

JOURNAL OF THE FLORIDA SENATE

Wednesday, May 23, 1973

The Senate was called to order by the President at 9:00 a.m.
A quorum present—40:

Mr. President	Gordon	Myers	Stolzenburg
Barron	Graham	Peterson	Sykes
Brantley	Gruber	Pettigrew	Trask
Childers	Henderson	Plante	Vogt
Deeb	Johnson	Poston	Ware
de la Parte	Johnston	Saunders	Weber
Firestone	Lane (31st)	Saylor	Williams
Gallen	Lane (23rd)	Scarborough	Wilson
Gillespie	Lewis	Sims	Winn
Glisson	McClain	Smathers	Zinkil

Prayer by the Senate Chaplain, Dr. Robert M. McMillan:

We pause, our God, in the business of our lives to acknowledge thee. Our words are few towards thyself, but they are sincere expressions of our desire and faith. They are only verbalized expressions of our attitude of spirit.

Our nation needs more help than we admit and today we pray for forgiveness for the kind of activities that, ignoring spiritual and moral values, have always led people and nations to the edge of despair.

May the nationally illustrated sermons on the disaster of human manipulation teach us reverence for each other's humanity and rights.

Bless us as Senators in the work we must do. In the name of our Lord. Amen.

By direction of the President, the following communication was ordered spread upon the Journal:

May 23, 1973

Honorable Mallory E. Horne
President, The Senate

Honorable Terrell Sessums
Speaker, The House of Representatives

Sirs:

Legislation providing for the naming of the Florida State University College of Law building in my honor has been carefully read with interest and sincere appreciation. No greater recognition could be given a citizen of Florida, than the law which the membership of the Legislature, under your respective leaderships, has enacted and for which I am deeply grateful. This signal honor is accepted personally and as trustee for those many persons who contributed so much to the total effort leading to the establishment of the College of Law which is already making a vast contribution in the field of legal education.

As for me, it is an inspiring challenge to rededicate myself to the proposition that all persons are equal before the law, and that equal justice under law is the keystone in the arch of freedom.

Respectfully,

B. K. Roberts

REPORTS OF COMMITTEES

The Committee on Rules and Calendar recommends that the following bills be placed on Special Order for Wednesday, May 23, 1973:

CS for HB 382	SB 637	SB 680	SB 465
SB 484	HB 156	SB 277	CS for HB 349
SB 1066	SB 867	SB 264	CS for SB 561
SB 913	SB 678	HB 1423	
HB 1688	SB 679	CS for SB 816	

*Respectfully submitted,
Dempsey J. Barron, Chairman*

The Committee on Governmental Operations recommends the following pass:

SB 671 with 3 amendments SB 687 with 2 amendments

The Committee on Transportation recommends the following pass:

HB 1181	HB 1810 with 2 amendments
HB 776 with 1 amendment	HB 218
SCR 1035	CS for HB 1395
HB 584	

The Committee on Health and Rehabilitative Services recommends the following pass:

HB 1105	HB 1052
HB 1106 with 2 amendments	SB 774

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

The Committee on Health and Rehabilitative Services recommends the following pass: HB 1746 with 3 amendments

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

The Committee on Governmental Operations recommends a Committee Substitute for the following: SB 1131

The Committee on Governmental Operations recommends a Committee Substitute for the following: SB 1126

The Committee on Transportation recommends a Committee Substitute for the following: SB 1314

The Committee on Governmental Operations recommends a Committee Substitute with 5 amendments for the following: SB 1206

The bills with Committee Substitutes attached contained in the above reports were placed on the calendar.

The Committee on Health and Rehabilitative Services recommends a Committee Substitute for the following: SB 1325

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

ENGROSSING REPORTS

Your Engrossing Clerk to whom was referred SB 269 with 1 amendment reports that the House amendment has been incorporated and the bill is returned herewith.

ELMER O. FRIDAY, Secretary

The bill was ordered enrolled.

Your Engrossing Clerk to whom was referred—

SB 77 with 3 amendments	SB 1048 with 2 amendments
SB 167 with 4 amendments	SB 1343 with 6 amendments
SB 641 with 1 amendment	

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

ELMER O. FRIDAY, Secretary

The bills were certified to the House.

ENROLLING REPORT

Your Enrolling Clerk to whom was referred SM 615 reports same has been enrolled, signed by the required Constitutional officers and filed with Secretary of State on May 23, 1973.

ELMER O. FRIDAY, Secretary

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Graham, Rule 2.5 was waived and the Committee on Education was granted permission to consider SB 1021 at the meeting this day.

On motion by Senator Williams, HB 1428 and SB 882 were withdrawn from the Committee on Governmental Operations by two-thirds vote and placed on the calendar.

On motion by Senator Brantley, House Bills 1420, 976, 605, 706 and 1898 were withdrawn from the Committee on Commerce by two-thirds vote and placed on the calendar.

On motion by Senator Pettigrew, HB 252 was withdrawn from the Committee on Criminal Justice by two-thirds vote and placed on the calendar.

On motion by Senator Saunders, SB 873 was withdrawn from the Committee on Ways and Means by two-thirds vote and placed on the calendar.

On motion by Senator Myers, SB 810 was withdrawn from the Committee on Health and Rehabilitative Services by two-thirds vote and placed on the calendar.

REQUEST FOR EXTENSION OF TIME

The Committee on Commerce requests an extension of 10 days for the consideration of the following:

SB 301 by Senator Johnson	SB 862 by Senator Brantley
SB 314 by Senator Johnson	SB 896 by Senator Gallen
SB 605 by Senator Poston	SB 909 by Senator Trask
HB 609 by Representative	SB 914 by Senator Gallen
Birchfield	SB 920 by Senator Winn
SB 646 by Senator Barron	SB 925 by Senator Johnston
HB 707 by Representative	SB 929 by Senator Johnston
Harris	SB 930 by Senator Johnston
HB 736 by Representative	SB 932 by Senator Johnston
Birchfield	SB 934 by Senator Johnston
HB 737 by Representative	SB 942 by Senator Saylor
Birchfield	SB 958 by Senator D. Lane
SB 778 by Senator Gallen	SB 999 by Senator Poston
SB 779 by Senator Gallen	SB 1000 by Senator D. Lane
SB 826 by Senator Trask	SB 1002 by Senator Brantley
SB 828 by Senator Pettigrew	SB 1003 by Senator J. Lane
SB 832 by Senator Gallen	SB 1004 by Senator Glisson
SB 843 by Senator Gallen	SB 1017 by Senator Vogt
SB 844 by Senator Gallen	SB 1023 by Senator Deeb

On motion by Senator Gallen, the rules were waived and SB 167 which passed the Senate May 22 was immediately certified to the House.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Mallory E. Horne, President May 22, 1973

I am directed to inform the Senate that the House of Representatives has concurred in Senate amendments and passed as amended HB 626.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representative Johnson and others—

HB 1653—A bill to be entitled An act amending the Charter of the Town of Longboat Key to amend sections 7, 12, 18, 22, 50, 124, 143 and enacting sections 150 and 151; amending section 7 to broaden the powers of the Town; amending section 12 to define the qualifications of a member of the Town Commission as an elector who has attained the age of eighteen years; amending section 18 to provide that the organizational meetings of the Town shall immediately follow the canvass meeting; amending section 22 to provide that ordinances may be read by title only; amending section 50 to specify the authority of the Town Auditor and Clerk to administer oaths; amending section 124 to provide that the Town Commission may annually revise the registration list of the Town; amending section 143 to provide ninety days to give notice of damages; enacting section 150 to provide for charter amendments; enacting section 151 to provide that existing Charter provisions not inconsistent with this Charter are continued as ordinances; providing for severability for the provisions hereof and providing for an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representatives Turlington and Andrews—

HB 2041—A bill to be entitled An act relating to Alachua County; creating and establishing a public facilities authority in said county; providing purposes and powers for the authority; providing for the acquisition, construction, improving, furnishing, equipping, and operating of county capital projects; providing for the lease and sale of such projects to the county; providing for the issuance of revenue bonds by such authority to finance the cost of such projects; providing for the payment by the county of rentals and purchase installments from non-ad valorem funds; providing an effective date.

Proof of Publication attached.

By Representative Haben—

HB 1979—A bill to be entitled An act relating to Manatee County, Samoset Fire Control District; amending §2 of chapter 57-1544, Laws of Florida, by supplementing the power and authority of the board of commissioners for Samoset Fire Control District to employ a secretary-treasurer; providing for compensation for the secretary-treasurer; fixing the term of office for the secretary-treasurer; amending §3 of said act providing for appointment of the Board of Commissioners for the district by the governor; providing for recommendations for such appointment by Samoset Volunteer Fire Department, Inc., a body corporate not for profit organized under the laws of the state; amending §12 of said act to provide for biennial audits of the records of Samoset Fire Control District by a certified public accountant; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representatives Hutto and Rish—

HB 2079—A bill to be entitled An act relating to Panama City, Bay County; establishing the Panama City downtown improvement board as a body corporate; prescribing the boundaries of the downtown area and the method of changing those

boundaries; prescribing the number, qualifications, term, and methods of appointment and removal of members; providing for filling vacancies in office, for service without compensation, for reimbursement of expenses, for bonding, and for personal liability in certain instances; providing for bylaws and internal governance of the board; prescribing its functions and powers, including powers to acquire, own, lease, and dispose of property; requesting the City of Panama City to exercise its eminent domain power for public purposes; providing for issuing, selling and providing security for revenue certificates; providing for borrowing of moneys; fixing, regulating, and collecting rates and charges; providing for maintenance of offices; providing for employment and prescribing the duties, authority, tenure, compensation, and expense reimbursement of a director and other staff; providing for the exercise of all necessary incidental powers; providing for the city to levy in each fiscal year an ad valorem property tax of not more than three (3) mills on nonhomestead property to finance board operations; providing for assessment and collection thereof by the county; requiring maintenance of records, budget and fiscal control; forbidding participation on behalf of the board by personnel financially interested in the matter involved; providing for succession by the city to the property and certain functions of the board if it ceases to exist or operate; regulating issuance of board revenue certificates and providing for validation of bonds; prescribing scope of this act; providing for a referendum election; specifying policy as to who is eligible voter and clarifying intent as to millage limitation; repealing chapter 72-650, Laws of Florida; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representative Danahy and others—

HB 1964—A bill to be entitled An act relating to the City of Tampa, Hillsborough County; amending §6 of chapter 24927, Laws of Florida, 1947, to provide that the city council shall by ordinance fix and prescribe the compensation of the members of the civil service board; providing an effective date.

Proof of Publication attached.

By Representative Earle and others—

HB 1966—A bill to be entitled An act relating to the City of Apopka, Orange County; defining and describing the boundaries of the city; providing an effective date.

Proof of Publication attached.

By Representative Hodges—

HB 1967—A bill to be entitled An act relating to Citrus, Dixie, Levy, and Taylor Counties; limiting the number of traps which may be used for stone crab fishing on any one (1) boat; providing a penalty; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representative Tillman and others—

HB 1968—A bill to be entitled An act relating Charlotte county; amending section 2 of chapter 65-1360, Laws of Florida, 1965, increasing the amount of certificates of indebtedness authorized to be issued; providing an effective date.

Proof of Publication attached.

By Representative Tillman and others—

HB 1969—A bill to be entitled An act relating to Charlotte county; amending section 4 of chapter 65-1357, Laws of Florida, 1965, providing for membership, appointment and term of office of the Charlotte county development authority; providing an effective date.

Proof of Publication attached.

By Representatives Harllee and Haben—

HB 1978—A bill to be entitled An act relating to Manatee County; repealing Chapter 70-794, Laws of Florida, Special Acts of 1970, relating to certain railroad crossings in Manatee County and providing speed limitations for trains; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representative Easley and others—

HB 2045—A bill to be entitled An act relating to Pinellas County; amending chapter 63-1783, Laws of Florida; providing for the collection of paving assessment liens by the accounting office of the board of county commissioners of Pinellas County; providing for the deposit of collected assessments; providing for certification of the assessment roll by the board of county commissioners; providing for collection of past assessments in accordance with the amended chapter 63-1783; providing an effective date.

Proof of Publication attached.

By Representative Easley and others—

HB 2046—A bill to be entitled An act to amend Chapter 23214, Acts of 1945, relating to pensions for employees of the City of Clearwater, Pinellas County, Florida, to provide that all permanent employees on the City payroll as of the effective date of this Act who are participating in said pension plan and those who have retired under this pension plan since July 1, 1970, may receive credit for the first six months probationary period of employment by written intention to do so within ninety days from the effective date of this Act, which written intention shall be irrevocable when filed with the Trustees of the Pension Plan, and by paying into the Pension Plan an amount equal to the deduction that would have been taken from wages for pension contribution during the first six months of such employee's employment, together with interest compounded annually based on the interest rate of yield for U. S. Treasury Bills for each year from date of employment; to provide that such payments may be made in one sum or by deduction from employee's salary on a plan that will reimburse the plan in full by equal installments within a period not to exceed two years and should the deductions exceed one year, it shall bear simple interest of five per cent per annum; to provide that the employees who have retired since July 1, 1970, shall receive increased pension compensation from date of retirement, provided they have made the affirmative election; to provide that all retired employees under this pension plan who retired prior to July 1, 1970, shall receive credit for their first six months of employment without reimbursement to the Plan; to provide that those employees who are encompassed by the Pension Act of 1945 shall receive credit for the first six months of employment and shall not be required to make contributions for that period; to provide that all employees hired after the effective date of this Act and participating in the Pension Plan shall receive credit for their first six months of employment, but shall have deducted from their pay that percentage equivalent to the current rate of employee contributions to the Plan; to provide that no person shall receive any pension under this Act while he is receiving any Work-

men's Compensation benefits other than medical payments under the Workmen's Compensation Act in connection with any employment by the City of Clearwater; providing for the severability of the provisions hereof; providing for the repeal of all laws in conflict herewith; and providing for the effective date hereof.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representative Kiser and others—

HB 2047—A bill to be entitled An act to amend Sections 8, 9, 11, 51, 52, 161, 162 and 166 of the Municipal Charter of the City of Clearwater, Pinellas County, Florida, being Chapter 9710, Special Acts of Florida, 1923, as amended by Chapter 21154, Section 1, Special Acts of Florida, 1941, by Chapter 22235, Sections 1 and 2, Special Acts of Florida, 1943, by Chapter 27465, Sections 1 and 2, Special Acts of Florida, 1951, by Chapter 28971, Section 2, Special Acts of Florida, 1953, by Chapter 30659, Section 3, Special Acts of Florida, 1955, by Chapter 61-2006, Sections 2, 3 and 29, Special Acts of Florida, 1961, by Chapter 63-1227, Sections 3 and 4, Special Acts of Florida, 1963, by Chapter 65-1385, Sections 1, 8 and 10, Special Acts of Florida, 1965, by Chapter 69-949, Sections 1, 2 and 4, Special Acts of Florida, 1969, by Chapter 69-950, Section 3, Special Acts of Florida, 1969, and by Chapter 70-633, Section 1, Special Acts of Florida, 1970, by deleting the requirement that members of the City Commission must be freeholders; by providing that an assistant city clerk may be appointed by the appointing authority who shall have the same powers and authority as the city clerk; by providing that all contracts made in behalf of the city shall be signed by the city clerk, the assistant city clerk or any deputy city clerk and no contract shall be valid to which the city is a party unless signed by one of the above; by providing that all persons over the age of eighteen years who are qualified electors of the State of Florida and the County of Pinellas shall be qualified electors of the City of Clearwater; by deleting the requirement of an oath at time of registration for residents of the city; by deleting the requirement that the supervisor of elections, when requested by the clerk of the city, shall compile a list of qualified freeholders of the City; by deleting the requirement that candidates for the offices of mayor-commissioner and city commissioner must be freeholders; providing for the severability of the provisions hereof; providing for the repeal of all laws in conflict herewith; and providing for the effective date hereof.

Proof of Publication attached.

By Representatives Langley and Fechtel—

HB 2042—A bill to be entitled An act relating to Lake County, Florida, providing for the election of a non-partisan superintendent of schools for the Lake County school district; providing for a non-partisan primary if three or more candidates qualify; providing for the non-partisan election of school district board members; providing for a referendum to be held in the general election wherein both of these issues shall be subject to the approval of the electorate; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representative Hagan and others—

HB 1887—A bill to be entitled An act relating to the City of Orlando; Orange County, Florida, amending section 2 of Chapter 26091, Special Acts of 1949, as amended by section 1 of Chapter 71-809, Special Acts of 1971, by excluding the Director of Public Safety from the provisions of the act, setting Chiefs of Fire and Police Departments responsible to Director of Public Safety, and providing for appointments upon approval of Director of Public Safety; amending section 5 of Chapter 26091, Special Acts of 1949, as amended by section 2 of Chapter 71-809, Special Acts of 1971, by providing for retention of civil service status and the taking of civil service examinations by any person in permanent rank; providing for repeal and inapplicability of conflicting laws; providing a severability clause; and providing an effective date.

Proof of Publication attached.

By Representative Fulford and others—

HB 1888—A bill to be entitled An act redefining the corporate limits of the City of Orlando; providing in one description all lands previously annexed thereto; providing for the validation and confirmation of ordinances of said City and acts of the Legislature annexing lands to the City of Orlando; providing a severability clause; and providing an effective date.

Proof of Publication attached.

By Representative McDonald—

HB 1893—A bill to be entitled An act relating to the City of Live Oak, Suwannee County, city charter; amending §19 of chapter 21361, Laws of Florida, 1941, as amended, by increasing the maximum compensation that may be paid the members of the city council; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representative Hodges—

HB 1894—A bill to be entitled An act relating to the City of Williston, Levy County; amending the city charter by amending section 22 of chapter 14476, Laws of Florida, 1929, to provide that as to operating funds and/or funds generated by the City of Williston Municipal Hospital, all checks, warrants or vouchers on accounts designated as special hospital accounts will be drawn as provided by ordinance.

Proof of Publication attached.

By Representative Tobiassen and others—

HB 1902—A bill to be entitled An act relating to the City of Pensacola, Escambia County; amending §5(e), chapter 70-889, Laws of Florida, which relates to eligibility for retirement of firemen and for pensions upon such retirement; specifying parts of service to be computed in determining pensions and eligibility therefor; providing for transfer of funds by the city into the Firemen's Relief and Pension Fund; providing that any fireman now or hereafter employed by the city may avail himself of all employment in any other department of the city, which time shall be added to any service in the fire department for the purpose of determining pension rights; providing other pertinent provisions relating to firemen and their pension benefits and eligibility therefor by providing that if any fireman claims credit for time in another department of the city, as aforesaid, and has heretofore withdrawn the benefits paid by him into any pension fund of the city by reason of being employed in any other department of the city, such benefits shall, within one (1) year from the effective date of this act, be paid by any such fireman into the Firemen's Relief and Pension Fund, and when so paid shall be

accepted and credited for all intents and purposes as if the same had not been so withdrawn; providing an effective date.

Proof of Publication attached.

By Representative Tobiassen and others—

HB 1903—A bill to be entitled An act relating to the City of Pensacola, Escambia County, civil service system; amending §3(C), chapter 63-1775, Laws of Florida; providing that a majority vote be received before being declared elected to the civil service board as employees' representative; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representative Tobiassen and others—

HB 1904—A bill to be entitled An act relating to the City of Pensacola, Escambia County; authorizing the purchase of group insurance for the employees of the city; providing an effective date.

Proof of Publication attached.

By Representative McDonald—

HB 1930—A bill to be entitled An act relating to the charter of the City of Live Oak, Suwannee County; amending §10 (A) of chapter 21361, Laws of Florida, 1941, as amended, by increasing the maximum compensation that may be paid the mayor of the city; providing an effective date.

Proof of Publication attached.

By Representative Walker—

HB 1931—A bill to be entitled An act relating to Flag Hole Drainage District, created under Chapter 28540, Laws of Florida, Acts of 1953; further amending Section 1 of Chapter 28540, Laws of Florida, Acts of 1953, as amended by Chapter 59-930, Laws of Florida, Acts of 1959, by deleting from the boundaries of said District the West one half of Section 1, Township 44 South, Range 33 East, and including within the boundaries of said District fractional Section 2 and Section 11, Township 43 South, Range 32 East, all in Hendry County, Florida; further amending Section 3 of Chapter 28540, Laws of Florida, Acts of 1953, as amended by Chapter 59-930, Laws of Florida, Acts of 1959, by eliminating the provision for an annual maintenance tax in the amount of 10 cents per acre and providing for the levy of an annual maintenance tax on lands within the boundaries of the District sufficient to maintain and preserve the works of the District; and further amending said Section 3 by providing for the Board of Supervisors to designate maintenance areas within the District, and to levy variable maintenance tax rates depending on benefits received by lands within the maintenance area; providing for severability of the provisions of the act; providing that this act shall take precedence over any conflicting law to the extent of such conflict approving the manner of giving notice of intention to apply for this legislation; and providing a referendum.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representative Tolton and others—

HB 2049—A bill to be entitled An act relating to Walton County; amending §2, chapter 65-2373, Laws of Florida, re-

lating to the issuance of certificates of indebtedness by the school board of Walton County; increasing the amount of such certificates of indebtedness authorized to be issued in the aggregate of two million seven hundred fifty thousand dollars; providing an effective date.

Proof of Publication attached.

By Representatives Hutto and Rish—

HB 2055—A bill to be entitled An act relating to Bay County; restricting the size and number of nets or trawls to be used for shrimping in the inland estuarine waters of said county; providing a definition; providing for enforcement by the department of natural resources; providing a penalty; providing an effective date.

Proof of Publication attached.

By Representative Randell and others—

HB 2072—A bill to be entitled An act relating to Lee County; ratifying, confirming, and validating two million five hundred thousand dollar (\$2,500,000) capital improvements revenue bonds of the county, the pledge for the payment of such bonds and interest thereon of the portion of the racetrack funds and jai alai fronton funds accruing annually to Lee County under the provisions of chapters 550 and 551, Florida Statutes, and allocated to the board of county commissioners of the county by law, and the proceeds of certain garbage franchise fees, and all acts and proceedings taken and had by the board of county commissioners of the county in connection with the authorization and issuance of the capital improvements revenue bonds; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representative Cunningham and others—

HB 931—A bill to be entitled An act relating to the City of DeLand, Volusia County; amending chapter 70-648, Laws of Florida, being the charter of the City of DeLand, Florida, effective October 1, 1970, as amended by chapters 71-601, 71-602, 71-603, 72-521 and 72-522, Laws of Florida, by establishing a Greater DeLand Area that has a community of interest with the City of DeLand; authorizing the creation of advisory boards, and extension of water supply, wastewater disposal system, and sewage disposal facilities; providing the conditions, method and procedure for the ultimate annexation of said property; providing procedure to effect transfer of services from county municipal service district to the City of DeLand upon annexation; providing authorization for the city commission of the City of DeLand to provide water service, wastewater treatment service and sewage disposal service in the Greater DeLand Area; prohibiting proliferation of private water and sewer companies in area; repealing all laws in conflict; providing an effective date.

Proof of Publication attached.

By Representative Cunningham and others—

HB 932—A bill to be entitled An act relating to the City of DeLand, Volusia County; amending §§1 and 2, Article I, chapter 70-648, Laws of Florida, being the charter of the City of DeLand, effective October 1, 1970, as amended by chapters 71-601, 71-602, 71-603, 72-521, and 72-522, Laws of Florida, by redefining the exterior boundaries of the present municipality of the City of DeLand; fixing its new boundaries and corporate limits and abolishing its old boundaries and corporate limits; ratifying annexation of certain lands which were annexed upon the petition of all the landowners in each parcel sought to be annexed; repealing all laws in conflict herewith; providing an effective date.

Proof of Publication attached.

By Representative Ogden and others—

HB 960—A bill to be entitled An act amending Section 19.05 of Chapter 67-1320, Laws of Florida, as amended, being the charter of the City of Jacksonville; providing that certain employees be exempt from the civil service system of said city; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representative Poole and others—

HB 2096—A bill to be entitled An act relating to Broward County, City of Fort Lauderdale; amending chapter 57-1322, Laws of Florida, as amended, being the charter of the City of Fort Lauderdale, by amending section 53 of said chapter, pertaining to oath of office; amending section 69 of said chapter, pertaining to administrative departments and maximum level of classified service, to delete requirements for specific departments; amending section 70 of said chapter, pertaining to authority of commission to assign additional duties, to provide authority for creating or eliminating departments; amending section 116 of said chapter, pertaining to candidates for city commission; amending section 160 of said chapter, pertaining to contracts for public works; amending section 302 of said chapter, pertaining to investment of public funds; amending section 327 of said chapter, pertaining to creation, composition and appointment of board of adjustment; providing an effective date.

Proof of Publication attached.

By Representative Tittle—

HB 2097—A bill to be entitled An act relating to Monroe County; repealing chapters 59-1583 and 61-2495, Laws of Florida, which provide procedures relating to bids and purchases made by the Monroe County board of public instruction in lieu of the procedures provided by §237.02(1) and (2), Florida Statutes; providing an effective date.

Proof of Publication attached.

By Representative Craig—

HB 2098—An act amending sections 1, 2 and 3 of chapter 30131, Laws of Florida, Acts of 1955, as amended by chapter 71-637, Laws of Florida, Acts of 1971 to provide for the allocation of jai alai fronton funds received by Flagler County, Florida pursuant to chapter 551, Florida Statutes, in the same proportions and in the same manner as race track funds are allocated; providing for the same use of such funds, and providing for an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representatives Randell and Nuckolls—

HB 2073—A bill to be entitled An act relating to Lee County; amending Section 6 of Chapter 27676, Laws of Florida, 1951, by increasing the legal millage limit of the Fort Myers Beach Fire Control District.

Proof of Publication attached.

By Representative Randell and others—

HB 2074—A bill to be entitled An act relating to Lee County; repealing chapter 30931, Laws of Florida, 1955, which prescribes rules and regulations for absolute and conditional sales or offers to sell at auction precious or semiprecious stones, or imitations thereof, watches, clocks, jewelry, gold, silver, or plated ware and which provides for the licensing of such sales and penalties for violations of the act; providing an effective date.

Proof of Publication attached.

By Representatives Randell and Nuckolls—

HB 2075—A bill to be entitled An act relating to Lee County; amending Section 1 of Chapter 27676, Laws of Florida, 1951, by adding certain land to the Fort Myers Beach Fire Control District.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representative G. C. Robinson and others—

HB 2020—A bill to be entitled An act relating to Escambia County; amending and revising chapter 72-460, Laws of Florida; dividing the duties of the clerk of circuit court between two (2) officers, one (1) serving as clerk of the circuit court and county court and one (1) to be known as county comptroller and serving as ex officio clerk and administrative officer of the board of county commissioners, auditor, recorder and custodian of all county funds, and providing for election of said officers, their duties and compensation; repealing chapter 67-842, Laws of Florida; providing an effective date.

Proof of Publication attached.

By Representative Grosse and others—

HB 2021—A bill to be entitled An act relating to Union County; amending §15, chapter 67-2142, Laws of Florida, to provide an increase in the authorized millage rate of property taxes levied for the county hospital; providing an effective date.

Proof of Publication attached.

By Representative McDonald—

HB 2027—A bill to be entitled An act relating to the City of Jasper, Hamilton County; abolishing the municipal court and vesting its jurisdiction in the county court; providing for the monthly payment to the City of Jasper of all fines and forfeitures received by the county court from violations of its ordinances; providing for distribution to the City of Jasper of court costs assessed in county court; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representative Reynolds and others—

HB 2004—A bill to be entitled An act relating to Palm Beach County; authorizing the District School Board of said County to enter into leases or lease purchase arrangements

with private individuals or corporations for rental of grounds and buildings; providing that the rental may be payable from funds produced by ad valorem taxation or the taxing power of the district for leases with a term of up to sixty (60) months; providing approval by Department of Education providing an effective date.

Proof of Publication attached.

By Representative Martinez and others—

HB 2010—A bill to be entitled An act relating to Hillsborough County; amending §§1 and 3 of chapter 57-1387, Laws of Florida; authorizing the board of county commissioners to enter into agreements for group insurance for employees of the board of county commissioners and fee officers and their employees to provide health, accident, hospitalization, and life insurance; providing an effective date.

Proof of Publication attached.

By Representative G. C. Robinson and others—

HB 2017—A bill to be entitled An act relating to Escambia County; adding two (2) members to the five (5) member board of trustees of the University Hospital of Escambia County; providing that the board membership may include one (1) licensed physician who is either or both a member of the University Hospital staff and a practicing physician in Escambia County; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representative Mixson—

HB 2001—A bill to be entitled An act relating to Jackson County; amending §§2(4) and 3(4), (7), and (8) of chapter 72-569, Laws of Florida, to authorize the Jackson County Port Authority to acquire and operate airports and appurtenant facilities; providing an effective date.

Proof of Publication attached.

By Representative G. C. Robinson and others—

HB 2002—A bill to be entitled An act relating to the City of Pensacola, Escambia County; amending §40 of chapter 15425, Laws of Florida, 1931, as amended by §1 of chapter 31162, Laws of Florida, 1955, dealing with contracts for public work and purchases of materials and supplies and the bidding procedure with relation thereto; providing an effective date.

Proof of Publication attached.

By Representative James and others—

HB 2003—A bill to be entitled An act relating to the Lake Worth Utilities Authority, City of Lake Worth, Florida, amending paragraph (8), Section 8, Chapter 69-1215, Special Laws of Florida, 1969, by deleting provision that any refunding obligation shall only refund outstanding bonds and interest and redemption premiums at a lower net average interest cost rate; and amending paragraph Third, Section 11, Chapter 69-1215, Special Laws of Florida, 1969, by deleting provision for payment of 10% of gross revenues of sanitary sewer system to general fund and providing for payment to City for services rendered.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representative Craig—

HB 1994—A bill to be entitled An act to amend the Charter of the City of St. Augustine, Florida, by providing for the office of Assistant City Manager; by providing the method of appointment; term of office and duties of said Assistant City Manager; repealing all laws or parts of laws in conflict herewith; and providing an effective date.

Proof of Publication attached.

By Representative Poole and others—

HB 1996—A bill to be entitled An act relating to Broward County amending sections of Chapter 71-575 of the Special Acts, Laws of Florida and amending sections of the South Florida building code as enacted by Chapter 71-575; amending section 2 of Chapter 71-575 by adding section 2(b) providing that the South Florida building code shall take precedence over the southern standard building code in Broward County; amending section 4 of Chapter 71-575 to provide that enforcement and inspection shall be the responsibility of elected or appointed officials in each municipality or county, requiring such officials not to prohibit use of materials, methods of construction and design authorized by code or alternatives approved by provisions of code, and providing a penalty; amending section 203.1(c) of the code providing for removal of members of the board of rules and appeals; amending section 203.4(c) of the code providing for investigations into code enforcement by board of rules and appeals upon request of any person charged with code enforcement; amending the definition of "appointing authority" as contained in section 401 of the code; providing an effective date.

Proof of Publication attached.

By Representative McDonald—

HB 2000—A bill to be entitled An act relating to Suwannee County; repealing chapter 72-447, Laws of Florida, which provides for the creation of a clerk for the county court of Suwannee County, contingent upon the approval of the new Article V of the State Constitution, for the method of appointment of the clerk and staff, the term of office and budget procedures, and for the powers and duties of the clerk and deputy clerks; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representative Martinez and others—

HB 1980—A bill to be entitled An act relating to the City of Tampa, Hillsborough County, general employees pension fund; amending §2 of chapter 23559, Laws of Florida, 1945, as amended by chapters 57-1900, 67-2115, and 69-1664, Laws of Florida, to require persons employed in certain positions to participate in said fund; providing an effective date.

Proof of Publication attached.

By Representative Martinez and others—

HB 1981—A bill to be entitled An act relating to the City of Tampa, Hillsborough County; amending §1 of chapter 69-1661, Laws of Florida, to authorize the city council to prescribe by ordinance, without regard to any requirements otherwise prescribed by law, the maximum expenditure for which the city may by contract obligate itself without the require-

ment of a performance and payment bond for purchases, services, repairs, and public improvements; providing an effective date.

Proof of Publication attached.

By Representative Craig—

HB 1993—A bill to be entitled An act to amend the Charter of the City of St. Augustine, Florida, by abolishing the Offices of City Auditor and Clerk, City Treasurer and Collector, and City Tax Assessor; by providing for the Office of a City Finance Director; by providing the method of appointment, term of office and duties of said Finance Director; repealing all laws or parts of laws in conflict herewith; and providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representative Rish—

HB 2076—A bill to be entitled An act amending the charter of the city of Springfield in Bay County, Florida, same being Chapter 27900, Laws of Florida, acts of 1951, by confirming and establishing the present boundaries of said municipality as described by the charter and ordinances of said city, providing an effective date.

Proof of Publication attached.

By Representatives Rish and Hutto—

HB 2080—A bill to be entitled An act relating to the City of Panama City, Bay County; amending §24 of chapter 63-1756, Laws of Florida, which relates to the board of civil service commissioners, to extend the probationary period of city employees from six (6) months to one (1) year; providing an effective date.

Proof of Publication attached.

By Representative A. S. Robinson and others—

HB 2081—A bill to be entitled An act relating to Pinellas County; creating the Pinellas County fire protection authority; setting forth legislative intent and purpose; setting forth the membership of the authority; defining the authority's duties and powers; providing for an election to approve proposed districts; setting forth requirements for the ballots for the election; providing funding by ad valorem taxation; providing fire protection to unincorporated areas; requiring consent of existing fire departments before their abolishment; providing right of inspection; providing for initial funding; providing severability; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representative A. S. Robinson and others—

HB 2082—A bill to be entitled An act relating to the port of St. Petersburg, Pinellas County, Florida; amending section 5, chapter 12490, Laws of Florida, 1927; providing that upon request of the board of pilot commissioners of Pinellas County, pilots of designated ports and harbors may pilot a vessel to and from the port of St. Petersburg and any other port

in Pinellas County; superseding any general or special act in conflict herewith; providing an effective date.

Proof of Publication attached.

By Representative Williams—

HB 2094—A bill to be entitled An act relating to Bradford County; creating the Bradford County Historical Board of Trustees; providing for the appointment, membership and terms of the trustees; prohibiting creation of indebtedness against state or county; prescribing the powers and duties of the trustees; designating the "Old Court House" as historic site; requiring the school board of Bradford County to convey same to the trustees; prescribing terms and conditions of such conveyance; providing a severability clause; providing an effective date.

Proof of Publication attached.

By Representative Williams—

HB 2095—A bill to be entitled An act relating to the City of Lawtey, Bradford County; repealing chapters 29235 and 29237, Laws of Florida, 1953, chapters 61-2391, 63-1534, and 67-1628, Laws of Florida; repealing §§1, 3, 4, 5, 6, 7, 8, 9 and 10 of Article III, §14 of Article IV, Article VII, §§3, 4 and 5 of Article VIII, Article XI, and amending §3 of Article II, §2 of Article III, §§3, 4 and 5 of Article IV, §§1 and 6 of Article VIII, chapter 15304, Laws of Florida, 1931, being the city charter; abolishing the elective office of mayor; providing that the city council shall select a mayor from among its number; providing for duties of mayor-councilman; providing for meetings, quorum and passage of ordinances by the city council; providing for annual assessments of real and personal property; providing for election and term of city clerk; abolishing special tax; abolishing elective offices of treasurer, collector and assessor; abolishing appointment of city physician; abolishing the municipal court and vesting its jurisdiction in the county court; providing for the monthly payments of all fines and forfeitures received by the county court for violations of its ordinances; providing for distribution of court costs assessed in county court; providing a severability clause; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representative Moudry and others—

HB 1009—A bill to be entitled An act amending Section 16, West Palm Beach Police Pension and Relief Fund, subsection (17) Investments; Section 17, West Palm Beach Firemen Pension Fund, subsection (4) (b) Investment of Monies, of Chapter 24981, Special Laws of Florida, 1947; as amended by Chapter 26308, Special Laws of Florida, 1949; as amended by Chapter 27978, Special Laws of Florida, 1951; said sections being renumbered as sections 16 and 17; as amended by Chapter 31368, Special Laws of Florida, 1955; as amended by Chapter 59-1981, Special Laws of Florida, 1959; as amended by Chapter 65-2382, Special Laws of Florida, 1965; as amended by Chapter 67-2173, Special Laws of Florida, 1967; as amended by Chapter 69-1430, Special Laws of Florida, 1969; repealing all laws in conflict herewith; and providing an effective date.

Proof of Publication attached.

By Representative James and others—

HB 1007—A bill to be entitled An act relating to the City of West Palm Beach, Florida, amending the provisions of Article XIV, Section 14.04 of Chapter 65-2381, Special Laws of Florida, 1965, as amended, said Chapter being the Charter of said City, by amending Section 14.04 (1); Section 14.04 (3);

Section 14.04 (4) (b); Section 14.04 (4) (c); Section 14.04 (4) (d); Section 14.04 (4) (f); in regard to the investment policies as to pension and retirement funds of said City.

Proof of Publication attached.

By Representative Ogden and others—

HB 968—A bill to be entitled An act amending Section 19.05 of Chapter 67-1320, Laws of Florida, as amended, being the Charter of the City of Jacksonville; providing that certain employees be exempt from the civil service system of said city; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representatives Langley and Fechtel—

HB 1184—A bill to be entitled An act relating to the City of Clermont, Lake County, Florida; amending Section 1, of Article I, of Chapter 67-1217, Laws of Florida, Special Acts of 1967, being the Charter of the City of Clermont, Lake County, Florida; amending all acts amendatory and supplemental thereto, specifically Chapter 69-959, Laws of Florida, Special Acts of 1969; deleting Sub-Section (d) (3) of Section 1, Article II; amending Section 9, Article II; amending Sub-Section (b) of Section 14, Article II; amending Sub-Section (b) of Section 1, Article IV; amending Section 2, Article IV; amending Sub-Section (a) (7) of Section 2, Article V; repealing Sections 1 through 15, inclusive, of Article VII; amending Section 7, Article VIII; providing for a re-definition of the Corporate Limits of said City; repealing the requirement that a person seeking election to a City office must be a freeholder; providing that the Controller be appointed by City Manager subject to Council approval; providing for the establishment of the procedure for the introduction, adoption and passage of Municipal Ordinances; providing that the salary for Municipal Judges be set by Budget Ordinance; providing that the duties, salary and compensation of the City Legal Officer be set by written contract; providing that written competitive bidding shall be required on all purchases, sales or contracts exceeding \$2,500.00; repealing Municipal authority to assess and collect taxes on property; providing for the number of members of the Planning and Zoning Commission; and providing an effective date.

Proof of Publication attached.

By Representative Gorman and others—

HB 1139—A bill to be entitled An act relating to the Winter Park Police Officers Retirement System in the City of Winter Park, Florida; repealing section 2 (13) of 59-1992, Laws of Florida, to delete reference to "Disability Retirement"; amending section 2 (16) of 59-1992, Laws of Florida, to provide a specific defined pension credit; amending section 5 (1) and (2) of 59-1992, Laws of Florida, to provide greater investment of trust funds; amending section 6 (1) of 59-1992, Laws of Florida, to delete reference to disability compensation; repealing section 10 of 59-1992, Laws of Florida; amending section 11 (3) and (4) of 59-1992, Laws of Florida, to delete reference to "Disability Retirement"; providing Severability; providing an effective date.

Proof of Publication attached.

By Representatives Rish and Hutto—

HB 1091—A bill to be entitled An act amending Chapter 27900, Laws of Florida, Acts of 1951, same being the Charter of the City of Springfield in Bay County, Florida, relating to annual election dates and providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representative Poole and others—

HB 1946—A bill to be entitled An act relating to Broward County, amending Chapter 71-561, Laws of Florida, Special Acts of 1971, which created the Broward County transportation authority by amending Section 5, subparagraph (3) thereof to provide that the chairman and vice chairman of the board of county commissioners of Broward County shall be the chairman and vice chairman of the Broward County transportation authority and providing that the term of office of the secretary and treasurer shall expire at the end of the calendar year and for elections for the next ensuing year for secretary and treasurer and providing that the secretary or treasurer may succeed himself; by amending Section 5, subparagraph (2) thereof to correct typographical error and to provide that the Broward County league of cities shall be required to appoint a member to fill a vacancy on the board within sixty (60) days and providing for the termination of ex-officio members for failure to attend three (3) consecutive meetings without excuse; by amending Section 6, subparagraph (3) to correct typographical error, providing an effective date.

Proof of Publication attached.

By Representative Ogden and others—

HB 1947—A bill to be entitled An act relating to the City of Jacksonville; amending Article 5 of Chapter 67-1320, Laws of Florida, as amended, being the Charter of the City of Jacksonville, relating to qualifications and compensation of councilmen, and vacancies in the office of councilman; providing an effective date.

Proof of Publication attached.

By Representative Ogden and others—

HB 1948—A bill to be entitled An act amending section 18.05 of chapter 67-1320, laws of Florida, as amended, by adding a new subsection (3) thereto so as to permit members of the retirement and pension system of the City of Jacksonville or of a former government to terminate their membership therein where such member is employed in a position which is not in the civil service system of the city; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representative Ogden and others—

HB 1950—A bill to be entitled An act amending Chapter 67-1320, Laws of Florida, as amended, being the Charter of the City of Jacksonville, by requiring prompt disposition of funds of the consolidated government from the Clerk of the Circuit Court to the Tax Collector; authorizing implementation by regulation of the City Treasurer; providing an effective date.

Proof of Publication attached.

By Representative Ogden and others—

HB 1951—A bill to be entitled An act authorizing and requiring payment of compensation to certain employees of the City of Jacksonville for certain hours worked for which payment was not authorized at the time such work was performed; providing an effective date.

Proof of Publication attached.

By Representative Tillman—

HB 1961—A bill to be entitled An act relating to DeSoto County, Florida; repealing Sections 8 through 21 and Sections

43, 44, 49, and 50 of the City Charter of the City of Arcadia, Florida; amending Section 39 of the City Charter of the City of Arcadia, Florida; adopting new sections of the City Charter of the City of Arcadia, Florida, which provide that the corporate authority of said City shall be vested in the City Council, Marshal and City Recorder and such other officers as may be appointed according to the ordinances of said City; providing for a City Council to be composed of five (5) members and to be elected for staggered terms of four (4) years; providing that the Council shall elect from its membership, Mayor and Deputy-Mayor who shall serve at the pleasure of the City Council; providing that all power heretofore exercised by the Mayor shall be exercised by the City Council; providing for vacancies on the City Council and for forfeitures of office; providing for the adoption of ordinances; providing for an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representatives Langley and Fechtel—

HB 2043—A bill to be entitled A special act relating to Lake County, Florida, providing for the election of a superintendent of schools of the Lake County school district in the general election of 1974, providing such election to be partisan and otherwise comply with the state election code for general partisan elections; providing the term of said election to be for two years; providing qualifications for said office; providing an effective date.

Proof of Publication attached.

By Representative A. S. Robinson and others—

HB 2044—A bill to be entitled An act relating to Pinellas County; amending sections 4 and 5, chapter 67-1925, Special Acts of Florida, 1967, as amended by chapter 70-902, Special Acts of Florida, 1970; providing for the employment of a county veterinarian; providing that license certificates and license tags are due and payable on November 1st of each year; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representative J. R. Clark and others—

HB 2035—A bill to be entitled An act relating to the City of Lakeland, Polk County; amending §61 of chapter 59-1481, Special Acts of the State of Florida, 1959, by eliminating the requirement that funds of the City of Lakeland be deposited in banks within the City of Lakeland and permitting their deposit in banks within the State of Florida; providing an effective date.

Proof of Publication attached.

By Representative J. R. Clark and others—

HB 2033—A bill to be entitled An act relating to the City of Lakeland, Polk County; amending chapter 59-1481, Special Acts of the State of Florida, 1959, by adding section 150.1 to permit the city commission of the City of Lakeland to schedule any municipal election on dates which coincide with national, state or county elections; providing an effective date.

Proof of Publication attached.

By Representative Martinez and others—

HB 2032—A bill to be entitled An act relating to the City of Tampa, Hillsborough County; amending §2 of chapter 59-1919, Laws of Florida; amending §4 of chapter 59-1919, Laws of Florida, as amended by §1 of chapter 61-2244, Laws of Florida; amending §5 of chapter 59-1919, Laws of Florida, providing that the superintendent of the City of Tampa parks department shall enforce and administer the provisions of chapter 59-1919, Laws of Florida, providing for the abatement, as nuisances, of weeds, grass or underbrush upon real property within the city; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representative Jones and others—

HB 2029—A bill to be entitled An act relating to the City of Fort Meade, Polk County; amending unnumbered paragraph (3) of section 14 of chapter 10569, Laws of Florida, 1929, to remove certain provisions concerning terms of office and compensation of commissioners; amending unnumbered paragraphs (4) and (5) of chapter 10569, Laws of Florida, 1929, as created by chapter 63-1340, Laws of Florida, to change the date of primary elections from the first Tuesday in December to the first Tuesday after the first Monday in November; providing for adjustment of runoff election dates accordingly; providing for terms of office for commissioners; providing an effective date.

Proof of Publication attached.

By Representative Jones and others—

HB 2030—A bill to be entitled An act relating to the City of Frostproof, Polk County; amending §2 of Article IV of chapter 8955, Laws of Florida, 1921, as amended by §1 of chapter 16433, Laws of Florida, 1933, which relates to qualifications of electors, to lower the age requirement for voting from twenty-one (21) to eighteen (18), to eliminate the requirement that electors must be freeholders, and to provide for a residency requirement; amending §3 of chapter 16433, Laws of Florida, 1933, to reword the registration oath; amending §6 of chapter 16433, Laws of Florida, 1933, to provide for challenge to electors; repealing §2 of Article IV of chapter 8955, Laws of Florida, 1921, which relates to qualifications of voters; providing an effective date.

Proof of Publication attached.

By Representative Martinez and others—

HB 2031—A bill to be entitled An act relating to the City of Tampa, Hillsborough County; amending §2 of chapter 24933, Laws of Florida, 1947, relating to the procedure for the passage or adoption of ordinances, to provide for the reading thereof by title except in certain cases; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representative Ogden and others—

HB 962—A bill to be entitled An act amending Section 5.14 of Chapter 67-1320, Laws of Florida, the Charter of the City of

Jacksonville, so as to authorize the council of the city to provide for audits of the Second, Third, Fourth and Fifth Urban Services Districts by the council auditor; providing an effective date.

Proof of Publication attached.

By Representative Ogden and others—

HB 964—A bill to be entitled An act amending subparagraph e. of section 27.102 of chapter 67-1320, laws of Florida, as amended, being the charter of the city of Jacksonville, by exempting lieutenants from the definition of "policemen" for the purposes of collective bargaining; providing an effective date.

Proof of Publication attached.

By Representative Ogden and others—

HB 966—A bill to be entitled An act relating to the Jacksonville Electric Authority, an independent agency of the City of Jacksonville; amending Chapter 67-1569, Laws of Florida, as amended, to alter the informal bid limit of such Authority; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representative Ogden and others—

HB 1208—A bill to be entitled An act amending Chapter 67-1320, Laws of Florida, as amended, being the Charter of the City of Jacksonville, by amending Section 14.12 of Article 14 relating to the Duval County School Board, to eliminate the necessity of submitting the school budget to the city council for review and by exempting the Duval County School Board from the provisions of Article 15 of the said Charter pertaining to the budget of the consolidated government; requiring the inclusion of certain funds in the budget of the Duval County School Board; providing for an annual performance audit of the Duval County School Board and its budget to be made by the council auditor; providing an effective date.

Proof of Publication attached.

By Representative Hagan and others—

HB 1252—An act relating to the City of Orlando, Orange County, Florida, and the pension funds for the Police and Fire Departments of said City; amending §1 of Chapter 31086, Special Acts of 1955, by providing that any participant in the pension fund of the Police Department or of the Fire Department of Orlando may continue the continuity of benefits in said fund by making regular contributions into the fund while absent from duty because of acceptance of an appointment as Director of Public Safety; providing an effective date.

Proof of Publication attached.

By Representative Matthews and others—

HB 1253—An act relating to the City of Orlando, Orange County, Florida, and the pension fund for the police department of said city; amending §2 of Chapter 22414, Special Acts of 1943, the act creating said pension fund, including definitions; amending §2 of Chapter 65-2025, Special Acts of 1965, by providing the board of trustees permissive authority to enter into agreements with an insurance company or companies for the payment of permanent disability and survivor's benefits and for the investment of pension funds and payment of pensions; amending §7 of Chapter 22414, Special Acts of 1943 as amended by §5 of Chapter 72-632, Special Acts of 1972, by deleting the requirement for ten (10) years of service,

and providing different methods of computation of pension and average monthly salary; providing a severability clause; and providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By Representative Earle and others—

HB 1254—An act relating to the City of Orlando, Orange County, Florida, and the pension fund for the Fire Department of said City; amending §2 of Chapter 23444, Special Acts of 1945, the act creating the said pension fund, by including definitions; amending §5 of Chapter 23444, Special Acts of 1945, as amended by §3 of Chapter 61-2605, Special Acts of 1961, by providing the board of trustees permissive authority to enter into agreements with an insurance company or companies for the payment of permanent disability and survivor's benefits and for investment of pension funds and payment of pensions; amending §7 of Chapter 23444, Special Acts of 1945, as amended by §5 of Chapter 72-633, Special Acts of 1972, by deleting the requirement for ten (10) years of service, and providing different methods of computation of pension and average monthly salary; providing a severability clause; and providing an effective date.

Proof of Publication attached.

By Representative Poole and others—

HB 1565—A bill to be entitled An act relating to Port Everglades authority; amending part VI, article 2, section 2, chapter 59-1157, Laws of Florida, as amended by chapter 65-1318, Laws of Florida, as amended by chapter 71-579, Laws of Florida; relating to definition and description of lands defined as "port operational lands"; providing an effective date.

Proof of Publication attached.

By Representatives Andrews and Turlington—

HB 1885—A bill to be entitled An act relating to the Town of Micanopy, Alachua County; amending §§8 and 10 of chapter 24723, Laws of Florida, 1947, to remove the requirement that all officers of the municipality be freeholders and to provide that only qualified voters may hold office as mayor or council member; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By the Committee on Community Affairs and Representative Tittle—

CS for HB 1995—A bill to be entitled An act relating to the Monroe County waste collection and disposal district; amending §5, §8(10), §10, §16, §36, §55(1), and §62 of chapter 72-619, Laws of Florida; providing that the board shall be the board of county commissioners ex-officio; curtailing terms of the original board of supervisors; deleting the referendum requirements for the levy and imposition of taxes, assessments or bonds; giving the board concurrent jurisdiction with the Florida Keys aqueduct authority; making adaption of the plan of waste collection and disposal discretionary; limiting tax levies to two (2) mills; repealing §59 of chapter 72-619, Laws of Florida, relating to the fiscal year of the district; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 22, 1973

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

By the Committee on Community Affairs and Representative Brown and others—

CS for HB 804—A bill to be entitled An act relating to Volusia County, effecting the Halifax Area Study Commission in Volusia County by amending Chapter 71-956, Laws of Florida, extending the authorization for appointing commission members to September 10, 1973; extending a referendum to approve any change in municipal boundaries.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

Evidence of notice and publication was established by the Senate as to House Bills 1653, 2041, 1979, 2079, 1964, 1966, 1967, 1968, 1969, 1978, 2045, 2046, 2047, 2042, 1887, 1888, 1893, 1894, 1902, 1903, 1904, 1930, 1931, 2049, 2055, 2072, 931, 932, 960, 2096, 2097, 2098, 2073, 2074, 2075, 2020, 2021, 2027, 2004, 2010, 2017, 2001, 2002, 2003, 1994, 1996, 2000, 1980, 1981, 1993, 2076, 2080, 2081, 2082, 2094, 2095, 1009, 1007, 968, 1184, 1139, 1091, 1946, 1947, 1948, 1950, 1951, 1961, 2043, 2044, 2035, 2033, 2032, 2029, 2030, 2031, 962, 964, 966, 1208, 1252, 1253, 1254, 1565, 1885, CS for HB 1995 and CS for HB 804, contained in the above messages, which were read the first time by title and referred to the Committee on Rules and Calendar.

The Honorable Mallory E. Horne, President May 21, 1973

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

By Representatives Dubbin and Sessums—

HJR 1464—A joint resolution proposing amendments to Sections 3, 7, and 8 of Article III of the State Constitution, providing that regular sessions of the legislature shall convene annually as provided by law; providing the governor may not limit the duration of special sessions; providing that the first reading of a bill may be accomplished by publication; providing that any bill or joint resolution pending in the legislature at the final adjournment of a regular session held in an odd-numbered year to be carried over in the same status to the next regular session; providing the legislature shall not consider a vetoed bill or vetoed specific appropriation later than the next regular session following the session in which such bill or appropriation was adopted by the legislature; and proposing the creation of Section 19 of Article III of the State Constitution to provide that until otherwise provided by law adopted by a three-fifths vote of the membership of each house a regular session of the legislature shall convene on the first Tuesday after the first Monday in April of each year not to exceed sixty days unless extended by a three-fifths vote of each house and a special session shall not exceed twenty consecutive days unless extended by said vote; providing that until otherwise provided by law the governor must give public notice before convening a special session of the legislature, except in cases of invasion by enemy forces, natural disaster, or comparable emergency.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

HJR 1464, contained in the above message, was read the first time and referred to the Committee on Rules and Calendar.

The Honorable Mallory E. Horne, President May 21, 1973

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

By Representatives Tucker and Webb—

HB 307—A bill to be entitled An act relating to the state university system and state officers and employees; amending Section 240.046, Florida Statutes, relating to free university courses, to include all employees of the State of Florida; providing an effective date.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

HB 307, contained in the above message, was read the first time by title and referred to the Committee on Education.

The Honorable Mallory E. Horne, President May 21, 1973

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

By Representative Webb and others—

HB 822—A bill to be entitled An act relating to the practice of public accounting; setting out certain legislative findings of fact; amending Section 473.111, Florida Statutes; to require each individual who is a Florida practitioner of public accounting to reestablish his professional knowledge and competency from time to time; to provide for the suspension and restoration of certificates of such persons in certain instances; to provide for programs of professional training and for examinations of such persons; to provide rule making authority for the State Board of Accountancy and certain standards to be applied in making rules governing such practitioners, reestablishments, courses, examinations, suspensions, revocations and related matters; providing for fees; to provide for certain exceptions; providing an effective date.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

HB 822, contained in the above message, was read the first time by title and placed on the calendar.

The Honorable Mallory E. Horne, President May 21, 1973

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

By Representatives Tucker and Webb—

HB 308—A bill to be entitled An act relating to mileage allowance for public officers, employees and authorized persons; amending section 112.061(7)(d), Florida Statutes; providing mileage allowance; providing an effective date.

By Representative Holloway and others—

HB 1086—A bill to be entitled An act relating to exemptions from ad valorem taxation; amending §196.011, Florida Statutes, providing for an exemption from the annual filing requirement of certain fraternal property; providing an effective date.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

HB 308, contained in the above message, was read the first time by title and referred to the Committee on Ways and Means.

HB 1086, contained in the above message, was read the first time by title and referred to the Committee on Rules and Calendar.

The Honorable Mallory E. Horne, President May 21, 1973

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

By Representative Holloway—

HB 1757—A bill to be entitled An act relating to electrical contractors; amending subsection (5) of section 468.181, Florida Statutes, by adding the term “Florida licensed” to the definition of electrical contractor; and by the addition of subsections (6) and (7) defining respectively “applicant” and “qualifying agent;” amending subsection (2) of section 468.184, Florida Statutes, changing the examination for qualifying agent from quarterly to semi-annually to conform with the required meetings of the board; amending subsections (2), (3), (4), (5) and (6) of section 468.184, Florida Statutes, to conform references therein related to “applicant” and “qualifying agent” to the definitions herein provided; amending subsections (1) and (2) of section 468.185, Florida Statutes, to conform references therein related to “individual” and “persons” to the definition of “applicant” and “qualifying agent” as herein provided; providing an effective date.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

HB 1757, contained in the above message, was read the first time by title and referred to the Committee on Rules and Calendar.

The Honorable Mallory E. Horne, President May 21, 1973

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

By Representative Peadar—

HB 1879—A bill to be entitled An act to provide for the relief of Leslie D. Brock on account of permanent personal injuries received by him while he was employed as a deputy sheriff of Escambia County, and while he was engaged in the course of his employment and engaged in his duties as such deputy sheriff; compensating him in a sum not to exceed eighty percent (80%) of his salary as of the time of retirement caused by said injuries for the term and period of his life expectancy; providing for payment of sixty percent (60%) of his salary to his widow in the event of his death; providing for payment of same by the board of county commissioners of Escambia County; providing an effective date.

Proof of Publication attached.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

Evidence of notice and publication established by the Senate as to HB 1879.

HB 1879, contained in the above message, was read the first time by title and referred to the Committee on Ways and Means.

The Honorable Mallory E. Horne, President May 21, 1973

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

By Representative Whitson—

HB 890—A bill to be entitled An act providing for the relief of Joan Rickle and her husband, Joe Rickle, for their loss sustained by unjust injuries and expenses caused by an escaped convict, for which they have no other relief; providing an appropriation; providing an effective date.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

HB 890, contained in the above message, was read the first time by title and referred to the Committee on Ways and Means.

The Honorable Mallory E. Horne, President May 21, 1973

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

By the Committee on Finance & Taxation—

HB 2051—A bill to be entitled An act relating to the corporate income tax; amending part VII of chapter 220, Florida Statutes, 1972 Supplement, special rules relating to bank taxation; amending section 220.62, Florida Statutes, 1972 Supplement, defining bank and savings association; amending section 220.63, Florida Statutes, 1972 Supplement, to include savings association; amending section 220.64, Florida Statutes, 1972 Supplement, to include savings associations; amending section 220.65, Florida Statutes, 1972 Supplement, to provide part VII is the exclusive part to tax banks; creating section 220.67, Florida Statutes, 1972 Supplement, to provide special rules of taxation for taxable years ending before January 1, 1976; creating section 220.68, Florida Statutes, 1972 Supplement, to provide for a tax credit; creating section 220.69, Florida Statutes, 1972 Supplement, to provide special filing requirements for foreign banks and savings associations; amending section 665.501(4), Florida Statutes, 1971, to eliminate tax definition of doing business; providing an effective date.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

HB 2051, contained in the above message, was read the first time by title and placed on the calendar.

The Honorable Mallory E. Horne, President May 21, 1973

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

By the Committee on Business Regulation and Representative Steinberg—

CS for HB 1485—A bill to be entitled An act relating to motor carriers; adding subsection (6) to section 323.29, Florida Statutes, permitting chartered counties to regulate and license private passenger motor vehicles for hire; providing a grandfather clause; providing an effective date.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

CS for HB 1485, contained in the above message, was read the first time by title and placed on the calendar.

The Honorable Mallory E. Horne, President May 21, 1973

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

By the Committee on Education and Representative Conway—

CS for HB 716—A bill to be entitled An act relating to community colleges and state universities; creating sections 230.758, 230.7591, and two new unnumbered sections of chapter 239, Florida Statutes; providing for maintenance of permanent student and employee personnel records; providing for limited access to such records; providing an effective date.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

CS for HB 716, contained in the above message, was read the first time by title and referred to the Committee on Education.

The Honorable Mallory E. Horne, President May 16, 1973

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

By the Committee on Judiciary—

HB 2067—A reviser’s bill to be entitled An act relating to Florida Statutes; amending various sections to conform the

statutory language to §3(b), Article III, State Constitution, relating to annual legislative sessions and to §11.013, Florida Statutes, relating to certain reports required of officers of the executive branch.

By the Committee on Judiciary—

HB 2068—A bill to be entitled An act relating to the state judiciary; amending section 43.20, Florida Statutes, to provide for staggered terms of six (6) years for four (4) members added to the judicial qualifications commission by the revised Article V of the state constitution; providing an effective date.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 16, 1973

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

By the Committee on Judiciary—

HB 2069—A reviser's bill to be entitled An act relating to the state judiciary; amending various sections of the Florida Statutes by conforming their language to the terminology relating to courts and judicial officers contained in revised Article V of the state constitution as ratified at the special election held in March, 1972 and chapter 72-404, Laws of Florida, and by removing from said sections language inconsistent with or made unnecessary by said revised Article V; repealing sections of the Florida Statutes, superseded by said revised Article V.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 16, 1973

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

By the Committee on Judiciary—

HB 2058—A revisor's bill to be entitled An act relating to the Florida Statutes; amending, reenacting or revising various sections of the Florida Statutes pursuant to §11.242 thereof; to replace incorrect cross-references; to delete obsolete or expired provisions; to delete inconsistencies and to correct errors in the editing, publication and printing of the statutes; repealing sections 7.501, 10.011, 10.021, 10.031, 23.088, 25.072, 26.02, 27.33(4), 27.50(2), 28.2401(3), 32.09, 34.022(2), 53.011, 53.021, 53.031, 53.051, 74.061(2), 99.172(1), 120.331, 122.30(7), 145.071(3), 145.08(3), 145.15, 185.33, 200.121, 215.47, 217.06, 217.08, 217.10, 217.21, 229.77, 236.0741, 238.33, 238.34, 238.35, 238.36, 238.37, 282.01, 282.011, 282.02, 374.96, 398.22(1)(d)3., 401.01, 401.011, 401.012, 401.02, 401.03, 401.04, 401.05, 401.06, 401.07, 401.08, 401.09, 401.10, 401.11, 401.12, 401.13, 401.14, 401.15, 401.16, 401.161, 401.17, 420.1231, 450.121(2), 478.031, 478.071, 478.101, 478.111, 478.32, 550.01, 550.03(1), (2), 551.05, 569.05, 570.10(5), 570.52(2), 573.23(4), 601.153, 608.321, 608.3211, 608.322, 608.3221, 608.3305, 608.331, 608.3311, 608.333, 608.334, 608.335, 608.3353, 608.336, 631.501, 631.511, 631.521, 631.531, 631.541, 631.551, 631.561, 631.571, 631.581, 631.591, 631.611, 631.621, 631.631, 631.641, 631.651, 631.661, 631.69, 631.601(1), (2), (3), (4) (a), 694.14(2), 731.02, 732.36(3), 733.16(3), 733.211(2), 736.04, 736.07, 741.18 and 944.55, Florida Statutes, providing reviser's notes following each section.

By the Committee on Judiciary—

HB 2059—A reviser's bill to be entitled An act relating to the state judicial department; amending §§26.55(1), 116.25(1), 123.051(2)(a), 123.17(1), 127.01(2), 372.312(1), 382.45, 562.40(1), 732.15, 744.06(2), 746.16, 849.38(1) and 849.42, Florida Statutes, making cross references to sections of Article V of the state constitution of 1885 conform to the proper sections of the revised Article V; repealing §27.181(5), Florida Statutes,

an obsolete provision implementing §§9A-9C of the constitution of 1885 relative to prosecuting attorneys of certain criminal courts of record; and repealing §38.18, Florida Statutes, providing for retirement of additional judges appointed pursuant to §26(7), (8), Article V, 1885 constitution.

By the Committee on Judiciary—

HB 2060—A reviser's bill to be entitled An act relating to governmental reorganization; amending various sections of the Florida Statutes to reflect the subdivision of the division of personnel and retirement of the department of administration into the division of personnel and the division of retirement; to reflect the change in name of the division of transportation planning of the department of transportation to division of planning and programming; and to reflect the change in the name of the division of finance regulation of the department of banking and finance to the division of finance; providing an effective date.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 16, 1973

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

By the Committee on Judiciary—

HB 2061—A reviser's bill to be entitled An act relating to Florida Statutes; amending various sections to conform the statutory language to chapter 71-241, Laws of Florida, relating to dissolution of marriage.

By the Committee on Judiciary—

HB 2062—A bill to be entitled An act relating to the regulation of the professions and occupations; conforming the language of various sections of the Florida Statutes to chapter 72-125, Laws of Florida, which provided that no person may be disqualified from applying for an examination to practice an occupation or profession solely because he is not a United States citizen; amending sections 457.041, 463.09, and 465.071(1)(b) and repealing sections 459.06(4) and 474.14(2)(c), Florida Statutes.

By the Committee on Judiciary—

HB 2063—A reviser's bill to be entitled An act relating to the Florida Statutes; amending various sections of the Florida Statutes to conform them to chapter 69-1739, Laws of Florida, appearing as §215.685, Florida Statutes, which specifies a maximum rate of interest payable on certain bonds and other obligations; providing an effective date.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

The Honorable Mallory E. Horne, President May 16, 1973

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

By the Committee on Judiciary—

HB 2064—A bill to be entitled An act relating to taxation, corporations; amending sections 125.019(1), 159.15(1), 159.31, 159.50, 183.14, 215.76, 243.33, 315.11, 340.20, 348.122, 348.65, 348.762, 349.13, 403.1834(7), 423.03 and 554.102, all Florida Statutes, granting exemptions from taxation; making said sections inapplicable to corporation income tax imposed by chapter 220, Florida Statutes; providing an effective date.

By the Committee on Judiciary—

HB 2065—A reviser's bill to be entitled An act relating to Article V of the Constitution of 1885, as amended; repealing the provisions of said article which were continued as statute law by subsection (g) of section 20 of the revised Article V approved by the electorate on March 14, 1972.

By the Committee on Judiciary—

HB 2066—A reviser's bill to be entitled An act relating to Florida Statutes; amending various sections to conform the statutory language to the terminology of Public Law 85-857, §4, relating to the Veterans' Administration and to 38 United States Code §210(a), relating to the Administrator of Veterans' Affairs.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

House Bills 2067, 2068, 2069, 2058, 2059, 2060, 2061, 2062, 2063, 2064, 2065 and 2066, contained in the above messages, were read the first time by title and referred to the Committee on Rules and Calendar.

The Honorable Mallory E. Horne, President May 22, 1973

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

By Senator Lewis—

SB 406—A bill to be entitled An act relating to elections; amending §101.64(1) (c) and (2), Florida Statutes, and amending §101.65, Florida Statutes, 1972 Supplement, as amended by §9, chapter 72-63, Laws of Florida; to require two attesting witnesses on an absent elector certificate; providing an effective date.

Amendment 1—On page 1, strike all of lines 6—10 and insert the following: §101.65, Florida Statutes; providing the option of two attesting witnesses for absentee ballot certificate; providing an effective date.

Amendment 2—On page 1, line 14, and on pages 2—5 strike everything and insert the following: Section 1. Paragraph (c) of subsection (1), and subsection (2) of section 101.64, Florida Statutes, are amended to read:

101.64 Mailing of absentee ballots; numbering; return envelopes; form.—

(1)

(c) The supervisor shall enclose with such ballot two envelopes, a plain white envelope into which the absent elector shall enclose and seal his marked ballot and then place the sealed white envelope, together with detached stub No. 2 in the second envelope which is addressed to the supervisor and also bearing on the back side of this "return envelope" a certificate which shall be substantially in the following form:

ELECTOR'S CERTIFICATE

I, _____, am duly qualified and registered a _____ (party) elector of the _____ precinct the county of _____ and State of Florida coming within the purview of the definition "absent elector", because (check appropriate reason):

- 1. [] I am physically disabled and unable (without the assistance of another) to attend the polls on election day.
2. [] I will be absent from the county during the entire period the polls are open for voting on the day of election and cannot without manifest inconvenience vote in person.
3. [] I will be unable to attend the polls on election day because of the tenets of my religion.
4. [] I will be a supervisor of elections, deputy supervisor of elections, inspector, poll worker, voting machine deputy, or deputy sheriff who is assigned to a different precinct than that in which I am registered to vote.
5. [] I have changed my residency to another county in Florida within six months of the election for which I am requesting a ballot. I understand that I am allowed to vote only in national and statewide elections as provided in §97.102, Florida Statutes.

(Elector's Signature)

Subscribed and sworn to before me this _____ day of _____, A.D., _____

(Attesting witness)
(Official title)
(Address)
(City and State)
Notaries: USE NO SEAL (Postal officers must apply station cancellation stamp.)

(Attesting witness) (Attesting witness)
(Address) (Address)
(City and State) (City and State)
OR

(2) The statement shall be so arranged that the signature of the absent elector and the attesting witness or witnesses shall be across the flap of the envelope. The absent elector and the attesting witness or witnesses shall execute the said form on the envelope.

Section 2. Section 101.65, Florida Statutes, 1972 Supplement, as amended by section 9 of chapter 72-63, Laws of Florida, is amended to read:

101.65 Instructions to absent electors.—The supervisor shall enclose with each ballot sent to an absent elector separate printed instructions furnished by him containing substantially the following:

(1) Upon receipt of the enclosed ballot you will mark the same according to the instructions, then detach stub No. 2 bearing the initial of the supervisor from the ballot. Place only the marked ballot in the enclosed plain envelope and securely seal it, and then place stub No. 2 and sealed plain envelope in the second envelope addressed to the supervisor. The application blank properly filled out shall be mailed in a separate envelope from the ballot envelope. Fill out the "Elector's Certificate" on the back of the envelope, sign, and have the envelope signed by either one attesting witness authorized to serve as a witness by section 101.65(2), Florida Statutes, a copy of which is enclosed, or by two attesting witnesses of your choosing, then place the necessary postage upon the envelope, and deposit it in the post office or in some government receptacle provided for the deposit of mail, or deliver it to this office so that absent elector's ballot will reach the supervisor of the county in which your precinct is located not later than 7 p.m. on the day of the election. However, no absentee ballot shall be issued after 5 p.m. on the day preceding such election.

(2) Any person eighteen (18) years of age or older may serve as one of the two (2) attesting witnesses required to witness the certificate prescribed above. Any notary public, United States postmaster, assistant United States postmaster, United States postal supervisor, United States postal superintendent of mails, United States postal clerk in charge, clerk in charge of a contract postal station, or any officer having authority to administer an oath or take an acknowledgment may be the sole attesting witness if the absent elector chooses to have his certificate so attested. An attesting witness, If a postmaster, assistant postmaster, postal supervisor, postal superintendent, postal superintendent of mails, postal clerk in charge, or clerk in charge of a contract postal station acts as an attesting witness, his signature on the elector's certificate must be authenticated by the cancellation stamp of their respective post offices. If one or the other officers named acts as attesting witness, he shall affix his signature on the elector's certificate, together with his title and address but no seal shall be required. If other persons serve as attesting witnesses, they shall affix their signatures on the elector's certificate, together with their addresses.

(3) Any affidavits made by an absent elector, who is in the armed forces, may be executed before a commissioned officer, warrant officer or noncommissioned officer not lower in grade than sergeant or its equivalent navy rating, or any person authorized to administer oaths.

Section 3. This act shall take effect upon becoming a law.

—and requests the concurrence of the Senate therein.

Allen Morris, Clerk

On motion by Senator Lewis, the Senate concurred in House amendment 1 to SB 406.

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

Amendment 1—On page 4, line 4, strike "one of the two (2)" and insert: *an*

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

Amendment 2—On page 2, line 21, strike "OR"

On motion by Senator Lewis, the Senate concurred in House amendment 2 as amended. The vote was:

Yeas—26

Mr. President	Gruber	Poston	Trask
Brantley	Henderson	Saunders	Ware
Childers	Johnson	Sayler	Weber
Firestone	Lane (23rd)	Sims	Winn
Gallen	Lewis	Smathers	Zinkil
Glisson	Myers	Stolzenburg	
Graham	Peterson	Sykes	

Nays—5

Gordon	Lane (31st)	Vogt	Wilson
Johnston			

The action of the Senate was certified to the House.

SPECIAL ORDER

CS for HB 382—A bill to be entitled An act relating to adoption; providing intent and definitions; providing jurisdiction and venue; providing form and requirements for execution of consent; requiring notice of intention to place minor for adoption to division of family services with preliminary study and recommendations by division or agency; prescribing contents of petition for adoption; requiring report of expenditures and receipts; requiring investigation and recommendations; providing for hearing on adoption and granting or dismissal of petition; curing irregularities and defects; providing for confidentiality; providing penalties; recognizing foreign decrees; providing for issuance of new birth record; requiring issuance of final judgment to all parties; repealing §§63.011-63.291, Florida Statutes, 1971, relating to declaration of policy, jurisdiction and venue, licensed child-placing agencies, jurisdiction of division of family services, proof of permanent commitment and of license of agency, who may adopt, petition, consent, social investigation, persons resisting adoption, guardian ad litem, hearing, final judgment, effect of adoption, filing statement with bureau of vital statistics, prior proceedings, confidential records, custody, irregularities and defects cured, and adoption of adults; repealing §828.031, Florida Statutes, 1969, as amended, relating to placement, selling, and advertisement of adoption of children; providing an effective date.

—was taken up.

The Committee on Judiciary offered the following amendment which was adopted on motion by Senator Myers:

Amendment 1—On page 18, line 20, insert a new subsection (2) and renumber accordingly: (2) This section does not apply to a licensed child placing agency.

On motion by Senator Myers, by two-thirds vote CS for HB 382 as amended was read the third time by title, passed and ordered certified to the House. The vote was:

Yeas—32

Mr. President	Glisson	Johnston	Myers
Childers	Gordon	Lane (31st)	Peterson
de la Parte	Graham	Lane (23rd)	Pettigrew
Firestone	Henderson	Lewis	Poston
Gillespie	Johnson	McClain	Sayler

Scarborough	Stolzenburg	Vogt	Williams
Sims	Sykes	Ware	Wilson
Smathers	Trask	Weber	Winn

Nays—None

By unanimous consent Senators Gruber and Gallen were recorded as voting yea.

The President announced that CS for HB 382 was a revisor bill of an original drafted in 1947 by Stanley Myers, father of Senator Myers.

CS for SB 484—A bill to be entitled An act relating to regulation of motor carriers operating vehicles in taxicab operation; amending §323.01(9), Florida Statutes, to delete references to transportation of persons; adding subsection (19) to §323.01, Florida Statutes, to define "taxicab"; amending §323.05, Florida Statutes, to delete provisions relating to taxicabs; creating §323.052, Florida Statutes, relating to motor carriers engaged in taxicab operation; prescribing fees and taxes; providing procedures for issuing permits and approval of rates; creating §323.053, Florida Statutes, preserving regulatory powers of municipalities over taxicabs under existing law; adding subsection (6) to §323.29, Florida Statutes, removing motor carriers engaged in taxicab operation from the exemptions of the section; providing a grandfather clause; providing an effective date.

—as amended was taken up pending roll call.

On motion by Senator Smathers the following amendment was adopted by two-thirds vote:

Amendment 1—On page 17, strike all of lines 17 and 18 and insert: *Section 5. Chapter 323, Florida Statutes, is amended by adding a new section to read:*

323.69 None of the provisions of this chapter relating to the regulation or issuance of franchises, licenses or permits by the public service commission for the operation of taxicabs shall be applicable to any municipality or consolidated government, as provided in Article VIII of the state constitution, the territorial limits of which are congruent with the territorial boundary of the county in which the municipality or consolidated government lies.

Section 6. This act shall take effect October 1, 1973.

Senator Deeb moved that the rules be waived and CS for SB 484 be placed back on second reading. The motion failed to receive the necessary two-thirds vote. The vote was:

Yeas—18

Deeb	Myers	Sims	Weber
Gordon	Pettigrew	Stolzenburg	Williams
Graham	Plante	Sykes	Wilson
Lane (31st)	Poston	Vogt	
Lewis	Sayler	Ware	

Nays—15

Mr. President	Firestone	Henderson	Trask
Brantley	Gallen	Lane (23rd)	Winn
Childers	Glisson	McClain	Zinkil
de la Parte	Gruber	Peterson	

Senator Plante raised a point of order that inasmuch as CS for SB 484 had gone to third reading pursuant to a motion by Senator Brantley to waive the rules (on May 14), adopted by two-thirds vote, that it therefore did not go to third reading by passage of the third constitutional day and that only a majority vote would be required to reconsider the vote on the amendment, or to return to second reading.

President: Rule 6.7 requires that motions to reconsider collateral matter be made and disposed of during the course of the consideration of the main subject to which it is related, and before the Senate passes on to other business.

The subject motion to reconsider pertains to a collateral matter. While the measure first reached third reading by virtue

of Senator Brantley's motion to waive the rules, several days have passed since then, so the bill would have reached third reading by reason of the passage of a constitutional day.

I discount the contention that because the bill is still available to us on third reading (and before final vote on passage) that the motion to reconsider would require the same vote as if made at that moment, before the adjournment of that session, and before the Senate passed on to other business.

This body has had before it this rule earlier, involving whether a motion to reconsider could put the proponent of an amendment, which was adopted on second reading, in the posture of needing a two-thirds vote to adopt that same amendment on third reading (if the motion to reconsider be allowed by a mere majority). My ruling then was that timely consideration of a collateral matter would not extend to the next reading.

It is my ruling that when a bill has gone to third reading, even by virtue of a waiver of the rules, and thereafter there passes a legislative day on which the Senate is in session, that the movement to third reading is thereby jointly by virtue of the passage of that day, and the motion then to reconsider would not be available.

Senator Smathers presiding.

CS for SB 484 as further amended failed to pass. The vote was:

Yeas—8

Brantley	Glisson	Smathers	Winn
de la Parte	McClain	Trask	Zinkil

Nays—30

Mr. President	Graham	Peterson	Sykes
Barron	Gruber	Pettigrew	Vogt
Childers	Johnson	Plante	Ware
Deeb	Johnston	Poston	Weber
Firestone	Lane (31st)	Sayler	Williams
Gallen	Lane (23rd)	Scarborough	Wilson
Gillespie	Lewis	Sims	
Gordon	Myers	Stolzenburg	

The President presiding.

SB 1066 was taken up, together with:

By the Committee on Commerce—

CS for SB 1066—A bill to be entitled An act relating to insurance; amending sections 627.730, 627.731, 627.732(1) and 627.735(1), Florida Statutes, 1971, repealing section 627.734(3), Florida Statutes, 1971, and creating section 627.742, Florida Statutes; providing definitions of "motor vehicle," "private passenger motor vehicle," "commercial motor vehicle;" providing exemptions to be defined as "other mobile equipment" which shall include federal government vehicles; removing the exemption for motor vehicles owned by the state or its political subdivisions; providing for suspension of operator's license and registration; providing a penalty for non-compliance; establishing benefits for persons injured in commercial motor vehicle accidents occurring in Florida; requiring the department to make a study of no fault insurance; providing an effective date.

—which was read the first time by title and SB 1066 was laid on the table.

On motion by Senator Scarborough, by two-thirds vote CS for SB 1066 was read the second time by title.

Senators Gillespie and Vogt offered the following amendment which was adopted on motion by Senator Gillespie:

Amendment 1—On page 5, line 3, strike Section 8 and insert: Section 8. Section 627.331, Florida Statutes, is amended by adding subsection (5) to read:

627.331 Recording and reporting of loss and expense experience; rating information.—

(5) Notwithstanding any other provisions of this part, insurers shall annually, on or before June 1, file their actual premium, incurred losses, and expense experience on those coverages providing required security under the provisions of chapter 440, chapter 324, and sections 627.730-627.741 for the preceding three (3) years. In the event that any of such three (3) years experience compilations reflect underwriting profits in excess of those determined by the department of insurance to be reasonable, the department shall direct the insurers earning said excess profits to refund said excess profits to their policyholders or credit said excess profits to their policyholders upon renewal of their policies. For the purpose of this section, a compilation of experience reflecting the security required under chapter 440 prepared by a rating organization will be sufficient for individual insurer compliance under this subsection.

Section 2. This act shall take effect January 1, 1974.

Renumber following sections.

The vote was:

Yeas—20

de la Parte	Graham	Pettigrew	Ware
Firestone	Gruber	Poston	Williams
Gillespie	Henderson	Stolzenburg	Wilson
Glisson	Johnston	Sykes	Winn
Gordon	Myers	Vogt	Zinkil

Nays—16

Mr. President	Lane (31st)	Plante	Sims
Barron	Lane (23rd)	Saunders	Smathers
Brantley	McClain	Sayler	Trask
Gallen	Peterson	Scarborough	Weber

Senators Gillespie and Vogt offered the following title amendment which was adopted on motion by Senator Gillespie:

Amendment 2—On page 1, line 20, after the word "insurance" insert: amending Section 627.331 (5)

On motion by Senator Scarborough, by two-thirds vote CS for SB 1066 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—35

Barron	Gruber	Pettigrew	Trask
Brantley	Henderson	Plante	Vogt
de la Parte	Johnson	Poston	Ware
Firestone	Johnston	Saunders	Weber
Gallen	Lane (31st)	Scarborough	Williams
Gillespie	Lane (23rd)	Sims	Wilson
Glisson	Lewis	Smathers	Winn
Gordon	Myers	Stolzenburg	Zinkil
Graham	Peterson	Sykes	

Nays—3

Mr. President	McClain	Sayler
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By unanimous consent Senator Childers was recorded as voting yea.

SB 913—A bill to be entitled An act relating to jurors and jury lists; amending section 40.09, Florida Statutes, to allow counties to abolish the jury commission whenever they have adopted a computerized jury selection system; providing an effective date.

—was read the second time by title. On motion by Senator Lane (31st), by two-thirds vote SB 913 was read the third time by title, passed and certified to the House. The vote was:

Yeas—36

Mr. President	Henderson	Pettigrew	Sykes
Barron	Johnson	Plante	Trask
Brantley	Johnston	Poston	Vogt
Childers	Lane (31st)	Saunders	Ware
Gallen	Lane (23rd)	Saylor	Weber
Glisson	Lewis	Scarborough	Williams
Gordon	McClain	Sims	Wilson
Graham	Myers	Smathers	Winn
Gruber	Peterson	Stolzenburg	Zinkil

Nays—None

HB 1688—A bill to be entitled An act relating to banks and trust companies; amending section 658.08(3), Florida Statutes, adding paragraph (d) thereto; amending section 659.02(1)(d), Florida Statutes; amending section 659.03(1)(b) and (c), and 2(b), Florida Statutes; amending section 659.04, Florida Statutes, adding subsection (2) thereto and renumbering all succeeding subsections; amending section 659.06(1)(a), Florida Statutes; adding section 659.061, Florida Statutes; providing new rules concerning the requirements for the capital of trust companies and the location and number of trust company offices; permitting trust companies to establish trust service offices; providing that the trust company which is establishing a trust service office in a bank shall become successor fiduciary upon the establishment of the trust service office; providing rules for the termination of a trust service office; providing severability; providing an effective date.

—was read the second time by title. On motion by Senator Brantley, by two-thirds vote HB 1688 was read the third time by title, passed and certified to the House. The vote was:

Yeas—34

Mr. President	Gruber	Peterson	Trask
Barron	Henderson	Plante	Vogt
Brantley	Johnson	Poston	Ware
Childers	Johnston	Saunders	Weber
Gallen	Lane (31st)	Saylor	Williams
Gillespie	Lane (23rd)	Sims	Wilson
Glisson	Lewis	Smathers	Winn
Gordon	McClain	Stolzenburg	
Graham	Myers	Sykes	

Nays—None

By unanimous consent Senator Firestone was recorded as voting yea.

SB 358 was laid on the table.

SB 637 was taken up, together with:

By the Committee on Commerce—

CS for SB 637—A bill to be entitled An Act relating to banks and banking; amending subsection (2) of Section 659.06, Florida Statutes; providing for the operation of bank facilities and specifying requirements for location thereof if not part of or physically connected to the main banking room or building; and providing an effective date.

—which was read the first time by title and SB 637 was laid on the table.

On motion by Senator Brantley, by two-thirds vote CS for SB 637 was read the second time by title.

On motion by Senator Brantley the following amendment was adopted:

Amendment 1—On page 2, lines 13 through 17 after the period strike "The services to be provided at the facility authorized by this paragraph shall not exceed the type and kind of services that were being provided at facilities located on the

property on which banking houses were situated or on property contiguous thereto on May 1, 1973." and: after the period insert: For the purposes of this paragraph such services consist of and are limited to receiving deposits, withdrawing deposits, cashing checks, making change, accepting payments on loans, and providing credit card services. The department may promulgate rules and regulations not inconsistent with this paragraph which shall have force and effect of law.

On motion by Senator Brantley the following amendment was adopted:

Amendment 2—On page 3, between lines 17 and 18 insert: (c) Notwithstanding §656.071, F.S., an industrial savings bank may operate the facilities authorized by this subsection, provided however, that nothing in this subsection shall be construed to expand the powers of an industrial savings bank organized pursuant to Chapter 656, F.S.

On motion by Senator Brantley the following amendment was adopted:

Amendment 3—On page 1, line 10 after the semicolon insert: authorizing industrial savings banks to operate limited facilities;

On motion by Senator Brantley, by two-thirds vote, CS for SB 637 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—34

Mr. President	Gruber	Pettigrew	Sykes
Barron	Henderson	Plante	Trask
Brantley	Johnson	Poston	Vogt
Childers	Lane (31st)	Saunders	Ware
Gallen	Lane (23rd)	Saylor	Wilson
Gillespie	Lewis	Scarborough	Winn
Glisson	McClain	Sims	Zinkil
Gordon	Myers	Smathers	
Graham	Peterson	Stolzenburg	

Nays—1

Johnston

By unanimous consent Senators Firestone and Weber were recorded as voting yea.

HB 156—A bill to be entitled An act relating to legislative expenses; amending §11.13(4), Florida Statutes, to add to the list of intradistrict expenses for which a legislator may be reimbursed; authorizing the joint legislative management committee to approve additional types of district expenses; providing an effective date.

—was read the second time by title. On motion by Senator Poston, by two-thirds vote HB 156 was read the third time by title, passed and certified to the House. The vote was:

Yeas—34

Mr. President	Henderson	Pettigrew	Trask
Barron	Johnson	Poston	Vogt
Brantley	Johnston	Saunders	Ware
Childers	Lane (31st)	Saylor	Williams
Gallen	Lane (23rd)	Scarborough	Wilson
Glisson	Lewis	Sims	Winn
Gordon	McClain	Smathers	Zinkil
Graham	Myers	Stolzenburg	
Gruber	Peterson	Sykes	

Nays—None

By unanimous consent Senators Weber and Firestone were recorded as voting yea.

Consideration of Senate Bills 678, 679 and 680 was deferred.

SB 277 was taken up, together with:

By the Committee on Commerce and Senators Winn and Weber—

CS for SB 277—A bill to be entitled An act relating to bingo games; amending §849.093, Florida Statutes; providing for leases; providing penalties; providing an effective date.

—which was read the first time by title and SB 277 was laid on the table.

On motions by Senator Winn, by two-thirds vote CS for SB 277 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—36

Mr. President	Gruber	Peterson	Sykes
Barron	Henderson	Pettigrew	Trask
Childers	Johnson	Plante	Vogt
Deeb	Johnston	Poston	Ware
Firestone	Lane (31st)	Saunders	Weber
Gallen	Lane (23rd)	Sayler	Williams
Glisson	Lewis	Scarborough	Wilson
Gordon	McClain	Sims	Winn
Graham	Myers	Smathers	Zinkil

Nays—None

By unanimous consent Senator Brantley was recorded as voting yea.

On motion by Senator Winn, the rules were waived and CS for SB 277 was ordered immediately certified to the House.

Senator Trask moved that the Senate reconsider the vote by which CS for SB 1066 as amended passed this day.

SB 264 was taken up, together with:

By the Committee on Ways and Means—

CS for SB 264—A bill to be entitled An act relating to youth services; amending §959.022, Florida Statutes, 1972 Supplement, as created by §1, chapter 72-216, Laws of Florida; providing for the department of health and rehabilitative services to implement state-operated, regionally-administered detention services for children; providing for the establishment of detention areas designated as catchment areas; providing that the state shall take title to or lease certain existing county detention facilities; providing definitions; providing an appropriation; providing an effective date.

—which was read the first time by title and SB 264 was laid on the table.

On motion by Senator de la Parte, by two-thirds vote CS for SB 264 was read the second time by title.

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

Amendment 1—On page 4, line 31, insert after the word "Volusia.": Notwithstanding any other provisions of this act, Pinellas County may, at its option, continue to own and operate its detention facility by entering into a contract with the Department of Health and Rehabilitative Services. Such contract shall set forth the rate of compensation which the contracting county shall receive for providing care and custody of children detained from counties within its catchment area, as referred to in section 3 (c) hereof; provided that such rate of compensation shall be consistent with the per diem cost to the Department of operating secure detention facilities in other catchment areas. If Pinellas County should enter into a contract with the Department of Health and Rehabilitative Services, said county shall comply with all provisions set forth herein.

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

Amendment 2—On page 5-6, lines 18 through 11, strike all subsection (f) and (g) and (h)

On motion by Senator de la Parte, by two-thirds vote, CS for SB 264 was read the third time by title, passed and certified to the House. The vote was:

Yeas—35

Mr. President	Glisson	McClain	Stolzenburg
Barron	Gordon	Myers	Sykes
Brantley	Graham	Peterson	Trask
Childers	Henderson	Poston	Vogt
Deeb	Johnson	Saunders	Weber
de la Parte	Johnston	Sayler	Wilson
Firestone	Lane (31st)	Scarborough	Winn
Gallen	Lane (23rd)	Sims	Zinkil
Gillespie	Lewis	Smathers	

Nays—2

Ware Williams

By unanimous consent Senator Pettigrew was recorded as voting yea.

SB 678 was taken up and on motion by Senator Saunders—

CS for HB 820—A bill to be entitled An act relating to the practice of public accounting; amending Subsection 473.261(1), Florida Statutes, providing suspension and restoration procedure for certificates and permits of mentally incompetent and insane persons; providing an effective date.

—a companion measure was substituted therefor and read the second time by title. On motion by Senator Saunders, by two-thirds vote CS for HB 820 was read the third time by title, passed and certified to the House. The vote was:

Yeas—38

Mr. President	Graham	Pettigrew	Trask
Barron	Henderson	Plante	Vogt
Brantley	Johnson	Poston	Ware
Childers	Johnston	Saunders	Weber
de la Parte	Lane (31st)	Sayler	Williams
Firestone	Lane (23rd)	Scarborough	Wilson
Gallen	Lewis	Sims	Winn
Gillespie	McClain	Smathers	Zinkil
Glisson	Myers	Stolzenburg	
Gordon	Peterson	Sykes	

Nays—None

By unanimous consent Senators Gruber and Deeb were recorded as voting yea.

SB 678 was laid on the table.

On motion by Senator Saunders, HB 821 was withdrawn from the Committee on Judiciary by two-thirds vote and placed on the Calendar.

SB 679 was taken up and on motion by Senator Saunders—

HB 821—A bill to be entitled An act relating to the practice of public accounting; amending Section 473.021, Florida Statutes, to provide that neither certificates nor special permits are required to perform certain services, amending Section 473.06, Florida Statutes, to provide for the confidentiality of certain records in order to protect rights of privacy; amending Subsections 473.08(4)(b) and (c), Florida Statutes, to provide that certain courses need not be taken at certain schools; amending Section 473.141, Florida Statutes, to provide for the use of certain confidential records in disciplinary investigations, proceedings, and judicial review; amending Section 473.281, Florida Statutes, relating to the employment of felons and certain other persons; providing an effective date.

—a companion measure was substituted therefor and read the second time by title. On motion by Senator Saunders, by two-thirds vote HB 821 was read the third time by title, passed and certified to the House. The vote was:

Yeas—38

Mr. President	Graham	Pettigrew	Trask
Barron	Henderson	Plante	Vogt
Brantley	Johnson	Poston	Ware
Childers	Johnston	Saunders	Weber
Deeb	Lane (31st)	Sayler	Williams
de la Parte	Lane (23rd)	Scarborough	Wilson
Firestone	Lewis	Sims	Winn
Gallen	McClain	Smathers	Zinkil
Glisson	Myers	Stolzenburg	
Gordon	Peterson	Sykes	

Nays—None

By unanimous consent Senator Gruber was recorded as voting yea.

SB 679 was laid on the table.

SB 680 was taken up and on motion by Senator Saunders—

HB 822—A bill to be entitled An act relating to the practice of public accounting; setting out certain legislative findings of fact; amending Section 473.111, Florida Statutes; to require each individual who is a Florida practitioner of public accounting to reestablish his professional knowledge and competency from time to time; to provide for the suspension and restoration of certificates of such persons in certain instances; to provide for programs of professional training and for examinations of such persons; to provide rule making authority for the State Board of Accountancy and certain standards to be applied in making rules governing such practitioners, reestablishments, courses, examinations, suspensions, revocations and related matters; providing for fees; to provide for certain exceptions; providing an effective date.

—a companion measure was substituted therefor. On motions by Senator Saunders, by two-thirds vote HB 822 was read the second time by title and by two-thirds vote was read the third time by title.

On motion by Senator Firestone, the rules were waived and time of adjournment was extended until 12:10 p.m.

Senator Ware moved that the Senate reconsider the vote by which HB 821 passed this day.

On motion by Senator Barron, by two-thirds vote, the Senate reverted to—

INTRODUCTION

By Senators Weber, Lane (31st) and Stolzenburg—

SB 1345—A bill to be entitled An act relating to the City of Naples, Collier County; amending §13.1 of chapter 59-1598, Laws of Florida, as amended by chapters 63-1667, 67-1731, and 67-1734, Laws of Florida, to provide for regular election date, election of officers, and determination of election; providing for a referendum; providing an effective date.

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

By Senator Glisson—

SB 1346—A bill to be entitled An act relating to Clay County; amending §8, chapter 57-1225, Laws of Florida, relating to the board of adjustment, providing for appeal of zoning decisions to the board of county commissioners; abolishing the county board of adjustment; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1346.

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

By Senator Gillespie—

SB 1347—A bill to be entitled An act relating to Volusia County; amending §1 of chapter 71-958, Laws of Florida; requiring the clerk of the circuit court of Volusia County to deposit any moneys paid into the registry of the court in certain depositories in the county; providing that the deposit of said moneys shall be open to bid to certain banks in Volusia County; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1347.

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

By Senator Trask—

SR 1348—A Resolution in Commendation of William Stephen Bilenky

—was read the first time and placed on the calendar.

By Senator Scarborough—

SCR 1349—A concurrent resolution expressing regret at the passing of Senator Thomas E. David, Sr.

—was read the first time and placed on the calendar.

By Senator Wilson—

SB 1350—A Bill to be Entitled An act relating to the North Brevard County Hospital District; repealing Section 2 of Chapter 63-1140, Laws of Florida, 1963; amending Section 2 of Chapter 28924, Laws of Florida, 1953, as amended by Chapter 61-1910, Laws of Florida, 1961; providing for the terms and method of appointment of members of the governing body of said district; providing for a procedure for removal; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1350.

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

By Senators Peterson and Trask—

SB 1351—A bill to be entitled An act relating to Hernando County; amending §10 of chapter 69-1097, Laws of Florida, making it unlawful for any person in the process of taking or attempting to take fish from fresh or salt water in the county to use nets or seines from a boat powered by a gasoline or diesel engine or propelled by such gasoline or diesel powered boat; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1351.

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

By Senator Gallen—

SB 1352—A bill to be entitled An act relating to DeSoto county hospital district; amending §3 of chapter 65-1450, Laws of Florida, as amended by §1, chapter 71-605, Laws of Florida; extending the termination date of the powers relating to the levy of the ad valorem tax, not to exceed two (2) mills, for operating and maintenance costs of hospitals and related medical care facilities owned and operated by the district; providing an effective date.

Evidence of notice and publication was established by the Senate as to SB 1352.

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

The Journal of May 22 was corrected as follows and approved:

Page 471, counting from the bottom of column 2, line 21, strike "1686" and insert: 1696

Page 476, counting from the bottom of column 2, strike line 7 and insert: of 1969, and by Chapters 71-562 and 71-581, Laws of Florida,

Page 479, counting from the bottom of column 1, strike line 12 and insert: 1933, 1934, 1924 and CS for HB 1881.

Page 480, counting from the bottom of column 1, between lines 6 and 7 insert: Evidence of notice and publication was established by the Senate as to CS for HB 1236.

Page 482, counting from the bottom of column 2, line 21, strike "122" and insert: 1222

The hour of adjournment having arrived, a point of order was called and the Senate adjourned at 12:03 p.m. to reconvene at 9:00 a.m., May 24, 1973.