreement with the several counties to provide fire protection for forest and wild lands of the state, the cost to be financed with state and federal funds; authorizing said division to provide communication and other services directly related to fire control to counties and other local units of government on a reimbursable basis only; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 4400, 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.

On motion by Senator Gunter, HB 4400 was withdrawn from the Committees on Natural Resources and Conservation and Ways and Means by two-thirds vote and placed on the calendar.

On motion by Senator Gunter, Rule 4.14 requiring 15 minutes' notice was waived and unanimous consent was obtained to take up HB 4400 out of order.

On motion by Senator Gunter, by two-thirds vote HB 4400 was read the second time by title.

On motion by Senator Gunter the following amendment was adopted:

Amendment 1—On page 1, line 28, strike "funding.—" and insert: funding; county fire control assessments; disposition.—

On motion by Senator Gunter the following amendment was adopted:

Amendment 2—On page 2, line 5, insert: Each county shall, under the terms of such agreements, be assessed each fiscal year, as its share of the cost of providing such fire protection, a sum in dollars equal to the total forest and wild land acreage of the county, as determined by the division of forestry, multiplied by three cents (3¢). The forest and wild lands acreage included in such agreements shall be reviewed each year by the contracting parties and the number of forest and wild land acres and the annual fire control assessment adjusted so as to reflect the current forest acreage of the county. In the event the division and the county commissioners do not agree, the board of trustees of the internal improvement trust fund shall make such acreage determination. All fire control assessments received by the division of forestry from the several counties under agreements made pursuant to this section shall be deposited into the general revenue fund.

On motion by Senator Gunter the following title amendment was adopted:

Amendment 3—On page 1, line 12, following "the ;" insert the following: providing for county fire control assessments of three cents (3¢) per acre of forest lands within the county and for such assessments to be remitted to the general revenue fund;

On motion by Senator Gunter, by two-thirds vote HB 4400 as amended was read the third time by title, passed and certified to the House. The vote was:

Yeas—42

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

Nays—None

*The Honorable Jerry Thomas
President of the Senate*

April 7, 1972

Sir:

I am directed to inform the Senate that the House of Representatives has adopted the Conference Committee Report in its entirety and passed as amended by the Conference Committee Report—SB 1191.

*Respectfully,
ALLEN MORRIS
Clerk, House of Representatives*

The bill was ordered engrossed.

*The Honorable Jerry Thomas
President of the Senate*

April 6, 1972

Sir:

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

By Representative Baumgartner and others—

HB 3450—A bill to be entitled An act relating to the Florida construction industry licensing board; amending §468.105(1), Florida Statutes, to add a new paragraph to provide for the registration of any persons who have not previously registered by submitting certain information to the board, with a cutoff date; providing for notice; repealing §468.105(2)(b), Florida Statutes; 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*

April 6, 1972

Sir:

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

By Representative Baumgartner (by request) and others—

HB 3568—A bill to be entitled An act relating to the Florida Construction Industry Licensing Board; amending section 468.-114(8), Florida Statutes, to extend the exemption to owners of property building farm out-buildings or one (1) or two (2) family residences thereon but not for sale and to extend the exemption to owners of property building commercial buildings thereon under twenty five thousand dollars (25,000.00) but not for sale or lease; 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*

April 6, 1972

Sir:

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

By the Committee on Criminal Justice—

HB 4408—A bill to be entitled An act relating to the state career service system; creating §110.051(3), Florida Statutes, to provide exemption of the department of law enforcement from certain provisions of the career service system; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,
ALLEN MORRIS
Clerk, House of Representatives*

House Bills 3450, 3568 and 4408, contained in the above messages, were read the first time by title. On motions by Senator Hollahan, the rules were waived and the bills were placed at the end of the special order calendar.

On motion by Senator Plante, HB 4415 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 Plante, Rule 4.14 requiring 15 minutes' notice was waived and unanimous consent was obtained to take up out of order—

HB 4415—A bill to be entitled An act relating to Orange County dividing the duties of the clerk of the circuit court between two officers, one serving as clerk of the circuit court and county court and one to be known as county comptroller and serving as ex officio clerk of the board of county commissioners, auditor, recorder, and custodian of all county funds, and providing for the election of said officers, their duties and compensation; providing an effective date.

—which was read the second time by title. On motion by Senator Plante, by two-thirds vote HB 4415 was read the third time by title, passed and certified to the House. The vote was:

Yeas—21

Mr. President	Fincher	Plante	Weber
Bell	Henderson	Reuter	Williams
Childers	Johnson (29th)	Saunders	Wilson
Deeb	Johnson (34th)	Sayler	
de la Parte	Lane	Stolzenburg	
Ducker	McClain	Ware	

Nays—17

Peterson	Graham	Knopke	Scarborough
Brantley	Gunter	Lewis (43rd)	Weissenborn
Broxson	Haverfield	Ott	
Daniel	Hollahan	Pope	
Gong	Karl	Poston	

By unanimous consent, Senator Lewis (33rd) was recorded as voting yea and Senator Boyd, nay.

Senator Hollahan moved that when the Senate recesses, it recess to reconvene at 1:30 p.m.

Senator Graham moved as a substitute motion that the Senate reconvene at 1:00 p.m. The motion failed.

The motion by Senator Hollahan was adopted.

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

AFTERNOON SESSION

The Senate was called to order by the President at 1:30 p.m. A quorum present—48:

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

On motion by Senator Hollahan, the following special order calendar was set for the afternoon session:

1. Bills implementing Article V when presented by Senator Barron, chairman of Judiciary—Civil A.
2. Messages from the House of Representatives containing CS for SB 629, relating to environmental land and water management; CS for SB 284, relating to abortion; SB 914, relating to education, minimum foundation program.
3. Bills on the special order calendar.

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Jerry Thomas
President of the Senate

April 6, 1972

Sir:

I am directed to inform the Senate that the House of Representatives has admitted for introduction by the required Constitutional two-thirds vote and passed as amended—

By Representative Harris—

HB 4481—A bill to be entitled An act relating to state universities; providing for allocation and distribution of faculty salaries; providing that no university shall receive a faculty salary increase less than one-third of the rate of increase allocated to the state university system; providing that until parity in the number of positions is achieved, no university shall lose more than one and one-half percent of its positions authorized on June 30, 1972; providing an effective date.

By Representative Whitson—

HB 4482—A bill to be entitled An act relating to homestead tax exemption; amending §196.012(10), Florida Statutes, to provide for the revision of the definition of certain "disabled persons"; providing the manner for making application for exemptions; amending section 196.011 by adding subsection (3) to provide the date for filing application; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

By the required constitutional two-thirds vote of the Senate the bills contained in the foregoing message were admitted for introduction and consideration.

HB 4481, contained in the above message, was read the first time by title and referred to the Committee on Universities and Community Colleges.

HB 4482, contained in the above message, was read the first time by title and on motion by Senator Wilson, by two-thirds vote was placed on the calendar.

On motion by Senator Wilson, Rule 4.14 requiring 15 minutes' notice was waived and unanimous consent was obtained to take up HB 4482 out of order.

On motion by Senator Wilson, by two-thirds vote, HB 4482 was read the second time by title.

On motion by Senator Haverfield the following amendment was adopted:

Amendment 1—Strike Section 2. Renumber following sections

On motion by Senator Wilson the following amendment was adopted:

Amendment 2—In Section 3, strike "July 1, 1972" and insert: June 1, 1972

On motion by Senator Wilson, by two-thirds vote HB 4482 as amended was read the third time by title, passed and certified to the House. The vote was:

Yeas—40

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

Nays—None

By unanimous consent Senators Horne and Williams were recorded as voting yea.

On motion by Senator Lewis (33rd), Rule 4.14 requiring fifteen minutes' notice was waived and unanimous consent was obtained to take up out of order—

HB 4046—A bill to be entitled An act relating to the department of commerce; establishing a rural manpower services program within the division of labor and employment opportunities of said department; providing legislative intent; providing general purpose and responsibility; providing scope and coverage; providing powers and duties of the rural manpower services program; providing an effective date.

—which was read the second time by title.

On motion by Senator Lewis (33rd), by two-thirds vote, HB 4046 was read the third time by title, passed and certified to the House. The vote was:

Yeas—40

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

Nays—None

By unanimous consent Senator Barrow was recorded as voting yea.

Senator Scarborough announced that the conferees on CS for HB 2008 would meet in Room 31 at 2:30 p.m.

On motion by Senator Barron, the Committee on Judiciary—Civil A was granted permission to meet immediately in Room 306 for the purpose of acting upon implementation legislation of Article V. The members of the committee were excused.

On motion by Senator Boyd, the rules were waived and the Senate reverted to the order of messages from the House of Representatives for the sole purpose of taking up a message relating to SB 1291.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The Honorable Jerry Thomas
President of the Senate

April 7, 1972

Sir:

I am directed to inform the Senate that the House of Representatives has refused to recede from House amendments; has granted the request of the Senate and the Speaker has appointed Representatives Walker, Harris, Andrews, and Caldwell as Conferees on SB 1291.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The President announced as conferees on the part of the Senate, Senators Boyd, Myers, Ott and Wilson.

Senator Horne moved that the conferees on the part of the Senate be discharged.

Senator Horne moved as a substitute motion that the conferees on the part of the Senate be instructed to adhere strictly to the Senate plan.

Senator Karl posed as a matter of parliamentary inquiry the vote required on the motion to instruct the conferees, and the number of the governing rule.

The President ruled that a waiver of the rules would be necessary; the pertinent rule being Rule 4.3.

The substitute motion by Senator Horne failed by the following vote:

Yeas—29

Mr. President	Brantley	Horne	Scarborough
Arnold	Broxson	Knopke	Trask
Barron	Childers	Lewis (33rd)	Weber
Barrow	Daniel	Ott	Weissenborn
Beaufort	de la Parte	Pope	Williams
Bishop	Fincher	Reuter	
Boyd	Gong	Saunders	
Peterson	Hollahan	Sayler	

Nays—17

Bell	Johnson (29th)	McClain	Ware
Ducker	Johnson (34th)	Myers	Wilson
Graham	Karl	Plante	
Gunter	Lane	Poston	
Henderson	Lewis (43rd)	Stolzenburg	

On motion by Senator Horne the Senate reconsidered the vote by which the substitute motion failed.

The substitute motion failed to receive the necessary two-thirds vote. The vote was:

Yeas—29

Mr. President	Childers	Horne	Sayler
Arnold	Daniel	Knopke	Scarborough
Barron	de la Parte	Lewis (33rd)	Trask
Beaufort	Fincher	Ott	Weissenborn
Bishop	Gong	Pope	Williams
Boyd	Graham	Poston	
Brantley	Haverfield	Reuter	
Broxson	Hollahan	Saunders	

Nays—17

Bell	Johnson (29th)	McClain	Weber
Deeb	Johnson (34th)	Myers	Wilson
Ducker	Karl	Plante	
Gunter	Lane	Stolzenburg	
Henderson	Lewis (43rd)	Ware	

On motion by Senator Daniel, by two-thirds vote the message from the House of Representatives containing HB 4488 was read:

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Jerry Thomas
President of the Senate

April 6, 1972

Sir:

I am directed to inform the Senate that the House of Representatives has admitted for introduction by the required Constitutional two-thirds vote and passed—

By Representative Dubbin—

HB 4488—A bill to be entitled An act relating to the Florida condominium commission; amending Senate Bill 682, enacted by the 1972 legislature at its regular session, to change the effective date thereof; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

By the required Constitutional two-thirds vote of the Senate the bill contained in the foregoing message was admitted for introduction and consideration.

HB 4488, contained in the above message, was read the first time by title and on motion by Senator Daniel, by two-thirds vote was placed on the calendar.

On motion by Senator Daniel, Rule 4.14 requiring 15 minutes' notice was waived and unanimous consent was obtained to take up HB 4488 out of order.

On motions by Senator Daniel, by two-thirds vote, HB 4488 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—45

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

Nays—None

The Honorable Jerry Thomas
President of the Senate

April 5, 1972

Sir:

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

By the Committee on Natural Resources and Conservation—

CS for SB 629—A bill to be entitled An act relating to environmental land and water management; authorizing the state land planning agency to recommend, and the administration commission to designate, areas of critical state concern and to specify principles for guiding development therein; authorizing regional planning agencies and local governments to recommend areas for such designation; providing procedures for the designation of such areas; authorizing local governments to adopt appropriate land development regulations for such areas subject to approval of the state land planning agency; providing for the recommendation of land development regulations by the state land planning agency in the absence of local regulations, and the adoption thereof by the administration commission; providing for the protection of holders of existing permits or rights to develop land; providing for enforcement of land development regulations; limiting the land area which may be designated as areas of critical state concern; defining the type of development that has regional impact; providing for the adoption by the administration commission of guidelines for use in determining whether developments are of regional impact; authorizing regional planning agencies to recommend types of development as having regional impact; providing that a developer may receive a determination as to whether his development is of regional impact; providing circumstances under which developments of regional impact may be undertaken; providing for hearings by the local government, and notice thereof; providing for reports and recommendations to the local government from regional planning agencies; providing for the mailing by the state land planning agency of a weekly list of development proposals having regional impact; providing for the issuance by local governments of approval for development; providing for designation of the administration commission as a Florida land and water adjudicatory commission; creating a right of appeal to the commission from decisions in areas of critical state concern or regarding development of regional impact; setting forth procedures for such appeals; providing for hearings; providing the power to designate a hearing officer; authorizing the commission to issue decisions on such appeals; providing for the protection of landowners' constitutional rights and requiring specification of reasons for denying development permits; authorizing governmental agencies to certify to appropriate governmental agencies lands which, in the public interest, should be acquired; creating an environmental land management study

committee, and designating its functions; directing the committee to prepare and submit reports; providing that the state land planning agency shall consult with the committee, providing for an executive director and staff for the committee; providing an appropriation of one hundred fifty thousand dollars (\$150,000); providing for severability; providing effective dates.

Amendment 1

On page 28, following line 13, insert the following:

Section 10. The initial standards and guidelines adopted by the administration commission pursuant to subsection (2) of section 6 shall be transmitted to the secretary of the senate and the clerk of the house of representatives for presentation to the next regular session of the legislature. These initial standards and guidelines shall then be approved or disapproved by concurrent resolution of the legislature or be modified by law, and upon concurrence by both houses of the legislature, the provisions of the standards and guidelines thereof shall become effective as the initial standards and guidelines of the administration commission. Subsequent to the regular session of the legislature the standards and guidelines may be revised subject to the provisions of this act without legislative approval. In the event the legislature disapproves the initial standards and guidelines, the administration commission shall adopt by rule new standards and guidelines and submit said standards and guidelines to the legislature pursuant to this section.

Renumber subsequent sections accordingly.

Amendment 2

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

Amendment 6

On page 16, line 28, strike the period and insert the following: , except that if any supervision by the state is retained, the area shall be considered to be included within the limitations of this subsection.

Amendment 11

On page 10, line 2, strike the period and insert the following: ; provided, however, prior to the designation of any area of critical state concern by the administration commission, an inventory of lands owned by the state shall be filed with the state land planning agency. The state land planning agency shall request all political subdivisions and other public agencies of the state and the federal government to submit an inventory of lands owned within the State of Florida.

Amendment 12

On page 10, line 21, strike "porposed" and insert the following: proposed

Amendment 13

On page 29, line 7, strike "land" and insert the following: bond

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator Graham, the Senate concurred in the House amendments to CS for SB 629.

CS for SB 629 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—32

Mr. President	Graham	Lewis (33rd)	Reuter
Bell	Gunter	Lewis (43rd)	Saunders
Childers	Haverfield	McClain	Saylor
Daniel	Henderson	Myers	Scarborough
Deeb	Horne	Ott	Stolzenburg
de la Parte	Johnson (34th)	Plante	Weissenborn
Ducker	Karl	Pope	Williams
Gong	Knopke	Poston	Wilson

Nays—8

Arnold	Bishop	Broxson	Trask
Beaufort	Peterson	Lane	Weber

By unanimous consent Senators Brantley, Hollahan and Fincher were recorded as voting yea; Senators Barrow and Johnson (29th), nay; and Senator Johnson (34th) changed his vote from yea to nay; Senator Lane, nay to yea.

Members of the Committee on Judiciary—Civil A were excused.

Senators Scarborough, Lewis (33rd), Bishop, Deeb, Johnson (34th), Barrow and Saylor, conferees on CS for HB 2008, were excused periodically.

Senators Boyd, Myers, Ott and Wilson, conferees on SB 1291 were excused periodically.

The Honorable Jerry Thomas
President of the Senate

April 7, 1972

Sir:

I am directed to inform the Senate that the House of Representatives has concurred in Senate amendments 2 and 4 as amended by House amendments and passed as further amended—

By the Committee on Appropriations and Representative Turlington—

CS for HB 4375—A bill to be entitled An act relating to taxation and revenue sharing with local governments; amending chapter 218, Florida Statutes, by adding a new part II to establish a "revenue sharing trust fund for counties" and a "revenue sharing trust fund for municipalities;" providing for definitions, administration, eligibility requirements and distribution formulas; amending chapter 23, Florida Statutes, by adding a new section 23.019, Florida Statutes, to provide for population determination; providing for limitation on use of shared funds; repealing sections 163.550-163.561, part V of chapter 163, Florida Statutes; amending part IV of chapter 23, Florida Statutes, by creating a new section to provide for a salary incentive program for local law enforcement officers; providing that the police standards council shall establish rules and regulations; 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; repealing charter and special law prohibitions and limitations on municipal levy of ad valorem taxes and utility service taxes; amending sections 210.02, 210.05, 210.19, 210.20, 210.03, 210.04, 210.09, Florida Statutes, to repeal authority for municipal levy of cigarette tax and state credit therefor and to provide distribution for certain cigarette tax monies into trust funds; amending subsections 323.16(3) and (4), Florida Statutes, to provide for distribution of certain road tax monies into trust funds; amending section 206.605, Florida Statutes; amending section 320.081(6), Florida Statutes, to reduce to one dollar and fifty cents (1.50) per license sold the amount to be retained by the department of highway safety and motor vehicles and to provide a change in the distribution to local governments; providing for repeal of sections 218.20 through 218.26, Part II of chapter 218, Florida Statutes, as created by this act; repealing subsection 211.02(2), Florida Statutes; providing an effective date.

House amendment 1 to Senate amendment 2

On page 35, after line 24 after the period (.) insert the following: There is hereby appropriated a sum of thirty-seven thousand dollars (\$37,000) from the general revenue fund to the police standards council in the department of community affairs for fiscal year 1972-73 to implement the provisions of this act.

House amendment 2 to Senate amendment 2

On page 35, after line 24, insert the following:

There is hereby appropriated to the department of pollution control for deposit in the state water pollution control trust fund

from the general revenue fund the sum of ten million dollars (\$10,000,000), for the purpose of providing state grants to local governments for projects which have been approved by the federal government under public law 84-660, as amended. Provided, however, that the funds appropriated herein shall not be disbursed to the department of pollution control except upon the occurrence of the following:

(1) Certification by the department of administration of the availability of adequate state revenue; and

(2) The passage of federal legislation containing provisions the effect of which are to increase the entitlement available to the state of Florida for sewer projects, pursuant to public law 84-660, as amended, or as it may be amended hereafter, contingent on state grants to local government as provided herein.

The department of pollution control shall accept applications and allot state grants as appropriated herein pursuant to sections 403.1821 - 403.1833, Florida Statutes.

House amendment to Senate amendment 4

On page 2, line 29, strike "this act;" and insert the following: this act; providing an appropriation to the department of pollution control for the purpose of providing state grants to local governments for certain pollution control projects and providing certain restrictions and limitations;

(Senate amendments attached to original Bill.)

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator de la Parte, the Senate concurred in House amendment 1 to Senate Amendment 2 to CS for HB 4375.

Senator de la Parte moved that the Senate refuse to concur in House amendment 2 to Senate amendment 2, and the House be requested to recede therefrom.

Senator Graham moved as a substitute motion that the Senate concur in House amendment 2 to Senate amendment 2.

Senator Horne presiding.

The President presiding.

The substitute motion failed by the following vote:

Yeas—12

Brantley	Graham	Johnson (34th)	Reuter
Childers	Henderson	Pope	Scarborough
Fincher	Hollahan	Poston	Weissenborn

Nays—20

Boyd	Gunter	Lane	Stolzenburg
Peterson	Horne	Ott	Trask
Broxson	Johnson (29th)	Plante	Ware
Daniel	Karl	Saunders	Williams
de la Parte	Knopke	Saylor	Wilson

The motion by Senator de la Parte was adopted.

On motion by Senator de la Parte, the Senate refused to concur in the House amendment to Senate amendment 4 and the House was requested to recede therefrom. The action of the Senate was ordered certified to the House.

On motion by Senator Horne, by two-thirds vote HB 4422 was also referred to the Committee on Natural Resources and Conservation.

*The Honorable Jerry Thomas
President of the Senate*

April 6, 1972

Sir:

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

By the Committee on Judiciary—Criminal—

CS for SB 284—A bill to be entitled An act relating to abortion; providing definitions; prohibiting abortions in this state unless performed under certain requirements and conditions; providing for consent and physician's certification and requirement that abortion be performed in an approved medical facility; providing for the filing of a report; providing penalties for the performance of an unlawful abortion; providing a severability clause; repealing sections 782.10, 797.01, and section 458.12(1) (i), Florida Statutes, providing an effective date.

Amendment 2

On page 1, line 22, strike everything after the enacting clause and insert the following:

Section 1. Definitions.—As used in this act unless the context clearly requires otherwise:

(1) "Physician" as used in this act means a doctor of medicine or osteopathic medicine licensed by the state under chapter 458 or 459, Florida Statutes, or a physician practicing medicine or osteopathy in the employ of the United States or this state.

(2) "Approved facility" means a hospital licensed by the state and accredited by the joint commission on accreditation of hospitals or approved by the American osteopathic hospital association or a medical facility licensed by the division of health pursuant to rules and regulations adopted for that purpose, provided such rules and regulations shall require regular evaluation and review procedures.

Section 2. Termination of pregnancy.—It shall be unlawful to terminate the pregnancy of a human being unless the pregnancy is terminated in an approved facility by a physician who certifies in writing that:

(1) To a reasonable degree of medical certainty the continuation of the pregnancy would substantially impair the life or health of the female; or

(2) There is substantial risk that the continuation of the pregnancy would result in the birth of a child with a serious physical or mental defect; or

(3) There is reasonable cause to believe that the pregnancy resulted from rape or incest.

Section 3. Written requests required.—One of the following shall be obtained by the physician prior to terminating a pregnancy:

(1) The written request of the pregnant woman and the written consent of her husband, if she is married, unless the husband is voluntarily living apart from the wife, or

(2) If the pregnant woman is under eighteen (18) years of age and unmarried, in addition to her written request, the written consent of a parent, custodian, or legal guardian must be obtained, or

(3) Notwithstanding subsections (1) and (2) of this section, a physician may terminate a pregnancy provided he has obtained at least one (1) corroborative medical opinion attesting to the medical necessity for emergency medical procedures and that to a reasonable degree of medical certainty the continuation of the pregnancy would threaten the life of the pregnant woman.

Section 4. Reporting procedure.—

(1) The director of any medical facility in which a pregnancy is terminated pursuant to this act shall maintain a record of such procedures. Such record shall include the date the procedure was performed, the reason for same and the period of gestation at the time the procedure was performed. A copy of such record shall be filed with the department of health and rehabilitative services, which shall be responsible for keeping such records in a central place from which statistical data and analysis can be made.

(2) Records maintained by an approved facility pursuant to this act shall be privileged information and deemed to be a confidential record and shall not be revealed except when ordered to do so by a court of competent jurisdiction in a civil or criminal proceeding.

Section 5. Right of refusal.—Nothing in this act shall require any hospital or any person to participate in the termination of a pregnancy nor shall any hospital or any person be liable for such refusal. No person who is a member of or associated with the staff of a hospital nor any employee of a hospital or physician in which or by whom the termination of a pregnancy has been authorized or performed, who shall state an objection to such procedure on moral or religious grounds, shall be required to participate in the procedure which will result in the termination of pregnancy. The refusal of any such person or employee to participate shall not form the basis for any disciplinary or other recriminatory action against such person.

Section 6. Penalties.—

(1) Any person who performs or participates in the termination of a pregnancy in violation of the requirements in section 2 of this act, which does not result in the death of the woman, shall be guilty of a felony of the third degree, punishable as provided in sections 775.082, 775.083 or 775.084, Florida Statutes.

(2) Any person who performs or participates in the termination of a pregnancy in violation of the requirements in section 2 of this act, which results in the death of the woman shall be guilty of a felony of the second degree, punishable as provided in sections 775.082, 775.083 or 775.084, Florida Statutes.

(3) Any person who violates any provision of sections 3 or 4 of this act shall be guilty of a misdemeanor of the first degree punishable as provided in sections 775.082 or 775.083, Florida Statutes.

Section 7. The provisions of this act shall not apply to the performance of a procedure which terminates a pregnancy in order to deliver a live child.

Section 8. Paragraph (i) of subsection (1) of section 458.1201, Florida Statutes, is amended to read:

458.1201 Denial, suspension, revocation of license; disciplinary powers.—

(1) (i) Procuring, aiding or abetting in the procuring of a ~~criminal abortion~~ an unlawful termination of pregnancy;

Section 9. Sections 782.10 and 797.01, Florida Statutes, as amended by chapter 71-136, Laws of Florida, are hereby repealed.

Section 10. If any section, subsection, sentence, clause or provision of this act, or the application thereof to any person or circumstance is held invalid, the invalidity shall not affect other provisions or portions thereof or applications of the act which can be given effect without the invalid provision or portion thereof or application, and to this end the provisions or portions of this act are severable.

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

Amendment 3

In the title, strike all of lines 4 through 17 and insert the following:

An act relating to the termination of pregnancies; providing definitions; providing conditions under which a pregnancy may be terminated; providing for consent; providing for reporting procedures; providing penalties for the performance of an unlawful termination of a pregnancy; repealing sections 782.10 and 797.01, Florida Statutes, as amended by chapter 71-136, Laws of Florida; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,
ALLEN MORRIS
Clerk, House of Representatives*

Senator Peterson presiding.

On motions by Senator Myers, the Senate concurred in House amendments 2 and 3 to CS for SB 284.

CS for SB 284 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—21

Mr. President	Gong	Karl	Pope
Peterson	Gunter	Knopke	Scarborough
Brantley	Haverfield	Lane	Trask
Broxson	Henderson	Myers	
Childers	Hollahan	Ott	
Ducker	Horne	Plante	

Nays—10

Daniel	Reuter	Ware	Wilson
Fincher	Saunders	Weissenborn	
Johnson (29th)	Stolzenburg	Williams	

By unanimous consent Senators Boyd, Beaufort, Graham and Poston were recorded as voting yea; Senator Weber, nay.

EXPLANATION OF VOTE

Our affirmative vote on final passage of CS for SB 284 was based on the fact that failure to adopt this bill would result in the state being governed by "common law."

The common law represents a situation in which there are practically no safeguards, controls or restraints.

Had the Supreme Court not held the abortion law of Florida to be invalid and left the state to common law we would have voted to keep the prior law in preference to this bill.

Jerry Thomas, 35th District

Frederick B. Karl, 14th District

Bill Gunter, 18th District

Robert M. Haverfield, 41st District

Verle Pope, 12th District

Ralph R. Poston, 46th District

Ken Plante, 16th District

John L. Ducker, 17th District

Curtis Peterson, 28th District

W. D. Childers, 2nd District

Ray C. Knopke, 23rd District

John Broxson, 1st District

George L. Hollahan, Jr., 44th District

The President presiding.

*The Honorable Jerry Thomas
President of the Senate*

April 6, 1972

Sir:

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

By Representative Shaw—

HB 4471—A bill to be entitled An act relating to the Town of Penney Farms, Clay County; repealing chapters 13253, 1927, 20055, 1939, 57-1712 and 71-844, Laws of Florida, establishing and amending the town charter; establishing a successor municipality to be known as the Town of Penney Farms, providing for continuation of government; fixing its powers and duties; establishing its organization; providing for qualifications of members of the town council and their election; providing for a referendum.

—and requests the concurrence of the Senate therein.

*Respectfully,
ALLEN MORRIS
Clerk, House of Representatives*

HB 4471, contained in the above message, was read the first time by title. On motion by Senator Williams, the rules were waived and the bill was placed on the calendar.

On motion by Senator Williams, Rule 4.14 requiring 15 minutes' notice was waived and unanimous consent was obtained to take up HB 4471 out of order.

On motions by Senator Williams, by two-thirds vote, HB 4471 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—29

Mr. President	Gong	Lane	Trask
Bell	Graham	Ott	Ware
Peterson	Gunter	Plante	Weissenborn
Brantley	Haverfield	Pope	Williams
Broxson	Hollahan	Poston	Wilson
Childers	Johnson (29th)	Saunders	
Daniel	Karl	Sayler	
Ducker	Knopke	Scarborough	

Nays—None

The Senate resumed—

SPECIAL ORDER

HB 3450—A bill to be entitled An act relating to the Florida construction industry licensing board; amending §468.105(1), Florida Statutes, to add a new paragraph to provide for the registration of any persons who have not previously registered by submitting certain information to the board, with a cutoff date; providing for notice; repealing §468.105(2)(b), Florida Statutes; providing an effective date.

On motions by Senator Hollahan, by two-thirds vote, HB 3450 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—27

Peterson	Graham	Karl	Sayler
Brantley	Gunter	Ott	Scarborough
Broxson	Henderson	Plante	Trask
Childers	Hollahan	Pope	Ware
Daniel	Horne	Poston	Weissenborn
Ducker	Johnson (29th)	Reuter	Williams
Gong	Johnson (34th)	Saunders	

Nays—1

Lane

HB 3568—A bill to be entitled An act relating to the Florida Construction Industry Licensing Board; amending section 468.-114(8), Florida Statutes, to extend the exemption to owners of property building farm out-buildings or one (1) or two (2) family residences thereon but not for sale and to extend the exemption to owners of property building commercial buildings thereon under twenty five thousand dollars (25,000.00) but not for sale or lease; providing an effective date.

On motions by Senator Hollahan, by two-thirds vote, HB 3568, 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	Fincher	Knopke	Saunders
Boyd	Gong	Lane	Saylor
Peterson	Graham	Myers	Scarborough
Brantley	Gunter	Ott	Trask
Broxson	Hollahan	Plante	Ware
Childers	Horne	Pope	Weissenborn
Daniel	Johnson (29th)	Poston	Williams
Ducker	Karl	Reuter	Wilson

Nays—None

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Jerry Thomas
President of the Senate

April 6, 1972

Sir:

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

By Senator Williams—

SB 914—A bill to be entitled An act relating to education, public schools; amending section 236.03, Florida Statutes, removing permissive authority to authorize recalculation; providing recalculation funds shall be calculated only on programs where the basic allocations are determined on prior years attendance; amending section 236.04(1), Florida Statutes, by adding subparagraph (e); amending section 236.04(2), Florida Statutes, by adding subparagraph (f); amending section 236.07(5) and (9), Florida Statutes, as amended by chapter 70-94, Laws of Florida, providing procedure for determining the amount for other than instructional salaries and transportation; providing procedure for determining the district minimum financial effort required; amending section 236.08, Florida Statutes, providing for the proration of the state's portion of the costs in any year in which a deficit exists; amending section 236.25(1)(b), Florida Statutes, as amended by chapters 70-401 and 71-263, Laws of Florida, providing a method for the calculation of any deficit in state funding of required retirement matching funds; repealing subsections 236.031, 236.075, and 236.0725, Florida Statutes; eliminating funding subsection 236.07(5)(b), Florida Statutes, for 1972-73, relating to financing of school funds; providing an effective date.

Amendment 1

On page 8, lines 14 & 15, strike "for any year, 1970-71 through 1973-74,"

Amendment 2

On page 8, line 11, strike "When" and insert the following: For the fiscal year 1973-74, when

Amendment 3

On page 6, line 16, strike "Section 3. Subsections (5) and" and insert the following: Section 3. Subsection

Amendment 4

On page 6, beginning on line 29, strike line 29 on page 6 and lines 1 through 13 on page 7

Amendment 5

In the title, lines 22, 23, & 24, strike "providing procedure for determining the amount for other than instructional salaries and transportation;"

Amendment 6

In the title, page 1, line 20, strike "(5) and"

Amendment 7

On page 11 after line 26, insert the following:

Section 8. Section 231.30, Florida Statutes, is amended to read:

231.30 Fees; disposition.—Each applicant for a certificate other than a certificate for part time or substitute teaching shall pay a fee of ~~ten~~ twelve dollars (\$12) except as provided herein: Each applicant for a re-issued temporary certificate, a part-time certificate or a substitute certificate shall pay a fee of ten dollars (\$10); for extension of a regular certificate five dollars (\$5); and for a duplicate certificate or a name change two dollars (\$2). The fee shall be retained whether the certificate is granted or not; provided that incomplete applications including fees and overpayments may be returned. An applicant for a duplicate certificate shall pay a fee of one dollar (\$1) and shall present evidence establishing his identity as the holder of the original certificate. The proceeds from the collection of certification fees shall be remitted by the department of education to the state treasurer and shall by him be kept in the following manner:

~~(2)~~(1) Five dollars (\$5) of each such fee of ~~ten~~ twelve dollars (\$12) shall be kept in a separate fund to be known as the "professional practices commission trust fund" and disbursed for the payment of expenses incurred in the operation of the professional practices council of the department of education, upon vouchers approved by the chairman of the council. The annual budget shall be approved by the state board of education.

~~(1)~~(2) Five dollars of each such fee of ~~ten~~ dollars (\$10) All remaining revenue from fees collected shall be kept in a separate fund to be known as the "educational certification and service trust fund" and disbursed for the payment of expenses incurred in the printing of forms and bulletins, and the issuing of certificates, upon vouchers approved by the department.

and renumber the remaining section

Amendment 8

In the title, page 2, line 10, after the words "school funds;" insert the following: amending §231.30, Florida Statutes; increasing the fee for teaching certificates;

Amendment 9

On page 11 after line 26, insert the following:

Section 8. Section 229.083, Florida Statutes, is amended to read:

229.083 State treasurer custodian of funds.—The state treasurer shall be treasurer and custodian of all state funds for the public school education program. He shall receive and provide for the proper custody and disbursement of these funds. ~~in accordance with the provisions of law. All funds received by the department shall be deposited in the state treasury subject to disbursement in such manner and for such purpose as the legislature may by law provide; provided, however, that funds held in trust for student organizations which are established and operated in conjunction with public school or community college programs may, upon approval by the state board, be exempted from this section and deposited outside the state treasury.~~

and renumber the remaining section

Amendment 10

In the title, on page 2, lines 10 & 11, strike "providing an effective date." and insert the following: amending §229.083, Florida Statutes; providing for deposit of funds held in trust for student organizations outside the state treasury; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

Senator Karl presiding.

On motion by Senator Horne the following amendment to House amendment 7 was adopted:

Amendment 1—Insert: Section 9. There is hereby appropriated from the general revenue fund to the state department of

education the sum of \$218,945 for the fiscal year 1972-73 to be used for the purpose of carrying out the program of environmental education, pursuant to Section 229.8055, Florida Statutes.

On motion by Senator Horne the following title amendment to House amendment 10 was adopted:

Amendment 2—In title insert: appropriating \$218,945 to the department of education for the environmental education program;

Senator Graham moved that the Senate concur in all 10 amendments to SB 914.

Senator Ware moved as a substitute motion that the Senate consider each amendment individually. The substitute motion was adopted.

On motions by Senator Graham, the Senate concurred in House amendments 1, 2, 3, 4, 5, 6, 8 and 9 and in 7 and 10 as amended by Senate amendments 1 and 2, respectively, to SB 914.

SB 914 passed as further amended and was certified to the House. The vote was:

Yeas—29

Mr. President	Graham	Myers	Trask
Peterson	Gunter	Ott	Ware
Brantley	Henderson	Plante	Weissenborn
Broxson	Horne	Pope	Williams
Childers	Johnson (34th)	Poston	Wilson
Daniel	Karl	Reuter	
Ducker	Knopke	Sayler	
Gong	Lane	Stolzenburg	

Nays—None

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

On motion by Senator Hollahan, the Senate recessed at 3:35 p.m.

The Senate was called to order by the President at 4:00 p.m. A quorum present—48:

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

The Senate resumed—

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Jerry Thomas April 7, 1972
President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives has adopted the Conference Committee Report as an entirety and passed as amended by conference committee report, SB 1154.

(Conference Committee amendments attached to original bill) —and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

By direction of the President, the following report was read:
CONFERENCE COMMITTEE REPORT ON SB 1154

The Honorable Jerry Thomas April 6, 1972
President of the Senate

The Honorable Richard A. Pettigrew
Speaker, House of Representatives

Dear Sirs:

Your Conference Committee on the disagreeing votes of the two Houses on the House amendment to Senate Bill 1154, same being:

An act making appropriations; providing moneys for the annual period beginning July 1, 1972, and ending June 30, 1973, to pay salaries, other expenses, capital outlay—buildings and improvements, and for other specified purposes of the various agencies of state government; suspending sections 20.30(9), 216.262, 216.292, 216.301(2), and 236.07(5)(9), Florida Statutes; providing an effective date.

having met, and after full and free conference, have agreed to recommend and do recommend to their respective Houses, as follows:

1. That the Senate accede to House Amendment Number 1.
2. That the Senate and House of Representatives adopt the Conference Committee Amendments attached thereto, and by reference made a part of this report.

<i>Marshall S. Harris</i>	<i>Louis de la Parte</i>
<i>Edmond M. Fortune</i>	<i>C. William Beaufort</i>
<i>Joel K. Gustafson</i>	<i>John R. Broxson</i>
<i>Carl Ogden</i>	<i>Bill Gunter</i>
<i>James L. Redman</i>	<i>Robert M. Haverfield</i> <i>(Abstaining)</i>
<i>John J. Savage (Dissenting)</i>	<i>Kenneth Plante</i>
<i>Ralph D. Turlington</i>	<i>Alan Trask</i>
<i>Gordon W. Tyrrell</i>	<i>J. H. Williams</i>

Managers on the part of the House of Representatives
Managers on the part of the Senate

Abstention from voting

Pursuant to Senate Rule 1.35 and Senate Rule 1.36, I am abstaining from signing the Conference Committee Report on SB 1154, the general appropriations bill.

While I am in accord with the Conference Committee Report in principle, the Report contains items relating to judicial salaries. The Governor has appointed me to the Bench effective with the adjournment of this Session; therefore, I do not feel that it would be proper for me to sign a report containing recommendations on judicial salaries, and I am thus abstaining from signing the Conference Committee Report on SB 1154.

Robert M. Haverfield, 41st District

Conference Committee Amendment 1—On page 1, strike everything after the enacting clause and insert the following in lieu thereof:

Section 1. The moneys in the following items are appropriated from the named funds for the 1972-73 fiscal year to the state agency indicated, as the amounts to be used to pay the salaries and other expenditures of the named agencies, and are in lieu of all moneys appropriated for these purposes in other sections of the Florida Statutes, except that if additional moneys are needed to meet the requirements of a continuing appropriation of a trust fund and additional moneys are available in the named trust fund, the Department of Administration is authorized to approve the expenditure of additional, available moneys in such trust fund in such amount(s) as may be necessary to meet such deficiency.

Item	\$	Amount	Item	\$	Amount
ADMINISTRATION, DEPARTMENT OF Office of the Secretary			Confederate Pensions ---		
1. Salaries, Retirement and S.S. Matching—Positions ---	21		Special Pensions and Relief Acts -----		34,200
From General Revenue Fund -----		69,491	Retirement of Justices and Judges (Non- Contributory) -----		8,419
From Administrative Trust Fund -----			Widow's Pensions -----		75,000
2. Other Personal Services		132,659	Teachers' Pensions ---		7,200
From Administrative Trust Fund -----			From Judicial Retirement Trust Fund -----		28,800
3. Expenses		2,300	From Florida Retirement System Trust Fund ---		375,000
From Administrative Trust Fund -----			TRS Survivor Benefit Trust Fund -----		83,000,000
4. Operating Capital Outlay		23,412	15. Not Used		
From Administrative Trust Fund -----			16. Not Used		
		972	ADMINISTERED FUNDS		
Planning and Budgeting, Division of			From General Revenue Fund		
5. Salaries, Retirement and S.S. Matching—Positions ---	77		17. Deficiency -----		400,000
From General Revenue Fund -----		1,013,072	18. Emergency -----		250,000
From State Planning Trust Fund -----			19. Contingent - Relocation Expenses -----		75,000
6. Other Personal Services		34,500	20. Deleted		
From General Revenue Fund -----			20A. Lump Sum—Cost of Living Research Study -----		250,000
From State Planning Trust Fund -----			Provided, the Department of Administration in Coop- eration with the Department of Commerce and the De- partment of Education is directed to study and iden- tify any significant cost of living differentials between and among the counties of the State of Florida. Said study shall include:		
7. Expenses		4,500	(1) Identification of cost of living differentials.		
From General Revenue Fund -----			(2) Determination of the significance of any cost of living differentials.		
From State Planning Trust Fund -----			(3) Development of a for- mula to compensate state and school employees for any significant cost of liv- ing differentials.		
8. Operating Capital Outlay		9,000	The Department of Admin- istration, Department of Commerce and Department of Education shall jointly report to the Legislature any legislation necessary to implement the findings and recommendations of said study, said report to be made no later than January 1, 1973.		
From General Revenue Fund -----					
9. Lump Sums		6,431			
From General Revenue Fund -----					
Regional State Office Planning -----		29,350			
Coastal Plain Regional Commission -----		80,000			
Personnel and Retirement, Division of					
10. Salaries, Retirement and S.S. Matching—Positions ---	161		AGRICULTURE AND CONSUMER SERVICES, DEPARTMENT OF AND COMMISSIONER OF AGRICULTURE		
From Operating Trust Fund -----		124,269	Office of the Commissioner and Division of Administration		
From State Personnel System Trust Fund ---		685,769	21. Salaries, Retirement and S.S. Matching—Positions ---	164	
From Florida Retirement System Trust Fund ---		574,726	From General Revenue Fund -----		532,746
11. Other Personal Services		14,810	From Administrative Trust Fund -----		817,023
From State Personnel System Trust Fund ---			22. Other Personal Services		
From Florida Retirement System Trust Fund ---		9,000	From General Revenue Fund -----		9,186
12. Expenses		66,217	From Administrative Trust Fund -----		15,064
From Operating Trust Fund -----			23. Expenses		
From State Personnel System Trust Fund ---		487,384	From General Revenue Fund -----		315,358
From Florida Retirement System Trust Fund ---		348,999	From Administrative Trust Fund -----		500,664
13. Operating Capital Outlay		2,313	From Harness Horse Racing Trust Fund ---		10,000
From Operating Trust Fund -----					
From State Personnel System Trust Fund ---		5,647			
From Florida Retirement System Trust Fund ---		820			
14. Pensions and Benefits					
From General Revenue Fund -----					
Retirement of State Officers and Em- ployees (Non - Con- tributory) -----		1,200,000			

Item	\$	Amount	Item	\$	Amount
		\$			\$
Quarter Horse Racing Promotion Trust Fund		2,175	44. Other Personal Services From General Revenue Fund		15,000
24. Operating Capital Outlay From Administrative Trust Fund		11,442	From General Inspection Trust Fund		41,780
25. Grants and Aids From Administrative Trust Fund		45,000	45. Expenses From General Revenue Fund		156,585
From Harness Horse Racing Trust Fund		135,000	From General Inspection Trust Fund		415,542
Quarter Horse Racing Promotion Trust Fund		8,000	46. Operating Capital Outlay From General Inspection Trust Fund		21,918
26. Lump Sum—Soil Survey and Watershed Planning From General Revenue Fund		50,000	Fruit and Vegetable Inspection, Division of		
Inspection, Division of			47. Salaries, Retirement and S.S. Matching—Positions	588	
27. Salaries, Retirement and S.S. Matching—Positions	325		From General Inspection Trust Fund		1,166,678
From General Revenue Fund		550,432	From Citrus Inspection Trust Fund		3,109,137
From General Inspection Trust Fund		1,754,972	48. Other Personal Services From General Inspection Trust Fund		21,000
28. Other Personal Services From General Inspection Trust Fund		7,590	From Citrus Inspection Trust Fund		7,000
29. Expenses From General Revenue Fund		144,313	49. Expenses From General Inspection Trust Fund		225,559
From General Inspection Trust Fund		469,680	From Citrus Inspection Trust Fund		670,956
30. Operating Capital Outlay From General Revenue		1,705	50. Operating Capital Outlay From General Inspection Trust Fund		4,945
From General Inspection Trust Fund		8,551	From Citrus Inspection Trust Fund		12,620
Standards, Division of			Plant Industry, Division of		
From General Inspection Trust Fund			51. Salaries, Retirement and S.S. Matching—Positions	223	
81. Salaries, Retirement and S.S. Matching—Positions	138		From General Revenue Fund		1,857,852
From General Revenue Fund		1,139,824	From Nursery Inspection Trust Fund		122,385
82. Other Personal Services		5,880	52. Other Personal Services From General Revenue Fund		9,975
83. Expenses		625,695	53. Expenses From General Revenue Fund		647,261
84. Operating Capital Outlay		43,511	From Nursery Inspection Trust Fund		135,480
Chemistry, Division of			From Fire Ant Control Trust Fund		80,026
35. Salaries, Retirement and S.S. Matching—Positions	101		54. Operating Capital Outlay From General Revenue Fund		44,795
From General Revenue Fund		306,539	Animal Industry, Division of		
From General Inspection Trust Fund		621,293	55. Salaries, Retirement and S.S. Matching—Positions	372	
36. Other Personal Services From General Revenue Fund		2,800	From General Revenue Fund		2,440,076
From General Inspection Trust Fund		4,200	From General Inspection Trust Fund		838,496
37. Expenses From General Revenue Fund		72,131	56. Other Personal Services From General Revenue Fund		1,900
From General Inspection Trust Fund		153,341	57. Expenses From General Revenue Fund		703,000
38. Operating Capital Outlay From General Revenue Fund		25,263	From General Inspection Trust Fund		110,896
From General Inspection Trust Fund		28,507	58. Operating Capital Outlay From General Revenue Fund		43,074
Dairy Industry, Division of			From General Inspection Trust Fund		2,285
From General Revenue Fund			Consumer Services, Division of		
39. Salaries, Retirement and S.S. Matching—Positions	45		From General Revenue Fund		
From General Revenue Fund		488,537	59. Salaries, Retirement and S.S. Matching—Positions	12	
40. Other Personal Services		2,450	From General Revenue Fund		113,060
41. Expenses		163,743			
42. Operating Capital Outlay		11,705			
Marketing, Division of					
43. Salaries, Retirement and S.S. Matching—Positions	180				
From General Revenue Fund		181,023			
From General Inspection Trust Fund		1,211,375			

Item	Amount	Item	Amount
	\$		\$
From Administrative Trust Fund		113. Other Personal Services	2,000
92. Other Personal Services From General Revenue Fund	203,915	114. Expenses	74,271
93. Expenses From General Revenue Fund	17,449	115. Operating Capital Outlay	1,000
94. Operating Capital Outlay From General Revenue Fund	77,858	CITRUS, DEPARTMENT OF	
	19,415	From Citrus Advertising Trust Fund	
Beverage, Division of		116. Salaries, Retirement and S.S. Matching—Positions	208
From General Revenue Fund		117. Other Personal Services	2,281,244
95. Salaries, Retirement and S.S. Matching—Positions	232	118. Expenses	160,200
	2,069,978	119. Advertising Rebates	17,777,874
96. Other Personal Services	19,891	120. Operating Capital Outlay	569,402
97. Expenses	709,652		87,500
98. Operating Capital Outlay	139,045	COMMERCE, DEPARTMENT OF	
Hotels and Restaurants, Division of (a)		Offices of the Secretary and Administrative Services	
From General Revenue Fund		121. Salaries, Retirement and S.S. Matching—Positions	424
99. Salaries, Retirement and S.S. Matching—Positions	159	From General Revenue Fund	457,072
	1,184,699	From Administrative Trust Fund	2,345,783
28 positions of the 31 position increase is authorized contingent on passage of Senate Bill 607 or similar legislation to increase the license fees of public food and lodging establishments.		From Special Employment Security Trust Fund	112,460
100. Other Personal Services	78,836	From Revolving Trust Fund	164,594
101. Expenses	276,935	From Bicentennial Commission Trust Fund	73,190
102. Operating Capital Outlay	46,055	122. Other Personal Services From General Revenue Fund	9,719
103. Grants and Aids—Industry Education	52,800	From Administrative Trust Fund	24,315
(a) Provided, however, that no moneys be spent in excess of fees collected		From Special Employment Security Trust Fund	15,221
General Regulation, Division of		From Revolving Trust Fund	14,359
104. Salaries, Retirement and S.S. Matching—Positions	11	From Bicentennial Commission Trust Fund	7,189
From General Revenue Fund	75,256	123. Expenses From General Revenue Fund	206,146
From Yacht and Ship Brokers Trust Fund	16,242	From Administrative Trust Fund	1,339,408
105. Other Personal Services From General Revenue	1,974	From Special Employment Security Trust Fund	99,710
106. Expenses From General Revenue Fund	26,337	From Revolving Trust Fund	534,082
From Yacht and Ship Brokers Trust Fund	6,000	From Bicentennial Commission Trust Fund	57,035
107. Operating Capital Outlay From General Revenue Fund	1,750	124. Operating Capital Outlay From General Revenue Fund	7,874
Pari-Mutuel Wagering, Division of		From Administrative Trust Fund	9,263
108. Salaries, Retirement and S.S. Matching—Positions	61	From Special Employment Security Trust Fund	1,027
From Operating Trust Fund	328,265	From Revolving Trust Fund	1,027
109. Other Personal Services From Operating Trust Fund	793,554	From Bicentennial Commission Trust Fund	2,392
110. Expenses From Operating Trust Fund	1,171,318	125. Debt Service From Revolving Trust Fund	69,500
From Additional Dog/Harness Tax Trust Fund	400,672	125A. Grants and Aids From Bicentennial Commission Trust Fund	372,010
111. Operating Capital Outlay From Operating Trust Fund	5,000	Provided however, if federal funds are received in support of the office of media services, a like amount of General Revenue Funds shall be reserved and shall revert to the State General Revenue Fund unallocated.	
Florida Land Sales, Division of			
From Operating Trust Fund			
112. Salaries, Retirement and S.S. Matching—Positions	25		
	203,562		

Item	\$	Amount	Item	\$	Amount
		\$			\$
Commercial Development, Division of			From Workmen's Compensation Trust Fund ..		
From General Revenue Fund			From Special Disability Trust Fund ..		
126. Salaries, Retirement and S.S. Matching—Positions ...	83	697,725			71,972
		14,624			1,295
127. Other Personal Services ...		225,665			48,921
128. Expenses			135. Special Categories		
General Administrative ..		225,665	From Special Disability Trust Fund ..		1,800,000
Paid Advertising and Promotion ..		600,000	From Unemployment Compensation Benefit Trust Fund ..		74,532,525
Rural Economic Development ..		75,000	From M.D.T.A. Subsistence Trust Fund ..		5,609,975
Provided however, at least one-half of the moneys provided for paid advertising and promotion shall be expended for advertising and promoting business development.			From WIN Benefits Trust Fund ..		1,939,156
129. Operating Capital Outlay ..		16,067	From WIN Administrative Trust Fund ..		866,308
Provided however, no moneys appropriated to the division of commercial development shall be spent for maintaining an office in any location outside the State of Florida. Provided further, all welcome stations in operation during fiscal year 1971-72 shall continue to be operated in fiscal year 1972-73.			From Crew Chief Registration Trust Fund ..		27,500
			Provided, however, 35 of the positions authorized in the Bureau of Workman's Compensation and related costs, a total of \$357,457, is for Federal Occupational Safety and Health Act and contingent upon receipt of full federal funding during 1972-73.		
Labor and Employment Opportunities, Division of			136. Not Used		
130. Salaries, Retirement and S.S. Matching—Positions ...	2,425	210,382	137. Not Used		
From General Revenue Fund ..		210,382	138. Not Used		
From Employment Security Administration Trust Fund ..		15,283,324	Funds appropriated in items 121-138 shall not be used to provide expenses of passenger-carrying aircraft, except as reimbursements for transportation to the division of motor pool or transportation by commercial airlines.		
From Workmen's Compensation Trust Fund ..		3,334,906	COMMISSIONERS FOR THE PROMOTION OF UNIFORMITY OF LEGISLATION IN THE UNITED STATES		
From Special Disability Trust Fund ..		32,800	From General Revenue Fund ..		9,500
From State Approval Trust Fund ..		78,339	COMMUNITY AFFAIRS, DEPARTMENT OF		
From WIN Administrative Trust Fund ..		890,934	Office of the Secretary		
131. Other Personal Services			140. Salaries, Retirement and S.S. Matching—Positions ...	14	141,490
From General Revenue Fund ..		627	From General Revenue Fund ..		141,490
From Workmen's Compensation Trust Fund ..		253,405	From Administrative Trust Fund ..		7,380
From Special Disability Trust Fund ..		1,141	141. Other Personal Services		5,500
From State Approval Trust Fund ..		1,544	From General Revenue Fund ..		5,500
From WIN Administrative Trust Fund ..		15,010	142. Expenses		48,516
From Employment Security Administration Trust Fund ..		593,010	From Administrative Trust Fund ..		48,516
132. Expenses			143. Operating Capital Outlay		1,276
From General Revenue Fund ..		78,391	From General Revenue Fund ..		1,276
From Workmen's Compensation Trust Fund ..		948,636	144. Not Used		
From Special Disability Trust Fund ..		48,836	COMMISSION ON HUMAN RELATIONS		
From State Approval Trust Fund ..		22,596	From General Revenue Fund		
From WIN Administrative Trust Fund ..		400,284	145. Salaries, Retirement and S.S. Matching—Positions ...	9	79,426
From Employment Security Administration Trust Fund ..		2,646,272	From General Revenue Fund ..		4,800
133. Not Used			147. Expenses ..		29,762
134. Operating Capital Outlay			148. Operating Capital Outlay ..		5,613
From General Revenue Fund ..		5,102			

Item	\$	Amount	Item	\$	Amount
		\$			\$
Economic Opportunity, Division of			Technical Assistance, Division of		
149. Salaries, Retirement and S.S. Matching—Positions	30		162. Salaries, Retirement and S.S. Matching—Positions	26	
From General Revenue Fund		43,239	From General Revenue Fund		104,638
From Economic Opportunity Trust Fund		250,443	From Community Development Trust Fund		209,310
From Neighborhood Youth Corps Trust Fund		44,616	163. Not Used		
150. Other Personal Services			164. Expenses		
From General Revenue Fund		700	From General Revenue Fund		14,400
From Economic Opportunity Trust Fund		14,900	From Community Development Trust Fund		65,690
From Neighborhood Youth Corps Trust Fund		1,545,100	165. Operating Capital Outlay		
151. Expenses			From General Revenue Fund		225
From General Revenue Fund		15,671	166. Special Categories		
From Economic Opportunity Trust Fund		121,612	From General Revenue Fund		153,962
From Neighborhood Youth Corps Trust Fund		76,693	From Urban Planning Assistance Revolving Trust Fund		170,000
152. Operating Capital Outlay			Training and Professional Development, Division of		
From General Revenue Fund		449	Fire College, Bureau of		
From Economic Opportunity Trust Fund		1,795	From General Revenue Fund		
153. Grants and Donations			167. Salaries, Retirement and S.S. Matching—Positions	12	
From Economic Opportunity Trust Fund		27,500	From General Revenue Fund		117,276
Emergency Government, Division of			168. Other Personal Services		7,170
154. Salaries, Retirement and S.S. Matching—Positions	47		169. Expenses		51,961
From General Revenue Fund		140,473	170. Operating Capital Outlay		8,400
From Personnel and Administration Trust Fund		140,472	Fire Fighters Standards, Bureau of		
From Community Shelter Planning Trust Fund		67,103	From General Revenue Fund		
From Radiological Facility Trust Fund		41,413	171. Salaries, Retirement and S.S. Matching—Positions	5	
155. Other Personal Services			From General Revenue Fund		53,373
From General Revenue Fund		1,572	172. Not Used		
From Personnel and Administration Trust fund		1,572	173. Expenses		19,369
156. Expenses			174. Operating Capital Outlay		2,146
From General Revenue Fund		45,684	175. Not Used		
From Personnel and Administration Trust Fund		43,186	Police Standards, Bureau of		
From U.S. Contributions Trust Fund		2,500	From General Revenue Fund		
From Community Shelter Planning Trust Fund		25,211	176. Salaries, Retirement and S.S. Matching—Positions	8	
From Radiological Facility Trust Fund		11,266	From General Revenue Fund		84,080
157. Operating Capital Outlay			177. Other Personal Services		1,200
From General Revenue Fund		1,535	178. Expenses		46,024
From Personnel and Administration Trust Fund		1,536	179. Operating Capital Outlay		300
From Radiological Facility Trust Fund		486	Migrant Labor, Division of		
158. Grants and Aids			From General Revenue Fund		
From Personnel and Administration Trust Fund		627,957	180. Salaries, Retirement and S.S. Matching—Positions	3	
Veterans' Affairs, Division of			From General Revenue Fund		34,364
From General Revenue Fund			181. Expenses		12,218
159. Salaries, Retirement and S.S. Matching—Positions	60		182. Not Used		
From General Revenue Fund		436,164	EDUCATION, DEPARTMENT OF		
From Economic Opportunity Trust Fund		46,743	Florida School for the Deaf and the Blind		
160. Expenses		8,322	183. Salaries, Retirement and S.S. Matching—Positions	455	
161. Operating Capital Outlay			From General Revenue Fund		3,102,597
			From Grants and Donations Trust Fund		291,760
			184. Other Personal Services		
			From General Revenue Fund		19,692
			From Grants and Donations Trust Fund		46,664
			185. Expenses		
			From General Revenue Fund		340,439
			From Grants and Donations Trust Fund		62,551
			186. Food Products		
			From General Revenue Fund		179,232

Item	Amount	Item	Amount
	\$		\$
187. Operating Capital Outlay		From Education Certifi-	
From General Revenue		cation Trust Fund	106,552
Fund	160,185	From Student Financial	
From Grants and Dona-		Aid Trust Fund	43,299
tions Trust Fund	42,024	From County Capital	
188. Grants and Aids		Outlay and Debt Serv-	
From General Revenue		ice School Trust Fund	
Fund	32,000	—Administrative	388,910
Commissioner and State Board		From Educational Aids	
Staff		Trust Fund	1,289,410
189. Salaries, Retirement and		From Professional Prac-	
S.S. Matching—Positions	163	tices Council Trust	
Fund	1,489,811	Fund	74,797
From County Capital		From Speech Pathology	
Outlay and Debt Serv-		and Audiology Trust	
ice School Trust Fund		Fund	2,284
—Administrative	22,765	From Food and Nutrition	
From Institutions of		Services Trust Fund	47,095
Higher Education Bond		196. Other Personal Services	
Program Capital Out-		From General Revenue	
lay and Debt Service		Fund	187,090
Trust Fund—Adminis-		From Education Certifi-	
trative	21,915	cation Trust Fund	12,785
From Educational Aids		From County Capital	
Trust Fund	143,734	Outlay and Debt Serv-	
190. Other Personal Services		ice School Trust Fund	
From General Revenue		—Administrative	15,700
Fund	27,308	From Educational Aids	
From County Capital		Trust Fund	846,718
Outlay and Debt Serv-		From Professional Prac-	
ice School Trust Fund		tices Council Trust	
—Administrative	16,400	Fund	17,275
From Institutions of		From Speech Patholgy	
Higher Education Bond		and Audiology Trust	
Program Capital Out-		Fund	4,100
lay and Debt Service		From Food and Nutrition	
Trust Fund—Adminis-		Services Trust Fund	16,200
trative	22,400	From Student Financial	
From Educational Aids		Aid Trust Fund	35,000
Trust Fund	47,328	197. Expenses	
191. Expenses		From General Revenue	
From General Revenue		Fund	900,497
Fund	971,431	From Education Certifi-	
From County Capital		cation Trust Fund	122,125
Outlay and Debt Serv-		From Student Financial	
ice School Trust Fund		Aid Trust Fund	16,090
—Administrative	37,883	From County Capital	
From Institutions of		Outlay and Debt Serv-	
Higher Education Bond		ice School Trust Fund	
Program Capital Out-		—Administrative	134,500
lay and Debt Service		From Educational Aids	
Trust Fund	20,100	Trust Fund	1,364,861
From Educational Aids		From Professional Prac-	
Trust Fund	203,096	tices Council Trust	
192. Operating Capital Outlay		Fund	48,270
From General Revenue		From Speech Pathology	
Fund	16,083	and Audiology Trust	
From Institutions of		Fund	5,044
Higher Education Bond		From Food and Nutrition	
Program Capital Out-		Services Trust Fund	29,710
lay and Debt Service		198. Operating Capital Outlay	
Trust Fund—Adminis-		From General Revenue	
trative	750	Fund	600,195
From Educational Aids		From Education Certifi-	
Trust Fund	1,839	cation Trust Fund	5,295
193. Debt Service		From County Capital	
From Institutions of		Outlay and Debt Serv-	
Higher Education Cap-		ice School Trust Fund	
ital Outlay and Debt		—Administrative	4,315
Service Trust Fund—		From Educational Aids	
Bond Account	21,116,000	Trust Fund	1,003,292
194. Special Categories		From Professional Prac-	
State Textbook Program		tices Council Trust	
From General Revenue		Fund	500
Fund	9,933,091	From Student Financial	
Elementary and Secondary Edu-		Aid Trust Fund	1,100
cation, Division of		199. Grants and Aids	
195. Salaries, Retirement and		From General Revenue	
S.S. Matching—Positions	333	Fund	
From General Revenue		Minimum Foundation	
Fund	1,930,806	Program K-12 (a)	666,608,597

Item	Amount
	\$
Exceptional Child Summer Institutes ..	30,000
Driver Education	2,300,000
Educational Leadership Training Act	100,000
General Scholarships ..	680,000
Nursing Scholarships ..	120,000
Seminole Indian Scholarships	4,800
Children of Deceased Veterans	11,000
Exceptional Child Scholarships	155,000
Board of Regents Scholarships	800,000
Quinmester Program ..	382,625
Community School Program	270,000
Homestead Exemption School Lunch Program (b)	3,357,900
Extended Year Programs	192,000
District Cost Differential (c)	12,000,000

(a)(1) Provided however, the provision in Sec. 236.07(9), F.S., which requires that when the increase of \$1,100 in other current expense as provided in Sec. 236.07(5), F.S., allocated to any district is less than the amount of the increase of one mill of required local effort for that district as provided in Sec. 236.07(9), F.S., an amount equal to the difference of the increase of one mill and the increase in other current expense shall be allocated to the district, is hereby suspended for the 1972-73 fiscal year.

(a)(2) Provided however, funds for special units which are not earned on prior year attendance data shall not be entitled to recalculation funds as provided in section 236.07(9), F.S., provided, further, that in computing the fund requirements of these units, no local effort shall be included.

(b) The amount provided from the state share of the calculated cost of the minimum foundation program K-12 shall be allocated by the commissioner of education to respective allocated by the commissioner of education to respective school districts pro rata according to the number of type "A" lunches (a type "A" lunch meaning a lunch that meets the nutrition requirements as specified in the National School Lunch Act) distributed to economically needy children ("economically needy children" meaning children who in accordance with the requirements of the National School Lunch Act are determined to be eligi-

Item	Amount
	\$
ble for a free or a reduced price lunch because they are unable to pay a portion of the price of, or the full price of, the lunch).	
(c) Provided that this amount is appropriated so that each of the following named school districts shall be allocated up to the amount shown when the conditions hereinafter stated prevail.	
District	Amount
Alachua	\$ 227,545
Baker	9,718
Bay	8,702
Brevard	541,620
Broward	3,426,914
Charlotte	42,959
Citrus	10,141
Clay	127,761
Collier	102,193
Dade	6,064,554
Duval	1,132,778
Escambia	444,684
Flagler	120
Hendry	14,527
Hillsborough	1,218,692
Indian River	135,672
Lee	170,520
Leon	149,553
Manatee	25,157
Martin	125,292
Monroe	24,424
Nassau	27,935
Okaloosa	20,951
Orange	380,704
Palm Beach	1,514,998
Pinellas	951,240
Polk	541,485
St. Johns	20,221
St. Lucie	99,449
Santa Rosa	46,519
Sarasota	112,923
Seminole	99,904
Volusia	158,382

The Department of Education shall determine the average unit value from state and local sources for the fiscal years 1971-72 and 1972-73 as follows: (1) for 1971-72 divide the total number of instructional units included in the 1971-72, K-12 MFP into the sum of the state's share of the K-12 MFP for instructional salaries, current expenses other than instructional salaries and transportation, and education improvement expense, plus K-12 county school sales tax, plus the calculated amount from a ten (10) mill tax levied on 95% of the non-exempt assessed valuation of the district as shown on the 1971 calendar year tax roll upon which taxes were collected; (2) for 1972-73 divide the total number of instruction units included in the 1972-73 K-12 MFP into the sum of the state's share of the K-12 MFP for instructional salaries, and current expenses other than instruc-

Item	\$ Amount \$	Item	\$ Amount \$
<p>tional salaries and transportation, plus the calculated amount from a ten (10) mill tax levied on 95% of the non-exempt assessed valuation of the district as shown on the 1972 calendar year tax roll upon which taxes were collected, plus the amount received from the state to replace the district school tax loss resulting from the additional \$5,000 homestead exemption provided in chapter 71-309, Laws of Florida.</p> <p>If the 1972-73 average unit value computed above in any named district exceeds the 1971-72 average unit value computed above for such district by 4% or more, that district shall not be eligible to receive any of the amount shown; if the 1972-73 average unit value computed above in any named district is less than 104% of the 1971-72 average unit value computed above for such district, that district shall be allocated the lesser of (1) the amount shown or (2) the additional amount above the state's share of the K-12 MFP for instructional salaries and current expenses other than instructional salaries and transportation plus the calculated amount from a 10 mill tax levied on 95% of the non-exempt assessed valuation of the district as shown on the 1972 calendar year tax roll upon which taxes were collected, plus the amount received from the state to replace the district school tax loss resulting from the additional \$5,000 homestead exemption provided in chapter 71-309, Laws and Florida, necessary to provide a 1972-73 average unit value that is 4% above the 1971-72 average unit value; provided, further, that if \$12,000,000 is not sufficient to provide full payment to all eligible districts, each district's share shall receive a pro rata share; provided, however, if the ratio study conducted by the auditor general on the 1971 calendar year tax roll is declared invalid for purposes of determining district required local effort for participation in the K-12 MFP, none of the \$12,000,000 shall be allocated as herein prescribed, but instead shall be a part of the appropriation for the state's share of the K-12 MFP as provided in chapter 236. F.S.</p>		<p>From Trust Funds County Capital Outlay and Debt Service School Trust Fund Educational Aid Trust Fund—Aid to Counties Student Financial Aid Trust Fund—Loans Grants and Donations Trust Fund Ex-Confederate Soldiers and Sailors Endowment Trust Fund—Scholarships Food and Nutrition Services Trust Fund MFP—Interest and Principal State School Fund</p> <p>200. Special Categories From General Revenue Fund Transfer to Student Financial Aid Trust Fund (a) Educational Research and Development Program</p> <p>(a) Provided that the amount which may be expended from this appropriation shall be repaid from the student financial aid trust fund upon issuance of bonds for the student loan program.</p> <p>Vocational Education, Division of</p> <p>201. Salaries, Retirement and S.S. Matching—Positions .. 198 From General Revenue Fund From Educational Aids Trust Fund From Manpower Development Training Trust Fund</p> <p>202. Other Personal Services From Educational Aids Trust Fund</p> <p>203. Expenses From General Revenue Fund From Educational Aids Trust Fund From Manpower Development Training Trust Fund</p> <p>204. Operating Capital Outlay From Educational Aids Trust Fund From Manpower Development Training Trust Fund</p> <p>205. Grants and Aids From Educational Aids Trust Fund From Manpower Development Training Trust Fund</p> <p>206. Transfer to Trust Fund From General Revenue Fund Manpower Development Training Trust Fund Funds appropriated in Items 189 through 206 shall not be used to provide expenses of passenger carrying aircraft, except as reimbursements for transportation to</p>	<p>27,998,390</p> <p>42,003,515</p> <p>2,300,000</p> <p>5,000</p> <p>4,000</p> <p>25,796,563</p> <p>3,000,000</p> <p>650,000</p> <p>1,541,000</p> <p>159,222</p> <p>2,015,496</p> <p>154,055</p> <p>42,105</p> <p>54,763</p> <p>892,678</p> <p>61,244</p> <p>10,936</p> <p>2,052</p> <p>13,291,398</p> <p>3,142,993</p> <p>332,000</p>

Item	Amount \$	Item	Amount \$
the Division of Motor Pool or transportation by commercial airlines.		From Racing Scholarship Trust Fund -----	600,000
Community Colleges, Division of		From Extension Incidental Trust Fund -----	400,000
207. Salaries, Retirement and S.S. Matching—Positions ---	27	From Student Financial Aid Trust Fund -----	965,000
From General Revenue Fund -----	304,649	217. Lump Sum	
From Capital Outlay and Debt Service School Trust Fund—Administrative -----	8,527	From General Revenue Fund -----	
208. Other Personal Services From General Revenue Fund -----	27,350	Payment to State Fire Fund -----	15,000
209. Expenses		University Demonstration Schools -----	1,450,000
From General Revenue Fund -----	178,171	Community Hospital Education Program -- Institutes and Special Programs -----	500,000
From Junior College Conference Trust Fund ---	6,000	218. Debt Service	
From Capital Outlay and Debt Service School Trust Fund—Administrative -----	101	From 1969 Capital Improvements Trust Fund -----	2,025,822
210. Operating Capital Outlay From General Revenue Fund -----	10,733	From University System Capital Improvement Trust Fund -----	1,134,854
From Junior College Conference Trust Fund ---	1,645	EDUCATIONAL AND GENERAL ACTIVITIES	
211. Aid to Counties		(For allocation by the Division of Universities to the following Institutions for the Educational and General Activities: University of Florida including Genesys, Florida State University, Florida A & M University, University of South Florida, University of South Florida—St. Petersburg Campus, Florida Atlantic University including Dade Center, University of West Florida, Florida Technological University, Florida International University, and University of North Florida.)	
From General Revenue Fund -----		219. Salaries, Retirement and S.S. Matching—Positions ---	11,692
Minimum Foundation Program -----	110,401,507	From General Revenue Fund -----	114,951,997
From County Capital Outlay and Debt Service School Trust Fund -----	4,526,305	From Incidental Trust Fund -----	28,019,990
Universities, Division of		From Extension Incidental Trust Fund ---	830,929
General Office		220. Other Personal Services From General Revenue Fund -----	5,927,433
212. Salaries, Retirement and S.S. Matching—Positions ---	102	From Incidental Trust Fund -----	4,000,000
From General Revenue Fund -----	1,195,463	From Extension Incidental Trust Fund ---	457,505
From Extension Incidental Trust Fund -----	44,819	221. Expenses	
From Grants and Donations Trust Fund -----	160,960	From General Revenue Fund -----	14,570,139
213. Other Personal Services From General Revenue Fund -----	89,178	From Incidental Trust Fund -----	12,000,000
From Extension Incidental Trust Fund -----	14,300	From Extension Incidental Trust Fund ---	637,032
From Grants and Donations Trust Fund -----	98,616	222. Operating Capital Outlay From General Revenue Fund -----	6,698,931
214. Expenses		From Incidental Trust Fund -----	6,000,000
From General Revenue Fund -----	324,432	From Extension Incidental Trust Fund ---	15,000
From Westcott Trust Fund -----	100	The Board of Regents shall allocate salaries to provide comparable pay for comparable responsibilities performed by individuals of equal training, experience and rank. Both faculty salary increase money and	
From Extension Incidental Trust Fund -----	9,480		
From Grants and Donations Trust Fund -----	179,133		
215. Operating Capital Outlay From General Revenue Fund -----	23,648		
216. Grants and Aids			
From General Revenue Fund -----			
First Accredited Medical School -----	3,055,000		
Regional Education ---	904,300		
Southern Regional Council on Mental Health -----	8,000		
Institute on Higher Education Opportunities -----	10,000		

Item	Amount	Item	Amount
	\$		\$
salary dollars for new faculty positions shall be used for this purpose provided that no university shall receive a faculty salary increase less than one third of the rate of increase allocated to the state university system. In addition, faculty positions shall be allocated by level and discipline on the basis of uniform productivity factors with the exception that no university shall lose more than 1.5% of its faculty positions authorized on June 30, 1972.		From Operations and Maintenance Trust Fund	
222A. Not Used		229. Expenses	1,088,921
222B. Expenses—Photographic Archives, Strozier Library		From General Revenue Fund	3,891,087
From General Revenue Fund	6,000	From Operations and Maintenance Trust Fund	3,213,005
Institute of Food and Agricultural Sciences		229A. Lump Sum—To establish a program within the Shands Teaching Hospital for the treatment of burns.	
223. Salaries, Retirement and S.S. Matching—Positions	1,805	From General Revenue Fund	250,000
From General Revenue Fund	16,225,505	230. Operating Capital Outlay	813,160
From Incidental Trust Funds		From General Revenue Fund	
Experiment Station	134,366	From Operations and Maintenance Trust Fund	385,350
Extension Service	5,200	Provided that the operations and maintenance trust fund of the Teaching Hospital at the University of Florida, J. Hillis Miller Health Center shall be increased above the amount appropriated if additional operations and maintenance trust funds are available. Such increases shall be made according to the following schedule: 25% of the extra income up to \$100,000, 50% of extra income above \$100,000, but less than \$200,000, and 75% of extra income above \$200,000. The remaining funds shall revert to the general revenue fund. The teaching hospital may utilize the extra budget to increase other personal services, expenses, or operating capital outlay but not salary expenditure categories. Budget increases shall be utilized according to all state rules and regulations and shall be reported to the Department of Administration.	
From Federal Grant Funds		Engineering Industrial Experiment Station	
Experiment Station	880,729	230A. Salaries, Retirement and S.S. Matching—Positions	410
Extension Service	1,164,832	From General Revenue Fund	262,000
224. Other Personal Services		From EIES Research Contracts Trust Fund	2,485,356
From General Revenue Fund	860,912	230B. Other Personal Services	
From Incidental Trust Funds		From General Revenue Fund	140,000
Experiment Station	103,610	From EIES Research Contracts Trust Fund	1,029,160
Extension Service	10,400	230C. Expenses	
From Federal Grant Funds		From General Revenue Fund	60,000
Experiment Station	72,071	From EIES Research Contracts Trust Fund	865,484
Extension Service	20,000	230D. Operating Capital Outlay	
225. Expenses		From General Revenue Fund	38,000
From General Revenue Fund	2,451,949	From EIES Research Contracts Trust Fund	220,000
From Incidental Trust Funds		University of Florida—Veterinary Medicine Planning	
Experiment Station	718,575	From General Revenue Fund	
Extension Service	77,700	230E. Salaries, Retirement and S.S. Matching—Positions	8
From Federal Grant Funds			120,794
Experiment Station	134,430		
Extension Service	190,000		
226. Operating Capital Outlay			
From General Revenue Fund	735,665		
From Incidental Trust Funds			
Experiment Station	144,337		
Extension Service	13,000		
From Federal Grant Funds			
Experiment Station	96,541		
Extension Service	20,000		
J. Hillis Miller Health Center			
227. Salaries, Retirement and S.S. Matching—Positions	2,012		
From General Revenue Fund	10,322,112		
From Operations and Maintenance Trust Fund	7,386,322		
228. Other Personal Services			
From General Revenue Fund	855,514		

Item	\$	Amount	\$
230F. Other Personal Services		46,500	
230G. Expenses		25,500	
230H. Operating Capital Outlay		4,500	
230I. Architectural Fees		155,586	
University of South Florida Medical Center			
From General Revenue Fund			
231. Salaries, Retirement and S.S. Matching—Positions	188	3,170,812	
232. Other Personal Services		59,125	
233. Expenses		216,510	
234. Operating Capital Outlay		405,500	
235. Not Used			
236. Not Used			
237. Not Used			
238. Not Used			
CONTRACTS AND GRANTS			
(For allocation by the Division of Universities to the following institutions for contract and grant activities: University of Florida, J. Hillis Miller Health Center, Institute of Food and Agricultural Sciences, Florida State University, Florida A&M University, University of South Florida, Florida Atlantic University, University of West Florida, Florida Technological University, Florida International University, and University of North Florida.)			
239. Salaries, Retirement and S.S. Matching			
From Grants and Donations Trust Fund		7,224,096	
From Sponsored Research Trust Fund		12,807,600	
From U.F.—Health Center Family Planning Trust Fund		143,000	
From U.F.—Institute of Food and Agricultural Sciences Grants and Donations Trust Fund		2,750,000	
240. Other Personal Services			
From Grants and Donations Trust Fund		4,915,950	
From U.F.—Health Center Family Planning Trust Fund		11,000	
From Institute of Food and Agricultural Sciences—Grants and Donations Trust Fund		632,500	
241. Expenses			
From Grants and Donations Trust Fund		4,562,756	
From U.F.—Health Center Family Planning Trust Fund		825,000	
From Institute of Food and Agricultural Sciences—Grants and Donations Trust Fund		1,320,000	
242. Operating Capital Outlay			
From Grants and Donations Trust Fund		2,210,198	
From U.F.—Health Center Family Planning Trust Fund		5,500	
From Institute of Food and Agricultural Sciences—Grants and Donations Trust Fund		385,000	
243. Grants and Aids			
From Grants and Donations Trust Fund		1,791,500	

Item	\$	Amount	\$
AUXILIARY ENTERPRISES			
(For Allocation by the Division of universities to the following institutions for the auxiliary enterprises activities: University of Florida, Florida State University, Florida A&M University, University of South Florida, Florida Atlantic University, University of West Florida, Florida Technological University, Florida International University and University of North Florida.)			
244. Salaries, Retirement and S.S. Matching—Positions	2,781		
From SUS—Auxiliary Trust Funds		11,502,836	
From SUS—Working Capital Trust Fund		4,581,096	
From SUS—Revenue Certificate Trust Funds		2,813,307	
From SUS—Mobile Home Unit Trust Fund		4,373	
245. Other Personal Services			
From SUS—Auxiliary Trust Funds		1,864,308	
From SUS—Working Capital Trust Funds		206,890	
From SUS—Revenue Certificate Trust Funds		333,672	
From SUS—Mobile Home Unit Trust Fund		1,200	
246. Expenses			
From SUS—Auxiliary Trust Funds		17,633,850	
From SUS—Working Capital Trust Funds		3,622,608	
From SUS—Revenue Certificate Trust Funds		2,344,485	
From SUS—Law Review Trust Fund		17,847	
From SUS—Mobile Home Unit Trust Fund		74,550	
247. Operating Capital Outlay			
From SUS—Auxiliary Trust Funds		1,787,845	
From SUS—Working Capital Trust Funds		223,760	
From SUS—Revenue Certificate Trust Funds		698,740	
248. Debt Service			
From Auxiliary Trust Funds		90,000	
From Revenue Certificate Trust Funds		2,832,911	
Appropriations made in Items 219-222 and 239-248, notwithstanding the provisions of section 216.292, F.S., may be transferred upon request of the Division of Universities to the state comptroller, to accounts established for each institution within the Division of Universities for disbursement purposes, and upon release of said appropriations by the Department of Administration. Provided, however, such transfers may only be made to accounts similar in purpose to the category of appropriation from which transferred.			

Item	Amount	Item	Amount
	\$		\$
Knott Data Center		265. Special Categories	
From Working Capital Trust Fund		Debt Service Payments	
248A. Salaries, Retirement and S.S. Matching—Positions	59	From General Revenue Fund	1,692,000
		From Supervision Trust Fund	981,000
	538,484		
248B. Other Personal Services		Motor Pool, Division of	
248C. Expenses		266. Salaries, Retirement and S.S. Matching—Positions	22
248D. Operating Capital Outlay		From General Revenue Fund	89,541
	318,030	From Motor Vehicle Operating Trust Fund	391,060
	43,204	267. Not Used	
GENERAL SERVICES,		268. Expenses	
DEPARTMENT OF		From General Revenue Fund	23,120
Office of the Executive Director		From Motor Vehicle Operating Trust Fund	368,895
From General Revenue Fund		269. Operating Capital Outlay	
249. Salaries, Retirement and S.S. Matching—Positions	28	From General Revenue Fund	74,162
		From Motor Vehicle Operating Trust Fund	40,476
	289,024	Provided, no Funds are provided herein for the Division of Motor Pool for the operation of an aircraft pool. Provided further, it is the intent of the Legislature the division shall activate maintenance Districts I and III in accordance with the plan of operations presented in the 1972-73 Legislative budget request. Trust Funds include appropriations for 37 authorized current positions to be transferred from other departments.	
250. Not Used		Communications, Division of	
251. Expenses		270. Salaries, Retirement and S.S. Matching—Positions	27
252. Operating Capital Outlay		From General Revenue Fund	294,187
	74,213	From TELPAK Revolving Trust Fund	53,621
	4,554	271. Other Personal Services	
Purchasing, Division of		From General Revenue Fund	15,000
From General Revenue Fund		272. Expenses	
253. Salaries, Retirement and S.S. Matching—Positions	50	From General Revenue Fund	71,765
		From TELPAK Revolving Trust Fund	1,242,817
	492,150	273. Operating Capital Outlay	
254. Delete		From General Revenue Fund	3,323
255. Expenses		From TELPAK Revolving Trust Fund	3,582
256. Operating Capital Outlay		274. Lump Sum	
	144,937	For Transfer to Communications Working Capital Trust Fund	
	7,828	From General Revenue Fund	300,000
Electronic Data Processing,		Provided that, Trust Fund Appropriations for the Division of Communications contains the funding for 7 current authorized positions in existing departments, which shall be transferred to the Division of Communications in order to implement the Capitol Center Centrex Telephone System.	
Division of			
257. Salaries, Retirement and S.S. Matching—Positions	40		
From General Revenue Fund			
	394,498		
From Grants and Donations Trust Fund			
	89,827		
258. Other Personal Services			
From General Revenue Fund			
	6,000		
259. Expenses			
From General Revenue Fund			
	100,512		
From Grants and Donations Trust Fund			
	8,619		
260. Operating Capital Outlay			
From General Revenue Fund			
	1,700		
From Grants and Donations Trust Fund			
	1,778		
Building Construction and Maintenance, Division of			
261. Salaries, Retirement and S.S. Matching—Positions	295		
From General Revenue Fund			
	1,167,257		
From Architects Incidental Trust Fund			
	315,257		
From Supervision Trust Fund			
	552,392		
262. Other Personal Services			
From General Revenue Fund			
	54,450		
From Architects Incidental Trust Fund			
	3,000		
From Supervision Trust Fund			
	8,000		
263. Expenses			
From General Revenue Fund			
	939,180		
From Architects Incidental Trust Fund			
	51,891		
From Supervision Trust Fund			
	564,474		
264. Operating Capital Outlay			
From General Revenue Fund			
	40,950		
From Supervision Trust Fund			
	22,535		

Item	\$	Amount
	\$	\$
Bond Finance, Division of		
From Revenue Bond Fee Trust Fund		
275. Salaries, Retirement and S.S. Matching—Positions	6	65,111
276. Other Personal Services		181,800
277. Expenses		168,000
278. Not Used		
Surplus Property, Division of		
279. Salaries, Retirement and S.S. Matching—Positions	81	
From Surplus Property Revolving Trust Fund		470,630
From Surplus Property Operating Trust Fund		12,215
280. Other Personal Services		
From Surplus Property Revolving Trust Fund		3,980
281. Expenses		
From Surplus Property Revolving Trust Fund		145,623
From Surplus Property Operating Trust Fund		26,980
282. Operating Capital Outlay		
From Surplus Property Revolving Trust Fund		30,500
From Surplus Property Operating Trust Fund		575
283. Special Categories		
From General Revenue Fund		
For Transfer to Surplus Property Operating Trust Fund—Lump Sum		39,770
GOVERNOR, OFFICE OF THE General Office		
From General Revenue Fund		
284. Salaries, Retirement and S.S. Matching—Positions	60	713,584
285. Other Personal Services		14,280
286. Expenses		197,163
287. Operating Capital Outlay		15,593
288. Contingent—Discretionary		30,000
289. Lump Sum—National Governor's Conference		12,000
289A. Lump Sum—Consumer Advisor		64,450
Citizen's Committee on Education		
From General Revenue Fund		
290. Lump Sum		100,000
Operation of the Governor's Mansion		
From General Revenue Fund		
291. Salaries, Retirement and S.S. Matching—Positions	17	134,709
292. Other Personal Services		800
293. Expenses		58,012
294. Operating Capital Outlay		300
GOVERNOR'S HIGHWAY SAFETY COMMISSION		
295. Salaries, Retirement and S.S. Matching—Positions	18	
From General Revenue Fund		104,148
From Governor's Highway Safety Commission Trust Fund		104,148
296. Other Personal Services		
From General Revenue Fund		2,213
From Governor's Highway Safety Commission Trust Fund		2,213

Item	\$	Amount
	\$	\$
297. Expenses		
From General Revenue Fund		38,790
From Governor's Highway Safety Commission Trust Fund		38,791
298. Operating Capital Outlay		
From General Revenue Fund		112
From Governor's Highway Safety Commission Trust Fund		113
299. Grants and Aids		
From Governor's Highway Safety Commission Trust Fund		2,521,347
GOVERNOR'S COUNCIL ON CRIMINAL JUSTICE		
300. Salaries, Retirement and S.S. Matching—Positions	35	
From General Revenue Fund		61,472
From Council on Criminal Justice Trust Fund		350,837
301. Other Personal Services		
From Council on Criminal Justice Trust Fund		13,392
302. Expenses		
From Council on Criminal Justice Trust Fund		181,653
303. Operating Capital Outlay		
From Council on Criminal Justice Trust Fund		7,368
304. Grants and Aids		
From General Revenue Fund		507,600
From Council on Criminal Justice Trust Fund		20,633,600
COMMISSION ON THE STATUS OF WOMEN		
From General Revenue Fund		
305. Lump Sum		4,500
Funds appropriated in items 284 through 305 shall not be used to provide expenses of passenger carrying aircraft, except as reimbursements for transportation to the division of motor pool or transportation by commercial airlines.		
HEALTH AND REHABILITATIVE SERVICES, DEPARTMENT OF		
Appropriations made in items 348-352, 390-394, 404-410, and 433-437, notwithstanding the provisions of section 216.292, F.S., may be transferred upon request of the department to the state comptroller, to accounts established for each institution within the respective divisions for disbursement purposes, and upon release of said appropriations by the secretary of administration. Provided, however, such transfers may only be made to accounts similar in purpose to the category of appropriation from which transferred.		

Item	Amount	Item	Amount
	\$		\$
Administrative Services, Division of Office of the Secretary and Administrative Services		324. Other Personal Services	27,293
306. Salaries, Retirement and S.S. Matching—Positions	103	325. Expenses	492,295
From General Revenue Fund	757,015	326. Operating Capital Outlay	5,127
From Administrative Trust Fund	407,293	Planning and Evaluation, Division of General Planning and Evaluation	
307. Other Personal Services		327. Salaries, Retirement and S.S. Matching—Positions	56
From General Revenue Fund	10,980	From General Revenue Fund	146,491
From Administrative Trust Fund	7,020	From Planning and Evaluation Trust Fund	439,474
308. Expenses		328. Other Personal Services	
From General Revenue Fund	192,306	From General Revenue Fund	18,356
From Administrative Trust Fund	111,756	From Planning and Evaluation Trust Fund	55,064
309. Operating Capital Outlay		329. Expenses	
From General Revenue Fund	8,541	From General Revenue Fund	75,389
From Administrative Trust Fund	5,460	From Planning and Evaluation Trust Fund	208,167
309A. Lump Sum—Psychiatric Residency Programs (Chapter 394.457(2), F.S.)		330. Operating Capital Outlay	
From General Revenue Fund	250,000	From General Revenue Fund	2,225
310. Lump Sum—State Institutions Claims		From Planning and Evaluation Trust Fund	6,675
From General Revenue Fund	25,000	331. Not Used	
310A. Lump Sum—Audit of Hospital Payments (Includes 9 Positions)		332. Lump Sum—Kidney Disease Program	
From Administrative Trust Fund	150,000	From General Revenue Fund	178,940
311. Not Used		Community Medical Facilities Planning, Bureau of	
312. Not Used		333. Salaries, Retirement, and S.S. Matching—Positions	17
313. Child Day Care Program		From General Revenue Fund	144,361
From General Revenue Fund	250,000	From U.S. Grants Trust Fund	80,000
Jacksonville Data Center		334. Other Personal Services	
From Working Capital Trust Fund		From General Revenue Fund	700
314. Salaries, Retirement and S.S. Matching—Positions	271	From U.S. Grants Trust Fund	530
	1,971,009	335. Expenses	
315. Other Personal Services	32,488	From General Revenue Fund	52,817
316. Expenses	1,484,514	From U.S. Grants Trust Fund	5,871
317. Operating Capital Outlay	7,350	336. Operating Capital Outlay	
Drug Abuse Program		From General Revenue Fund	1,170
318. Salaries, Retirement and S.S. Matching—Positions	55	From U.S. Grants Trust Fund	1,710
From General Revenue Fund	357,473	337. Grants in Aids—Hospital Grants	
From Drug Abuse Fund	134,042	From U.S. Grants Trust Fund	
319. Other Personal Services		Hospital Construction	8,045,502
From General Revenue Fund	5,858	Loan Guarantees and Subsidies	14,506,000
From Drug Abuse Fund	3,000	Grants and Donations Trust Fund	
320. Expenses		From Grants and Donations Trust Fund	
From General Revenue Fund	89,174	338. Salaries, Retirement and S.S. Matching—Positions	8
From Drug Abuse Trust Fund	51,144		78,620
321. Operating Capital Outlay		339. Other Personal Services	19,203
From General Revenue Fund	4,000	340. Expenses	9,692
322. Grants and Aids		341. Operating Capital Outlay	1,350
From General Revenue Fund	500,000	Corrections, Division of General Office	
Comprehensive Services Delivery System Project		From General Revenue Fund	
From Comprehensive Services Delivery System Trust Fund		342. Salaries, Retirement and S.S. Matching—Positions	63
323. Salaries, Retirement and S.S. Matching—Positions	51		651,193
	349,767	343. Other Personal Services	28,800
		344. Expenses	314,815

Item	Amount	Item	Amount
	\$		\$
345. Operating Capital Outlay -	51,936	From Federal Aid Trust	
346. Discharge and Travel Pay -	301,200	Fund	50,000
347. Return of Parole Violators	24,000	376. Other Personal Services	
MAJOR INSTITUTIONS			
From General Revenue Fund			
348. Salaries, Retirement and		From General Revenue	
S.S. Matching—Positions -	1,961	Fund	8,706
	15,421,655	377. Expenses	
349. Other Personal Services -	45,617	From General Revenue	
350. Expenses	3,642,553	Fund	306,992
351. Food Products	2,307,079	378. Operating Capital Outlay	
352. Operating Capital Outlay -	625,353	From General Revenue	
352A. Lump Sum—Vocational Ed-		Fund	7,524
ucation Program	200,000	379. Not Used	
(Includes 14 Positions)		Field Services, Bureau of	
Community Correctional Centers			
From General Revenue Fund			
353. Salaries, Retirement and		380. Salaries, Retirement and	
S.S. Matching—Positions -	256	S.S. Matching—Positions -	1,281
	1,143,736	From General Revenue	
354. Other Personal Services -	28,560	Fund	3,699,784
355. Expenses	406,515	From Federal Aid Trust	
356. Food Products	322,661	Fund	6,833,736
357. Operating Capital Outlay -	297,970	381. Other Personal Services	
358. Not Used		From General Revenue	
359. Lump Sum		Fund	2,406
Six Additional Centers -	512,178	From Federal Aid Trust	
Conversion of Five Road		Fund	4,444
Prisons into Community		382. Expenses	
Correctional Centers		From General Revenue	
Operating Funds	750,000	Fund	583,492
Renovation	100,000	From Federal Aid Trust	
Road Prisons			
360. Salaries, Retirement and		Fund	1,077,932
S.S. Matching—Positions -	230	383. Not Used	
From Road Prison Trust		384. Operating Capital Outlay	
Fund	1,790,896	From General Revenue	
361. Other Personal Services		Fund	29,869
From Road Prison Trust		From Federal Aid Trust	
Fund	179,705	Fund	55,178
362. Expenses		384A. Lump Sum—Regional De-	
From Road Prison Trust		tention and Shelter	
Fund	522,318	Care Services for Children	
363. Food Products		(Per Senate Bill 490)	
From Road Prison Trust		From General Revenue	
Fund	341,642	Fund	950,000
364. Operating Capital Outlay		Bureau of Group Treatment	
From Road Prison Trust		385. Salaries, Retirement and	
Fund	71,508	S.S. Matching—Positions -	201
Correctional Industries			
From Industrial Trust Fund			
365. Salaries, Retirement and		From General Revenue	
S.S. Matching—Positions -	159	Fund	811,964
	1,264,884	From Federal Aid Trust	
366. Other Personal Services -	11,620	Fund	507,181
367. Expenses	3,987,683	386. Other Personal Services	
368. Not Used		From General Revenue	
369. Operating Capital Outlay -	259,609	Fund	8,667
Airport Operations			
From Airport Operation Trust			
Fund		From Federal Aid Trust	
370. Expenses -	1,500	Fund	5,183
Grants and Donations			
From Grants and Donations			
Trust Fund		387. Expenses	
371. Salaries, Retirement and		From General Revenue	
S.S. Matching—Positions -	31	Fund	488,122
	269,874	From Federal Aid Trust	
372. Other Personal Services -	10,500	Fund	303,834
373. Expenses	25,440	388. Food Products	
374. Operating Capital Outlay -	22,680	From General Revenue	
Youth Services, Division of			
General Office			
375. Salaries, Retirement and		Fund	120,188
S.S. Matching—Positions -	73	From Federal Aid Trust	
From General Revenue		Fund	71,867
Fund	560,328	389. Operating Capital Outlay	
Major Institutions			
From General Revenue Fund			
390. Salaries, Retirement and		From General Revenue	
S.S. Matching—Positions -	1,105	Fund	152,075
	7,708,723	From Federal Aid Trust	
391. Other Personal Services -		Fund	94,569
392. Expenses		Major Institutions	
393. Food Products		From General Revenue Fund	
394. Operating Capital Outlay -		390. Salaries, Retirement and	
		S.S. Matching—Positions -	1,105
			7,708,723
		391. Other Personal Services -	117,324
		392. Expenses	1,468,800
		393. Food Products	570,791
		394. Operating Capital Outlay -	247,905

Item	Amount	Item	Amount
	\$		\$
Grants and Donations			
From Grants and Donations			
Trust Fund			
395. Salaries, Retirement and S.S. Matching—Positions ..	18	413. Expenses	
		From General Revenue	
		Fund	181,269
396. Other Personal Services ---		From Alcoholic Rehabilitation Trust Fund	50,000
397. Expenses	115,635	414. Food Products	
398. Lump Sum—Educational Improvements	12,877	From General Revenue	
	32,715	Fund	34,307
	238,565	415. Operating Capital Outlay	
		From General Revenue	
		Fund	37,250
		416. Grants and Aids	
		From General Revenue	
		Fund	459,596
Mental Health, Division of			
General Office and Community			
Mental Health Program			
399. Salaries, Retirement and S.S. Matching—Positions ---	146	Grants and Donations	
From General Revenue		From Grants and Donations	
Fund	1,001,675	Trust Fund	
From Operations and Maintenance Trust		417. Salaries, Retirement and S.S. Matching—Positions ---	10
Fund	578,654		
400. Other Personal Services		418. Other Personal Services ---	72,397
From General Revenue		419. Expenses	12,000
Fund	84,925	420. Grants and Aids	354,200
From Operations and Maintenance Trust			48,000
Fund	8,350		
401. Expenses		Retardation, Division of	
From General Revenue		General Office and Community	
Fund	221,393	Mental Retardation Program	
From Operations and Maintenance Trust		421. Salaries, Retirement and S.S. Matching—Positions ---	53
Fund	147,232	From General Revenue	
402. Operating Capital Outlay		Fund	512,707
From General Revenue		422. Other Personal Services	
Fund	21,250	From General Revenue	
From Operations and Maintenance Trust		Fund	52,382
Fund	2,700	423. Expenses	
403. Grants and Aids		From General Revenue	
From General Revenue		Fund	174,333
Fund	885,495	424. Operating Capital Outlay	
From Operations and Maintenance Trust		From General Revenue	
Fund	4,554,000	Fund	9,660
From Federal Aid Trust		425. Grants and Aids	
Fund	1,946,505	From General Revenue	
		Fund	1,721,433
		426. Not Used	
		427. Community Residential Services	
		From General Revenue	
		Fund	1,551,249
		From Federal Aid Trust	
		Fund	302,000
Mental Hospitals			
404. Salaries, Retirement and S.S. Matching—Positions ---	5,793	Regional Community Centers	
From General Revenue		From General Revenue Fund	
Fund	36,223,493	428. Salaries, Retirement and S.S. Matching—Positions ---	58
405. Other Personal Services			
From General Revenue		Fund	384,895
Fund	209,309	429. Other Personal Services ---	38,500
406. Expenses		430. Expenses	172,432
From General Revenue		431. Food Products	21,541
Fund	4,243,014	432. Operating Capital Outlay ---	19,182
407. Food Products			
From General Revenue		Major Institutions	
Fund	2,696,003	433. Salaries, Retirement and S.S. Matching—Positions ---	4,377
408. Operating Capital Outlay		From General Revenue	
From General Revenue		Fund	26,171,729
Fund	653,978	From Federal Aid Trust	
409. Lump Sum—Implement Chapter 71-131		Fund	138,000
From General Revenue		434. Other Personal Services	
Fund	500,000	From General Revenue	
410. Lump Sum—Implement Chapter 71-131		Fund	154,424
From Federal Aid Trust		435. Expenses	
Fund	1,379,495	From General Revenue	
		Fund	3,295,745
		436. Food Products	
		From General Revenue	
		Fund	1,853,192
		437. Operating Capital Outlay	
		From General Revenue	
		Fund	424,737
		437A. Lump Sum—Sunland Hospital, Orlando (includes 63 positions)	
Bureau of Alcoholic Rehabilitation			
411. Salaries, Retirement and S.S. Matching—Positions ---	116		
From General Revenue			
Fund	1,002,086		
412. Other Personal Services			
From General Revenue			
Fund	63,155		

Item	Amount	Item	Amount
	\$		\$
From General Revenue Fund	998,750	From General Revenue Fund	610,223
Grants and Donations		460. Other Personal Services From General Revenue Fund	300,000
From Grants and Donations Trust Fund			1,932,637
438. Salaries, Retirement and S.S. Matching—Positions	213	From U.S. Trust Fund	100,000
	1,196,589	461. Expenses	
439. Other Personal Services	191,914	From General Revenue Fund	2,443,222
440. Expenses	179,437	From U.S. Trust Fund	1,083,101
441. Operating Capital Outlay	72,256	From Donations Trust Fund	522,551
442. Grants, Subsidies, Contributions	128,365	462. Operating Capital Outlay From General Revenue Fund	26,380
Vocational Rehabilitation, Division of Vocational Rehabilitation Services		From U.S. Trust Fund	2,000
443. Salaries, Retirement and S.S. Matching—Positions	1,326	463. Cystic Fibrosis Program From General Revenue Fund	226,213
From Federal Rehabilitation Trust Fund	10,060,698	Family Services, Division of (Provided the General Revenue Fund Appropriations may be transferred to the proper trust fund for disbursement)	
444. Other Personal Services From Federal Rehabilitation Trust Fund	72,498	General Administration	
445. Expenses		464. Salaries, Retirement and S.S. Matching—Positions	6,070
From General Revenue Fund	4,005,814	From General Revenue Fund	16,143,576
From Federal Rehabilitation Trust Fund	13,132,289	From Administrative Trust Fund	24,212,891
From Workshop and Rehabilitation Trust Fund	200,000	465. Other Personal Services From General Revenue Fund	407,366
446. Food Products From Federal Rehabilitation Trust Fund	16,441	From Administrative Trust Fund	500,839
447. Operating Capital Outlay From Federal Rehabilitation Trust Fund	179,783	466. Expenses	
Medical and Social Services—Blind		From General Revenue Fund	7,771,768
From General Revenue Fund		From Administrative Trust Fund	21,288,703
448. Salaries, Retirement and S.S. Matching—Positions	60	466A. Special Program Expenses From Administrative Trust Fund	6,000,000
	405,711	467. Operating Capital Outlay From General Revenue Fund	320,552
449. Other Personal Services	6,300	From Administrative Trust Fund	475,140
450. Expenses	619,107	468. Grants and Aids From Administrative Trust Fund	700,000
451. Operating Capital Outlay	13,013	From Federal Grants Trust Fund	393,000
Disability Determination Section From Vocational Rehabilitation U.S. Trust Fund		Direct Assistance and Service Programs	
452. Salaries, Retirement and S.S. Matching—Positions	145	469. Old Age Assistance From General Revenue Fund	12,195,503
	1,252,304	From Direct Assistance and Service Trust Fund	36,141,723
453. Expenses	1,744,829	470. Aid to the Blind From General Revenue Fund	741,299
454. Operating Capital Outlay	24,033	From Direct Assistance and Service Trust Fund	1,620,329
Vending Stand Section, Bureau of Blind Services		471. Aid to the Permanently and Totally Disabled From General Revenue Fund	7,252,160
455. Salaries, Retirement and S.S. Matching—Positions	16	From Direct Assistance and Service Trust Fund	15,980,991
From U.S. Trust Fund	106,865	472. Aid to Families with Dependent Children From General Revenue Fund	35,504,504
From Training and Operating Trust Fund	26,716	From Direct Assistance and Service Trust Fund	97,573,523
456. Other Personal Services From U.S. Trust Fund	1,600		
From Training and Operating Trust Fund	400		
457. Expenses			
From U.S. Trust Fund	367,393		
From Training and Operating Trust Fund	149,334		
458. Operating Capital Outlay From U.S. Trust Fund	1,316		
From Training and Operating Trust Fund	329		
Crippled Children, Bureau of			
459. Salaries, Retirement and S.S. Matching—Positions	117		

Item	Amount \$	Item	Amount \$
473. Child Welfare Services		From Medical Care	
From General Revenue		Trust Fund _____	2,324,516
Fund _____	3,936,129	483. Hospital Insurance Bene- fits	
From Direct Assistance and Service Trust Fund	2,241,275	From General Revenue	
It is the intent of the Legis- lature that \$183,700 of the funds appropriated in item 473 (child welfare, foster home care) be used by the division of family services to take all necessary action to begin implementation of a program for family and group treatment homes for dependent children, provid- ing that matching federal funds are available for this purpose. It is the intent that said funds (including staff required to operate the homes) be used for the pro- gram's operational costs.		Fund _____	421,489
474. Child Adoption Services (Medical and Hospital Care)		From Medical Care	
From Medical Care Trust	80,544	Trust Fund _____	650,184
Fund _____		484. State Mental Health Hos- pital Program	
Medical Care Programs		From Medical Care	
475. Physician Services		Trust Fund _____	5,829,000
From General Revenue		485. State Tuberculosis Hospital Program	
Fund _____	3,263,078	From Medical Care Trust	
From Medical Care Trust	5,033,586	Fund _____	423,900
476. Hospital In-Patient Services		486. Home Health Services	
From General Revenue		From General Revenue	
Fund _____	11,206,378	Fund _____	33,941
From Medical Care Trust	17,286,829	From Medical Care Trust	
Fund _____		Fund _____	52,356
477. Skilled Nursing Home Care and Intermediate Facility Care		487. Not Used	
From General Revenue		488. Not Used	
Fund _____	15,274,265	489. Not Used	
From Medical Care Trust	23,561,903	490. Not Used	
Fund _____		491. Not Used	
Skilled nursing homes or intermediate care facilities receiving vendor payments under this program shall not receive any other sup- plementary payment for the care from any other state or county governmental unit.		492. Medical Screening and Treatment of Children	
478. Drugs (Prescribed Medi- cines)		From General Revenue	
From General Revenue		Fund _____	2,205,201
Fund _____	6,456,922	From Medical Care	
From Medical Care Trust	9,960,373	Trust Fund _____	3,401,718
Fund _____		493. Patient Transportation	
479. Hospital Out-Patient Serv- ices		From General Revenue	
From General Revenue		Fund _____	476,417
Fund _____	1,659,195	From Medical Care	
From Medical Care	2,559,454	Trust Fund _____	734,915
Trust Fund _____		Special Federal Projects	
480. Other Lab and X-Ray Serv- ices		494. Salaries, Retirement and S.S. Matching—Positions —	386
From General Revenue		From Special Grants	
Fund _____	24,425	Trust Fund _____	2,867,386
From Medical Care	37,680	495. Not Used	
Trust Fund _____		496. Expenses	
481. Family Planning		From Federal Grants	
From General Revenue		Trust Fund _____	22,966
Fund _____	3,933	Health, Division of	
From Medical Care	6,067	(Provided the General Rev- enue Fund Appropriation may be Transferred to the Proper Trust Fund for Dis- bursement)	
Trust Fund _____		General Public Health	
482. Supplementary Medical In- surance		497. Salaries, Retirement and S.S. Matching—Positions —	755
From General Revenue		From General Revenue	
Fund _____	2,363,044	Fund _____	5,828,320
		From Federal Grants-in- Aid Trust Fund _____	1,350,787
		From Hearing Aids and Devices Trust Fund _____	5,377
		From Pest Control Trust Fund _____	25,022
		498. Other Personal Services	
		From General Revenue	
		Fund _____	22,200
		From Federal Grants-in- Aid Trust Fund _____	121,350
		From Hearing Aids and Devices Trust Fund _____	1,200
		From Pest Control Trust Fund _____	2,700
		499. Expenses	
		From General Revenue	
		Fund _____	2,282,753
		From Federal Grants-in- Aid Trust Fund _____	998,391
		From Hearing Aids and Devices Trust Fund _____	5,000
		From Pest Control Trust Fund _____	14,075

Item	Amount	Item	Amount
	\$		\$
500. Operating Capital Outlay		522. Other Personal Services	
From General Revenue		From General Revenue	
Fund	182,674	Fund	5,849
From Federal Grants-in-		From Grants and Dona-	
Aid Trust Fund	57,345	tions Trust Fund	108,826
From Hearing Aids and		523. Expenses	
Devices Trust Fund	550	From General Revenue	
500A. Not Used		Fund	442,479
500B. Lump Sum—Waste Water		From Grants and Dona-	
Operators Training		tions Trust Fund	200
(5 Positions)		524. Operating Capital Outlay	
From General Revenue		From General Revenue	
Fund	65,000	Fund	33,170
501. Grants and Aids		Drivers Licenses, Division of	
From General Revenue		525. Salaries, Retirement and	
Fund		S.S. Matching—Positions	698
Grants to Localities for		From General Revenue	
Mosquito Control	2,475,000	Fund	1,911,174
Medical Scholarships	3,000	From Accident Reports	
Dog Fly Control	75,000	Trust Fund	2,350,000
502. Not Used		526. Other Personal Services	
503. Not Used		From General Revenue	
Grants and Donations		Fund	21,992
From Grants and Donations		527. Expenses	
Trust Fund		From General Revenue	
504. Salaries, Retirement and		Fund	2,290,672
S.S. Matching—Positions		528. Operating Capital Outlay	
	8,055,938	From General Revenue	
505. Other Personal Services	76,000	Fund	88,713
506. Expenses	4,600,040	Provided, however, no	
507. Operating Capital Outlay	155,000	funds in items 525 through	
508. Not Used		528 may be used to pay a	
County Health Units		salary to any person re-	
Grants to County Health		ceiving pay from the Flor-	
Units		ida Highway Patrol retire-	
509. Lump Sum		ment system in the Divi-	
From General Revenue		sion of Drivers Licenses	
Fund	10,763,600	where such salary would	
From County Health Units		be in excess of that paid	
Trust Fund	18,303,800	for the employment of	
510. Not Used		beginning non-experienced	
511. Not Used		personnel unless such per-	
512. Not Used		son or persons was em-	
513. Not Used		ployed by the Division of	
514. Not Used		Drivers Licenses on April	
515. Not Used		1, 1971.	
Tuberculosis Hospitals		Florida Highway Patrol,	
516. Salaries, Retirement and		Division of	
S.S. Matching—Positions	736	529. Salaries, Retirement and	
From General Revenue		S.S. Matching—Positions	1,489
Fund	4,731,309	From General Revenue	
From Hospital Mainte-		Fund	11,223,462
nance Trust Fund	1,285	From Reimbursement	
517. Other Personal Services		Trust Fund	1,655,446
From Hospital Mainte-		From Grants and Dona-	
nance Trust Fund	93,688	tions Trust Fund	253,039
518. Expenses		530. Other Personal Services	
From General Revenue		From General Revenue	
Fund	48,674	Fund	14,131
From Hospital Mainte-		531. Expenses	
nance Trust Fund	645,815	From General Revenue	
519. Food Products		Fund	2,083,387
From Hospital Mainte-		From Reimbursement	
nance Trust Fund	185,593	Trust Fund	346,593
520. Operating Capital Outlay		From Grants and Dona-	
From Hospital Mainte-		tions Trust Fund	31,744
nance Trust Fund	132,105	532. Operating Capital Outlay	
HIGHWAY SAFETY AND		From General Revenue	
MOTOR VEHICLES,		Fund	434,730
DEPARTMENT OF		From Reimbursement	
Office of Executive Director		Trust Fund	1,000
and Division of Administrative		533. Lump Sum for Maintenance	
Services		and Acquisition of Motor	
521. Salaries, Retirement and		Vehicles	
S.S. Matching—Positions	193	From General Revenue	
From General Revenue		Fund	3,758,024
Fund	1,285,452	From Reimbursement Trust	
From Grants and		Fund	271,042
Donations Trust Fund	22,629	From Grants and Dona-	
		tions Trust Fund	113,853

Item	Amount	Item	Amount
	\$		\$
534. Lump Sum—Payment for Holidays		Banking and Collateral Securities, Division of	
From General Revenue Fund	335,806	From General Revenue Fund	
From Reimbursement Trust Fund		548. Salaries, Retirement and S.S. Matching—Positions	23
534. Not Used			197,515
Provided, however, moneys appropriated in item 532 for communications equipment shall be released for expenditures only pursuant to a plan being submitted by the Division of Florida Highway Patrol and approved by the Department of General Services, Division of Communications, in accordance with provisions of Sec. 287.25, F.S.		549. Other Personal Services	3,100
		550. Expenses	201,140
		551. Operating Capital Outlay	20,568
		Office of the Assistant Insurance Commissioner	
		552. Salaries, Retirement and S.S. Matching—Positions	177
		From General Revenue Fund	697,498
		From Insurance Commissioner Regulatory Trust Fund	756,903
		553. Other Personal Services	
		From General Revenue Fund	800
		From Insurance Commissioner Regulatory Trust Fund	800
		554. Expenses	
		From General Revenue Fund	238,111
		From Insurance Commissioner Regulatory Trust Fund	247,264
		555. Operating Capital Outlay	
		From General Revenue Fund	8,037
		From Insurance Commissioner Regulatory Trust Fund	8,401
		Insurance Regulation, Division of	
		556. Salaries, Retirement and S.S. Matching—Positions	149
		From General Revenue Fund	11,929
		From Insurance Commissioner Regulatory Trust Fund	978,611
		From Insurer Examination Revolving Trust Fund	544,979
		From State Fire Insurance Trust Fund	39,934
		557. Other Personal Services	
		From Insurance Commissioner Regulatory Trust Fund	7,775
		From State Fire Insurance Trust Fund	525
		558. Expenses	
		From Insurance Commissioner Regulatory Trust Fund	473,192
		From Insurer Examination Revolving Trust Fund	357,000
		From Publications Revolving Trust Fund	35,000
		From Agents and Solicitors County License Tax Trust Fund	13,200
		From State Fire Insurance Trust Fund	455,259
		559. Operating Capital Outlay	
		From Insurance Commissioner Regulatory Trust Fund	19,808
		From State Fire Insurance Trust Fund	650
		Rehabilitation and Liquidation, Division of	
		From Insurance Commissioner Regulatory Trust Fund	
		560. Salaries, Retirement and S.S. Matching—Positions	31
			342,662
Motor Vehicles, Division of			
From General Revenue Fund			
535. Salaries, Retirement and S.S. Matching—Positions	367		
	2,225,428		
536. Other Personal Services			
	59,298		
537. Expenses			
	2,137,754		
538. Purchase of License Plates			
	1,632,160		
539. Operating Capital Outlay			
	218,178		
KIRKMAN DATA CENTER			
From Working Capital Trust Fund			
540. Salaries, Retirement and S.S. Matching—Positions	200		
	1,306,538		
541. Other Personal Services			
	2,304		
542. Expenses			
	1,509,804		
543. Operating Capital Outlay			
	9,200		
INSURANCE, DEPARTMENT OF AND TREASURER			
Office of the Treasurer and Division of Administration			
544. Salaries, Retirement and S.S. Matching—Positions	116		
From General Revenue Fund			
	434,554		
From Municipal Firemen's Pension Trust Fund			
	23,795		
From Municipal Police Officer's Retirement Trust Fund			
	23,088		
From Administrative Trust Fund			
	534,662		
545. Other Personal Services			
From Municipal Firemen's Pension Trust Fund			
	1,000		
From Municipal Police Officers Retirement Trust Fund			
	1,000		
546. Expenses			
From General Revenue Fund			
	138,886		
From Municipal Firemen's Pension Trust Fund			
	113,973		
From Municipal Police Officers Retirement Trust Fund			
	152,009		
From Administrative Trust Fund			
	205,848		
547. Operating Capital Outlay			
From Municipal Firemen's Pension Trust Fund			
	350		
From Municipal Police Officers Retirement Trust Fund			
	350		
From Administrative Trust Fund			
	19,263		

Item	\$	Amount	Item	\$	Amount
561. Other Personal Services		1,600	From General Revenue		
562. Expenses		107,106	Fund		690,044
563. Operating Capital Outlay		4,365	From Grants and Donations Trust Fund		40,000
Financial Responsibility,			579. Other Personal Services		
Division of			From General Revenue		
564. Salaries, Retirement and S.S. Matching—Positions	138		Fund		3,500
From General Revenue		594,071	580. Expenses		
Fund			From General Revenue		
From Insurance Commissioner Regulatory Trust Fund		175,000	Fund		89,818
565. Other Personal Services			Provided that \$2400 of Item 580 shall be allocated in monthly installments of \$200 each to the chief justice for non-voucherable expenses.		
From General Revenue		10,962	581. Operating Capital Outlay		
566. Expenses			From General Revenue		
From General Revenue		671,458	Fund		45,775
567. Operating Capital Outlay			District Courts of Appeal		
From General Revenue		6,518	District Court of Appeal, First		
567A. Lump Sum			From General Revenue Fund		
From General Revenue		300,000	582. Salaries, Retirement and S.S. Matching—Positions	23	
State Fire Marshal, Division of					354,585
568. Salaries, Retirement and S.S. Matching—Positions	49		583. Other Personal Services		1,500
From State Fire Marshal Trust Fund		373,365	584. Expenses		27,149
From L.P. Gas Administrative Trust Fund		95,242	585. Operating Capital Outlay		5,051
569. Other Personal Services			District Court of Appeal		
From State Fire Marshal Trust Fund		1,000	Second		
570. Expenses			From General Revenue Fund		
From State Fire Marshal Trust Fund		177,456	586. Salaries, Retirement and S.S. Matching—Positions	26	
From L.P. Gas Administrative Trust Fund		58,898			350,805
571. Operating Capital Outlay			587. Other Personal Services		2,400
From State Fire Marshal Trust Fund		7,813	588. Expenses		39,519
From L. P. Gas Administrative Trust Fund		1,811	589. Operating Capital Outlay		9,245
Funds appropriated in items 544 through 571 shall not be used to provide expenses of passenger carrying aircraft, except as reimbursements for transportation to the division of motor pool or transportation by commercial airlines.			District Court of Appeal, Third		
INTERNAL IMPROVEMENT TRUST FUND, TRUSTEES OF THE			From General Revenue Fund		
572. Salaries, Retirement and S.S. Matching—Positions	96		590. Salaries, Retirement and S.S. Matching—Positions	29	
From General Revenue		825,898			453,087
Fund			591. Other Personal Services		2,000
573. Other Personal Services			592. Expenses		88,284
From General Revenue		51,900	593. Operating Capital Outlay		23,198
Fund			District Court of Appeal, Fourth		
574. Expenses			From General Revenue Fund		
From General Revenue		292,061	594. Salaries, Retirement and S.S. Matching—Positions	24	
575. Operating Capital Outlay					334,650
From General Revenue		21,330	595. Other Personal Services		3,000
576. Grants and Aids			596. Expenses		40,496
From General Revenue		13,000	597. Operating Capital Outlay		5,715
INTERSTATE COOPERATION, FLORIDA COMMISSION ON			Circuit Courts and Other Related Matters		
From General Revenue Fund			From General Revenue Fund		
577. Expenses		43,330	598. Salaries, Retirement and S.S. Matching—Positions	208	
JUDICIAL BRANCH					4,651,792
Supreme Court			599. Other Personal Services		50,000
From General Revenue Fund			600. Expenses		203,527
578. Salaries, Retirement and S.S. Matching—Positions	49		601. Payments to Jurors and Witnesses		4,500,000
			602. Meals and Lodging for Jurors		65,000
			603. Printing Reports		60,000
			604. State Attorneys on Executive Assignment		45,000
			605. Not Used		
			606. Not Used		
			607. Not Used		
			608. Not Used		
			609. Not Used		
			610. Not Used		
			611. Not Used		
			612. Not Used		
			613. Not Used		
			614. Not Used		

Item	Amount	Item	Amount
	\$		\$
615. Not Used		660. Expenses	
616. Not Used		From General Revenue	
617. Not Used		Fund	341,191
618. Not Used		From Grants and Dona-	
619. Not Used		tions Trust Fund	136,398
620. Not Used		661. Operating Capital Outlay	
621. Not Used		From Grants and Dona-	
622. Not Used		tions Trust Fund	10,920
623. Not Used		662. Lump Sum	
624. Not Used		From General Revenue	
625. Not Used		Fund	56,175
626. Not Used		From Grants and Dona-	
627. Not Used		tions Trust Fund	210,935
628. Not Used		Criminal Identification and	
629. Not Used		Information, Division of	
630. Not Used		663. Salaries, Retirement and	
631. Not Used		S.S. Matching—Positions	79
632. Not Used		From General Revenue	
633. Not Used		Fund	485,830
634. Not Used		From Grants and Dona-	
635. Not Used		tions Trust Fund	127,405
636. Not Used		664. Expenses	
637. Not Used		From General Revenue	
638. Not Used		Fund	2,445,015
639. Not Used		From Grants and Dona-	
640. Not Used		tions Trust Fund	92,372
641. Not Used		665. Operating Capital Outlay	
642. Not Used		From General Revenue	
643. Not Used		Fund	1,063
644. Not Used		From Grants and Dona-	
645. Not Used		tions Trust Fund	476
JUDICIAL ADMINISTRATIVE		Training and Inspection,	
COMMISSION		Division of	
From General Revenue Fund		From General Revenue Fund	
646. Salaries, Retirement and		666. Salaries, Retirement and	
S.S. Matching—Positions	8	S.S. Matching—Positions	7
	82,713		102,054
647. Other Personal Services		667. Expenses	57,581
648. Expenses	1,700	668. Operating Capital Outlay	5,000
649. Operating Capital Outlay	21,600	669. Not Used	
649A. Judicial Retirement System,		Law Enforcement Data Center	
State Contribution to Trans-		From Working Capital Trust	
fer to Judicial Retirement		Fund	
Fund	500,000	670. Salaries, Retirement and	
Transfer to Social Secur-		S.S. Matching—Positions	65
ity Contribution Trust			519,708
Fund	38,824	671. Expenses	1,932,598
LAW ENFORCEMENT,		672. Operating Capital Outlay	58,045
DEPARTMENT OF		LAW REVISION COMMISSION	
Office of Executive Director		From General Revenue Fund	
From General Revenue Fund		673. Salaries, Retirement and	
650. Salaries, Retirement and		S.S. Matching—Positions	2
S.S. Matching—Positions	24		26,948
	248,968	674. Other Personal Services	20,620
651. Not Used		675. Expenses	9,000
652. Expenses	110,618	676. Operating Capital Outlay	1,000
653. Operating Capital Outlay	3,840	LEGAL AFFAIRS,	
Operations, Division of		DEPARTMENT OF AND	
From General Revenue Fund		ATTORNEY GENERAL	
654. Salaries, Retirement and		677. Salaries, Retirement and	
S.S. Matching—Positions	158	S.S. Matching—Positions	147
	1,753,813	From General Revenue	
655. Other Personal Services		Fund	1,778,041
656. Expenses	1,500	678. Other Personal Services	
657. Operating Capital Outlay	891,247	From General Revenue	
	182,293	Fund	35,000
Administrative Intelligence,		679. Expenses	
Division of		From General Revenue	
658. Salaries, Retirement and		Fund	290,129
S.S. Matching—Positions	75	680. Operating Capital Outlay	
From General Revenue		From General Revenue	
Fund	520,085	Fund	63,897
From Grants and Dona-		681. Not Used	
tions Trust Fund	221,685	Funds appropriated in	
659. Other Personal Services		items 677 through 681 shall	
From General Revenue		not be used to provide exp-	
Fund	1,000	enses of passenger carry-	
From Grants and Dona-		ing aircraft, except as re-	
tions Trust Fund	45,000		

Item	\$	Amount	\$	Item	\$	Amount	\$
imbursements for transportation to the Division of Motor Pool or transportation by commercial airlines.							
LEGISLATIVE BRANCH							
From General Revenue Fund							
682. Not Used							
682A. House of Representatives		6,516,307		698. Grants and Aids			
682B. Senate		4,131,835		From General Revenue			
682C. Joint Management		1,984,408		Fund		15,750	
682D. Statutory Committees		108,612		From Motorboat Revolving Trust Fund			1,232,478
682E. Legislative Commission on Migrant Labor		28,888		699. Special Categories			
683. Not Used				From General Revenue			
684. Furnishing and Equipping New Legislative Building		850,000		Fund			
				Gulf States Marine Fisheries		4,500	
				From Motorboat Revolving Trust Fund			
				Recreational Channel Marking			50,000
				Public Boat Launching			50,000
LOCAL GOVERNMENT COMMISSION							
From General Revenue Fund							
684A. Lump Sum		100,000		Marine Resources, Division of			
				700. Salaries, Retirement and S.S. Matching—Positions	284		
				From General Revenue			
				Fund		1,949,067	
				From Salt Water Products Promotion Trust Fund			98,685
				From Motorboat Revolving Trust Fund			410,874
				701. Other Personal Services			
				From General Revenue			
				Fund		80,431	
				From Salt Water Products Promotion Trust Fund			5,150
				702. Expenses			
				From General Revenue			
				Fund		408,956	
				From Motorboat Revolving Trust Fund			604,491
				From Salt Water Products Promotion Trust Fund			77,997
				From Marine Biological Research Trust Fund			53,968
				703. Operating Capital Outlay			
				From General Revenue			
				Fund		141,083	
				From Motorboat Revolving Trust Fund			116,667
				From Marine Biological Research Trust Fund			108,599
				704. Erosion Control Account			
				From General Revenue			
				Fund		1,450,000	
				Interior Resources, Division of			
				705. Salaries, Retirement and S.S. Matching—Positions	47		
				From General Revenue			
				Fund		414,268	
				From Grants and Donations Trust Fund			60,000
				706. Other Personal Services			
				From General Revenue			
				Fund		84,826	
				707. Expenses			
				From General Revenue			
				Fund		246,275	
				708. Operating Capital Outlay			
				From General Revenue			
				Fund		3,800	
				709. U.S. Geological Survey Co-Op Agreements			
				From General Revenue			
				Fund		135,000	
				From U.S. Cooperative Trust Fund			9,500
				710. Special Categories			
				From General Revenue			
				Fund			
				Water Resources Development Account (a)			7,304,200

Item	Amount \$	Item	Amount \$
Topographic Mapping	260,000	722. Debt Service	
Shoreline Surveys	125,000	From State Game Trust Fund	135,000
(a) Monies appropriated herein are for acquisition of water storage lands and matching funds for construction of works in the major water management districts. No monies are included for other waterways or for construction or relocation of highway bridges. It is the intent of the legislature that the Department of Transportation shall plan and construct or relocate necessary highway bridges in the major water management districts upon request of the Department of Natural Resources, from primary road funds available to the Department of Transportation. Provided further, no funds are included in the water resources development account for repayment to districts that may have advanced funds for construction matching during or prior to fiscal year 1971-72.		723. Grants and Aids	
710A. Feasibility Studies and Pilot Project Concerning Storage of Surplus Water in and Reclamation of Aquifers		From State Game Trust Fund	15,000
From General Revenue Fund	150,000	724. Not Used	
Recreation and Parks, Division of		Environmental Research and Protection, Division of	
711. Salaries, Retirement and S.S. Matching—Positions	434	725. Salaries, Retirement and S.S. Matching—Positions	17
From State Park Trust Fund	3,044,562	From General Revenue Fund	130,542
712. Other Personal Services		From Aquatic Plant Control Trust Fund	71,658
From State Park Trust Fund	259,415	726. Other Personal Services	
713. Expenses		From General Revenue Fund	95,485
From State Park Trust Fund	1,574,870	From Aquatic Plant Control Trust Fund	800,344
714. Operating Capital Outlay		727. Expenses	
From State Park Trust Fund	217,626	From General Revenue Fund	38,735
715. Grants and Aids		From Aquatic Plant Control Trust Fund	22,472
From Land Acquisition Trust Fund	4,207,012	728. Operating Capital Outlay	
716. Debt Service		From General Revenue Fund	450
From Land Acquisition Trust Fund	1,223,000	729. Grants and Aids	
717. Contingent on New Construction		From Aquatic Plant Control Trust Fund	900,000
From State Park Trust Fund—Lump Sum	200,000	POLLUTION CONTROL, DEPARTMENT OF	
Game and Fresh Water Fish, Division of		730. Salaries, Retirement and S.S. Matching—Positions	223
718. Salaries, Retirement and S.S. Matching—Positions	499	From General Revenue Fund	1,779,165
From State Game Trust Fund	4,205,989	From Grants and Donations Trust Fund	352,578
719. Other Personal Services		731. Other Personal Services	
From State Game Trust Fund	77,835	From Grants and Donations Trust Fund	65,482
720. Expenses		732. Expenses	
From State Game Trust Fund	2,399,000	From General Revenue Fund	268,474
721. Operating Capital Outlay		From Grants and Donations Trust Fund	516,741
From State Game Trust Fund	422,394	733. Operating Capital Outlay	
		From General Revenue Fund	36,770
		From Grants and Donations Trust Fund	602,965
		PAROLE AND PROBATION COMMISSION, FLORIDA	
		734. Salaries, Retirement and S.S. Matching—Positions	1,145
		From General Revenue Fund	6,522,722
		From Grants and Donations Trust Fund	1,351,425
		735. Other Personal Services	
		From General Revenue Fund	17,380
		736. Expenses	
		From General Revenue Fund	1,587,632
		737. Operating Capital Outlay	
		From General Revenue Fund	447,090
		738. Not Used	
		738A. Special Project Contingency	
		From General Revenue Fund	452,585
		Funds appropriated in item 738A are for continuation of the intensive parole and probation project. A report on the project must be presented to the Senate Ways and Means Committee and	

Item	\$	Amount	\$
to the House Appropriations Committee by December 1972.			
PROFESSIONAL AND OCCUPATIONAL REGULATION, DEPARTMENT OF			
Office of the Secretary and Bureau of Records Administration			
From General Revenue Fund			
739. Salaries, Retirement and S.S. Matching—Positions ...	15	150,055	
740. Other Personal Services ...		11,780	
741. Expenses ...		193,534	
742. Operating Capital Outlay (A) ...		18,137	
(A) Provided funds for the purchase of mail inserting equipment shall not be released until the office of the secretary assumes the issuance of renewal licenses for the Real Estate Commission.			
Notwithstanding the provisions of Sections 20.30 (9), F.S., the cost of services provided for the examining and licensing boards during the fiscal year 1972-73 by the office of the secretary and the bureau of records administration shall be paid from the general revenue fund.			
Division of Professions			
Accountancy, Board of			
From Operating Trust Fund			
743. Salaries, Retirement and S.S. Matching—Positions ...	5	38,356	
744. Other Personal Services ...		31,200	
745. Expenses ...		104,965	
746. Operating Capital Outlay ...		1,650	
Architecture, Board of			
From Operating Trust Fund			
747. Salaries, Retirement and S.S. Matching—Positions ...	3	25,906	
747A. Other Personal Services ...		20,000	
748. Expenses ...		49,670	
749. Operating Capital Outlay ...		465	
Chiropractic Examiners, Board of			
From Operating Trust Fund			
750. Salaries, Retirement and S.S. Matching—Positions ...	2	12,974	
751. Other Personal Services ...		6,570	
752. Expenses ...		12,377	
753. Operating Capital Outlay ...		300	
754. Grants and Aids ...		4,000	
Dentistry, Board of			
From Operating Trust Fund			
755. Salaries, Retirement and S.S. Matching—Positions ...	4	40,207	
756. Other Personal Services ...		53,400	
757. Expenses ...		52,220	
758. Operating Capital Outlay ...		6,335	
Engineer Examiners, Board of			
From Operating Trust Fund			
759. Salaries, Retirement and S.S. Matching—Positions ...	7	61,536	
760. Other Personal Services ...		31,894	
761. Expenses ...		56,772	
762. Operating Capital Outlay ...		841	

Item	\$	Amount	\$
Foresters, Board of			
Registration of			
From Operating Trust Fund			
763. Other Personal Services ...		660	
764. Expenses ...		1,124	
Funeral Directors and Embalmers, Board of			
From Operating Trust Fund			
765. Salaries, Retirement and S.S. Matching—Positions ...	6	42,644	
766. Other Personal Services ...		5,200	
767. Expenses ...		25,811	
768. Operating Capital Outlay ...		800	
Landscape Architects, Board of			
From Operating Trust Fund			
769. Salaries, Retirement and S.S. Matching—Positions ...	1	6,361	
770. Other Personal Services ...		2,440	
771. Expenses ...		5,668	
Medical Examiners, Board of			
From Operating Trust Fund			
772. Salaries, Retirement and S.S. Matching—Positions ...	15	153,166	
773. Other Personal Services ...		66,500	
774. Expenses ...		86,606	
775. Operating Capital Outlay ...		5,206	
775A. Lump Sum ...		25,000	
Provided, however, these funds are to be used to develop a program for equivalency testing of citizens presently eligible for physician assistant status as provided in Sec. 458.135, F.S., as well as full implementation of said statute pertaining to the physician assistant program by December 31, 1972. A formal report covering all stages of implementation shall be submitted to the Legislature by April 30, 1972.			
Nursing, Board of			
From Operating Trust Fund			
776. Salaries, Retirement and S.S. Matching—Positions ...	28	220,655	
777. Other Personal Services ...		18,920	
778. Expenses ...		116,266	
779. Operating Capital Outlay ...		5,685	
Optometry, Board of			
From Operating Trust Fund			
780. Salaries, Retirement and S.S. Matching—Positions ...	1	6,778	
781. Other Personal Services From Operating Trust Fund ...		22,875	
782. Expenses From Operating Trust Fund ...		13,644	
783. Operating Capital Outlay From Operating Trust Fund ...		220	
784. Scholarships From General Revenue Fund ...		19,000	
Osteopathic Medical Examiners, Board of			
From Operating Trust Fund			
785. Salaries, Retirement and S.S. Matching—Positions ...	3	24,520	

Item	Amount	Item	Amount
	\$		\$
786. Other Personal Services —	16,300	Nursing Home Administrators,	
787. Expenses —	28,575	Board of Examiners of	
788. Operating Capital Outlay —	555	From Operating Trust Fund	
Pharmacy, Board of		822. Salaries, Retirement and	
From Operating Trust Fund		S.S. Matching—Positions —	1
789. Salaries, Retirement and			6,664
S.S. Matching—Positions —	12	823. Other Personal Services —	5,000
		824. Expenses —	21,250
	136,294	825. Operating Capital Outlay —	200
790. Other Personal Services —	27,500	Opticians, Board of Dispensing	
791. Expenses —	48,623	From Operating Trust Fund	
792. Operating Capital Outlay —	1,000	826. Salaries, Retirement and	
Podiatry Examiners, Board of		S.S. Matching—Positions —	1
From Operating Trust Fund			5,143
793. Other Personal Services —	4,722	827. Other Personal Services —	5,600
794. Expenses —	3,966	828. Expenses —	9,309
Psychology, Board of Examiners		829. Operating Capital Outlay —	250
of		Real Estate Commission	
From Operating Trust Fund		From Operating Trust Fund	
795. Other Personal Services —	2,400	830. Salaries, Retirement and	
796. Expenses —	6,210	S.S. Matching—Positions —	62
Veterinary Medicine, Board of			469,520
From Operating Trust Fund		831. Other Personal Services —	36,330
797. Other Personal Services —	15,900	832. Expenses —	229,577
798. Expenses —	4,893	833. Operating Capital Outlay —	21,350
Division of Occupations		834. Grants and Aids —	23,000
Barbers' Sanitary Commission		Sanitarians' Registration Board	
From Operating Trust Fund		From Operating Trust Fund	
799. Salaries, Retirement and		835. Other Personal Services —	2,000
S.S. Matching—Positions —	10	836. Expenses —	767
		Watchmakers' Commission	
	72,677	From Operating Trust Fund	
800. Other Personal Services —	10,807	837. Other Personal Services —	7,055
801. Expenses —	53,338	837A. Expenses —	6,726
802. Operating Capital Outlay —	975	838. Operating Capital Outlay —	600
Construction Industry Licensing		PUBLIC SERVICE	
Board		COMMISSION	
From Operating Trust Fund		From Regulatory Trust Fund	
803. Salaries, Retirement and		839. Salaries, Retirement and	
S.S. Matching—Positions —	20	S.S. Matching—Positions —	229
			2,245,702
	192,415	840. Other Personal Services —	59,438
804. Other Personal Services —	36,310	841. Expenses —	729,439
805. Expenses —	99,950	842. Operating Capital Outlay —	34,651
806. Operating Capital Outlay —	2,145	REVENUE, DEPARTMENT OF	
Cosmetology, Board of		Office of the Executive Director	
From Operating Trust Fund		and Division of Administration	
807. Salaries, Retirement and		843. Salaries, Retirement and	
S.S. Matching—Positions —	26	S.S. Matching—Positions —	92
		From General Revenue	
	167,876	Fund —	602,682
808. Other Personal Services —	6,000	From Administrative	
809. Expenses —	134,906	Trust Fund —	95,112
810. Operating Capital Outlay —	5,800	844. Other Personal Services	
811. Grants and Aids —	1,000	From General Revenue	
Electrical Contractors		Fund —	8,000
Licensing Board		845. Expenses	
From Operating Trust Fund		From Administrative	
812. Salaries, Retirement and		Trust Fund —	250,005
S.S. Matching—Positions —	2	846. Operating Capital Outlay	
		From General Revenue	
	17,731	Fund —	32,073
813. Other Personal Services —	2,780	Corporate Tax, Division of	
814. Expenses —	18,033	847. Salaries, Retirement and	
815. Operating Capital Outlay —	200	S.S. Matching—Positions —	292
Massage, Board of		From General Revenue	
From Operating Trust Fund		Fund —	669,169
816. Salaries, Retirement and		From Intangible Tax	
S.S. Matching—Positions —	1	Trust Fund —	1,132,831
		848. Other Personal Services	
	8,440	From General Revenue	
817. Other Personal Services —	1,980	Fund —	23,500
818. Expenses —	2,663	From Intangible Tax	
Naturopathic Examiners,		Trust Fund —	102,723
Board of		849. Expenses	
From Operating Trust Fund		From General Revenue	
819. Salaries, Retirement and		Fund —	291,405
S.S. Matching—Positions —	1		
	795		
820. Not Used			
821. Expenses —	262		

Item	Amount	Item	Amount
	\$		\$
850. From Intangible Tax Trust Fund	935,603	862. Other Personal Services	10,200
Operating Capital Outlay		863. Expenses	1,374,383
From General Revenue Fund	27,698	864. Operating Capital Outlay	26,541
From Intangible Tax Administrative Trust Fund	199,254	865. National Federation of Tax Administrators	4,100
851. County Tax Forms	550,000	SECRETARY OF STATE AND DEPARTMENT OF STATE	
From Intangible Tax Trust Fund		Office of the Secretary and Division of Administrative Services	
Miscellaneous Tax, Division of		From General Revenue Fund	
852. Salaries, Retirement and S.S. Matching—Positions	75	866. Salaries, Retirement and S.S. Matching—Positions	84
From General Revenue Fund	333,514	867. Not Used	691,361
From Gasoline Tax Administrative Trust Fund	161,034	868. Expenses	303,612
From Documentary Stamp Surtax Trust Fund	28,976	869. Operating Capital Outlay	2,300
From Intangible Tax Trust Fund	84,116	Archives, History and Records Management, Division of	
From Severance Tax Solid Mineral Trust Fund	21,390	870. Salaries, Retirement and S.S. Matching—Positions	48
853. Other Personal Services		From General Revenue Fund	372,385
From General Revenue Fund	1,000	From Operating Trust Fund	69,023
From Gasoline Tax Administrative Trust Fund	4,000	871. Other Personal Services	
854. Expenses		From General Revenue Fund	23,357
From General Revenue Fund	80,154	From Microfilm Revolving Trust Fund	32,420
From Gasoline Tax Administrative Trust Fund	68,651	From Operating Trust Fund	14,520
From Documentary Stamp Surtax Trust Fund	5,723	872. Expenses	
From Intangible Tax Trust Fund	27,879	From General Revenue Fund	96,444
From Severance Tax Solid Mineral Trust Fund	5,502	From Operating Trust Fund	28,620
855. Operating Capital Outlay		From Microfilm Revolving Trust Fund	53,560
From General Revenue Fund	4,888	873. Operating Capital Outlay	
From Gasoline Tax Administrative Trust Fund	3,283	From General Revenue Fund	9,636
From Intangible Tax Trust Fund	1,070	From Operating Trust Fund	6,950
From Severance Tax Solid Mineral Trust Fund	1,796	874. Grants and Aids	
856. Commissions to Tax Collectors and Others		From Operating Trust Fund	200,000
From General Revenue Fund	450,000	Corporations, Division of	
From Documentary Surtax Trust Fund	45,000	From General Revenue Fund	
Property Tax, Division of		875. Salaries, Retirement and S.S. Matching—Positions	97
From Property Tax Administrative Trust Fund		876. Other Personal Services	595,347
857. Salaries, Retirement and S.S. Matching—Positions	41	877. Expenses	16,585
858. Other Personal Services	381,589	878. Operating Capital Outlay	297,769
859. Expenses	13,723		4,475
860. Operating Capital Outlay	119,247	Elections, Division of	
	850	879. Salaries, Retirement and S.S. Matching—Positions	22
Sales and Use Tax, Division of		From General Revenue Fund	153,618
From General Revenue Fund		880. Other Personal Services	
861. Salaries, Retirement and S.S. Matching—Positions	414	From General Revenue Fund	3,055
	3,233,081	881. Expenses	
		From General Revenue Fund	62,386
		From Publications Revolving Trust Fund	20,440
		882. Operating Capital Outlay	
		From General Revenue Fund	1,850
		State Library Services, Division of	
		883. Salaries, Retirement and S.S. Matching—Positions	49
		From General Revenue Fund	263,189

Item	Amount	Item	Amount
	\$		\$
From Library Services Trust Fund	31,894	Ringling Museum of Art, Board of Trustees of the John and Mable	
From Book Processing Center Trust Fund	89,837	909. Salaries, Retirement and S.S. Matching—Positions	73
884. Other Personal Services		From General Revenue Fund	184,387
From General Revenue Fund	8,563	From Incidental Trust Fund	297,400
From Library Services Trust Fund	2,855	910. Other Personal Services	
From Book Processing Center Trust Fund	1,785	From Incidental Trust Fund	49,068
885. Expenses		911. Expenses	
From General Revenue Fund	65,120	From Incidental Trust Fund	249,041
From Library Services Trust Fund	22,192	912. Operating Capital Outlay	
From Book Processing Center Trust Fund	398,930	From Incidental Trust Fund	8,750
886. Operating Capital Outlay		From Investment Trust Fund	33,000
From General Revenue Fund	48,488	Asolo State Theatre of Florida From General Revenue Fund	
From Library Services Trust Fund	16,162	913. Expenses	60,000
887. Grants and Aids		Stephen Foster Memorial Commission	
From Library Services Trust Fund	1,303,848	914. Salaries, Retirement and S.S. Matching—Positions	32
From Library Construction Trust Fund	300,000	From Operating Trust Fund	204,267
Cultural Affairs, Division of		915. Other Personal Services	
Office of the Division Director		From Operating Trust Fund	13,953
888. Salaries, Retirement and S.S. Matching—Positions	4	916. Expenses	
From General Revenue Fund	37,237	From General Revenue Fund	104,295
From Fine Arts Council Trust Fund	5,515	From Operating Trust Fund	66,371
889. Not Used		917. Operating Capital Outlay	
890. Expenses		From Operating Trust Fund	12,450
From General Revenue Fund	19,013	918. Grants and Aids	
891. Operating Capital Outlay		From Operating Trust Fund	2,000
From General Revenue Fund	135	Funds appropriated in items 866 through 918 shall not be used to provide expenses of passenger carrying aircraft, except as reimbursements for transportation to the Division of Motor Pool or transportation by commercial airlines.	
892. Grants and Aids		TRANSPORTATION, DEPARTMENT OF	
From Fine Arts Council Trust Fund	125,000	Office of the Secretary and Division of Administration	
Historic Pensacola Preservation Board		From Primary Trust Fund	
From General Revenue Fund		919. Salaries, Retirement and S.S. Matching—Positions	1,695
893. Lump Sum for Transfer to Operating Trust Fund	135,000		12,439,731
From Operating Trust Fund			147,125
894. Salaries, Retirement and S.S. Matching—Positions	10		801,491
	106,162		79,700
895. Other Personal Services	37,099	919A. Overtime	
896. Expenses	40,886	920. Other Personal Services	
897. Operating Capital Outlay	10,392	921. Consultant Fees	
Historic St. Augustine Preservation Board		922. Florida Highway Patrol Services	2,331,761
From General Revenue Fund		923. Right-of-way O.P.S. Fees	4,392,002
898. Lump Sum for Transfer to Operating Trust Fund	226,190	924. Expenses	5,101,947
From Operating Trust Fund		925. Payment for Data Processing Services	1,980,327
899. Salaries, Retirement and S.S. Matching—Positions	17	926. Operating Capital Outlay	444,773
	160,299	926A. Road Advertising Payments	3,550,000
900. Other Personal Services	99,804	927. Right of Way Land	68,272,352
901. Expenses	108,100	Transportation Planning, Division of	
902. Operating Capital Outlay	8,340	From Primary Trust Fund	
903. Debt Service	14,065	928. Salaries, Retirement and S.S. Matching—Positions	353
904. Not Used			3,506,694
905. Not Used		928A. Overtime	21,160
906. Not Used		929. Other Personal Services	124,675
907. Not Used			
908. Not Used			

Item	\$	Amount	\$
930. Engineering and Planning Consultants		2,300,000	
931. Expenses		478,949	
932. Operating Capital Outlay .. Provided however, \$50,000 is recommended for the new weight truck for the Department of Transportation on the condition that the department work closely with the Division of Florida Highway Patrol in controlling overweight trucks. The two departments shall provide the Chairmen of the Appropriations Committees a report on implementation for their approval prior to release of the funds by the Department of Administration.		104,631	
933. Grants and Aids		178,804	
Mass Transit, Division of			
934. Salaries, Retirement and S.S. Matching—Positions .. From Primary Trust Fund	59	722,470	
935. Other Personal Services From Primary Trust Fund		7,265	
936. Engineering Consultants From Primary Trust Fund		300,000	
937. Expenses From Primary Trust Fund		102,081	
938. Operating Capital Outlay From Primary Trust Fund		41,126	
939. Grants and Aids From Primary Trust Fund (Matching)		6,348,290	
Road Operations, Division of From Primary Trust Fund			
940. Salaries, Retirement and S.S. Matching—Positions ..	8,416	61,907,179	
940A. Overtime		1,054,828	
941. Other Personal Services ..		253,785	
942. Right of Way O.P.S. Fees ..		341,076	
943. Consultant Fees		11,718,347	
944. Expenses		17,450,760	
945. Prison Labor Services		3,052,094	
946. Operating Capital Outlay ..		5,564,616	
947. Road Construction Contracts		207,217,541	
948. Debt Service Primary Trust Fund .. From Secondary Trust Fund		156,811	
		6,493,000	
Burns Data Center From Working Capital Trust Fund			
949. Salaries, Retirement and S.S. Matching—Positions ..	99	731,345	
949A. Overtime		15,363	
950. Other Personal Services ..		18,500	
951. Expenses		1,132,515	
952. Operating Capital Outlay ..		82,604	
TOTAL OF SECTION 1			
From General Revenue Fund		1,477,869,770	
From Trust Funds		1,496,238,078	

Section 2. The moneys in the following items are appropriated from the named funds for the 1972-73 fiscal year to the Electronic Data Processing Division of the Department of General Services for the centers indicated, as the amounts to be used to pay the salaries and other expenditures of the

named data centers. Provided, these funds are appropriated from the General Revenue Funds in lieu of the Working Capital Funds; receipts of the aforesaid Working Capital Funds shall be deposited in the General Revenue Fund unallocated by the state comptroller on certification by the data center of the charges to each user agency; any provisions of Florida Statutes to the contrary notwithstanding.

Carlton Data Center
From General Revenue Fund

1. Salaries, Retirement and S.S. Matching—Positions ..	130	1,013,773
2. Expenses		1,518,742
3. Operating Capital Outlay ..		20,886
4. Not Used		

Larson Data Center
From General Revenue Fund

5. Salaries, Retirement and S.S. Matching—Positions ..	53	447,195
6. Expenses		387,249
7. Operating Capital Outlay ..		9,235
8. Not Used		

Mayo Data Center
From General Revenue Fund

9. Salaries, Retirement and S.S. Matching—Positions ..	71	556,545
10. Other Personal Services ..		6,280
11. Expenses		323,905
12. Operating Capital Outlay ..		7,691
13. Lump Sum		45,810

OCR DATA CENTER
From General Revenue Fund

14. Salaries, Retirement and S.S. Matching—Positions ..	16	102,566
15. Expenses		273,748
16. Operating Capital Outlay ..		1,000

TOTAL OF SECTION 2 FROM GENERAL REVENUE FUND

4,714,625

Section 3. The money in the following item is appropriated to the State Department of Education to be distributed to individual school districts for capital outlay purposes for critical facility needs and for specialized equipment necessary for the initiation of programs for exceptional children in accordance with criteria and priorities to be established by the State Board of Education. Such appropriation is in addition to the established capital outlay funds for public school programs.

1. Capital Outlay—Exceptional Child Program From General Revenue Fund	5,700,000
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Section 4. The monies in the following items are appropriated from the named funds to the Department of General Services for the named agencies for Capital Outlay—Buildings and Improvements for the 1972-73 fiscal year as listed herein; provided, however, that no contract shall be entered into or any of the funds encumbered in any manner without the approval and consent of the Department of General Services. The sums herein designated in respect to each item are the

Item	\$	Amount	\$	Item	\$	Amount	\$
maximum sums appropriated hereby and to be expended for the respective items listed; provided, however, if the amount to complete fully any building, project, or improvement in the particular item under any agency listed herein is less than the specific amount designated for such item, then, notwithstanding the provisions of chapter 216.301(2), the surplus amount may be used to supplement the amount designated for any other items under the same agency by and with the approval of the Department of Administration where it determines that a deficiency exists in such item. Provided, however, no expenditure shall be made under items 14, 25, and 28 prior to the establishment of a Capitol Center Planning District.							
Provided further that the responsibility for maintaining the appropriate accounting records may be delegated by the Department of General Services to the named agencies herein for all capital outlay appropriations, including those certified forward by the Department of Administration on July 1, 1972.							
Provided further, in those construction projects in which the estimated costs will exceed \$1,000,000, not more than one percent of the estimated cost of the facility may be released for any purpose other than advanced project analysis until said advanced project analysis is approved in writing by the Senate Ways and Means and the House Appropriations Committees.							
AGRICULTURE AND CONSUMER SERVICES, DEPARTMENT OF AND COMMISSIONER				Forestry, Division of			
Inspection, Division of				From General Revenue Fund			
From General Inspection Trust Fund				5. Brevard County Unit		73,950	
1. Road Guard Inspection Stations, I-95	43,634			6. Palm Beach and Monroe County Units		39,904	
Provided, however, the stations shall be constructed and operated in conjunction with a vehicle weight station to be constructed on this highway.				7. Martin County Unit		8,600	
				8. Calhoun County Unit		5,500	
Standards, Chemistry, and Dairy Industry, Divisions of				9. District Office, Milton		36,729	
2. Port Everglades Testing Facility				10. District Office, Ft. Lauderdale		34,425	
From General Revenue Fund		171,499		11. District Office, Lake City ..		17,872	
From General Inspection Trust Fund				From Incidental Trust Fund			
				12. Development of Recreational Areas, Withlacoochee State Forest			57,429
Marketing, Division of				COMMERCE, DEPARTMENT OF			
From General Inspection Trust Fund				Commercial Development,			
3. Lump Sum—Market Improvements	100,000			Division of			
				From General Revenue Fund			
Animal Industry, Division of				13. Interstate 95 Welcome Station		172,000	
From General Revenue Fund				Labor and Employment			
4. Diagnostic Laboratory Addition, Kissimmee	43,300			Opportunities, Division of			
				From Special Employment Security Trust Fund			
				14. Caldwell Building Addition or Annex			6,557,945
				EDUCATION, DEPARTMENT OF			
				Florida School for the Deaf and Blind			
				From General Revenue Fund			
				15. Dormitory Complex for Deaf		440,000	
				16. Moore Hall Addition and Air Conditioning		159,286	
				17. Air Condition Pope Hall ..		118,482	
				18. Swimming Pool Renovations		171,608	
				Community Colleges,			
				Division of			
				19. Fixed Capital Outlay			
				From Federal Aid Trust Funds			100,000
				20. Lump Sum for Renovations			
				From General Revenue Fund			750,000
				Vocational Education, Division of			
				21. Fixed Capital Outlay			
				From Federal Aid Trust Funds			400,000
				Universities, Division of			
				22. Fixed Capital Outlay			
				From Federal Aid Trust Funds			13,985,000
				23. University of Florida Health Center—Equipment			
				From General Revenue Fund			1,500,000
				24. Lump Sum—Fire Code Corrections, Repairs and Replacements, and Renovations			
				From General Revenue Fund			3,250,000
				GENERAL SERVICES, DEPARTMENT OF			
				25. Florida State Capitol Complex			
				From General Revenue Fund			25,000,000
				26. Florida State Capitol Center—Parking Facilities			
				From Parking Facility Revenue Bond Trust Fund			3,600,000

Item	Amount	Item	Amount
	\$		\$
From General Revenue Fund			
27. Centrex Telephone Conduit, Capitol Center	50,191	61. Music Classroom, McPherson School for Girls	24,000
28. Collins Building Completion, Capitol Center	2,640,000	62. Academic School Addition, Florida School for Boys	240,000
29. Central Aircraft Facility, Tallahassee	265,619	63. Palm Beach Group Treatment Home, Community-Based Program	40,200
30. Governor's Security Facilities—Mansion	130,900	64. Bath and Dressing Rooms, McPherson School for Girls	5,625
31. Elevators and Lighting—Holland Building, Capitol Center	70,000	65. Lighted Recreational Area, Youth Development Center	16,778
32. Capitol Renovation/Repair	50,250	66. Visitors' Pavilion, McPherson School for Girls	24,575
33. Capitol Heating and Air Conditioning, Capitol Center	773,370	67. Blackwater Start Center—Community-Based Programs	249,550
34. Electrical Distribution, Capitol Center	260,400	Mental Health, Division of	
35. Warehouse Renovation	58,942	From General Revenue Fund	
HEALTH AND REHABILITATIVE SERVICES, DEPARTMENT OF Administrative Services, Division of			
From General Revenue Fund			
36. Institute for the Mentally Ill Criminal and Sexual Psychopath	3,500,000	68. Correction of Fire Safety Deficiencies, S.F.S.H.	450,000
Corrections, Division of			
From General Revenue Fund			
37. Hospital Renovation, F.S.P.	88,512	69. Utilities Survey, F.S.H.	50,252
38. Six Community Correctional Centers	1,500,000	70. Two Resident Houses, F.S.H.	70,000
39. New Institution, Brevard County—300 Inmates	6,000,000	71. Boiler Renovation, S.F.S.H.	71,810
40. Men's Multi-Purpose Building, F.C.I.	573,022	72. Major Repairs and Improvements, G.P.W.H.	145,000
41. Multi-Treatment Complex Equipment, A.C.I.	50,000	73. Water and Sewer Lines Renovation, S.F.S.H.	52,522
42. Miscellaneous Repairs and Renovations, F.S.P.	150,000	74. Major Repairs and Improvements S.F.S.H.	523,918
43. New Boiler, S.C.I.	44,200	75. Mental Health Institute, Tampa	6,832,000
44. Boiler Replacement, R.M.C.	66,000	76. Dade County Mental Health Facilities—Miami	750,000
45. Electrical Systems Renovation, A.C.I.	158,900	77. Kitchen and Dining Replacement, F.S.H.	1,700,000
46. Union County Institution	2,100,000	78. Treatment Buildings Air Conditioning, N.E.F.S.H.	315,198
47. Administrative Facilities, Bradford County Institution	60,000	79. Kitchen Addition, A.R.C.	17,706
48. Kitchen Renovation, S.C.I.	15,175	80. Visitors' Information Center, Florida State Hospital, Chattahoochee	8,500
49. Security Fence Lighting, S.C.I.	59,250	81. Nurses' Home Remodeling, N.F.S.H.	26,050
50. Emergency Generator, G.C.I.	91,250	Retardation, Division of	
51. Recreation Building, Main Unit, F.S.P.	570,548	From General Revenue Fund	
From Industrial Trust Fund			
52. Feed Storage Tanks, A.C.I.	14,472	82. Fire Safety Modification, Orlando	50,000
53. Concrete Silos, A.C.I.	20,100	83. Fire Safety Modification, Gainesville	20,000
54. Equipment Storage Sheds, A.C.I.	6,150	84. Miscellaneous Repairs and Renovations, Gainesville	405,000
Youth Services, Division of			
From General Revenue Fund			
55. Equip Academic and Vocational Building, Dozier School	46,750	85. Laundry Equipment Replacement, Orlando	125,000
56. Warehouse, Dozier School	150,248	86. Hospital Waterproofing, Orlando	85,000
57. Volusia House, Community-Based Programs	154,444	87. Major Repairs and Improvements, Marianna	146,700
58. Vocational Building, Youth Development Center	365,112	88. Nursery Remodeling, Miami	40,000
59. Warehouse Freezer, Youth Development Center	10,916	89. Rescreen Cottages, Miami	15,000
60. Administration and Hospital, Replacement of Air Conditioning, Florida School for Boys	27,000	90. Recreation and Resident Services Building Completion, Gainesville	60,500
		91. Storm Shutters, Miami	25,000
		92. Heating and Air Conditioning System Improvements and Additions, Tallahassee	159,256
		93. Class-i-torium Completion, Orlando	40,000
		94. Chapel, Ft. Myers (to be Supplemented by Donations from Local Sources)	100,000
		95. Warehouse and Maintenance Complex, Planning Gainesville	20,000
		96. Suntown Equipment, Marianna	42,448

Item	Amount \$	Item	Amount \$
97. Bake Shop, Ft. Myers	27,479	116. Wekiwa Springs State Park—Development of Youth Camp (Contingent Upon \$75,000 Matching From Local Sources) From General Revenue Fund ..	100,000
98. Diet Kitchen, Ft. Myers ...	41,778	Game and Fresh Water Fish Commission	
99. Employees' Cafeteria Ex- pansion, Ft. Myers	9,242	117. Lump Sum From Game and Fresh Water Fish Trust Fund	449,125
100. Food Service Complex, Gainesville	800,000	POLLUTION CONTROL, DEPARTMENT OF From General Revenue Fund	
101. Major Renovations— Orlando	150,000	118. Restoration of Lake Apopka Contingent upon Receipt of Federal Funds for the Project	250,000
Health, Division of From General Revenue Fund		STATE, DEPARTMENT OF Archives, History, and Records Management, and State Library Services, Divisions of	
101A. Miscellaneous Repairs and Improvements, H. G. Holley State Hospital	254,748	119. State Archives, Library and Museum Building, State Capitol From General Revenue Fund	8,260,667
101B. Roof Replacement, W.T. Ed- wards Tuberculosis Hospital	72,418	From Federal Aid Trust Fund	157,665
HIGHWAY SAFETY AND MOTOR VEHICLES, DEPARTMENT OF From General Revenue Fund		Cultural Affairs, Division of From General Revenue Fund	
102. Drivers' License Office, Miami	128,000	120. Historic Pensacola Preservation Board	50,000
103. Drivers' License Office, West Broward County	107,100	Contingent Upon Equal Matching Funds From Local Sources	
104. Drivers' License Office, Sarasota	84,400	121. Historic St. Augustine Preservation Board	50,000
105. Drivers' License Office, N.W. Hillsborough County	107,100	Contingent Upon Equal Matching Funds From Local Sources	
106. Drivers' License Office, and Motor Vehicle Office, Jacksonville	149,400	122. Stephen Foster Memorial Land Acquisition	116,500
107. Drivers' License Office, North Palm Beach	96,650	122A. Historic Tallahassee Preservation Board Acquisition of McDougal House	125,000
108. Drivers' License and Mo- tor Vehicle Offices, Tampa	81,875	TRANSPORTATION, DEPARTMENT OF Administration, Division of From Trust Fund	
109. Drivers' License, Florida Highway Patrol, and Motor Vehicle Offices, Daytona Beach	117,550	123. State Warehouse, Gaines- ville	500,000
JUDICIAL BRANCH		Road Operations, Division of From Trust Funds	
110. Completion of Sub-Base- ment, Supreme Court Build- ing From General Revenue Fund	41,660	124. Central Lab Addition, Gainesville	526,690
LAW ENFORCEMENT, DEPARTMENT OF		125. Lab and Office Renovation, Bartow	76,125
110A. Florida Police Academy Facility Site Selection and Pre- liminary Planning From Florida Police Academy Trust Fund ..	250,000	126. Office Complex, Pensacola ..	268,750
MILITARY AFFAIRS, DEPARTMENT OF From General Revenue Fund		127. District Office Complex (Planning), Deland	200,000
General Activities		128. Maintenance Yard, St. Augustine	483,109
111. National Guard Armory, Bartow	115,072	129. Maintenance Office, Pasco ..	64,998
112. National Guard Armory, Lakeland	184,364	130. District Office Renovations, Chipley	15,000
113. State Arsenal Complex Parking and Removal of Aircraft Safety Hazard ...	75,200	131. Resident Engineer's Con- struction Office, Chiefland	87,930
Camp Blanding Management		132. Resident Engineer's Con- struction Office Renovation, Fort Walton Beach	500
114. Maintenance Shop, Camp Blanding	72,794	133. Vehicle Repair Shop, Ocala	65,665
NATURAL RESOURCES, DEPARTMENT OF Recreation and Parks, Division of		134. Crew Room, Arcadia	22,600
115. Lump Sum for Acquisition and Development From Land Acquisition Trust Fund	7,128,839		

Item	\$	Amount	\$
135. Vehicle Maintenance Shop, East Palatka		16,697	
136. Storage, Deland		5,653	
137. Equipment Storage, Deland		21,500	
138. Storage, Daytona		2,712	
139. District Office, Dade County		959,337	
TOTAL OF SECTION 4			
FROM GENERAL REVENUE		76,690,739	
FROM TRUST FUNDS		36,603,725	

Section 5. The money in the following item is appropriated to the State Department of Education contingent upon the passage of Senate Bill 912 or similar legislation.

1. School District Supplemental Capital Outlay From General Revenue Fund	17,348,400
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Section 6. There is hereby appropriated from the General Revenue Fund the sum of twenty-five thousand dollars (\$25,000) per day for each day of any Special Session of the Legislature, to be allocated pursuant to the provisions of Chapter 11, F.S.

Section 7. There is hereby appropriated the amounts necessary from the General Revenue Fund to reimburse the Senate Appropriation and the House Appropriation the actual expenses of witnesses appearing under the provisions of Article III, Section 5 of the Florida Constitution and Chapter 11, Florida Statutes.

Section 8. For the period beginning July 1, 1972, and ending September 30, 1972, \$4,468,972 of the proceeds of the tax levied by Section 206.605(1), F.S., shall be distributed to the State General Revenue Fund to fund the Division of Florida Highway Patrol of the Department of Highway Safety and Motor Vehicles pursuant to Section 206.605(2), F.S.

Section 9. No state moneys appropriated in this act to the Department of Health and Rehabilitative Services, Division of Health in items 497—509 or to the Division of Family Services in items 464—496 shall be used to pay travel expenses or out-of-state tuition of individuals receiving educational leaves, grants or scholarships. Provided, however, out-of-state tuition may be paid in those instances in which authorized courses are not offered in the state university system.

Section 10. Notwithstanding the provisions of section 216.292, F.S., any amounts appropriated for the divisions in the Department of Health and Rehabilitative Services may be transferred, with the approval of the Department of Administration if it determines the best interests of the state will be served, to the Division of Family Services to maximize federal funding to pay for the care and treatment of patients, inmates, or to render other authorized services.

Section 11. General Revenue Funds appropriated in item 199 for instructional units computed pursuant to Sec. 236.04(5), F.S., shall be disbursed pursuant to classifications promulgated by the State Board of Education pursuant to Sec. 236.04(5)(D), F.S.

Section 12. In the event that funds provided the Division of Corrections, Department of Health and Rehabilitative Services in items 348—352 are insufficient due to inmate census being in excess of that on which the appropriations are based, and a surplus exists in the appropriations to the Parole and Probation Commission in items 734—738 which results from actual caseloads being less than that on which appropriations are made, then the Department of Administration is authorized to transfer appropriations from the Parole and Probation Commission to the Division of Corrections for support costs of the increased census.

Section 13. The revenue bonds authorized to be issued pursuant to Section 22 of Chapter 71-357, Laws of Florida, Acts of 1971, may be issued and delivered to the purchasers thereof after July 1, 1972. The provisions of Section 22 necessary to deliver said bonds after July 1, 1972, shall remain in effect after such date.

Section 14. The salaries of the following officers shall be as provided by current law and shall be paid at the annual rates indicated below:

Governor	\$40,000
Lieutenant Governor	36,000
Secretary of State	36,000
Comptroller	36,000
Treasurer, State	36,000
Attorney General	36,000
Education, Commissioner of	36,000
Agriculture, Commissioner of	36,000
Supreme Court, Justice	36,000
Judges—District Courts of Appeal	34,000
Judges—Circuit Courts	32,000
Commissioners—Public Service Commission	32,000

Section 15. Salaries of judges of district courts of appeal and judges of circuit courts; limitations:

Provided that no judge of a district court of appeal or a judge of a circuit court shall receive from any county or municipality any supplemental salary.

Section 16. Where any reorganization has been authorized by the legislature and the necessary adjustments of appropriations and positions have not been provided for, then, notwithstanding the provisions of sections 216.262 and 216.292, F.S., the Administration Commission may approve the necessary transfers to accomplish the purposes of such reorganization.

Section 17. None of the moneys appropriated in this act to the executive branch may be contracted for or expended for consultant services in the field of electronic data processing for what is known in the trade as hardware or software without the prior approval of each contract or obligation by the Department of General Services; provided, however, that this section shall not apply to the electronic data processing exempted under the provisions of section 23.032, F.S.

Section 18. A state agency, financed jointly in this act by appropriations from the general revenue fund and a trust fund, may transfer moneys released from a general revenue fund salaries appropriation to a trust fund salaries account for the purpose of processing centralized payroll expenditures, the provisions of section 216.292, Florida Statutes, notwithstanding.

Section 19. The Department of General Services, Division of Building Construction and Maintenance, is hereby authorized to levy and assess the cost of supervision of the construction of every fixed capital outlay project, as owner-representative on behalf of the state, such funds to be transferred to the architects incidental trust fund of said division from appropriate construction funds from time to time, subject to the approval of the Department of Administration.

Section 20. Moneys appropriated in section 1, items 17, 18 and 19 to the Department of Administration are to be used to supplement only those appropriations of named agencies in section 1 which are financed, partially or wholly, from the general revenue fund during the 1972-73 fiscal year. When the emergency deficiency or contingent need arises, the allocation approved in accordance with the provisions of section 216.231, F.S., may be transferred to the affected agency's account in the state treasury.

Allocations from the contingent appropriation item may be approved for the following purpose:

Section 1, item 19. Relocation and moving expenses provided such expenditures are needed to facilitate operating staff efficiency in accordance with the Governmental Reorganization Act of 1969 and subsequent legislation.

Funds appropriated in section 1, items 17, 18, and 19 shall not be used to create any new agency or function or for attorney fees, increases of salaries or the construction of additional buildings. Provided, however, funds appropriated in section 1, item 18, may be used to pay overtime pay to agencies' law enforcement personnel called upon to perform extra duty because of civil disturbance or natural disaster.

Section 21. There is hereby appropriated for the fiscal year ending June 30, 1973, to the Department of Administration, the sum of \$7,182,000 to be allocated as follows:

From the General Revenue Fund	\$4,093,740;
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By transfer upon certification to the comptroller of premium costs annually of such health insurance program on the basis of the number of employees covered per agency out of the agency trust fund from which such employees are paid, the amount of \$3,088,260.

It is the intent of the legislature that the Secretary of Administration, in carrying out the provisions of House Bill 4305, provide for medical insurance coverage to include (but not necessarily limited to) basic benefits, major medical benefits, and maternity benefits as best serves the needs of the program.

Section 22. There is hereby appropriated for the fiscal year ending June 30, 1973, the sum of six million dollars (\$6,000,000) from the General Revenue Fund to the Department of Administration for the purpose of providing funds for differential pay rates to state employees.

Section 23. There is hereby appropriated for the fiscal year ending June 30, 1973, the sum of two million five hundred eighty-two thousand four hundred sixty-five dollars (\$2,582,465) to the Department of Administration; two million three hundred twenty-four thousand one hundred fifty-seven dollars (\$2,324,157) from the General Revenue Funds and two hundred fifty-eight thousand three hundred eight dollars (\$258,308) in trust funds for the various state agencies, for the purpose of providing funds for critical job classifications. The critical job classifications are:

Cottage Parent
Cottage Supervisor I
Cottage Supervisor II
Cottage Group Shift Supervisor I
Psychiatric Aide
Charge Aide
Medical Assistant
Licensed Practical Nurse
Occupational Therapist Aide I
Recreation Therapy Aide I
Recreation Therapy Aide II
Dental Intern
Dentist I
Dentist II
Forest Ranger
Correctional Officer Classes
Correctional Officer Classes
Correctional Counselor Classes
Road Prison Officer Classes
Medical Technician Classes
Specific Related Classes

Section 24. There is hereby appropriated for the fiscal year ending June 30, 1973, the sum of forty-three million seven hundred eighteen thousand nine hundred sixty-four dollars (\$43,718,964); twenty four million eight hundred fifty four thousand six hundred forty dollars (\$24,854,640) of which shall be from the General Revenue Fund and eighteen million eight hundred sixty four thousand three hundred twenty four dollars (\$18,864,324) from trusts to provide funds for pay adjustments of wages and salaries of career service personnel.

Section 25. An individual filling a position authorized in items 1-952 of Section 1 and items 1-16 of Section 2 of this act for any state agency cannot be transferred to or his services utilized by any other state agency, except as specifically authorized by law, or unless the using agency pays for such services which are in excess of one (1) week.

Section 26. Any balance is appropriated from the Working Capital Fund during the 1972-73 fiscal year for transfer to the General Revenue Fund. Transfers of this appropriation shall be made only after the State Administration Commission determines that insufficient monies are available in the General Revenue Fund to meet the anticipated actual expenditures from the appropriations from said fund during the 1972-73 fiscal year.

Section 27. Any section of this act, or any item herein contained, if found to be invalid or vetoed by the Governor without overriding action of the legislature shall in no way affect other sections or other items contained in this act.

Section 28. All Agencies, Boards, Commissions and Departments are directed to complete the required Transfer of Title to State Lands as required in Sec. 253.03, F.S., no later than December 31, 1972. The Department of Administration is directed to withhold further release of appropriated funds after that date to any Agency, Board, Commission or Department which has not complied with this statute.

Section 29. There is hereby appropriated to the Board of Regents for Fixed Capital Outlay—Buildings and Improvements, all receipts derived from the Sale of Revenue Certificates

supported by the Capital Improvements Fee and such other funds as may be pledged for the payment of debt service thereon under the authority granted by Chapter 243, F.S. The proceeds of said Revenue Certificates shall be allocated to the several universities by the Board of Regents with the confirmation of the State Board of Education. Proceeds from said Revenue Certificates may be combined with bond funds secured in accordance with Sec. 9, Art. XII, of the State Constitution, or with Grants and Donations, Matching Funds, Funds from the University System Capital Improvements Revolving Trust Fund, from sources other than state funds, or by a combination of such funds.

Section 30. This Act shall take effect on July 1, 1972.

From General Revenue Fund	1,619,596,071
From Trust Funds	1,555,052,695
Positions	75,412

Conference Committee Amendment 2—On page 1 strike all of title and insert the following in lieu thereof:

An act making appropriations; providing moneys for the annual period beginning July 1, 1972, and ending June 30, 1973, to pay salaries, other expenses, capital outlay—buildings and improvements, and for other specified purposes of the various agencies of state government; suspending sections 20.30(9), 216.262, 216.292, 216.301(2), and 236.07(5)(9), F.S.; providing an effective date.

Senator Johnson (29th) raised a point of order that the section of the conference committee report raising the salaries of the executive branch was out of order in that the increases were not contained in either the Senate or House version of the bill when it went to the conference committee.

The chair ruled the point well taken, that the increase of the executive branch was not in the purview of the difference between the two houses and was not available for consideration by the committee.

Senator de la Parte moved that Rule 4.3 be waived as to the executive branch salary increases and also the appropriation of \$998,750 for the Sunland Hospital in Orlando.

A division of the question was called for and the President put the question on the motion to waive the rule as to the executive branch salary increases.

Senator Daniel moved as a substitute motion that the conference committee report be accepted as an entirety and the motion was adopted.

On motion by Senator Horne, the rules were waived and it was agreed that the House amendment referred to in recommendation 1 of the conference committee report would not be printed in the Journal but would be filed in the office of the Secretary of the Senate.

On motion by Senator de la Parte, House Amendment 1 was adopted.

On motion by Senator de la Parte, Conference Committee Amendments 1 and 2 were adopted.

SB 1154 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—33

Mr. President	de la Parte	Karl	Reuter
Arnold	Fincher	Knopke	Saunders
Barron	Gong	Lewis (33rd)	Saylor
Beaufort	Graham	McClain	Trask
Boyd	Gunter	Myers	Weissenborn
Peterson	Henderson	Ott	Williams
Brantley	Hollahan	Plante	
Broxson	Horne	Pope	
Daniel	Johnson (34th)	Poston	

Enumeration district(s):

1, 1B, 1C, 2, 2B, 3, 4, 4B, 5, 28, 29, 30, 31, 32, 33, 34, 35, 38, 42, 43, 47, 48, 49, 50, 51, 52, 53, 56, 57, 57B, 58, 59, 60, 60B, 61, 62, 63, 66, 67, 67B, 67C.

That part of Seminole County included in tract(s):
202, 203, 210, 211.

District 5 shall be composed of the following:
Counties:
Citrus, Hernando, Pasco, Sumter.

That part of Lake County included in tract(s):
302, 303, 304, 305, 306, 307, 308, 310, 311, 312, 313.

Tract 0309 the following Enumeration District(s):
7, 8, 9, 10, 11, 12, 13, 14, 15, 16.

That part of Orange County included in tract(s):
107, 116, 117, 118, 119, 120, 121, 122, 123, 124, 126, 146, 147, 148, 149, 150, 151, 170, 172, 173, 174, 175, 176, 177, 178, 179.

Tract 0171 the following enumeration district(s):
249, 253, 253B, 254L.

That part of Pinellas County included in tract(s):
259, 259.99, 260, 261, 261.99, 262, 263, 268.02, 269.01, 269.02, 270, 271.01, 271.02, 271.03, 272, 273.01, 273.02, 274, 275.

That part of Seminole County included in tract(s):
201, 204, 205, 206, 207, 208, 209, 212, 213, 214, 215, 216, 217, 218, 219, 220, 221, 222.

District 6 shall be composed of the following:

That part of Pinellas County included in tract(s):
201.01, 201.02, 202.01, 202.02, 202.03, 202.99, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 213.99, 214, 215, 216, 217, 218, 219, 220, 221, 222, 223, 224.01, 224.02, 225.01, 225.02, 225.03, 226.01, 226.02, 227, 228.01, 228.02, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240.01, 240.02, 240.03, 241, 242, 243.01, 243.02, 244.01, 244.02, 245, 246, 247, 248, 249.01, 249.02, 249.03, 250.01, 250.02, 251.01, 251.02, 251.03, 251.04, 251.05, 252.01, 252.02, 253, 254.01, 254.02, 254.03, 255.01, 255.02, 256, 257, 258, 264, 265, 266, 267, 268.01, 276, 277, 278, 279, 280.01, 280.02, 281, 282, 283, 284, 285.

District 7 shall be composed of the following:

That part of Hillsborough County included in tract(s):
1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 52.99, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 72.99, 73, 101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 111, 112, 113, 114, 115, 116, 117, 118, 119, 120, 121, 122, 123, 132, 133, 134, 135, 136, 137, 138, 140, 141.

District 8 shall be composed of the following:
Counties:
Hardee, Manatee, Polk.

That part of Hillsborough County included in tract(s):
124, 125, 126, 127, 128, 129, 130, 131, 139.

That part of Sarasota County included in tract(s):
1, 2, 4, 5, 6, 7, 8, 9, 10, 16, 17, 18, 19, 20, 21.

Tract 0003 the following enumeration district(s):
36, 38, 39, 93.

District 9 shall be composed of the following:
Counties:
Brevard.

That part of Orange County included in tract(s):
101, 102, 103, 104, 105, 106, 108, 109, 110, 111, 112, 113, 114, 115, 125, 127, 128, 129, 130, 131, 132, 133, 134, 135, 136, 137, 138, 139, 140, 141, 142, 143, 144, 145, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 164, 165, 166, 167, 168, 169.

District 10 shall be composed of the following:
Counties:
Charlotte, Collier, DeSota, Glades, Hendry, Highlands, Indian River, Lee, Martin, Okeechobee, Osceola, St. Lucie.

That part of Orange County included in Tract 0171 the following enumeration district(s):
254.

That part of Palm Beach County included in tract(s):
1, 2, 3, 8, 9, 78.

Tract 0004 the following block group(s):
3.

That part of Sarasota County included in tract(s):
11, 12, 13, 14, 15, 22, 23, 24, 25, 26, 27.

Tract 0003 the following enumeration district(s):
37.

District 11 shall be composed of the following:

That part of Broward County included in tract(s):
101, 102, 103, 104, 105, 106, 107, 108, 109, 110, 201, 202, 203, 204, 205, 301, 302, 303, 304, 305, 306, 307, 308, 309, 310, 311, 312, 501, 502, 601.

Tract 0610 the following enumeration district(s):
46, 54.

That part of Palm Beach County included in tract(s):
5, 5.99, 6, 7, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76, 77, 79, 80, 81, 82, 83.

Tract 0004 the following block group(s):
1, 2, 9.

Tract 0004 the following enumeration district(s):
4, 4B, 18.

District 12 shall be composed of the following:

That part of Broward County included in tract(s):
401, 402, 403, 404, 405, 406, 407, 408, 409, 410, 411, 412, 413, 414, 415, 416, 417, 418, 419, 420, 421, 422, 422.99, 423, 424, 425, 426, 427, 428, 429, 430, 431, 432, 433, 503, 504, 505, 506, 507, 508, 509, 510, 602, 603, 604, 605, 606, 607, 608, 609, 611, 701, 702, 703, 704, 705, 706, 801, 802, 803, 804, 805, 901, 902, 903, 904, 905, 906, 907, 908, 909, 910, 911, 912, 913, 914, 915, 916, 917, 918, 920, 1007, 1101, 1102, 1103, 1104, 1105, 1201.

Tract 0610 the following block group(s):
1, 9.

Tract 0919 the following block group(s):
1, 2, 3, 5, 6, 7, 9.

Tract 0610 the following enumeration district(s):
55.

District 13 shall be composed of the following:

That part of Broward County included in tract(s):
1001, 1002, 1003, 1004, 1005, 1006, 1008.

Tract 0919 the following block group(s):
4.

That part of Dade County included in tract(s):
1.01, 1.02, 2.01, 2.02, 2.03, 2.04, 2.05, 2.06, 2.07, 2.08, 3.01, 3.02, 3.03, 3.04, 4.01, 4.02, 4.03, 4.04, 4.05, 4.06, 4.07, 4.08, 5.01, 5.02, 5.03, 6.01, 6.02, 6.03, 6.04, 6.05, 6.06, 7.01, 9.01, 9.02, 10.01, 10.02, 10.03, 10.04, 11.01, 11.02, 11.03, 11.04, 12.01, 12.02, 13, 14, 15.01, 15.02, 18.01, 19.01, 20.01, 92, 93.01, 93.02, 93.03, 94, 95.01, 95.02, 96, 97, 98, 99.01, 99.02, 99.03, 99.04, 100.01, 100.02, 100.03, 100.04, 101.01, 101.02.

Tract 0009.03 the following block group(s):
1, 3, 4, 5.

Tract 0019.02 the following block group(s):
5, 6.

District 14 shall be composed of the following:

That part of Dade County included in tract(s):
1.03, 7.02, 8.01, 8.02, 16.01, 16.02, 17.01, 17.02, 17.03, 18.02, 18.03, 20.02, 21, 22.01, 22.02, 23, 24, 25, 26, 27.02, 28, 29, 30.01, 30.02, 31, 34, 36.01, 36.02, 37.99, 38, 39.01, 39.02, 39.03, 40, 41.01, 41.99, 47.01, 47.02, 47.03, 48, 49, 50, 51, 52, 53, 54.01, 54.02, 55.01, 55.02, 56, 57, 58.01, 58.02, 61.01, 61.02, 62, 63.01, 63.02, 64, 65, 66, 70.01, 70.02, 74, 90, 91, 101.03.

Tract 0009.03 the following block group(s):
2.

Tract 0019.02 the following block group(s):
1, 2, 3, 4, 7, 8, 9.

Tract 0027.01 the following block group(s):
1, 2, 3.

Tract 0069 the following block group(s):
3, 4, 5, 9.

Tract 0075 the following block group(s):
1, 4, 5, 6, 9.

District 15 shall be composed of the following:
Counties:
Monroe.

That part of Dade County included in tract(s):
37.01, 37.02, 41.02, 42, 43, 44, 45, 46, 59.01, 59.02, 59.03, 59.04,
60.01, 60.02, 67.01, 67.02, 68, 71, 72, 73, 76.01, 76.02, 76.03, 76.04,
77.01, 77.02, 77.03, 78.01, 78.02, 78.03, 79.01, 79.02, 80, 81, 82.01,
82.02, 83.01, 83.02, 83.03, 84.01, 84.02, 84.03, 85.01, 85.02, 86, 87,
88.01, 88.02, 89.01, 89.02, 89.03, 101.04, 101.05, 102, 103, 104, 105,
106.01, 106.02, 106.03, 107, 108, 109, 110, 111, 112, 113, 114, 115.

Tract 0027.01 the following block group(s):
4.

Tract 0069 the following block group(s):
1, 2.

Tract 0075 the following block group(s):
2, 3.

Section 2. Section 8.04, Florida Statutes, is amended to read:

8.04 Effective dates.—Candidates for the office of congressman for each of the districts provided in Section 8.01 shall be nominated in 1972, as provided by law, and a congressman shall be elected from each such district at the general election to be held in 1972. For all other purposes, Section 8.01 shall take effect at the expiration of the term of office of the congressmen now serving from the state.

Section 3. Chapter 8, Florida Statutes, is amended by adding the following section to read:

8.—A change in the division of the state into congressional districts shall not vacate or otherwise affect the office of any member of a board or council who is serving at the time such change is effected and who was appointed by reference to a congressional district as it existed immediately prior to the effective date of such change. Any such member serving on such date shall continue to represent the congressional district in which he resides until the expiration of his term. A vacancy shall exist in such board or council in any congressional district in which no existing member resides and the same shall be filled as provided by applicable law. If two or more such members reside in a single congressional district as constituted after such change, each shall be entitled to serve until the expiration of his term.

Section 4. In accordance with Article X, Section 8(a), State Constitution, the decennial census of 1970 is recognized as the official census of the state for the purposes of this law; and, the designation 'CCD' shall mean 'Census County Division'; the designation 'ED' shall mean 'Enumeration District'; the word 'Tract' shall mean 'Census Tract'; and the designation 'BG' shall mean 'Block Group'; and the terms 'Census County Division', 'Enumeration District', 'Census Tract', and 'Block Group' shall have the same meaning and describe the same geographical boundaries as provided in the Bureau of the Census Reports of the United States Decennial Census of 1970 for the State of Florida; Block Groups are subdivisions of Census Tracts as defined on census metropolitan maps which differentiate Block Groups by the first digit of the block numbers assigned to city blocks within each Tract; the population within the above described geographical census units are the population figures contained in the corrected official 1970 Decennial Census master enumeration district list.

Section 5. Any portion of the state of Florida which is not stated herein as being included in any district described in this law but which is entirely surrounded by a district shall be deemed to be included within that district. Any portion of the state which is not included in any district described in this law and which is not entirely surrounded by a district shall be included within that district contiguous to such portion which contains the least population per congressman according to the U. S. Decennial Census of 1970.

Section 6. In the event any section, subsection, sentence, clause or phrase of this law or any congressional district established herein shall be declared, determined to be or adjudged invalid or unconstitutional, such adjudication shall in no manner affect the other sections, subsections, sentences, clauses, or phrases of this law, or any other districts established herein, which shall remain of full force and effect, as if the section, subsection, sentence, clause, phrase or district so declared, determined to be or adjudged invalid or unconstitutional were not originally a part hereof. The legislature hereby declares that it would have passed the remaining parts of this law as if it had known that such part or parts hereof would be declared, determined to be or adjudged invalid or unconstitutional.

Conference Committee Amendment 1—On page 14, line 8, after the word "Tract"; insert the following: the designation 'Place' shall mean 'Census Place';

Conference Committee Amendment 2—On page 14, line 10, after the word "Tract", insert the following: Place,

Senator Broxson presiding.

On motion by Senator Boyd, the conference committee report was accepted as an entirety.

On motion by Senator Boyd, conference committee amendments 1 and 2 were adopted. On motion by Senator Boyd the Senate concurred in House amendment 1 as amended by the conference committee amendments and SB 1291 passed as further amended and was certified to the House. The vote was:

Yeas—30

Mr. President	Brantley	Horne	Saunders
Arnold	Broxson	Knopke	Scarborough
Barron	Childers	Lewis (33rd)	Trask
Barrow	Daniel	McClain	Weber
Beaufort	de la Parte	Myers	Weissenborn
Bishop	Fincher	Ott	Williams
Boyd	Haverfield	Pope	
Peterson		Poston	

Nays—17

Bell	Gunter	Lane	Ware
Deeb	Henderson	Lewis (43rd)	Wilson
Ducker	Johnson (29th)	Plante	
Gong	Johnson (34th)	Saylor	
Graham	Karl	Stolzenburg	

The President presiding.

The Senate resumed the special order calendar.

HB 4305—A bill to be entitled An act relating to state officers and employees; authorizing group health insurance program; authorizing department of administration to initiate and supervise program; providing for promulgation of administrative rules; requiring insurance be awarded on a competitive basis; designating secretary of administration as administrator of program; providing for salary deductions; providing for contribution to cost by the state; providing an appropriation; providing an effective date.

—was read the second time by title. On motion by Senator Daniel, by two-thirds vote HB 4305 was read the third time by title, passed and certified to the House. The vote was:

Yeas—45

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

Nays—None

By unanimous consent Senator Peterson was recorded as voting yea.

HB 4308—A bill to be entitled An act relating to the state career system; amending §110.022(1), Florida Statutes, adding shift differential rates, geographic differential rates, and wage-salary surveys; providing an effective date.

—was read the second time by title. On motion by Senator de la Parte, by two-thirds vote HB 4308 was read the third time by title, passed and certified to the House. The vote was:

Yeas—38

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

Nays—None

By unanimous consent Senators Lewis (43rd), Daniel and Hav-erfield were recorded as voting yea.

SB 818—A bill to be entitled An act relating to the salaries and other related costs of state attorneys offices; adding section 27.34, Florida Statutes, to prohibit county or municipal supplements for the operation of the offices except where specifically authorized; making provisions for counties to provide certain services; prohibiting county or municipal supplements to state attorneys salaries; providing the salaries of the state attorneys be set by the legislature in the appropriations act; providing an effective date.

—was read the second time by title.

Senators Myers and de la Parte offered the following amend-ment which was adopted on motion by Senator de la Parte:

Amendment 1—On pages 1 and 2, strike everything after the enacting clause and insert: Section 1. Subsection (4) of section 27.181, Florida Statutes, is amended to read:

(Substantial rewording of subsection. See §27.181(4), F. S., for present text.)

27.181 Assistant state attorneys; appointment, term; powers and duties; compensation.—

(4) Until otherwise provided by law, each assistant state attorney appointed by a state attorney under the authorization of this act shall, receive the allowances for expenses provided by law at the time of his appointment, to be paid in accord-ance with such law. The salary for each assistant state attorney shall be set by the state attorney of the same judicial circuit in an amount not to exceed ninety percent of that state attor-ney's salary and shall be paid from funds appropriated for that purpose; provided, that assistant state attorneys who serve in less than a full-time capacity shall be compensated for services performed in an amount to be in proportion to the salary allowed for full-time services.

Section 2. Subsection (1) of section 27.25, Florida Statutes, is amended and subsection (4) is added to said section to read:

27.25 State attorney authorized to employ personnel; fund-ing formula.—

(1) The state attorney of each judicial circuit is hereby au-thorized to employ and establish, in such number as he shall determine up to the maximum salary provided for, assistant state attorneys, investigators, and clerical, secretarial, and other personnel, who shall be paid from funds appropriated for that purpose, up to the maximum salary provided by law.

(4) The appropriations for the offices of state attorneys shall be determined by a funding formula based on population in a manner to be determined by this act and any subsequent appro-priations acts. Additional sums shall be added to continue certain judicial circuits at substantially the same level of funding as provided for the fiscal year 1971-1972; provided that such addi-tional sums shall be eliminated in five equal annual install-

ments beginning with fiscal year 1972-1973. The amount neces-sary to pay the salary of the state attorney in those judicial circuits having a population of less than 300,000, according to the estimated population on January 1, of the fiscal year, shall be appropriated to such judicial circuits in addition to the amount allocated for such judicial circuits under the funding formula.

Section 3. Sections 27.34 and 27.35, Florida Statutes, are created to read:

27.34 Salaries and other related costs of state attorneys of-fices; limitations.—

(1) No county or municipality shall appropriate or contrib-ute funds to the operation of the various state attorneys except for the purpose of prosecuting misdemeanors, traffic offenses, violations of metropolitan code ordinances, and offenses tried in county courts by reason of passage of Article V of the Florida Constitution on March 14, 1972.

(2) The state attorneys may be provided by the counties within their judicial circuits with such office space, utilities, telephone services, custodial services, library services, trans-portion services and communication services as may be neces-sary for the proper and efficient functioning of these offices; provided, that counties shall not provide less of these services than provided in fiscal year 1971-72. State funds, where avail-able, may be used to provide such services.

(3) It is hereby prohibited for any state attorney to receive from any county or municipality any supplemental salary; however, no state attorney presently holding office shall receive a reduction in salary for the fiscal year 1972-1973. In the event the state salary appropriation is less than the present salary, the county shall supplement said salary in an amount equal to the difference between the 1971-1972 salary and the state salary appropriation.

27.35 Salaries of state attorneys.—Each state attorney shall receive as salary, the amount appropriated in this act and sub-sequent appropriations acts.

Section 4. Sections 27.21, 27.22 and 27.24, Florida Statutes, are hereby repealed. Any law or ordinance in conflict with the provisions of this act is hereby repealed.

Section 5. As supplementary to the general appropriations act, there is hereby appropriated from the general revenue fund for the payment of salaries and expenses for the state attorneys:

First Judicial Circuit	
1. Lump Sum	\$ 283,748
Second Judicial Circuit	
2. Lump Sum	216,060
Third Judicial Circuit	
3. Lump Sum	110,365
Fourth Judicial Circuit	
4. Lump Sum	577,600
Fifth Judicial Circuit	
5. Lump Sum	225,468
Sixth Judicial Circuit	
6. Lump Sum	607,145
Seventh Judicial Circuit	
7. Lump Sum	276,815
Eighth Judicial Circuit	
8. Lump Sum	236,565
Ninth Judicial Circuit	
9. Lump Sum	288,588
Tenth Judicial Circuit	
10. Lump Sum	236,006
Eleventh Judicial Circuit	
11. Lump Sum	1,289,103
Twelfth Judicial Circuit	
12. Lump Sum	270,070
Thirteenth Judicial Circuit	
13. Lump Sum	464,235

Fourteenth Judicial Circuit	
14. Lump Sum	176,110
Fifteenth Judicial Circuit	
15. Lump Sum	274,465
Sixteenth Judicial Circuit	
16. Lump Sum	62,515
Seventeenth Judicial Circuit	
17. Lump Sum	660,440
Eighteenth Judicial Circuit	
18. Lump Sum	245,493
Nineteenth Judicial Circuit	
19. Lump Sum	158,963
Twentieth Judicial Circuit	
20. Lump Sum	237,058

Section 6. The annual salaries for state attorneys shall be as follows:

- (1) In those circuits having a population of 100,000 or less _____ \$ 28,000
- (2) In those circuits having a population of more than 100,000 but less than 200,000 _____ \$ 30,000
- (3) In those circuits having a population of more than 200,000 _____ \$ 32,000

Section 7. This act shall take effect July 1, 1972.

Senators Myers and de la Parte offered the following title amendment which was adopted on motion by Senator de la Parte:

Amendment 2—On page 1, lines 3—17, strike the title and insert:

A bill to be entitled An act relating to state attorneys, amending §§27.181(4), Florida Statutes; amending §27.25(1), Florida Statutes, and adding subsection (4) to said section; creating §§27.34 and 27.35, Florida Statutes; providing for salaries of state attorneys, assistant state attorneys; providing that the state attorney shall determine the number of persons to be employed; providing for annual appropriations; providing limitation of the amount and use of county or municipal supplements; repealing §§27.21, 27.22, 27.24, Florida Statutes, relating to certain assistant state attorneys and fees for convictions; providing for an appropriation; providing an effective date.

On motion by Senator Williams, by two-thirds vote SB 818 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—40

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

Nays—3

Bishop	Gong	Hollahan
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By unanimous consent, Senators Poston and Reuter were recorded as voting yea; Senator Bishop changed his vote from nay to yea.

SB 819—A bill to be entitled An act relating to the salaries and other related costs of public defenders offices; amending section 27.53(1) and adding section 27.60, Florida Statutes, to prohibit county or municipal supplements for salaries of the public defenders and costs of operation; making provisions for counties to provide certain services; providing the salaries of the public defenders be set by the legislature in the appropriations act; providing an effective date.

—was read the second time by title.

On motion by Senator de la Parte the following amendment was adopted:

Amendment 1—On pages 1 and 2, strike everything after the enacting clause and insert: Section 1. Subsections (3) and (4) of section 27.51, Florida Statutes, are amended to read:

27.51 Duties of public defender.—

(3) All public defenders elected to office on or after November 1, 1972, shall be elected on a full-time basis and shall be prohibited from the private practice of law while holding office. The public defender and Assistant public defenders shall give priority and preference to their duties under the provisions of this act and may engage in private practice of law only to the extent that it will not interfere with or prevent performance of their duties as public defender and assistant public defenders and shall not otherwise engage in the practice of criminal law.

(4) The public defenders for the judicial circuits enumerated below may, if requested by any public defender within the appellate district shown, handle all appeals to the state and federal courts required of the official making such request:

(a) Public defender of the second judicial circuit, on behalf of any public defender within the district comprising the first district court of appeal.

(b) Public defender of the twelfth sixth judicial circuit, on behalf of any public defender within the district comprising the second district court of appeal.

(c) Public defender of the eleventh judicial circuit, on behalf of any public defender within the district comprising the third district court of appeal.

(d) Public defender of the fifteenth judicial circuit, on behalf of any public defender within the district comprising the fourth district court of appeal.

(e) A sum shall be appropriated annually to the public defender of those judicial circuits enumerated in paragraphs (a)—(d), for the employment of attorneys as part-time public defenders, clerical employees and for expenses including those incurred in cases on appeal.

Section 2. Section 27.53, Florida Statutes, is amended to read:

(Substantial rewording of section. See §27.53, F. S., for present text.)

27.53 Appointment of assistants and other staff; method of payment.—

(1) The public defender of each judicial circuit is hereby authorized to employ and establish, in such numbers as he shall determine, assistant public defenders, investigators and clerical personnel who shall be paid from funds appropriated for that purpose, up to the maximum salary provided by law.

(2) In addition, any member of the bar in good standing may be appointed by the court or may register his or her availability to the public defender of each judicial circuit for acceptance of special assignments without salary to represent insolvent defendants. Such persons shall be listed and referred to as special assistant public defenders and be paid a fee; such fee shall be fixed by the trial judge and shall be paid in the same manner as counsel fees are paid in capital cases or as otherwise provided by law. In addition, defense counsel may be assigned and paid pursuant to any existing or future local act or general act of local application.

(3) If at any time during the representation of two or more indigents the public defender shall determine that the interests of those accused are so adverse or hostile that they cannot all be counseled by the public defender or his staff without conflict of interest, or that none can be counseled by the public defender or his staff, it shall be his duty to move the court to appoint one or more members of the Florida bar who are in no way affiliated with the public defender in his capacity as such, or in his private practice, to represent those accused. Provided that the trial court shall appoint such other counsel upon its own motion when the facts developed upon the face of the record and files in the cause disclose such conflict and said attorney may, in the discretion of the court, be paid a fee as is provided in subsection (2).

(4) The appropriations for the offices of public defender shall be determined by a funding formula based on population in a manner to be determined by this act and any subsequent appropriation act. Additional sums shall be added to maintain certain judicial circuits at substantially the same level of funding as provided in fiscal year 1971-1972; provided that these additional sums shall be eliminated in four equal annual increments beginning with fiscal year 1973-1974. The amount necessary to pay the salary of the public defender in judicial circuits having a population of less than 300,000 according to the estimated population on the first of January of each fiscal year, shall be appropriated to such judicial circuits in addition to the amount allocated for such judicial circuit under the funding formula.

Section 3. Section 27.5301, Florida Statutes, is created to read:

27.5301 Salaries of public defenders and assistant public defenders.—

(1) *The salaries of public defenders shall be fixed in this act and any subsequent appropriation act based on population categories of the various judicial circuits.*

(2) *The salary for each assistant public defender shall be set by the public defender of the same judicial circuit in an amount not to exceed ninety percent of that public defender's salary and shall be paid from funds appropriated for that purpose. Assistant public defenders who serve in less than a full-time capacity shall be compensated for services performed in an amount to be in proportion to the salary allowed for full-time services.*

Section 4. Section 27.54, Florida Statutes, is amended to read:

(Substantial rewording of section. See §27.54, F. S., for present text.)

27.54 Expenditures for public defender's office.—

(1) All payments for the salary of the public defender and the necessary expenses of his office, including salaries of his deputies, assistants and staff, shall be considered as being for a valid public purpose. Travel expenses shall be paid in accordance with the provisions of §112.061.

(2) No county or municipality shall appropriate or contribute funds to the operation of the offices of the various public defenders, except for the purpose of defending misdemeanors.

(3) The public defenders may be provided by the counties within their judicial circuits with such office space, utilities, telephone services, and custodial services as may be necessary for the proper and efficient functioning of these offices provided that counties shall not provide less of these services than provided in fiscal year 1971-1972. State funds, where available, also may be utilized to provide such services.

(4) It is hereby prohibited for any public defender to receive from any county or municipality any supplemental salary.

Section 5. Sections 27.501 and 27.531, Florida Statutes, are hereby repealed. Any law or ordinance in conflict with the provisions of this act is hereby repealed.

Section 6. As supplementary to the general appropriations act, there is hereby appropriated from the state general revenue fund the following amounts for salaries and expenses of the various public defenders:

First Circuit	\$ 197,883
Second Circuit	161,392
Third Circuit	71,818
Fourth Circuit	863,320
Fifth Circuit	138,971
Sixth Circuit	345,114
Seventh Circuit	168,158
Eighth Circuit	144,858
Ninth Circuit	232,858
Tenth Circuit	186,680
Eleventh Circuit	772,753
Twelfth Circuit	204,324
Thirteenth Circuit	311,858
Fourteenth Circuit	110,052
Fifteenth Circuit	300,902
Sixteenth Circuit	53,674
Seventeenth Circuit	375,408

Eighteenth Circuit	179,685
Nineteenth Circuit	100,305
Twentieth Circuit	145,559

Section 7. The annual salaries of the public defenders shall be as follows:

- (1) In those circuits having a population of 100,000 or less _____ \$ 25,000
- (2) In those circuits having a population of more than 100,000 but less than 200,000 _____ \$ 27,000
- (3) In those circuits having a population of more than 200,000 _____ \$ 29,000

Section 8. This act shall take effect July 1, 1972.

On motion by Senator de la Parte the following title amendment was adopted:

Amendment 2—On page 1, strike lines 3 through 15 and insert: A bill to be entitled An act relating to public defenders, amending §§27.51(3) and (4), 27.53 and 27.54, Florida Statutes; creating §27.5301, Florida Statutes; providing for salaries of public defenders and assistant public defenders; providing that the public defender shall determine the number of persons to be employed; providing for annual appropriations; providing limitation of the amount and use of county or municipal supplements; providing that public defenders serve on a full-time basis; repealing §§27.501, and 27.531, Florida Statutes, relating to certain public defenders in the ninth and eighteenth judicial circuits; providing an appropriation; providing an effective date.

On motion by Senator de la Parte, by two-thirds vote SB 819 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—38

Mr. President	de la Parte	Johnson (29th)	Plante
Arnold	Ducker	Johnson (34th)	Poston
Barron	Fincher	Karl	Sayler
Beaufort	Gong	Knopke	Scarborough
Bell	Graham	Lane	Stolzenburg
Peterson	Gunter	Lewis (33rd)	Ware
Brantley	Haverfield	Lewis (43rd)	Weber
Broxson	Henderson	McClain	Weissenborn
Childers	Hollahan	Myers	
Daniel	Horne	Ott	

Nays—None

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

HB 3202—A bill to be entitled An act relating to taxation; providing for procedures to be used by tax assessors in assessing property; amending section 193.023, Florida Statutes, by adding new subsections (2) and (3); amending chapter 71-309, Laws of Florida, by repealing section 3 and adding a new subsection (4) to section 196.031, Florida Statutes; providing an effective date.

—was read the second time by title.

Senators Sayler and Haverfield offered the following amendment which was adopted on motion by Senator Sayler:

Amendment 1—On page 2, line 2, after "taxable" insert: real

Senators Sayler and Haverfield offered the following amendment which was adopted on motion by Senator Sayler:

Amendment 2—On page 1, line 27, insert the following: after "of the" real

Senators Sayler and Haverfield offered the following title amendment which was adopted on motion by Senator Sayler:

Amendment 3—On page 1, line 6, after "assessing" insert: real

Senators Saylor, Haverfield and Ware offered the following amendment which was adopted on motion by Senator Saylor:

Amendment 4—On page 2, line 11 strike all of Sections 2 and 3. Renumber Section 4.

Senators Saylor, Haverfield and Ware offered the following title amendment which was adopted on motion by Senator Saylor:

Amendment 5—On page 1, line 8, strike remainder of the title after "(3)."

On motion by Senator Graham the following amendment was adopted:

Amendment 6—On page 2, strike all of lines 22 and 23 and insert:

Section 4. Subsection (2) of Section 196.011, Florida Statutes, is amended to read:

(2) It shall not be necessary to make annual application for exemption on houses of public worship, the lots on which they are located, personal property located therein or thereon, parsonages, house of public worship owned burial grounds and tombs, and other such property not rented or hired out for other than religious or educational purposes at any time *and property of the state, any county, any municipality, any school district or community college district thereof.*

Section 5. This act shall take effect immediately upon becoming law.

On motion by Senator Graham the following title amendment was adopted:

Amendment 7—On page 1, strike line 12 and insert: Amending Section 196.011, Florida Statutes; providing an effective date.

On motion by Senator Hollahan, by two-thirds vote HB 3202 as amended was read the third time by title, passed and certified to the House. The vote was:

Yeas—38

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

Nays—None

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

On motion by Senator Barron, Rule 4.14 requiring 15 minutes' notice was waived and unanimous consent was obtained to take up out of order—

CS for HB 3152—A bill to be entitled An act relating to the licensing of health care facilities; authorizing the division of health of the department of health and rehabilitative services to consider need as a factor in the licensing of such facilities; providing legislative intent; providing definitions; requiring health facilities to make application for an advisory need study to an approved areawide planning council or, in its absence, to the bureau of community medical facilities planning; providing for an advisory certificate of need study by the areawide planning council; providing for issuance of certificates of need; providing for exemptions; providing an effective date.

—which was read the second time by title.

Senator Deeb moved the adoption of the following amendment:

Amendment 1—On page 9, lines 15—26, strike subsections (4), (5), (6) and renumber following subsections

Senator Daniel presiding.

Senator de la Parte moved that debate be limited to 10 minutes on the bill and all amendments.

Senator Barron moved as a substitute motion that debate be limited to 5 minutes on the bill and all amendments. The substitute motion was adopted.

Amendment 1 failed by the following vote:

Yeas—16

Arnold	Gong	Plante	Ware
Bell	Gunter	Saylor	Weber
Deeb	Johnson (29th)	Scarborough	Weissenborn
Ducker	McClain	Stolzenburg	Wilson

Nays—25

Barron	Daniel	Knopke	Poston
Barrow	de la Parte	Lane	Reuter
Beaufort	Fincher	Lewis (33rd)	Saunders
Peterson	Graham	Lewis (43rd)	Trask
Brantley	Haverfield	Myers	
Broxson	Hollahan	Ott	
Childers	Horne	Pope	

Senator Myers moved that the rules be waived and CS for HB 3152 be read the third time by title. The motion was adopted by the following vote:

Yeas—29

Mr. President	Daniel	Lane	Reuter
Barron	de la Parte	Lewis (33rd)	Saunders
Barrow	Fincher	Lewis (43rd)	Trask
Beaufort	Graham	McClain	Weissenborn
Boyd	Haverfield	Myers	Williams
Peterson	Hollahan	Ott	
Brantley	Horne	Pope	
Childers	Knopke	Poston	

Nays—14

Arnold	Ducker	Saylor	Weber
Bell	Gunter	Scarborough	Wilson
Broxson	Johnson (29th)	Stolzenburg	
Deeb	Plante	Ware	

CS for HB 3152 was read the third time by title, passed and certified to the House. The vote was:

Yeas—27

Barron	Daniel	Knopke	Pope
Barrow	de la Parte	Lane	Poston
Beaufort	Fincher	Lewis (33rd)	Reuter
Boyd	Graham	Lewis (43rd)	Saunders
Brantley	Haverfield	McClain	Trask
Broxson	Hollahan	Myers	Williams
Childers	Horne	Ott	

Nays—16

Arnold	Ducker	Plante	Ware
Bell	Gong	Saylor	Weber
Peterson	Gunter	Scarborough	Weissenborn
Deeb	Johnson (29th)	Stolzenburg	Wilson

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

The President presiding.

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Jerry Thomas
President of the Senate

April 6, 1972

Sir:

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

By the Committee on Ways and Means—

SB 1203—A bill to be entitled An act relating to junior colleges; amending §§230.764, 230.765, 230.766 and 230.767(2) (c) and (d), (4) and (7), Florida Statutes; providing definition of average daily attendance; providing a change in procedure for determining number of instruction units; providing a modification of the procedure for determining number of transportation units; providing modification of procedure for determining annual apportionment; authorizing mileage reimbursement for trustees; providing an effective date.

Amendment 1

In the title, line 7, after "(7)" insert the following: and section 230.753(5)

Amendment 2

On page 9, line 7, strike the period and insert the following: ; provided that no college shall receive a lesser amount of minimum foundation program funds than the amount generated by the previous year's enrollment.

Amendment 3

On page 8, lines 14 and 15, strike "two thousand six hundred sixty-eight dollars" and insert the following: two thousand seven hundred sixty-three dollars

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motions by Senator de la Parte, the Senate concurred in House amendments 1, 2 and 3 to SB 1203.

SB 1203 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—37

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

Nays—None

By unanimous consent Senators Daniel, Bishop, Barron and Barrow were recorded as voting yea.

The Honorable Jerry Thomas
President of the Senate

April 6, 1972

Sir:

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

By Representative Featherstone—

HB 3647—A bill to be entitled An act relating to the Florida mental health act; amending subsection (13) of §3 of chapter

71-131, Laws of Florida; exempting physicians in the employment of the state or the United States from requirements of state licensing; including facilities of the United States within the definition of "treatment facility"; amending §394.457(3) and (8), Florida Statutes, as amended by chapter 71-131, Laws of Florida; permitting the department of health and rehabilitative services to contract with facilities of the United States; designating facilities of the United States as treatment facilities; amending subsections (1) and (2) of §6 of chapter 71-131, Laws of Florida; permitting designation of federal facilities as a receiving or treatment facility; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 3647, contained in the above message, was read the first time by title. On motion by Senator Daniel, the rules were waived and the bill was placed on the calendar.

On motion by Senator Daniel, Rule 4.14 requiring 15 minutes' notice was waived and unanimous consent was obtained to take up HB 3647 out of order.

On motions by Senator Daniel, by two-thirds vote HB 3647 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote was:

Yeas—43

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

Nays—None

By unanimous consent Senator Reuter was recorded as voting yea.

The Honorable Jerry Thomas
President of the Senate

April 6, 1972

Sir:

I am directed to inform the Senate that the House of Representatives has admitted for introduction by the required Constitutional two-thirds vote and passed—

By Representative Harris—

HB 4480—A bill to be entitled An act relating to forestry; amending §589.08, Florida Statutes, to remove the provision relating to payments of fifteen percent of the gross receipts from a state forest to the counties in which it is located; repealing §589.081, Florida Statutes, relating to such payments from receipts of the Withlacoochee state forest; providing an effective date.

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

HB 4480, contained in the above message, was read the first time by title and referred to the Committee on Agriculture.

Senator Horne raised a point of order that HB 4480 was new business within the mandate of the constitution and would, therefore, require two-thirds vote for admission.

The President ruled the point of order well taken and a two-thirds vote would be required for admission.

Senator Horne moved that the Senate recess so the Committee on Rules, Calendar, Privileged Business and Ethics could meet with the chairmen of Ways and Means and Judiciary—Civil A to establish a special order consisting of bills that should be acted upon prior to adjournment.

The motion was adopted and the Senate recessed at 7:27 p.m.

The Senate was called to order by the President at 8:00 p.m. A quorum present—48:

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

COMMITTEE REPORT

April 7, 1972

The Committee on Rules, Calendar, Privileged Business and Ethics recommends that the following bills be placed on Special Order for Friday, April 7, 1972, for the evening session:

CS for SB 187	HB 4323	CS for HB 4460
SB 856	HB 3407	HB 4469
SB 914	CS for HB 4019	CS for HB 4436
SB 930	HB 4423	HB 4480

Further, the Committee recommends that no House messages be entertained out of order until the disposition of the Special Order Calendar as recommended.

Further, the Committee has adopted a Rule that after a bill has been debated for ten minutes that the Chairman is then asked and directed to move to limit debate in any manner he deems feasible on further debate on that particular measure.

Respectfully submitted,
GEORGE L. HOLLAHAN, JR.
 Chairman

On motion by Senator Hollahan, the report of the Committee was adopted.

Senator Graham moved that the rules be waived and CS for HB 4030 be added at the end of the special order calendar. The motion failed by the following vote:

Yeas—12

de la Parte	Karl	Poston	Ware
Graham	Lewis (43rd)	Reuter	Weissenborn
Gunter	Myers	Saunders	Williams

Nays—20

Barron	Brantley	Johnson (29th)	Pope
Barrow	Childers	Knopke	Sayler
Bishop	Daniel	Lewis (33rd)	Scarborough
Boyd	Ducker	Ott	Trask
Peterson	Hollahan	Plante	Wilson

By permission the following report was received:

ENGROSSING REPORT

Your Engrossing Clerk to whom was referred—

SB 818 with 2 amendments SB 819 with 2 amendments

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

ELMER O. FRIDAY
 Secretary of the Senate

The bills were certified to the House.

SPECIAL ORDER

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Jerry Thomas April 6, 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 Natural Resources and Conservation—

CS for SB 187—A bill to be entitled An act relating to the state wilderness system, amending §7 of chapter 70-355, Laws of Florida, appearing as §258.23, Florida Statutes, 1970 Supplement; amending §16 of chapter 70-355, Laws of Florida, appearing as §258.32, Florida Statutes, 1970 Supplement; providing for leases of land by the state for inclusion in wilderness system; providing for method of tax assessment; providing terms of leases; providing exception for withdrawal of lands; providing an effective date.

Amendment 1

On page 2, line 22, strike "abate the assessment giving" and insert the following: *give*

Amendment 2

On page 2, strike lines 10 through 18 and insert the following: *(b) The board shall have the power and duty to enforce the provisions of each lease agreement and shall additionally have the power to terminate any lease if the termination is demonstrated to be in the best interest of the wilderness system; and*

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
 Clerk, House of Representatives

On motions by Senator Knopke, the Senate concurred in House amendments 1 and 2 to CS for SB 187.

CS for SB 187 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—29

Mr. President	de la Parte	Lewis (43rd)	Trask
Barron	Ducker	Ott	Ware
Bell	Graham	Plante	Weissenborn
Boyd	Haverfield	Pope	Williams
Peterson	Hollahan	Reuter	Wilson
Brantley	Karl	Saunders	
Broxson	Knopke	Sayler	
Childers	Lewis (33rd)	Scarborough	

Nays—1

Bishop

By unanimous consent Senators Johnson (29th), Poston, Gong, Lane, Gunter, Arnold, Beaufort, Barrow, Myers, Horne and Daniel were recorded as voting yea.

The Honorable Jerry Thomas April 6, 1972
President of the Senate

Sir:

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

By Senator Barrow and others—

SB 856—A bill to be entitled An act relating to the auditor general; creating section 11.49, Florida Statutes; creating the division of public assistance fraud; requiring the auditor general to make investigations on his own initiative or whenever required by the legislative auditing committee; providing rights, privileges, and powers; providing an appropriation; providing an effective date.

Which amendment reads as follows:

On page 2, line 23, strike "409.235" and insert the following: 409.325

—and requests the concurrence of the Senate therein.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

On motion by Senator de la Parte, the Senate concurred in the House amendment to SB 856.

SB 856 passed as amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—35

Mr. President	Broxson	Knopke	Saylor
Arnold	Childers	Lewis (33rd)	Scarborough
Barron	de la Parte	Lewis (43rd)	Stolzenburg
Beaufort	Ducker	McClain	Trask
Bell	Graham	Ott	Ware
Bishop	Haverfield	Plante	Weissenborn
Boyd	Hollahan	Pope	Williams
Peterson	Horne	Poston	Wilson
Brantley	Karl	Reuter	

Nays—None

By unanimous consent Senators Johnson (29th), Saunders, Gong, Lane, Daniel, Barrow and Gunter were recorded as voting yea.

The Honorable Jerry Thomas
President of the Senate

April 7, 1972

Sir:

I am directed to inform the Senate that the House of Representatives has refused to concur in Senate amendments to House amendments 7 and 10, and has passed as amended—

By Senator Williams—

SB 914—A bill to be entitled An act relating to education, public schools; amending section 236.03, Florida Statutes, removing permissive authority to authorize recalculation; providing recalculation funds shall be calculated only on programs where the basic allocations are determined on prior years attendance; amending section 236.04(1), Florida Statutes, by adding subparagraph (e); amending section 236.04(2), Florida Statutes, by adding subparagraph (f); amending section 236.07(5) and (9), Florida Statutes, as amended by chapter 70-94, Laws of Florida, providing procedure for determining the amount for other than instructional salaries and transportation; providing procedure for determining the district minimum financial effort required; amending section 236.08, Florida Statutes, providing for the proration of the state's portion of the costs in any year in which a deficit exists; amending section 236.25(1)(b), Florida Statutes, as amended by chapters 70-401 and 71-263, Laws of Florida, providing a method for the calculation of any deficit in state funding of required retirement matching funds; repealing subsections 236.031, 236.075, and 236.0725, Florida Statutes; eliminating funding subsection 236.07(5)(b), Florida Statutes, for 1972-73, relating to financing of school funds; providing an effective date.

House amendment 7

On page 11 after line 26, insert the following:

Section 8. Section 231.30, Florida Statutes, is amended to read:

231.30 Fees; disposition.—Each applicant for a certificate ~~other than a certificate for part time or substitute teaching~~ shall pay a fee of ~~ten~~ twelve dollars (\$12) *except as provided herein: Each applicant for a re-issued temporary certificate, a part-time certificate or a substitute certificate shall pay a fee of ten dollars (\$10); for extension of a regular certificate five dollars (\$5); and for a duplicate certificate or a name change two dollars (\$2).* The fee shall be retained whether the certificate is granted or not; provided that incomplete applications including fees and overpayments may be returned. An applicant for a duplicate certificate ~~shall pay a fee of one dollar (\$1)~~ and shall present evidence establishing his identity as the holder of the original certificate. The proceeds from the collection of certification fees shall be remitted by the department of education to the state treasurer and shall by him be kept in the following manner:

~~(2)~~ (1) Five dollars (\$5) of each such fee of ~~ten~~ twelve dollars (\$12) shall be kept in a separate fund to be known as the "professional practices commission trust fund" and disbursed for the payment of expenses incurred in the operation of the professional practices council of the department of education, upon vouchers approved by the chairman of the council. The annual budget shall be approved by the state board of education.

~~(1)~~ (2) Five dollars of each such fee of ten dollars (\$10) All remaining revenue from fees collected shall be kept in a separate fund to be known as the "educational certification and service trust fund" and disbursed for the payment of expenses incurred in the printing of forms and bulletins, and the issuing of certificates, upon vouchers approved by the department.

Senate amendment to House amendment 7

Section 8 following the word "department." insert the following: Section 9. There is hereby appropriated from the general revenue fund to the state department of education the sum of \$218,945 for the fiscal year 1972-73 to be used for the purpose of carrying out the program of environmental education, pursuant to Section 229.8055, Florida Statutes.

And renumber

House amendment 10

In the title, on page 2, lines 10 and 11, strike "providing an effective date." and insert the following: amending §229.083, Florida Statutes; providing for deposit of funds held in trust for student organizations outside the state treasury; providing an effective date.

Senate amendment to House amendment 10

Title (next to last line) after "treasury;" insert the following: appropriating \$218,945 to the department of education for the environmental education program;

—and requests the Senate to recede therefrom and concur in House amendments 7 and 10.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

Senator Horne moved that the Senate recede from the Senate amendment to House Amendment 7 and the Senate amendment to House amendment 10.

Senator Ware proposed the further amendment of SB 914.

Senator Horne questioned the availability of further amendment in the present posture of the bill.

The President appointed as a Select Committee to research the matter of the amendatory process, Senators Ware, Horne and Wilson. The committee withdrew from the chamber.

SB 930—A bill to be entitled An act relating to the Florida correctional system; creating §§944.031, 944.032, 944.033, and 944.034, all Florida Statutes; establishing the Florida state prison in Bradford County, the Union correctional institution in Union County, and the DeSoto correctional institution in DeSoto County to provide custody, care, training, and counseling to inmates; establishing a system of community correctional centers for the purpose of reintegrating offenders into the com-

munity; repealing §§944.03, 944.065, and 944.066 (as amended by chapter 71-355, Laws of Florida), all Florida Statutes, which relate to the establishment of the Florida state prison at Raiford, the Sante Fe correctional farm, and the DeSoto correctional institution; providing an effective date.

—was read the second time by title. On motion by Senator Saunders, by two-thirds vote SB 930 was read the third time by title, passed and certified to the House. The vote was:

Yeas—36

Mr. President	Childers	Johnson (29th)	Poston
Arnold	Daniel	Karl	Reuter
Beaufort	de la Parte	Knopke	Saunders
Bell	Ducker	Lane	Scarborough
Bishop	Fincher	Lewis (33rd)	Stolzenburg
Boyd	Graham	Lewis (43rd)	Trask
Peterson	Haverfield	McClain	Ware
Brantley	Hollahan	Myers	Weber
Broxson	Horne	Ott	Williams

Nays—3

Barron	Plante	Sayler
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By unanimous consent Senators Gunter, Gong, Barrow and Weissenborn were recorded as voting yea.

Senator Horne was recognized and delivered the following report of the Select Committee on further amendment of SB 914:

The (proposed) amendment by Senator Ware would not be in order for the reason that Rule 7.9 provides the following motions:

“If the House shall refuse to concur in a Senate amendment to a House bill or joint resolution, the following motions shall be in order and shall be privileged in the order named: (1) that the Senate recede, or (2) that the Senate insist and ask for a conference committee, or (3) that the Senate insist.”

The President ruled the point well taken and the amendment by Senator Ware not being among the three alternatives listed, was not in order.

The Senate resumed consideration of—

SB 914—A bill to be entitled An act relating to education, public schools; amending section 236.03, Florida Statutes, removing permissive authority to authorize recalculation; providing recalculation funds shall be calculated only on programs where the basic allocations are determined on prior years attendance; amending section 236.04(1), Florida Statutes, by adding subparagraph (e); amending section 236.04(2), Florida Statutes, by adding subparagraph (f); amending section 236.07(5) and (9), Florida Statutes, as amended by chapter 70-94, Laws of Florida, providing procedure for determining the amount for other than instructional salaries and transportation; providing procedure for determining the district minimum financial effort required; amending section 236.08, Florida Statutes, providing for the proration of the state's portion of the costs in any year in which a deficit exists; amending section 236.25(1)(b), Florida Statutes, as amended by chapters 70-401 and 71-263, Laws of Florida, providing a method for the calculation of any deficit in state funding of required retirement matching funds; repealing subsections 236.031, 236.075, and 236.0725, Florida Statutes; eliminating funding subsection 236.07(5)(b), Florida Statutes, for 1972-73, relating to financing of school funds; providing an effective date.

On previous motions by Senator Horne, the Senate receded from the amendment to House amendment 7 and the amendment to House amendment 10.

On motions by Senator Horne, the Senate concurred in House amendments 7 and 10.

SB 914 passed as further amended, was ordered engrossed and the action of the Senate was certified to the House. The vote was:

Yeas—41

Mr. President	Barron	Beaufort	Bishop
Arnold	Barrow	Bell	Boyd

Peterson	Haverfield	Lewis (33rd)	Scarborough
Brantley	Henderson	Lewis (43rd)	Trask
Broxson	Hollahan	McClain	Ware
Childers	Horne	Myers	Weber
Daniel	Johnson (29th)	Ott	Williams
de la Parte	Johnson (34th)	Plante	Wilson
Ducker	Karl	Poston	
Fincher	Knopke	Reuter	
Graham	Lane	Sayler	

Nays—None

By unanimous consent Senators Gunter and Gong were recorded as voting yea.

Senator de la Parte moved that the Senate take up a message from the House containing HB 4323. The motion was adopted by the following vote:

Yeas—28

Mr. President	de la Parte	Knopke	Pope
Arnold	Ducker	Lewis (33rd)	Poston
Beaufort	Fincher	Lewis (43rd)	Reuter
Peterson	Graham	McClain	Scarborough
Brantley	Haverfield	Myers	Ware
Broxson	Horne	Ott	Williams
Childers	Karl	Plante	Wilson

Nays—12

Bell	Daniel	Johnson (34th)	Stolzenburg
Bishop	Hollahan	Lane	Trask
Boyd	Johnson (29th)	Sayler	Weber

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Jerry Thomas April 6, 1972
President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives has concurred in Senate amendment 5, and refused to concur in Senate amendments 1, 2, 3, 4 and 6 to—

By the Committee on Finance & Taxation—

HB 4323—A bill to be entitled An act relating to the tax imposed by chapter 220 on corporations and other artificial entities; amending section 220.02, Florida Statutes, to express further legislative intent; amending paragraphs 220.03(1)(h) and 220.03(2)(c), Florida Statutes, to adopt by reference the federal Internal Revenue Code as in effect on January 1, 1972; amending subsection 220.13(2), Florida Statutes, to redefine the taxable income of life insurance companies and electing small business corporations; amending subsection 220.15(3), Florida Statutes, to clarify the definition of “everywhere” in apportionment factor denominators; amending subsection 220.222(1), Florida Statutes, to provide a date for filing tax returns of Domestic International Sales Corporations and Florida partnerships; amending paragraphs 220.13(1)(a) and (b), Florida Statutes, and repealing numerous other provisions of Florida Statutes, to remove the exemption for United States securities and for obligations of the State of Florida and its political subdivisions; adding a new Part Seven to impose a franchise tax on banks; amending section 220.42, Florida Statutes, to provide an elective method of accounting for taxpayers reporting on the completed contract method of accounting; providing an effective date.

Amendment 1

On page 5, lines 4—9 strike all of lines 4—9 and insert the following: the same language without hyphen

Amendment 2

On page 1 in title, line 15 strike all of lines 15 and 16 and insert the following: insurance companies; amending

Amendment 3

On page 13, line 1 strike all of lines 1 through 5

Amendment 4

On page 10, lines 13 and 23 strike all of lines 13 and 23

Amendment 6

On page 12, line 6 strike 5% and insert the following: 2.8%

—and requests the Senate to recede therefrom and in the event the Senate refuses to recede, requests the appointment of a Conference Committee.

*Respectfully,
ALLEN MORRIS
Clerk, House of Representatives*

Senator de la Parte moved that the Senate insist on Senate amendment 6 to HB 4323. The motion failed by the following vote:

Yeas—15

Barron	Daniel	Knopke	Stolzenburg
Barrow	Fincher	Lane	Trask
Bishop	Henderson	Plante	Weber
Brantley	Johnson (29th)	Sayler	

Nays—28

Mr. President	Childers	Johnson (34th)	Poston
Arnold	de la Parte	Karl	Reuter
Beaufort	Ducker	Lewis (33rd)	Saunders
Bell	Graham	Lewis (43rd)	Scarborough
Boyd	Gunter	McClain	Ware
Peterson	Haverfield	Myers	Williams
Broxson	Hollahan	Pope	Wilson

Abstention from voting

I abstain from voting on the motion by Senator de la Parte to insist on amendment 6 to HB 4323 for the reason that I serve upon the board of a Florida bank.

Mallory E. Horne, 5th District

On motions by Senator de la Parte, the Senate insisted on amendments 1, 2, 3 and 4 and receded from amendment 6 to HB 4323.

The action of the Senate was ordered certified to the House.

HB 3407—A bill to be entitled An act relating to the medical examiner's commission; amending sections 406.02, 406.05, and 406.06, Florida Statutes; providing for employment of personnel; providing for the submission of annual reports to the governor and legislature; providing for cooperative policies with other agencies; establishing medical examiner districts; providing for the nomination of district medical examiners by the medical examiner's commission; providing removal from office by the governor; providing an effective date.

—was read the second time by title. On motion by Senator Barron, by two-thirds vote HB 3407 was read the third time by title, passed and certified to the House. The vote was:

Yeas—38

Mr. President	Childers	Karl	Saunders
Arnold	Daniel	Knopke	Sayler
Barron	de la Parte	Lewis (33rd)	Scarborough
Beaufort	Ducker	McClain	Stolzenburg
Bell	Fincher	Myers	Trask
Bishop	Graham	Ott	Ware
Boyd	Henderson	Fiante	Weissenborn
Peterson	Horne	Pope	Wilson
Brantley	Johnson (29th)	Poston	
Broxson	Johnson (34th)	Reuter	

Nays—None

By unanimous consent Senators Hollahan and Gong were recorded as voting yea.

CS for HB 4019—A bill to be entitled An act relating to probate and guardianship; amending section 36.17, Florida Statutes; providing for uniform filing fees for estates; providing an effective date.

—was read the second time by title. On motion by Senator Barron, by two-thirds vote CS for HB 4019 was read the third time by title, passed and certified to the House. The vote was:

Yeas—38

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

Nays—None

By unanimous consent Senators Hollahan and Gong were recorded as voting yea.

HB 4423—A bill to be entitled An act relating to municipal courts; implementing section 20(d)(4) of the proposed revision of article V of the state constitution; prescribing certain time limits and providing the means by which the governing body of a municipality may abolish its municipal court; providing for courtrooms; providing an effective date.

—was read the second time by title.

On motion by Senator Plante the following amendment was adopted:

Amendment 1—On page 2, lines 14 through 19 strike all of Section 3 on lines 14 through 19 inclusive and insert: Section 3. Any municipality which desires to abolish its municipal court prior to January 1, 1977, must certify such intention to the chief judge of the circuit in which it is located not less than ninety (90) days prior to the passage and adoption of any ordinance under section 2 of this act. If the chief judge of such circuit certifies to that municipality and to the chief justice of the supreme court within sixty (60) days from said certification of intention that the county does not have adequate courtroom space to meet the needs arising from the increased caseload to be created from the abolition of such municipal court, then such municipality must provide adequate courtroom space to the satisfaction of the chief judge of such circuit before passing and adopting any ordinance under section 2 of this act.

On motion by Senator Barron, by two-thirds vote HB 4423 as amended was read the third time by title, passed and certified to the House. The vote was:

Yeas—39

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

Nays—2

Johnson (34th) Wilson

By unanimous consent Senator Williams was recorded as voting yea.

CS for HB 4460—A bill to be entitled An act relating to county court judges; providing for the number, election and salary of county court judges; providing an effective date.

—was read the second time by title.

The Committee on Judiciary—Civil A offered the following amendment which was adopted on motion by Senator Barron:

Amendment 1—On page 2, line 29 strike “2” and insert: 1

The Committee on Judiciary—Civil A offered the following amendment which was adopted on motion by Senator Barron:

Amendment 2—On page 2, line 23 strike “2” and insert: 1

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

Amendment 3—On page 2, line 7 strike “2” and insert: 1

Senator Hollahan moved that debate be limited to 5 minutes per side on each amendment.

Senator Bishop moved as a substitute motion that debate be limited to 2 minutes per side on each amendment. The substitute motion was adopted.

Amendment 3 failed by the following vote:

Yeas—16

Mr. President	Boyd	Lewis (43rd)	Reuter
Barron	Peterson	McClain	Sayler
Bell	de la Parte	Myers	Scarborough
Bishop	Lewis (33rd)	Plante	Wilson

Nays—20

Arnold	Ducker	Johnson (29th)	Stolzenburg
Barrow	Gong	Karl	Trask
Broxson	Graham	Ott	Ware
Childers	Gunter	Pope	Weissenborn
Daniel	Hollahan	Poston	Williams

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

Amendment 4—On page 3, line 13 strike “2” and insert: 1

Senators Gunter, Plante, Ducker, Pope and Johnson (29th) offered the following substitute amendment which was adopted on motion by Senator Gunter:

Amendment 5—On page 3, line 13 strike “SEMINOLE 2” and insert: SEMINOLE 3

Senator Wilson presiding.

The vote was:

Yeas—19

Arnold	Daniel	Horne	Stolzenburg
Barrow	Ducker	Johnson (29th)	Trask
Brantley	Gong	Plante	Ware
Broxson	Gunter	Pope	Weissenborn
Childers	Hollahan	Poston	

Nays—18

Barron	de la Parte	Lewis (43rd)	Sayler
Bell	Haverfield	McClain	Scarborough
Bishop	Karl	Myers	Williams
Peterson	Knopke	Ott	
Boyd	Lewis (33rd)	Reuter	

The Committee on Judiciary—Civil A offered the following amendment which was moved by Senator Barron and failed:

Amendment 6—On page 1, line 10 strike “2” and insert: 1

The President presiding.

The vote was:

Yeas—21

Mr. President	Gong	McClain	Weissenborn
Barron	Henderson	Myers	Williams
Bell	Johnson (34th)	Ott	Wilson
Bishop	Karl	Reuter	
Brantley	Knopke	Sayler	
de la Parte	Lewis (43rd)	Scarborough	

Nays—22

Arnold	Daniel	Horne	Saunders
Barrow	Ducker	Johnson (29th)	Stolzenburg
Beaufort	Graham	Lewis (33rd)	Trask
Peterson	Gunter	Plante	Ware
Broxson	Haverfield	Pope	
Childers	Hollahan	Poston	

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

Amendment 7—On page 2, line 3 strike “12” and insert: 8

Senator Brantley moved the adoption of the following substitute amendment:

Amendment 8—On page 2, line 3 strike “12” and insert: 10

The substitute amendment failed by the following vote:

Yeas—16

Arnold	Daniel	Hollahan	Pope
Barrow	Graham	Horne	Poston
Brantley	Gunter	Johnson (29th)	Trask
Childers	Haverfield	Plante	Ware

Nays—28

Mr. President	Broxson	Knopke	Reuter
Barron	de la Parte	Lane	Sayler
Beaufort	Ducker	Lewis (33rd)	Scarborough
Bell	Gong	Lewis (43rd)	Stolzenburg
Bishop	Henderson	McClain	Weissenborn
Boyd	Johnson (34th)	Myers	Williams
Peterson	Karl	Ott	Wilson

Amendment 7 was adopted.

The Committee on Judiciary—Civil A offered the following amendment which was adopted on motion by Senator Barron:

Amendment 9—On page 2, line 27 strike “27” and insert: 20

The vote was:

Yeas—28

Mr. President	Brantley	Knopke	Reuter
Barron	Broxson	Lane	Sayler
Beaufort	de la Parte	Lewis (33rd)	Scarborough
Bell	Ducker	Lewis (43rd)	Stolzenburg
Bishop	Henderson	McClain	Ware
Boyd	Johnson (34th)	Ott	Williams
Peterson	Karl	Plante	Wilson

Nays—16

Arnold	Gong	Hollahan	Pope
Barrow	Graham	Horne	Poston
Childers	Gunter	Johnson (29th)	Trask
Daniel	Haverfield	Myers	Weissenborn

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

Amendment 10—On page 1, line 13 strike “4” and insert: 3

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

Amendment 11—On page 1, line 13 strike “4” and insert: 5

The substitute amendment failed by the following vote:

Yeas—17

Arnold	Daniel	Horne	Stolzenburg
Barrow	Ducker	Johnson (29th)	Ware
Bishop	Graham	Karl	
Brantley	Haverfield	Plante	
Childers	Hollahan	Pope	

Nays—28

Mr. President	de la Parte	Lewis (33rd)	Saunders
Barron	Gong	Lewis (43rd)	Saylor
Beaufort	Gunter	McClain	Scarborough
Bell	Henderson	Myers	Trask
Boyd	Johnson (34th)	Ott	Weissenborn
Peterson	Knopke	Poston	Williams
Broxson	Lane	Reuter	Wilson

Senator Stolzenburg moved that the Senate reconsider the vote by which Amendment 11 failed. The motion failed.

Amendment 10 was adopted by the following vote:

Yeas—23

Mr. President	Brantley	Lewis (33rd)	Saunders
Barron	de la Parte	Lewis (43rd)	Saylor
Beaufort	Henderson	McClain	Scarborough
Bell	Johnson (34th)	Myers	Williams
Boyd	Knopke	Ott	Wilson
Peterson	Lane	Reuter	

Nays—22

Arnold	Ducker	Horne	Stolzenburg
Barrow	Gong	Johnson (29th)	Trask
Bishop	Graham	Karl	Ware
Broxson	Gunter	Plante	Weissenborn
Childers	Haverfield	Pope	
Daniel	Hollahan	Poston	

Senator Trask moved that the Senate reconsider the vote by which Amendment 2 was adopted. The motion failed by the following vote:

Yeas—17

Barrow	Graham	Johnson (29th)	Ware
Childers	Gunter	Pope	Weissenborn
Daniel	Haverfield	Poston	
Ducker	Hollahan	Stolzenburg	
Gong	Horne	Trask	

Nays—23

Mr. President	Peterson	Knopke	Reuter
Arnold	Brantley	Lewis (33rd)	Saunders
Barron	Broxson	Lewis (43rd)	Saylor
Beaufort	de la Parte	McClain	Williams
Bishop	Henderson	Myers	Wilson
Boyd	Johnson (34th)	Plante	

The Committee on Judiciary—Civil A offered the following amendment which was adopted on motion by Senator Barron:

Amendment 12—On page 4, lines 23—24 strike lines 23—24 and insert: event, be of a lesser amount than the amount paid by the county immediately prior to the effective date of this act.

The Committee on Judiciary—Civil A offered the following amendment which was adopted on motion by Senator Barron:

Amendment 13—On page 4 between lines 8 and 9 insert the following: For purposes of benefits under Chapter 121, county court judges shall be considered elected state officers.

Senator Beaufort moved that the Senate reconsider the vote by which Amendment 6 failed.

Senator Ware moved as a substitute motion that the Senate reconsider the vote by which Amendment 9 was adopted.

The substitute motion failed by the following vote:

Yeas—15

Barrow	Ducker	Hollahan	Poston
Brantley	Graham	Horne	Ware
Childers	Gunter	Johnson (29th)	Weissenborn
Daniel	Haverfield	Myers	

Nays—21

Mr. President	Boyd	Lewis (43rd)	Scarborough
Arnold	Peterson	McClain	Williams
Barron	Broxson	Ott	Wilson
Beaufort	de la Parte	Reuter	
Bell	Knopke	Saunders	
Bishop	Lewis (33rd)	Saylor	

The motion by Senator Beaufort was adopted by the following vote:

Yeas—23

Mr. President	Boyd	Lewis (43rd)	Saunders
Arnold	Brantley	McClain	Saylor
Barron	Broxson	Myers	Scarborough
Beaufort	de la Parte	Ott	Williams
Bell	Knopke	Plante	Wilson
Bishop	Lewis (33rd)	Reuter	

Nays—18

Barrow	Graham	Johnson (29th)	Trask
Peterson	Gunter	Karl	Ware
Childers	Haverfield	Pope	Weissenborn
Daniel	Hollahan	Poston	
Ducker	Horne	Stolzenburg	

Amendment 6 was adopted.

On motion by Senator Horne, the Senate reconsidered the vote by which Amendment 5 was adopted. Amendment 5 failed.

On motion by Senator Brantley, by two-thirds vote CS for HB 4460 as amended was read the third time by title. The vote was:

Yeas—28

Mr. President	Brantley	Knopke	Pope
Arnold	Broxson	Lewis (33rd)	Reuter
Barron	de la Parte	Lewis (43rd)	Saunders
Beaufort	Ducker	McClain	Saylor
Bell	Haverfield	Myers	Scarborough
Boyd	Horne	Ott	Trask
Peterson	Karl	Plante	Williams

Nays—12

Barrow	Graham	Johnson (29th)	Ware
Bishop	Gunter	Poston	Weissenborn
Childers	Hollahan	Stolzenburg	Wilson

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

Amendment 14—On page 1, line 14 strike "1" and insert: 2, with the salary to be \$24,000

Senator Barrow moved that the Senate reconsider the vote by which Amendment 14 failed. The motion failed.

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

Amendment 15—On page 3, line 19 strike "1" and insert: 2

Senator Wilson moved the adoption of the following amendment:

Amendment 16—On page 4, line 8 strike "28,000" and insert: 24,000

Amendment 16 failed by the following vote:

Yeas—14

Mr. President	Bishop	Gunter	Williams
Arnold	Boyd	Horne	Wilson
Beaufort	Brantley	Karl	
Bell	Ducker	Stolzenburg	

Nays—25

Barrow	Graham	Myers	Scarborough
Peterson	Hollahan	Ott	Trask
Broxson	Johnson (29th)	Plante	Ware
Childers	Knopke	Pope	Weissenborn
Daniel	Lewis (33rd)	Poston	
de la Parte	Lewis (43rd)	Saunders	
Gong	McClain	Saylor	

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

On motion by Senator Poston the following amendment was adopted by two-thirds vote:

Amendment 17—On page 2, line 27, strike "20" and insert "21"

CS for HB 4460 passed as amended and was certified to the House. The vote was:

Yeas—30

Mr. President	Brantley	Knopke	Poston
Arnold	Broxson	Lewis (33rd)	Saylor
Barron	Daniel	Lewis (43rd)	Scarborough
Beaufort	de la Parte	McClain	Trask
Bell	Ducker	Myers	Williams
Bishop	Haverfield	Ott	Wilson
Boyd	Johnson (29th)	Plante	
Peterson	Karl	Pope	

Nays—11

Barrow	Graham	Horne	Ware
Childers	Gunter	Saunders	Weissenborn
Gong	Hollahan	Stolzenburg	

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

HB 4469—A bill to be entitled An act relating to the judiciary, amending section 25.311, Florida Statutes, to delete reference to obsolete courts and officers, amending section 26.01, Florida Statutes, eliminating reference to population in circuits; amending chapter 26, Florida Statutes, by adding section 26.012 providing the jurisdiction of the circuit court; amending section 26.02, Florida Statutes, to provide for composition of judicial circuits and residence requirements; amending section 27.02, Florida Statutes, providing for duties of state attorney in county court; amending section 29.01, Florida Statutes, providing for number and selection of official court reporters; amending section 29.04, Florida Statutes, by adding subsection (3) to provide for payment by county for cost of reporting in criminal proceedings; providing that certain clerks of courts abolished by revision of Article V shall become deputy clerks of circuit court; amending section 34.01, Florida Statutes, providing for jurisdiction of county court; amending chapter 34, Florida Statutes, by adding section 34.021, providing for qualification of county court judge; amending subsection (1) of section 34.041, Florida Statutes, providing for filing fees in county courts; amending section 34.13, Florida Statutes, providing for prosecution in county court on affidavit or complaint; amending chapter 34, Florida Statutes, by adding section 34.161, providing 48 hours to pay fine before being worked; amending chapter 34, Florida Statutes, by adding section 34.171, to provide that unless the state shall pay the expense, the county shall pay expenses of circuit and county court; amending chapter 34, Florida Statutes, by adding section 34.181 to provide for branch courts; amending chapter 34, Florida Statutes, by adding section 34.191, providing for payment of fines, forfeitures and costs; transferring administrative duties previously performed by county judge's court to county tax collector; amending section 39.01,

Florida Statutes, defining juvenile court as circuit court; amending sections 39.12 and 39.18, Florida Statutes, eliminating reference to separate juvenile court and the payment of the salaries of juvenile court judges; amending subsection (2) of section 43.15, Florida Statutes, to provide that a county court judge would serve on the judicial council; amending chapter 43, Florida Statutes, by adding section 43.27, providing that counties shall provide facilities, equipment and unless otherwise provided by the state, personnel for circuit and county courts; amending chapter 43, Florida Statutes, by adding sections 43.28 and 43.29, providing for judicial nominating commissions and establishment of divisions of court; amending subsection (6) of section 112.061, Florida Statutes, to provide circuit and county court judges will receive twenty-five dollars (\$25.00) per diem; amending section 145.051, Florida Statutes, to provide compensation for county comptroller and additional compensation for clerk of circuit court for duties relating to county court; amending section 959.07, Florida Statutes, to conform to the revision of Article V of the constitution; directing statutory revision department to change "juvenile court" to "circuit court" in statutes; repealing sections 25.011, 25.012, 25.061, 25.071 and 25.091, Florida Statutes, which are obsolete provisions concerning the selection and compensation of justices of supreme court practice and procedure; repealing sections 26.03, 26.04, 26.05, 26.051, 26.06, 26.07, 26.08, 26.09, 26.10, 26.11, 26.12, 26.13, 26.14, 26.15, 26.16, 26.161, 26.162, 26.163, 26.164, 26.165, 26.17, 26.43, 26.44, 26.45 and 26.53, Florida Statutes, relating to the composition of judicial circuits, residency requirements of circuit judges and jurisdiction and assignment of circuit judges; repealing section 29.08, Florida Statutes, relating to the appointment of deputy court reporters; repealing sections 31.01, 31.02, 31.03, 31.04, 31.05 and 31.06, Florida Statutes, relating to circuit court commissioners; repealing sections 32.01, 32.02, 32.03, 32.04, 32.05, 32.07, 32.08, 32.09, 32.10, 32.11, 32.12, 32.13, 32.14, 32.15, 32.16, 32.17, 32.175, 32.18, 32.19, 32.20, 32.21, 32.22, 32.23, 32.24, 32.25, 32.26, 32.27, 32.28, 32.29, 32.30, 32.31, 32.32, 32.33, and 32.34, Florida Statutes, relating to the criminal court of record; repealing sections 33.01, 33.02, 33.03, 33.04, 33.05, 33.06, 33.07, 33.08, 33.09, 33.10, 33.11, 33.13 and 33.14, Florida Statutes, relating to civil courts of record; repealing sections 34.02, 34.03, 34.04, 34.05, 34.06, 34.09, 34.10, 34.11, 34.12, 34.14, 34.15, 34.16, 34.18, 34.19, 34.20, 34.21, 34.22, 34.23, 34.24 and 34.25, Florida Statutes, relating to practice, prosecution, clerks, and compensation of judges in county courts; repealing sections 36.01, 36.02, 36.03, 36.04, 36.05, 36.06, 36.07, 36.08, 36.09, 36.10, 36.11, 36.14, 36.15, 36.16, 36.18, 36.19, 36.20, 36.21 and 36.22, Florida Statutes, relating to county judges' court; repealing sections 37.01, 37.011, 37.02, 37.03, 37.05, 37.06, 37.07, 37.08, 37.09, 37.10, 37.11, 37.12, 37.13, 37.14, 37.15, 37.16, 37.21, 37.22, 37.23 and 37.24, Florida Statutes, relating to justice of the peace courts; repealing subsections (2) and (3) of section 39.01 and section 39.15, Florida Statutes, relating to separate juvenile courts; repealing sections 41.01, 41.02, 41.03, 41.04, 41.05, 41.06, 41.07, 41.09, 41.10, 41.11 and 41.12, Florida Statutes, relating to jurors and jury lists for certain county judges' courts; repealing sections 42.01, 42.02, 42.03, 42.04, 42.05, 42.06, 42.07, 42.08, 42.09, 42.10, 42.11, 42.12, 42.13, 42.14, 42.15, 42.16, 42.17, 42.18, 42.19, 42.20, 42.21 and 42.22, Florida Statutes, relating to small claims courts; repealing sections 43.011, 43.012, 43.013 and 43.014, Florida Statutes, relating to county solicitor of Escambia County; repealing sections 43.03, 43.04, 43.041, 43.045, 43.05, 43.06, 43.07, 43.08, 43.09, 43.10, 43.12, 43.13, 43.14 and 43.141, Florida Statutes, relating to constitutional courts of record; repealing sections 43.21, 43.22, 43.23 and 43.24, Florida Statutes, relating to courts of record; repealing section 44.01, 44.02, 44.03, 44.04, 44.05, 44.06, 44.07, 44.08, 44.09, 44.10, 44.12, 44.121, 44.13, 44.14, 44.15, and 44.16, Florida Statutes, relating to county judges' salaries and budgets; repealing section 145.065, Florida Statutes, relating to clerk of court of record; repealing sections 937.01, 937.011, 937.02, 937.03, 937.04, 937.05, 937.06, 937.07, 937.08, 937.09, 937.10, 937.11, 937.12, 937.13, 937.14, 937.15, 937.16, 937.17, 937.18, 937.19 and 939.16, Florida Statutes, relating to proceedings in county judges' and justice of the peace courts; providing an effective date.

—was read the second time by title.

The Committee on Judiciary—Civil A offered the following amendment which was adopted on motion by Senator Barron:

Amendment 1—On page 14 between lines 3 and 4 insert the following: Section 11 Chapter 34, Florida Statutes is amended by adding Section 34.031, Florida Statutes, to read:

34.031 Clerk.—The clerk of the circuit court shall be clerk of the county court unless otherwise provided by law. And renumbering subsequent sections.

The Committee on Judiciary—Civil A offered the following amendment which was adopted on motion by Senator Barron:

Amendment 2—On page 11, lines 8—12 strike lines 8 through 12

The Committee on Judiciary—Civil A offered the following amendment which was adopted on motion by Senator Barron:

Amendment 3—On page 29, lines 13—14 strike lines 13—14 and insert: all to be appointed by the governor. Five members shall be appointed to the council for a period of one year, six members for a period of two years, six members for a period of three years; and all

The Committee on Judiciary—Civil A offered the following title amendment which was adopted on motion by Senator Barron:

Amendment 4—On page 2, line 3 after the semicolon (;) insert:

amending chapter 34, Florida Statutes, by adding section 34.031, Florida Statutes, to provide the clerk of the circuit court shall be clerk of the county court unless otherwise provided by law;

The Committee on Judiciary—Civil A offered the following amendment which was adopted on motion by Senator Barron:

Amendment 5—On page 1, lines 14—15 strike “and residence requirements”

The Committee on Judiciary—Civil A offered the following amendment which was adopted on motion by Senator Barron:

Amendment 6—On page 36, lines 2—4 strike everything after “V” and insert: a period (.)

On motion by Senator Daniel the following amendment was adopted:

Amendment 7—On page 16, line 13 strike “Circuit”

Senators Daniel and Karl offered the following amendment which was adopted on motion by Senator Daniel:

Amendment 8—On page 10, line 3 strike the period at the end of the sentence and insert: ; provided that two of the Circuit Judges authorized for the fifth circuit shall reside in either Citrus, Hernando or Sumter County and neither of such two Judges shall reside in the same county.

Senators Karl, Daniel, Williams and Pope offered the following amendment which was adopted on motion by Senator Karl:

Amendment 9—On page 10, line 7 after the period add:

“No four judges shall reside in the same county unless the total number of judges in the circuit shall exceed five in number, in which case one judge shall reside in Flagler County, one judge shall reside in Putnam County, one judge shall reside in St. John’s County and three judges shall reside in Volusia County. There shall be no residence requirement for any other judges in the circuit.”

On motion by Senator Barron the following amendment was adopted:

Amendment 10—On page 35, between lines 28 and 29 insert the following: If any section, sentence, clause or provision is ruled invalid, such ruling shall not invalidate any other provision of this act.

On motion by Senator Daniel the following title amendment was adopted:

Amendment 11—On page 7, line 2, following the words “peace court;” insert the following: providing severability clause;

On motion by Senator Daniel the following title amendment was adopted:

Amendment 12—On page 7, preceding the words “; providing an effective date” insert: providing residency requirements

On motion by Senator Barron, by two-thirds vote HB 4469 as amended was read the third time by title, passed and certified to the House. The vote was:

Yeas—38

Mr. President	Daniel	Knopke	Saunders
Arnold	de la Parte	Lewis (33rd)	Saylor
Barron	Ducker	Lewis (43rd)	Scarborough
Beaufort	Gong	McClain	Trask
Bishop	Graham	Myers	Ware
Boyd	Gunter	Ott	Weissenborn
Peterson	Haverfield	Plante	Williams
Brantley	Hollahan	Pope	Wilson
Broxson	Horne	Poston	
Childers	Karl	Reuter	

Nays—None

By unanimous consent Senator Barrow was recorded as voting yea.

CS for HB 4436—A bill to be entitled An act relating to the judiciary; providing for the number, salary and election of circuit judges in each circuit; providing an effective date.

—was read the second time by title. On motion by Senator Barron, by two-thirds vote CS for HB 4436 was read the third time by title, passed and certified to the House. The vote was:

Yeas—35

Mr. President	Broxson	Karl	Poston
Arnold	de la Parte	Knopke	Reuter
Barron	Ducker	Lewis (33rd)	Saylor
Barrow	Gong	Lewis (43rd)	Scarborough
Beaufort	Graham	McClain	Trask
Bishop	Gunter	Myers	Ware
Boyd	Haverfield	Ott	Weissenborn
Peterson	Hollahan	Plante	Wilson
Brantley	Horne	Pope	

Nays—None

*The Honorable Jerry Thomas
President of the Senate*

April 7, 1972

Sir:

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

By Representative Fortune—

HB 4493—A bill to be entitled An act making appropriations; providing moneys for fiscal year 1972-73 to state attorneys and public defenders; providing an appropriation for implementing Article V, as ratified by the people of the State of Florida March 14, 1972; providing an effective date.

—and requests the concurrence of the Senate therein.

*Respectfully,
ALLEN MORRIS
Clerk, House of Representatives*

On motion by Senator de la Parte, by the required constitutional two-thirds vote HB 4493 was admitted for introduction.

HB 4493, contained in the above message, was read the first time by title and referred to the Committee on Ways and Means.

On motion by Senator de la Parte, HB 4493 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, Rule 4.14 requiring 15 minutes’ notice was waived and unanimous consent was obtained to take up HB 4493 out of order.

On motion by Senator de la Parte, by two-thirds vote, HB 4493 was read the second time by title.

On motion by Senator de la Parte the following amendment was adopted:

Amendment 1—On pages 1—3, strike Sections 1 through 4 and renumber succeeding sections

On motion by Senator de la Parte the following title amendment was adopted:

Amendment 2—Line 5 strike “to state attorneys and public defenders”

On motion by Senator de la Parte, by two-thirds vote HB 4493 as amended was read the third time by title, passed and certified to the House. The vote was:

Yeas—38

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

Nays—1

Stolzenburg

By unanimous consent Senator Boyd was recorded as voting yea.

The Honorable Jerry Thomas April 7, 1972
President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives has concurred in Senate amendments 3 and 4 and refused to concur in Senate amendments 1 and 2 and has passed as amended—

By the Committee on Finance & Taxation—

HB 4323—A bill to be entitled An act relating to the tax imposed by chapter 220 on corporations and other artificial entities; amending section 220.02, Florida Statutes, to express further legislative intent; amending paragraphs 220.03(1)(h) and 220.03(2)(c), Florida Statutes, to adopt by reference the federal Internal Revenue Code as in effect on January 1, 1972; amending subsection 220.13(2), Florida Statutes, to redefine the taxable income of life insurance companies and electing small business corporations; amending subsection 220.15(3), Florida Statutes, to clarify the definition of “everywhere” in apportionment factor denominators; amending subsection 220.-222(1), Florida Statutes, to provide a date for filing tax returns of Domestic International Sales Corporations and Florida partnerships; amending paragraphs 220.13(1)(a) and (b), Florida Statutes, and repealing numerous other provisions of Florida Statutes, to remove the exemption for United States securities and for obligations of the State of Florida and its political subdivisions; adding a new Part Seven to impose a franchise tax on banks; amending section 220.42, Florida Statutes, to provide an elective method of accounting for taxpayers reporting on the completed contract method of accounting; providing an effective date.

Senate amendment 1

On page 5, lines 4—9 strike all of lines 4—9 and insert the following: the same language without hyphen

Senate amendment 2

On page 1, in title, line 15 strike all of lines 15 and 16 and insert the following: insurance companies; amending

—and requests the Senate to recede therefrom.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

Senator Plante moved that the Senate do now adjourn and the motion failed.

Senator de la Parte moved that the Senate recede from amendments 1 and 2 to HB 4323.

On motion by Senator de la Parte, debate was limited to 1 minute per side.

The Senate receded from amendments 1 and 2 and HB 4323 as further amended passed and was certified to the House. The vote was:

Yeas—33

Mr. President	Daniel	Knopke	Saunders
Arnold	de la Parte	Lewis (33rd)	Sayler
Barrow	Ducker	Lewis (43rd)	Ware
Beaufort	Gong	McClain	Weissenborn
Bishop	Graham	Myers	Williams
Peterson	Gunter	Ott	Wilson
Brantley	Haverfield	Pope	
Broxson	Hollahan	Poston	
Childers	Karl	Reuter	

Nays—5

Boyd Plante Stolzenburg Trask
Johnson (29th)

The Honorable Jerry Thomas April 7, 1972
President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives has passed SB 1196.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable Jerry Thomas April 7, 1972
President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives has passed SB 1296.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable Jerry Thomas April 7, 1972
President of the Senate

Sir:

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

SB 1275 SB 1290 SB 1248

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable Jerry Thomas April 7, 1972
President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives has admitted for introduction by the required Consti-

tutional two-thirds vote of the membership and adopted SCR 1315.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable Jerry Thomas
President of the Senate

April 7, 1972

Sir:

I am directed to inform the Senate that the House of Representatives has passed SB 489.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable Jerry Thomas
President of the Senate

April 7, 1972

Sir:

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

SB 818 SB 819 SB 930

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable Jerry Thomas
President of the Senate

April 7, 1972

Sir:

I am directed to inform the Senate that the House of Representatives has passed SB 1270.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The bills contained in the above messages were ordered enrolled.

The Honorable Jerry Thomas
President of the Senate

April 7, 1972

Sir:

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

HB 4482 HB 4469
HB 3202 HB 4493
HB 4423

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable Jerry Thomas
President of the Senate

April 7, 1972

Sir:

I am directed to inform the Senate that the House of Representatives has adopted the Conference Committee Report in its entirety and passed as amended by Conference Committee Report SB 1291.

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The bill was ordered engrossed.

The Honorable Jerry Thomas
President of the Senate

April 7, 1972

Sir:

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

HB 4380

HB 3699

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

The Honorable Jerry Thomas
President of the Senate

April 7, 1972

Sir:

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

HB 4470 HB 4465 HB 4232
CS for HB 3041 CS for HB 4060 HB 4400

Respectfully,
ALLEN MORRIS
Clerk, House of Representatives

By permission the following reports were received:

ENGROSSING REPORTS

Your Engrossing Clerk to whom was referred—

SB 1154 with 1 Conference Committee amendment
SB 1191 with 1 Conference Committee amendment

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

ELMER O. FRIDAY
Secretary of the Senate

Your Engrossing Clerk to whom was referred—

SB 1291 with 2 Conference Committee amendments and 1 House amendment

—reports that the Conference Committee and House amendments have been incorporated and the bill is returned herewith.

ELMER O. FRIDAY
Secretary of the Senate

Your Engrossing Clerk to whom was referred—

CSSB 187 with 2 amendments SB 856 with 1 amendment
CSSB 284 with 2 amendments SB 1177 with 21 amendments
CSSB 629 with 6 amendments SB 1203 with 3 amendments

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

ELMER O. FRIDAY
Secretary of the Senate

Your Engrossing Clerk to whom was referred SB 914 with 10 amendments reports that the House amendments have been incorporated and the bill is returned herewith.

ELMER O. FRIDAY
Secretary of the Senate

The bills contained in the foregoing reports were ordered enrolled.

Senator Childers moved that the Senate reconsider the vote by which HB 4323 as amended passed.

On motion by Senator Graham, debate was limited to 30 seconds per side.

The motion to reconsider failed.

Senator Graham moved that a bill which he had filed with the Secretary to extend the session until 2:00 a.m. April 8 be introduced.

Senator Plante moved as a substitute motion that the Senate do now adjourn and the motion was adopted by the following vote:

Yeas—23

Barron	Broxson	Knopke	Sayler
Barrow	Daniel	Lewis (33rd)	Stolzenburg
Beaufort	de la Parte	McClain	Trask
Bishop	Hollahan	Myers	Weissenborn
Boyd	Horne	Plante	Williams
Peterson	Johnson (29th)	Reuter	

Nays—17

Mr. President	Gong	Lewis (43rd)	Ware
Arnold	Graham	Ott	Wilson
Brantley	Gunter	Pope	
Childers	Haverfield	Poston	
Ducker	Karl	Saunders	

The Journal of April 5 was further corrected as follows and approved:

Page 816, counting from the bottom of column 2, line 28, before "d" insert: (12) Bonds issued pursuant to this subsection

The Journal of April 3 was further corrected as follows and approved:

Page 781, column 2, line 22, strike "48" and insert: 4B

Page 782, counting from the bottom of column 1, line 22, strike "168" and insert: 166

Page 783, counting from the bottom of column 1, line 16, strike "1607" and insert: 1807

Page 783, counting from the bottom of column 2, line 10, strike "503" and insert: 508

The President sounded the gavel at 11:56 p.m. and declared the 1972 Regular Session adjourned sine die.

**LOBBYIST REGISTRATIONS UNDER SENATE RULE NINE
APRIL 3 THROUGH APRIL 7, 1972**

<i>Name and Address</i>	<i>Entity Represented and Address</i>	<i>Particular Legislation Involved</i>	<i>Direct Business Association or Partnership with Legislator</i>
Camper, William L. Leon County Court House Tallahassee	State Attorney Leon County Court House Tallahassee	Legislation affecting State Attorneys	None
Duncan, Thomas E. 212 S.E. 1st St. Gainesville 32601	State attorney Same address	Self—State Attorneys	None
Hopkins, William D. P. O. Box 1841 Tallahassee	State Attorney's Office Same address	Very little	None
Lovelace, William Curtis 3751 Via Dela Reina Jacksonville 32217	Citizen's Committee of 100 Same address	Conservation—Taxation	None
Moreau, George Renfrew 405 W. College Tallahassee	Consumers of Florida 2313 Jackson Bluff Rd. Tallahassee	Consumer Affairs	None
Zachem, David J. 748 W. Tharpe St. Tallahassee	Self Same address	General	None