

JOURNAL OF THE FLORIDA SENATE

Friday, April 20, 1973

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

INTRODUCTION

By Senator Ware—

SB 719—A bill to be entitled An act relating to the supreme court justices, district court of appeals and circuit judges retirement system; amending §123.04(1), Florida Statutes, to include members serving as judges of civil and criminal court of records or criminal court of records on July 1, 1955 in the eligibility for retirement at any age after twenty years of service provision; providing an effective date.

—was read the first time by title and referred to the Committee on Ways and Means.

By Senator Scarborough—

SB 720—A bill to be entitled An act relating to district school systems; amending §230.234, Florida Statutes, as amended by chapter 72-221, Laws of Florida; authorizing the district school boards to provide employees legal services in tort actions against them; authorizing indemnity for instructional or administrative personnel for judgments in tort actions arising out of pupil disciplinary measures and insurance to cover such liability and expenses; providing an effective date.

—was read the first time by title and referred to the Committees on Judiciary and Ways and Means.

By Senator Pettigrew—

SB 721—A bill to be entitled An act relating to permit (Trachinotus goodiei); creating §370.1125, Florida Statutes; regulating the method of taking permits; prohibiting the sale or purchase of permits; providing a possession limit and minimum size for permits; providing exceptions; providing penalties; providing an effective date.

—was read the first time by title and referred to the Committee on Natural Resources and Conservation.

By Senators Firestone, Poston, Gordon, Gruber, Winn, Graham, Myers, Pettigrew and Sykes—

SCR 722—A concurrent resolution honoring the undisputed football champions of the world, the Miami Dolphins.

HCR 359, a companion measure, was adopted by the Senate on April 18 and SCR 722 was laid on the table.

By Senator Johnston—

SB 723—A bill to be entitled An act relating to mortgage brokers; amending §494.04(2), Florida Statutes, to eliminate the requirement for citizenship as a prerequisite for licensure; providing that a declaration of intention to become a citizen may be required; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By Senator Lane (23rd)—

SB 724—A bill to be entitled An act relating to horseshoers; providing that it is unlawful to engage in the occupation of

horseshoeing without a certificate of registration; creating the state board of horseshoeing within the department of professional and occupational regulation; providing for its membership, duties, functions and powers; providing for the examination of applicants for certificates; providing qualifications for applicants; providing an apprentice horseshoer program; providing fees; providing a penalty; providing exceptions; amending §215.37(1), Florida Statutes, 1972 Supplement, as amended by §2, chapter 72-29, Laws of Florida; providing for deposit of funds and financing; providing an effective date.

—was read the first time by title and referred to the Committees on Agriculture and Ways and Means.

By Senator Zinkil—

SB 725—A bill to be entitled An act relating to the mechanics' lien law; amending §713.06(1) and (2)(a), Florida Statutes, adding paragraph (d) to subsection (2) of said section; providing that sub-subcontractors or materialmen have liens on real property; providing a period after the first furnishing of services or materials in which lienor may serve notice of lien to owner; providing the owner shall transmit notice received to direct contractor as a prerequisite to payment of lien; amending §713.07(2), Florida Statutes, providing that liens shall take priority at the time of lienor's first work or furnishing of materials or services; amending §713.08(4)(b), Florida Statutes, to specify procedure for amending recorded lien; amending §713.13(1), Florida Statutes, adding paragraphs (h) and (i); amending §713.13(4), Florida Statutes, and adding subsections (6) and (7) to said section; providing for additional information in the notice of commencement to improve real property after default or abandonment; providing that persons and information contained in the notice of commencement shall be binding; providing requirement for owner to correct errors in the notice of commencement under certain circumstances; amending §713.135(1), Florida Statutes, providing mandatory requirement for the authority issuing a building permit to also furnish form of notice of commencement; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary.

By Senator Wilson—

SB 726—A bill to be entitled An act relating to equality of rights; providing that equality of rights under the law shall not be denied or abridged by the state on account of sex; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary.

By Senator Wilson—

SB 727—A bill to be entitled An act relating to elections; amending §97.111, Florida Statutes, to provide that members of the armed forces while in the active service and their spouses and dependents may change their party affiliation absentee; providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary.

By Senator Wilson—

SB 728—A bill to be entitled An act relating to animal euthanasia; creating §828.055, Florida Statutes; providing approved agents and methods of euthanasia; prohibiting certain agents and methods; providing penalties; providing an effective date.

—was read the first time by title and referred to the Committee on Agriculture.

By Senator Gillespie—

SB 729—A bill to be entitled An act relating to motor vehicle licenses; amending §320.089(1), Florida Statutes, removing the additional one dollar fee for special tags for members of the Florida national guard; providing an effective date.

—was read the first time by title and referred to the Committees on Transportation and Ways and Means.

By Senator Gillespie—

SB 730—A bill to be entitled An act relating to the intangible personal property tax; amending §199.032(3), Florida Statutes, to levy a nonrecurring tax of one mill on obligations for the payment of money secured by liens on real estate which are negotiated to nonresident persons whose principal place of business is not in this state; providing an effective date.

—was read the first time by title and referred to the Committee on Ways and Means.

By Senator Gillespie—

SB 731—A bill to be entitled An act relating to meat packaging; providing labeling requirements for meat packages containing meat treated with sodium nitrite or sodium nitrate; providing an effective date.

—was read the first time by title and referred to the Committee on Consumer Affairs.

By Senator Lewis—

SB 732—A bill to be entitled An act relating to official right-of-way maps; amending §177.131(1), Florida Statutes, and adding subsection (3) to said section; requiring governmental entities to notify affected property owners when official right-of-way maps are filed; requiring governmental right-of-way maps to have reference points; providing an effective date.

—was read the first time by title and referred to the Committee on Natural Resources and Conservation.

By Senators Scarborough, Pettigrew and Gillespie—

SB 733—A bill to be entitled An act relating to state public officers and employees; amending subsections (1) and (2)(a) of section 112.362, Florida Statutes, increasing monthly retirement allowance; providing an appropriation; providing an effective date.

—was read the first time by title and referred to the Committee on Ways and Means.

By Senators Pettigrew, Gillespie and Scarborough—

SB 734—A bill to be entitled An act relating to state public officers and employees; providing recomputation of retirement benefits to persons over sixty-five (65) years of age with ten (10) years of creditable service; amending chapter 112, Florida Statutes, by adding section 112.363; providing an appropriation; providing an effective date.

—was read the first time by title and referred to the Committee on Ways and Means.

By Senator Childers—

SB 735—A bill to be entitled An act relating to the game and fresh water fish commission, water hyacinth control; providing an appropriation; providing reimbursement to the gov-

ernment of the United States for certain damages pursuant to §372.931, Florida Statutes; providing an effective date.

—was read the first time by title and referred to the Committee on Ways and Means.

By Senator Childers—

SB 736—A bill to be entitled An act relating to the Florida game and fresh water fish commission, water hyacinth control; providing an appropriation; providing reimbursement to the government of the United States for certain damages, pursuant to §372.931, Florida Statutes; providing an effective date.

—was read the first time by title and referred to the Committee on Ways and Means.

By Senator Gillespie—

SB 737—A bill to be entitled An act relating to pest control; amending §§482.071(1) and 482.091(2), Florida Statutes, 1971, providing for the annual renewal of pest control licenses and identification cards; providing for the destruction of pest control identification cards when no longer valid; providing that pest control license fees be deposited in the pest control trust fund; providing an effective date.

—was read the first time by title and referred to the Committees on Governmental Operations and Ways and Means.

By Senator Winn—

SB 738—A bill to be entitled An act relating to disclosure of public records; creating section 119.11, Florida Statutes; prohibiting an officer or employee who discloses information from public records from being penalized; providing an effective date.

—was read the first time by title and referred to the Committee on Governmental Operations.

By Senators Childers, Poston, McClain, Wilson, Brantley, Johnston, Sykes, Peterson, Vogt, Gallen, Zinkil, Scarborough, Trask, Lane (23rd), Deeb, Glisson, Winn, Johnson, Gillespie, Henderson, Stolzenburg, Smathers, Sims, Lewis, Saylor, Gruber, Weber, Gordon, Firestone and Ware—

SB 739—A bill to be entitled An act relating to the division of the Florida highway patrol of the department of highway safety and motor vehicles; providing an appropriation to increase salaries of members of the Florida highway patrol; providing legislative intent; providing an effective date.

—was read the first time by title and referred to the Committee on Ways and Means.

By Senators Lewis, Weber, Childers, Gallen, Brantley, Sykes, Stolzenburg, Deeb, Zinkil, Sims, Gillespie, Johnston, Plante and Peterson—

SCR 740—A concurrent resolution memorializing the Congress of the United States of America to call a constitutional convention for the purpose of proposing an amendment to the Constitution of the United States relative to the protection of the right to live.

—was read the first time and referred to the Committees on Judiciary and Health and Rehabilitative Services.

By Senator Brantley—

SB 741—A bill to be entitled An act relating to rights of entry and easements, amending section 704.05, Florida Statutes, providing a ten year limitation upon non-exercised rights of

entry and easements; establishing December 31, 1975, as the cut-off date to exercise such rights, providing an effective date.

—was read the first time by title and referred to the Committee on Judiciary.

By Senator Lewis—

SB 742—A bill to be entitled An act relating to the Farm Labor Registration Law; amending §450.28(1), Florida Statutes, to clarify the definition of farm labor contractor and the exclusions from said definition; repealing §450.29, Florida Statutes, which relates to exclusions from said law; providing an effective date.

—was read the first time by title and referred to the Committee on Agriculture.

By Senators Lane (31st) and Scarborough—

SB 743—A bill to be entitled AN ACT relating to thoroughbred horse racing; permitting the attendance of minors at horse race meetings; prohibiting pari-mutuel wagering and purchase of alcoholic beverages by minors; adding Section 550.48, Florida Statutes, repealing inconsistent laws; providing an effective date.

—was read the first time by title and referred to the Committee on Commerce.

By Senators Myers, Gordon, de la Parte and Firestone—

SB 744—A bill to be entitled An act relating to public employment and to professional, occupational, and business licensing; amending §112.001, Florida Statutes; providing that persons shall not be disqualified from public employment or be denied a professional, occupational, or business license solely because of a prior conviction of a misdemeanor unless the misdemeanor is of the first degree and directly relates to the position of employment or the profession, occupation, or business for which licensing is sought; deleting the requirement that complaints of violations be adjudicated in accordance with chapter 120, Florida Statutes; providing an effective date.

—was read the first time by title and referred to the Committee on Criminal Justice.

By Senators Scarborough and Smathers—

SB 745—A bill to be entitled An act relating to retirement benefits for state officers and employees; amending section 112.05, Florida Statutes, to provide a cost-of-living adjustment for certain retired members and certain members who retire on or after July 1, 1973; providing an effective date.

—was read the first time by title and referred to the Committee on Ways and Means.

By Senator Pettigrew—

SB 746—A bill to be entitled An act relating to the department of professional and occupational regulation; creating new

subsection (13) of section 20.30, Florida Statutes, as amended by Chapter 72-304, Laws of Florida, to require the governor to appoint a public member to each examining and licensing board; providing an effective date.

—was read the first time by title and referred to the Committee on Governmental Operations.

By Senator Firestone—

SB 747—A bill to be entitled An act relating to building designation; naming the state archives library and museum building the "R. A. Gray Archives Library and Museum Building"; providing an effective date.

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

By Senator Winn—

SB 748—A bill to be entitled An act relating to hotels and restaurants; amending §509.241(2)(b), Florida Statutes, to clarify the definition of theatres serving food to patrons; providing an effective date.

—was read the first time by title and referred to the Committee on Consumer Affairs.

By Senators Childers, Glisson, Lane (31st), Johnston, Deeb, McClain, Peterson, Trask, Henderson, Scarborough and Lane (23rd)—

SB 749—A bill to be entitled An act relating to sales or use tax; amending §212.051, Florida Statutes, to exempt facilities, structures, devices, fixtures, materials, equipment or machinery used for pollution control or abatement; providing an effective date.

—was read the first time by title and referred to the Committee on Ways and Means.

By Senator Childers—

SB 750—A bill to be entitled An act relating to county government; reserving the power to regulate salt water fisheries to the state exclusively; amending §125.01, Florida Statutes, adding subsection (4) thereto; providing that the legislative and governing body of a county shall not have the power to regulate salt water fisheries; repealing existing county ordinances regulating salt water fisheries; providing a rule of construction; providing an effective date.

—was read the first time by title and referred to the Committee on Natural Resources and Conservation.

The Senate adjourned at 8:43 a.m. to convene at 8:30 a.m. for the purpose of introduction and reference of resolutions, memorials, bills and joint resolutions and thereafter to reconvene at 2:00 p. m., April 23, 1973.