

JOURNAL OF THE FLORIDA SENATE

Thursday, April 4, 1974

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

INTRODUCTION

The following measures were read the first time and referred to committee(s) as indicated:

By Senator Brantley—

SB 511—A bill to be entitled An act relating to public schools; amending §235.15, Florida Statutes, 1973, to require that district school systems' survey teams include at least one (1) member who is a resident of the school district surveyed, and who shall be a member of the local, district, or regional planning agency where available; providing an effective date.

—to Education.

By Senator Vogt—

SB 512—A bill to be entitled An act relating to chiropractors; creating §460.065, Florida Statutes; requiring a license; amending §460.26, Florida Statutes; providing that violation of chapter 460, Florida Statutes, be a felony of the third degree; providing an effective date.

—to Health and Rehabilitative Services.

The Senate was called to order by the President Pro Tempore at 9:00 a.m. A quorum present—36:

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

Excused: Senators Trask and Graham until 9:50 a.m., Senator Barron at 10:50 a.m., Senator Brantley.

Prayer by the Senate Chaplain:

Our Father, we come to you in our individuality. As a group of Senators we stand before you in the dignity of our own personalities. What we are is so varied one from the other. May we, however, have unity of purpose.

Be pleased, our God, to take the multiplicity of talents, temperaments and skills in this Senate chamber, and create for the people of Florida the best legislation.

May none of us be so selfish that we believe in our own rightness without the benefits of debate or counsel, may we not fail to consider alternative views lest our actions become vehicles of prejudice, and democracy become dictatorship. Thus our God, shall we indeed have one out of many.

We seek your aid in our ministry of government. Amen.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar recommends that the following bills be placed on Special Order for Thursday, April 4, 1974:

SB 132	SB 122	SB 172	SB 204
SB 209	SB 9	SB 184	SB 321
SB 50	SB 38	SB 54	
SB 77	SB 165	SB 211	
SB 293	SB 61	SB 245	

Respectfully submitted,
Dempsey J. Barron, Chairman

The Committee on Criminal Justice recommends a Committee Substitute for the following: SB 284

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

The Committee on Criminal Justice recommends the following pass: SB 285

The Committee on Natural Resources and Conservation recommends the following pass: SB 505

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

The Committee on Natural Resources and Conservation recommends the following not pass: SB 46 SB 69 SB 282

The bills were laid on the table.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Pettigrew, SB 489 was withdrawn from the Committee on Judiciary by two-thirds vote and referred to the Committee on Criminal Justice.

On motion by Senator Stolzenburg, SB 261 was withdrawn from the Committee on Judiciary by two-thirds vote and from further consideration of the Senate.

On motion by Senator Sykes, SB 78 was withdrawn from the Committee on Governmental Operations by two-thirds vote and from further consideration of the Senate.

On motion by Senator Johnson, SB 376 was withdrawn from the Committee on Health and Rehabilitative Services by two-thirds vote and from further consideration of the Senate.

On motion by Senator Wilson, SB 244 was withdrawn from the Committee on Governmental Operations by two-thirds vote and from further consideration of the Senate.

On motion by Senator Sykes, SB 145 was withdrawn from the Committee on Judiciary by two-thirds vote and from further consideration of the Senate.

Senator Childers announced cancellation of the meeting of the Committee on Natural Resources and Conservation scheduled for 8:30 a.m., April 5.

On July 3, 1973, the President appointed Senator Barron to the Committee on Ways and Means. On March 19, 1974, the President appointed Senator Barron as Chairman of the Select Committee on Executive Suspensions. On January 23, 1974, the President appointed Senator Williams to the Committee on Transportation in place of Senator Firestone.

Senator Lane (31st) was granted permission to have his name stricken as sponsor of SB 510.

EXECUTIVE BUSINESS

By direction of the President Pro Tempore, the Secretary read the following communication and certificate:

Honorable Joe Brown
Secretary of the Senate
The Capitol

April 2, 1974

Dear Mr. Brown:

Pursuant to the provisions of Section 112.071 (1), (b), Florida Statutes, we are enclosing a certificate listing the names of

persons for whom commissions have been prepared and which are subject to confirmation by the Senate.

With kind regards, I remain

Cordially,
RICHARD (DICK) STONE
 Secretary of State
 By (Mrs.) *Dorothy W. Glisson*
 Director
 Division of Elections

I, Richard (Dick) Stone, Secretary of State of the State of Florida, do hereby certify that pursuant to the Provisions of Section 112.071 (1), (b), Florida Statutes, commissions which are subject to Confirmation by the Senate have been prepared for the following:

NAME	OFFICE	FOR TERM ENDING
Arthur E. Roberts Groveland	Member, South Lake County Hospital District Board of Trustees	July 5, 1977
[Committee on Health and Rehabilitative Services]		
William Vaughn Simms Tampa	Member, Tampa Port Authority, Hillsborough County	November 14, 1974
[Committee on Natural Resources and Conservation]		
James M. Talley Brooksville	Member, Board of Trustees, Pasco-Hernando Community College	May 31, 1977
Alice R. Slayden Brooksville	Member, Board of Trustees, Pasco-Hernando Community College	May 31, 1977
Edward M. Eissey North Palm Beach	Member, Board of Trustees, Palm Beach Junior College	May 31, 1977
Frances R. Hand Belle Glade	Member, Board of Trustees, Palm Beach Junior College	May 31, 1977
Wilmer L. Williams Graceville	Member, Board of Trustees, Chipola Junior College	May 31, 1977
Orren R. Smith Bonifay	Member, Board of Trustees, Chipola Junior College	May 31, 1977
Mrs. R. J. Thornton Wildwood	Member, Board of Trustees, Lake-Sumter Junior College	May 31, 1977
[Committee on Education]		
Walter S. Hardin Bradenton	Member, Recreation and Parks Advisory Council, Region Number Three, within the Division of Recreation and Parks of the State of Florida Department of Natural Resources	Pleasure of the Governor
[Committee on Natural Resources and Conservation]		
Ben L. Bryan, Sr. Fort Pierce	Member, Board of Trustees, Indian River Community College	May 31, 1977
[Committee on Education]		
Juanita Cash Boyd Clermont	Member, South Lake County Hospital District Board of Trustees	July 5, 1977
[Committee on Health and Rehabilitative Services]		
Tom Knotts Yankeetown	Member, Board of Trustees, Central Florida Community College	May 31, 1977
George Mayer Fort Lauderdale	Member, Board of Trustees, Broward Community College	May 31, 1977
Albert H. Chubb Maitland	Member, Board of Trustees, Valencia Community College	May 31, 1977
Andrew N. Serros Orlando	Member, Board of Trustees, Valencia Community College	May 31, 1977
Herbert S. Coleman Ocala	Member, Board of Trustees, Central Florida Community College	May 31, 1977
Ralph M. Williams, Jr. Merritt Island	Member, Board of Trustees, Brevard Community College	May 31, 1977
Annie Lee Keyes Orange Park	Member, Board of Trustees, St. Johns River Community College	May 31, 1977
John R. Blue Bradenton	Member, Board of Trustees, Manatee Junior College	May 31, 1977
Florine J. Abel Bradenton	Member, Board of Trustees, Manatee Junior College	May 31, 1977
Fred M. Hirons, III Tampa	Member, Board of Trustees, Hillsborough Community College	May 31, 1977
[Committee on Education]		
Neva Mae Julich Clermont	Member, South Lake County Hospital District Board of Trustees	July 5, 1977
[Committee on Health and Rehabilitative Services]		
Betty F. Williams Crystal River	Member, Board of Trustees, Central Florida Community College	May 31, 1977
Clyde D. Middleton, Sr. Palatka	Member, Board of Trustees, St. Johns River Community College	May 31, 1977
Lancaster C. Starke DeLand	Member, Board of Trustees, Daytona Beach Junior College	May 31, 1977
Charles E. Creal Flagler Beach	Member, Board of Trustees, Daytona Beach Junior College	May 31, 1977

NAME	OFFICE	FOR TERM ENDING	NAME	OFFICE	FOR TERM ENDING
C. W. Graydon Milton	Member, Board of Trustees, Pensacola Junior College	May 31, 1977	Derrill S. McAteer Brooksville	Member, Governing Board, Southwest Florida Water Management District, Member at Large [Committee on Natural Resources and Conservation]	July 1, 1976
S. W. Boyd, Sr. Pensacola	Member, Board of Trustees, Pensacola Junior College	May 31, 1977	Philip D. Conant Umatilla	Member, Board of Trustees, Lake-Sumter Junior College [Committee on Education]	May 31, 1977
Theodore R. Bowers Panama City	Member, Board of Trustees, Gulf Coast Community College	May 31, 1977	Emily Roy Tampa	Member, State Board of Cosmetology, District Four, State of Florida Department of Professional and Occupational Regulation [Committee on Commerce]	June 27, 1976
Travis A. Gresham, Jr. Fort Myers	Member, Board of Trustees, Edison Junior College	May 31, 1977	Virginia A. Schwartz Gainesville	Member, Board of Trustees, Santa Fe Junior College	May 31, 1977 (Resigned August 20, 1973)
John S. Pigott, Jr. Crawfordville	Member, Board of Trustees, Tallahassee Community College	May 31, 1977	Clinton D. Hamilton Fort Lauderdale	Member, State Board of Independent Colleges and Universities	August 18, 1976
Richard W. D'Alemberte Chattahoochee	Member, Board of Trustees, Tallahassee Community College	May 31, 1977	Marie B. Bowden Leesburg	Member, Board of Trustees, Lake-Sumter Junior College	May 31, 1977
Fred A. Bee Marathon	Member, Board of Trustees, Florida Keys Community College	May 31, 1977	Henry C. Coleman, Jr. Daytona Beach	Member, Board of Trustees, Daytona Beach Junior College	May 31, 1977
Mitchell Wolfson Miami	Member, Board of Trustees, Miami-Dade Junior College	May 31, 1977	Robert H. Spiro Jacksonville	Member, State Board of Independent Colleges and Universities [Committee on Education]	August 25, 1976
George W. McCammon Longwood	Member, Board of Trustees, Seminole Junior College	May 31, 1977	N. Brooks Johns Lakeland	Member, Governing Board Southwest Florida Water Management District	July 1, 1976
Sarah Cawthon Shaw Tallahassee	Member, Board of Trustees, Tallahassee Community College	May 31, 1977	Wesley W. Sarvis Fort Lauderdale	Member, Everglades Recreational Planning Board	Pleasure of the Governor
John W. Daniels St. Augustine	Member, Board of Trustees, St. Johns River Community College	May 31, 1977	Alexander J. Friedman South Miami	Member, Everglades Recreational Planning Board	Pleasure of the Governor
Kenton H. Haymans Punta Gorda	Member, Board of Trustees, Edison Junior College [Committee on Education]	May 31, 1977	Ney C. Landrum Tallahassee	Member, Everglades Recreational Planning Board [Committee on Natural Resources and Conservation]	Pleasure of the Governor
Robert Oakley Seaver Clermont	Member, South Lake County Hospital District Board of Trustees [Committee on Health and Rehabilitative Services]	July 5, 1977	Van H. Priest Madison	Member, Board of Trustees, North Florida Junior College	May 31, 1977
William F. Kornegay Daytona Beach	Member, State Board of Independent Colleges and Universities	August 24, 1975	Henry B. Watkins, Jr. Naples	Member, Board of Trustees, Edison Junior College [Committee on Education]	May 31, 1977
Jerome P. Keuper Melbourne Beach	Member, State Board of Independent Colleges and Universities	August 18, 1976	J. R. Graw Ocala	Member, Governing Board, Southwest Florida Water Management District	July 1, 1976
Robert F. Fenton Stuart	Member, Board of Trustees, Indian River Community College	May 31, 1977			
Grace P. Hall Dade City	Member, Board of Trustees, Pasco-Hernando Community College [Committee on Education]	May 31, 1977			

NAME	OFFICE	FOR TERM ENDING	NAME	OFFICE	FOR TERM ENDING
Howard Odom Marianna	Member, Everglades Recreational Plan- ning Board	Pleasure of the Governor	Joseph M. Ripley, Jr. Fernandina Beach	Member, Board of Trustees, Florida Junior College at Jacksonville	May 31, 1977
Robert Padrick Fort Pierce	Member, Everglades Recreational Plan- ning Board	Pleasure of the Governor	Alfred L. Saunders, Sr. Key West	Member, Board of Trustees, Florida Keys Community College	May 31, 1977
Omas Morris West Palm Beach	Member, Everglades Recreational Plan- ning Board	Pleasure of the Governor	Gordon W. Steadman Jacksonville	Member, Board of Trustees, Florida Junior College at Jacksonville	May 31, 1977
Albert B. Marshall Umatilla	Member, Board of Oklawaha Basin Recreation and Water Conservation and Control Authority	July 13, 1977	[Committee on Education]		
Emory Gay Hobbs Panama City	Harbor Master for the Port of Panama City, Bay County	July 1, 1975	Howard E. Tommie Hollywood	Member, Everglades Recreational Plan- ning Board	Pleasure of the Governor
Walter G. Brandon, Sr. West Palm Beach	Member, Everglades Recreational Plan- ning Board	Pleasure of the Governor	J. R. Spratt LaBelle	Member, Governing Board, Central and Southern Florida Flood Control District	July 1, 1976
[Committee on Natural Resources and Conservation]			[Committee on Natural Resources and Conservation]		
John W. Peach Jasper	Member, Board of Trustees, North Flor- ida Junior College	May 31, 1977	James Emanuel Stephens Bartow	Member, Board of Trustees, Polk Com- munity College	May 31, 1977
[Committee on Education]			Richard James Nash Frostproof	Member, Board of Trustees, Polk Com- munity College	May 31, 1977
John Reed, Jr. Pensacola	Member, Board of Funeral Directors and Embalmers, State of Florida Department of Professional and Occupational Regula- tion, Member at Large	July 17, 1977	[Committee on Education]		
[Committee on Governmental Operations]			O. J. Keller, Jr. Tallahassee	Secretary, State of Florida Department of Health and Rehabilitative Services	Pleasure of the Governor
Robert L. Clark, Jr. Fort Lauderdale	Member, Everglades Recreational Plan- ning Board	Pleasure of the Governor	[Committee on Health and Rehabilitative Services]		
[Committee on Natural Resources and Conservation]			Donald Eugene Kinnaman Key West	Member, Board of Pilot Commission- ers for the Port of Key West, Monroe County	June 19, 1977
J. Ray Southerland Panama City	Member, Board of Funeral Directors and Embalmers, State of Florida Depart- ment of Professional and Occupational Regulation, District One	July 23, 1977	[Committee on Natural Resources and Conservation]		
[Committee on Governmental Operations]			Richard Tugg Miami	Member, Board of Trustees for the Florida School for the Deaf and Blind	July 19, 1977
Jerry N. Harvey Tampa	Member, Board of Trustees, Hills- borough Community College	May 31, 1977	Hue E. Nunnallee Avon Park	Member, Board of Trustees, South Florida Junior College	May 31, 1977
[Committee on Education]			[Committee on Education]		
C. A. Thomas Lake Harbor	Member, Governing Board, Central and Southern Florida Flood Control District	July 11, 1976	Richard T. Steadman Key West	Member, Board of Pilot Commissioners for the Port of Key West, Monroe County	June 19, 1977
[Committee on Governmental Operations]			[Committee on Natural Resources and Conservation]		
Dale G. Bennett Hiialeah	Member, Everglades Recreational Plan- ning Board	Pleasure of the Governor	Wilson S. Rivers Lake Butler	Member, Board of Trustees, Lake City Community College	May 31, 1977
[Committee on Governmental Operations]			[Committee on Education]		
Ogden Mills Phipps Miami	Member, Everglades Recreational Plan- ning Board	Pleasure of the Governor	William T. Harrell, Jr. Key West	Member, Board of Pilot Commissioners for the Port of Key West, Monroe County	June 19, 1977
[Committee on Natural Resources and Conservation]			[Committee on Natural Resources and Conservation]		

NAME	OFFICE	FOR TERM ENDING	NAME	OFFICE	FOR TERM ENDING
Harold L. Smith Mayo	Member, Board of Trustees, North Florida Junior College	May 31, 1977	Gary S. Brooks Miami	Member, Assessment Administration Review Commission [Committee on Governmental Operations]	January 7, 1975
W. H. Milton Macclenny	Member, Board of Trustees, Lake City Community College [Committee on Education]	May 31, 1977	Elizabeth N. Jones Gainesville	Member, Board of Trustees, Santa Fe Junior College [Committee on Education]	May 31, 1977
Robert H. Hall Key West	Member, Board of Pilot Commissioners for the Port of Key West, Monroe County [Committee on Natural Resources and Conservation]	June 19, 1977	Jesse V. Jackson Orlando	Member, Fire Fighters Standards Council, Officer Position [Committee on Governmental Operations]	September 15, 1977
Grace C. Park Winter Park	Member, Board of Trustees for the Florida School for the Deaf and the Blind	July 25, 1977	Leonard A. Carson Tallahassee	Member, Industrial Relations Commission [Committee on Commerce]	Pleasure of the Governor (Resigned April 1, 1974)
Tommy L. Hayes, II Eustis	Member, Board of Trustees, Lake-Sumter Junior College [Committee on Education]	May 31, 1974 (Resigned December 10, 1973)	Roy W. Russell Tallahassee	Member, Parole and Probation Commission [Committee on Criminal Justice]	October 7, 1979
Alice Wainwright Miami	Member, Pollution Control Board, State of Florida Department of Pollution Control	Pleasure of the Governor	Johnny Dampier Gainesville	Member, Fire Fighters Standards Council, Fire Chief Position [Committee on Governmental Operations]	September 24, 1977
Robert L. Clark, Jr. Fort Lauderdale	Member, Governing Board, Central and Southern Florida Flood Control District [Committee on Natural Resources and Conservation]	July 12, 1976	David O. Hamrick Bradenton	Member, Citrus Commission, State at Large, State of Florida Department of Citrus [Committee on Agriculture]	May 31, 1974
Ronald F. Toft Inverness	Member, Board of Trustees, Citrus County Hospital [Committee on Health and Rehabilitative Services]	July 11, 1977	J. M. Fernandez Miami Beach	Member, Board of Port Wardens and Pilot Commissioners for the Port of Miami, Dade County	November 1, 1977
Levie D. Smith, Jr. Lakeland	Member, Assessment Administration Review Commission [Committee on Governmental Operations]	January 7, 1975	Ralph Thomas Clay Palatka	Member, St. Johns River Water Management District	July 1, 1977
G. T. Melton Lake City	Member, Board of Trustees, Lake City Community College	May 31, 1977	W. J. Carlton Cross City	Member, Suwannee River Water Management District	July 1, 1975
Ernest P. Palmer Wauchula	Member, Board of Trustees, South Florida Junior College [Committee on Education]	May 31, 1977	R. L. Hood Quincy	Member, Northwest Florida Water Management District	July 1, 1977
Robert J. Serfling Tallahassee	Member, Assessment Administration Review Commission [Committee on Governmental Operations]	January 7, 1975	Frank Caldwell Tallahassee	Member, Northwest Florida Water Management District	July 1, 1975
Robert E. King Port St. Joe	Member, Board of Trustees, Gulf Coast Junior College [Committee on Education]	May 31, 1977	Tom S. Coldewey Port St. Joe	Member, Northwest Florida Water Management District	July 1, 1977
Claude O. Godwin Titusville	Member, Governing Board, Central and Southern Florida Flood Control District [Committee on Natural Resources and Conservation]	July 12, 1975	Kelly F. Swindle Bonifay	Member, Northwest Florida Water Management District	July 1, 1975
			Donald L. Browning Madison	Member, Suwannee River Water Management District	July 1, 1975
			Bobby E. White Hastings	Member, St. Johns River Water Management District	July 1, 1975

NAME	OFFICE	FOR TERM ENDING	NAME	OFFICE	FOR TERM ENDING
Benson L. Skelton, Jr. Tallahassee	Member, Northwest Florida Water Management District	July 1, 1977	John Phillip Dicks, Jr. Jacksonville	Member, St. Johns River Water Management District [Committee on Natural Resources and Conservation]	July 1, 1975
W. H. Williams Pensacola	Member, Northwest Florida Water Management District	July 1, 1977	Rubye Burton DeFuniak Springs	Member, Board of Trustees, Okaloosa-Walton Junior College [Committee on Education]	May 31, 1977
Lloyd Hinote Milton	Member, Northwest Florida Water Management District	July 1, 1975	B. W. Helvenston, III Live Oak	Member, Suwannee River Water Management District [Committee on Natural Resources and Conservation]	July 1, 1975
James T. Terrell Jacksonville	Member, St. Johns River Water Management District	July 1, 1977	Robert J. Huckshorn Boca Raton	Member, Florida Elections Commission	December 5, 1977
John West Big Pine Key	Member, Board of Pilot Commissioners for the Port of Key West, Monroe County	June 19, 1977	James Wesley Matthews Miami Lakes	Member, Florida Elections Commission	December 10, 1975
Maywood W. Chesson, Jr. White Springs	Member, Suwannee River Water Management District	July 1, 1977	Wallace F. King Pensacola	Member, Florida Elections Commission	December 10, 1977
James G. Ward Fort Walton Beach	Member, Northwest Florida Water Management District	July 1, 1975	Thomas W. Staed Daytona Beach	Member, Florida Elections Commission	December 10, 1977
Francis M. Knapp DeLand	Member, St. Johns River Water Management District [Committee on Natural Resources and Conservation]	July 1, 1977	James F. McKillips Miami Beach	Member, Florida Elections Commission	December 10, 1975
J. F. Bloodworth Starke	Member, Board of Trustees, Santa Fe Junior College	May 31, 1977	Helen K. Leslie St. Petersburg	Member, Florida Elections Commission [Committee on Governmental Operations]	December 10, 1975
William W. Gilkey Clearwater	Member, Board of Trustees, St. Petersburg Junior College [Committee on Education]	May 31, 1977	Frederick H. Schultz Jacksonville	Member, Board of Business Regulation, State of Florida Department of Business Regulation [Committee on Commerce]	Pleasure of the Governor
William Auley Rowell Shady Grove	Member, Suwannee River Water Management District	July 1, 1977	Stephen C. O'Connell Tallahassee	Chairman, Florida Elections Commission [Committee on Governmental Operations]	December 27, 1976
John S. Krider Sanford	Member, St. Johns River Water Management District	July 1, 1975	W. Carey Johnson Boca Grande	Harbor Master for the Port of Boca Grande, Lee County [Committee on Natural Resources and Conservation]	November 21, 1975
John C. Camp Jasper	Member, Suwannee River Water Management District	July 1, 1977	Kyle E. Lockeby, Jr. Orlando	Member, Board of Examiners of Nursing Home Administrators [Committee on Health and Rehabilitative Services]	December 28, 1976
W. L. Stanley, Jr. High Springs	Member, Suwannee River Water Management District	July 1, 1977	Marjorie R. Renfroe Ocala	Member, Board of Trustees, Central Florida Community College [Committee on Education]	May 31, 1974
Jerry E. Robinson Panama City	Member, Northwest Florida Water Management District [Committee on Natural Resources and Conservation]	July 1, 1975	C. C. Leiby Ocala	Member, Career Service Commission [Committee on Governmental Operations]	December 1, 1977
William A. Troelstrup Tallahassee	Executive Director, Florida Department of Law Enforcement [Committee on Criminal Justice]	Pleasure of Governor and Cabinet	Ralph A. Marrinson Deerfield Beach	Member, Board of Examiners of Nursing Home Administrators [Committee on Health and Rehabilitative Services]	December 31, 1975
Jerome Johns Starke	Member, Suwannee River Water Management District	July 1, 1975			

NAME	OFFICE	FOR TERM ENDING	NAME	OFFICE	FOR TERM ENDING
DeVaughn Green Pensacola [Committee on Governmental Operations]	Member, Civil Service Board, Escambia County	February 13, 1977	Charles Phillip Kofmehl Crystal River [Committee on Health and Rehabilitative Services]	Member, Board of Trustees, Citrus County Hospital	July 5, 1977
O. W. Hartsfield Tallahassee	Member, Board of Examiners of Nursing Home Administrators	December 28, 1977	Louis Gilman (Ted) Tampa [Committee on Natural Resources and Conservation]	De La Vergne, Jr. Member, Tampa Port Authority, Hillsborough County	November 16, 1977
Sidney Entman Jacksonville [Committee on Health and Rehabilitative Services]	Member, Board of Examiners of Nursing Home Administrators	December 28, 1977	Herbert S. Garcia Opa Locka [Committee on Commerce]	Member, State Board of Cosmetology, District Five, State of Florida Department of Professional and Occupational Regulation	June 27, 1977
Arthur R. Marshall Interlachen [Committee on Natural Resources and Conservation]	Member, St. Johns River Water Management District	July 1, 1975	D. A. Hickman Miami [Committee on Governmental Operations]	Member, Fire Fighters Standards Council, State of Florida Department of Community Affairs	October 7, 1976
Rubin E. Padgett Tampa	Member, Board of Examiners of Nursing Home Administrators	January 10, 1978	Mary A. Kumpe Sarasota	Member, Manasota Basin Board, Ridge and Lower Gulf Coast Water Management District	June 30, 1975
Julia Rice Miami	Member, Board of Examiners of Nursing Home Administrators	January 16, 1977	Kenneth A. Barnebey Bradenton	Member, Manasota Basin Board, Ridge and Lower Gulf Coast Water Management District	June 30, 1974
William R. Stinger Miami	Member, Board of Examiners of Nursing Home Administrators	January 16, 1976	Latimer H. Turner Sarasota [Committee on Natural Resources and Conservation]	Member, Manasota Basin Board, Ridge and Lower Gulf Coast Water Management District	June 30, 1975
Ann Lawrence Live Oak [Committee on Health and Rehabilitative Services]	Member, Board of Examiners of Nursing Home Administrators	January 16, 1977	Douglas B. Milne Jacksonville [Committee on Transportation]	Member, Jacksonville Transportation Authority, Duval County	August 4, 1975
Alice B. Melton Tallahassee	Member, State Board of Cosmetology, District Three, State of Florida Department of Professional and Occupational Regulation	June 27, 1977	Martha L. Farman Bradenton [Committee on Natural Resources and Conservation]	Member, Manasota Basin Board, Ridge and Lower Gulf Coast Water Management District	June 30, 1976
James W. Kynes, Jr. Tampa [Committee on Commerce]	Member, Board of Business Regulation	Pleasure of the Governor	William R. Cotton Hastings [Committee on Education]	Member, Board of Trustees, St. Johns River Community College	May 31, 1974
E. Perez Tampa [Committee on Health and Rehabilitative Services]	Member, Board of Examiners, Nursing Home Administrators	January 22, 1976	Florence G. Rabon Key West [Committee on Governmental Operations]	Member, Historic Key West Preservation Board of Trustees	November 29, 1976
Chester H. Ferguson Tampa	Member, Board of Regents	January 1, 1979	A. Sterling Hall Bradenton [Committee on Natural Resources and Conservation]	Member, Manasota Basin Board, Ridge and Lower Gulf Coast Water Management District	June 30, 1976
Marshall M. Criser Palm Beach [Committee on Education]	Member, Board of Regents	January 1, 1983			
Suzanne Elizabeth Bayley Gainesville [Committee on Natural Resources and Conservation]	Member, St. Johns River Water Management District	July 1, 1975			

NAME	OFFICE	FOR TERM ENDING
Alyce M. Maddrey Pensacola	Member, Historic Pensacola Preservation Board of Trustees	January 22, 1975
Robert R. Feagin Jacksonville	Member, Historic St. Augustine Preservation Board of Trustees	January 14, 1978
[Committee on Governmental Operations]		
Leonard A. Carson Tallahassee	Chairman, Industrial Relations Commission	Pleasure of the Governor
[Committee on Commerce]		
Helen Sowell Panama City	Member, Board of Trustees, Gulf Coast Junior College	May 31, 1977
[Committee on Education]		
Blake Whisenant Parrish	Member, Manasota Basin Board, Ridge and Lower Gulf Coast Water Management District	June 30, 1975
Lawrence J. Sweett New Smyrna Beach	Harbor Master, Port of New Smyrna Beach, Volusia County	February 19, 1975
J. Lynn Harrison Arcadia	Member, Manasota Basin Board, Ridge and Lower Gulf Coast Water Management District	June 30, 1974
[Committee on Natural Resources and Conservation]		
Elmer O. Friday, Jr. Tallahassee	Member, Industrial Relations Commission	Pleasure of the Governor
[Committee on Commerce]		

mobile homes which are installed or moved after July 1, 1973; repealing §320.8325(6), Florida Statutes, as created by chapter 73-182, Laws of Florida, which provides that mobile home owners have nine months in which to comply; providing an effective date.

—was read the second time by title. On motion by Senator Glisson, by two-thirds vote SB 209 was read the third time by title, passed and certified to the House. The vote was:

Yeas—29

Childers	Henderson	Pettigrew	Vogt
Deeb	Johnson	Plante	Ware
de la Parte	Johnston	Sayler	Williams
Gallen	Lane (31st)	Scarborough	Wilson
Gillespie	Lane (23rd)	Sims	Zinkil
Glisson	McClain	Smathers	
Gordon	Myers	Stolzenburg	
Gruber	Peterson	Sykes	

Nays—3

Firestone	Poston	Winn
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By unanimous consent Senators Trask and Lewis were recorded as voting yea.

SB 50—A bill to be entitled An act relating to motor vehicle safety equipment; amending Section 325.16, Florida Statutes, to provide that when a vehicle has failed to pass inspection the official receipt and statement shall operate as a temporary permit for the purpose of repairing and reinspecting the vehicle.

—was read the second time by title.

The Committee on Transportation offered the following amendment which was adopted on motion by Senator Lane (31st):

Amendment 1—On page 1, strike entire lines 25, 26, 27 and insert: *for the purpose of allowing the owner or operator of such vehicle to repair the defect.* The vehicle may be re-

On motion by Senator Lane (31st), by two-thirds vote SB 50 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—34

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

Nays—None

By unanimous consent Senator Trask was recorded as voting yea.

SB 77 was taken up, together with:

By the Committee on Education—

CS for SB 77—A bill to be entitled An act relating to public schools; providing for a program on school instruction in consumer education; providing an effective date.

—which was read the first time by title and SB 77 was laid on the table.

On motion by Senator Weber, by two-thirds vote CS for SB 77 was read the second time by title.

Senators Weber, Brantley, Stolzenburg, Winn, Henderson, Gal- len, Plante, Childers, Lane (31st), Johnson, Ware, Lewis, Gil-



GIVEN under my hand and the Great Seal of the State of Florida at Tallahassee, the Capital, this the Second day of April, A. D., 1974.

RICHARD (DICK) STONE
Secretary of State

The President referred each appointment to the Committee shown.

Communications Formally Filed

Copies of SR 392 and SR 416 adopted by the Georgia Senate and transmitted to the Florida Senate were filed in the office of the Secretary. SR 392 strongly urged that all necessary efforts be given to defeat in the U. S. Senate S. 2008 and HR 8771 or any similar proposed legislation so that the workmen's compensation systems of the several states may be preserved. SR 416 expressed disgust and abhorrence of the presently existing practice of the United States Congress to require the 50 states to enact legislation under threat of having to forfeit their just share of the Federal highway trust funds which have been collected from all of the states.

SPECIAL ORDER

Consideration of SB 132 was deferred.

SB 209—A bill to be entitled An act relating to mobile homes; amending §320.8325(7), Florida Statutes, as created by chapter 73-182, Laws of Florida; limiting tie-down requirements to

lespie, Johnston, Lane (23rd), Sykes, Gruber, Poston, Sims, Saylor, McClain, Peterson, Glisson and Deeb offered the following amendment which was moved by Senator Weber:

Amendment 1—On page 2, line 10, strike “in which each student shall participate.” and insert: the completion of which shall be a prerequisite to high school graduation.

Senator Gordon moved the following amendment to Amendment 1 which was adopted:

Amendment 1a—On page 1, line 2, strike the period and insert: after May 1, 1976.

Amendment 1 as amended was adopted.

Senator Scarborough moved the following amendment which failed:

Amendment 2—On page 2, between lines 19 and 20, insert: (4) This program shall also include instruction in the subject of black history.

On motion by Senator Weber, by two-thirds vote CS for SB 77 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—34

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

Nays—3

Saunders Scarborough Williams

By unanimous consent Senator Trask was recorded as voting yea.

Consideration of SB 293 was deferred.

Senator Barron presiding.

SB 122—A bill to be entitled An act relating to eminent domain; requiring written notice to an owner of property upon which homestead tax exemption is claimed prior to passage of an ordinance or resolution authorizing an action to acquire such property or prior to the action being filed; providing an effective date.

—was read the second time by title.

Senator Deeb moved the following amendment:

Amendment 1—On page 1, lines 15-16, strike “upon which homestead tax exemption is claimed”

Amendment 1 failed by the following vote:

Yeas—17

Barron	Lane (31st)	Plante	Ware
Childers	Lane (23rd)	Saylor	Wilson
Deeb	Lewis	Sims	
Glisson	McClain	Stolzenburg	
Henderson	Peterson	Trask	

Nays—17

Firestone	Gruber	Scarborough	Winn
Gallen	Johnson	Smathers	Zinkil
Gillespie	Johnston	Sykes	
Gordon	Myers	Vogt	
Graham	Pettigrew	Williams	

Senators Johnson and Peterson offered the following amendment which was adopted on motion by Senator Johnson:

Amendment 2—On page 1, line 17, after “agency” insert: and those having the right to exercise the power of eminent domain

Senators Henderson and Lewis offered the following amendment which was moved by Senator Henderson and failed:

Amendment 3—On page 1, line 25, add a new section 2 and renumber

Section 2—Legal fees shall be limited to 25% of the difference between the offer made by the state, county or municipal government or agency and the final judicial decree.

Senator Scarborough presiding.

Senator Barron presiding.

Senator Sykes moved the following amendment which was adopted:

Amendment 4—On page 1, lines 15, 16, strike “upon which Homestead exemption is claimed” and insert on page 1 line 19 after “owner”: as indicated by the tax rolls

On motion by Senator Peterson, by two-thirds vote SB 122 as amended was read the third time by title.

On motion by Senator Williams, further consideration of SB 122 as amended was deferred.

The bill was ordered engrossed.

SB 9—A bill to be entitled An act relating to occupational and professional licensing; amending section 455.012, Florida Statutes; providing that no person shall be disqualified from practicing an occupation or profession that is regulated by the state solely because he is not a United States citizen; providing an effective date.

—was read the second time by title. On motion by Senator Myers, by two-thirds vote SB 9 was read the third time by title, passed and certified to the House. The vote was:

Yeas—35

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

Nays—None

By unanimous consent Senator de la Parte was recorded as voting yea.

SB 38—A bill to be entitled An act relating to promoting sale of drugs; repealing §465.23(2)(f), Florida Statutes, which prohibits a retail drug establishment from promoting or advertising any drugs which require a prescription; providing an effective date.

—was read the second time by title. On motion by Senator Zinkil, by two-thirds vote SB 38 was read the third time by title, passed and certified to the House. The vote was:

Yeas—36

Barron	Gordon	Lane (23rd)	Poston
Childers	Graham	Lewis	Saunders
Deeb	Gruber	McClain	Saylor
Firestone	Henderson	Myers	Scarborough
Gallen	Johnson	Peterson	Sims
Gillespie	Johnston	Pettigrew	Smathers
Glisson	Lane (31st)	Plante	Stolzenburg

Sykes
Trask

Vogt
Ware

Williams
Wilson

Winn
Zinkil

Poston
Sayler
Sims

Smathers
Stolzenburg
Sykes

Trask
Vogt
Weber

Wilson
Winn
Zinkil

Nays—None

By unanimous consent Senator de la Parte was recorded as voting yea.

SB 165—A bill to be entitled An act relating to landlords and tenants; amending §83.70(3), Florida Statutes, (former §83.281(3), Florida Statutes, 1972 Supplement,) to restrict the charging of entrance fees by a mobile home park owner or operator; prohibiting the splitting of certain fees between mobile home park owners or operators and mobile home dealers; providing a penalty; providing an effective date.

—was read the second time by title. On motion by Senator Zinkil, by two-thirds vote SB 165 was read the third time by title, passed and certified to the House. The vote was:

Yeas—35

Barron
Childers
Deeb
Firestone
Gallen
Gillespie
Glisson
Gordon
Graham

Gruber
Henderson
Johnson
Johnston
Lane (31st)
Lane (23rd)
Lewis
McClain
Myers

Peterson
Pettigrew
Plante
Poston
Sayler
Scarborough
Sims
Smathers
Sykes

Trask
Vogt
Ware
Weber
Williams
Wilson
Winn
Zinkil

Nays—None

SB 61—A bill to be entitled An act relating to personal property; providing that erasing, removing, defacing or otherwise altering serial numbers or identification marks on items of personal property is unlawful; providing that possession of such items is prima facie evidence of a violation; providing a penalty; providing an effective date.

—was read the second time by title.

The Committee on Criminal Justice offered the following amendment which was adopted on motion by Senator Poston:

Amendment 1—On page 1, line 21, strike all after (2) and insert: Any person who possesses any item of personal property with the knowledge that the serial number or other mark of identification placed thereon by the manufacturer or owner thereof, has been removed, erased, defaced, or otherwise altered with intent to prevent identification by the true owner, is guilty of a misdemeanor of the first degree, punishable as provided in ss775.082 or ss775.083, Florida Statutes.

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

The Committee on Criminal Justice offered the following amendment which was adopted on motion by Senator Poston:

Amendment 2—On page 1, lines 7 through 10, strike all after the semi-colon on line 7 through the period on line 10 and insert: providing that possession of such items with knowledge that identification marks were removed with intent to prevent identification by owner is a violation; providing penalties; providing an effective date.

Senator Poston offered the following amendment which was adopted:

Amendment 3—On page 1, line 14, between "(1)" and "Any" insert: Except as otherwise provided by law,

On motion by Senator Poston, by two-thirds vote SB 61 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—32

Barron
Deeb
Firestone
Gallen
Gillespie

Glisson
Gordon
Graham
Gruber
Henderson

Johnson
Johnston
Lane (31st)
Lane (23rd)
Lewis

McClain
Myers
Peterson
Pettigrew
Plante

Poston
Sayler
Sims

Nays—None

By unanimous consent Senators Childers and de la Parte were recorded as voting yea.

SB 172—A bill to be entitled An act relating to public health; prohibiting charge for the use of certain toilets in places of employment or places serving the public; providing a penalty; providing an effective date.

—was read the second time by title. On motion by Senator Wilson, by two-thirds vote SB 172 was read the third time by title, passed and certified to the House. The vote was:

Yeas—31

Barron
Childers
Deeb
Firestone
Gillespie
Glisson
Gordon
Graham

Gruber
Henderson
Johnson
Lane (31st)
Lewis
McClain
Peterson
Pettigrew

Plante
Poston
Scarborough
Sims
Smathers
Stolzenburg
Sykes
Trask

Vogt
Ware
Weber
Williams
Wilson
Winn
Zinkil

Nays—2

Johnston Lane (23rd)

By unanimous consent Senators Sayler, Myers and de la Parte were recorded as voting yea.

SB 184—A bill to be entitled An Act designating and naming the State Road 80 Causeway in the waters of Lake Worth on Southern Boulevard, in the Town of Palm Beach, Palm Beach County, Florida, as the "Marjorie Merriweather Post Memorial Causeway", providing for suitable markers to be erected by the state department of transportation or others; providing an effective date.

—was read the second time by title. On motion by Senator Johnson, by two-thirds vote SB 184 was read the third time by title, passed and certified to the House. The vote was:

Yeas—34

Barron
Childers
Deeb
Firestone
Gillespie
Glisson
Gordon
Graham
Gruber

Henderson
Johnson
Johnston
Lane (31st)
Lane (23rd)
Lewis
McClain
Myers
Peterson

Pettigrew
Plante
Poston
Scarborough
Sims
Smathers
Stolzenburg
Sykes
Trask

Vogt
Ware
Weber
Williams
Wilson
Winn
Zinkil

Nays—None

By unanimous consent Senators Sayler and de la Parte were recorded as voting yea.

SB 54 was taken up, together with:

By the Committee on Education—

CS for SB 54—A bill to be entitled An act relating to school personnel; creating section 231.025, Florida Statutes; authorizing every school board to require a complete set of fingerprints as a condition of employment; requiring that fingerprint sets be processed by or through the Florida department of law enforcement and funded by the state; providing accessibility criteria;

—which was read the first time by title and SB 54 was laid on the table.

On motion by Senator McClain, by two-thirds vote CS for SB 54 was read the second time by title.

President Pro Tempore presiding.

Senators Childers and Glisson offered the following amendment which was moved by Senator Childers and failed:

Amendment 1—On page 1, strike lines 17 through 21 and insert: 231.025 Fingerprinting.—

(1) Every school board shall require every person to be employed for the first time in any position in the district school system to file with the school board prior to his employment a complete set of his fingerprints as a condition of employment.

(2) Each school board member and school superintendent shall place on file a complete set of his fingerprints prior to assuming office.

(3) Each school board member and school superintendent holding office on the effective date of this act shall place on file a complete set of his fingerprints.

Senators Graham and Zinkil offered the following amendment which was adopted on motion by Senator Graham:

Amendment 2—On page 2, strike lines 14 and 15 and insert: Section 5. This act shall take effect October 1, 1974.

On motion by Senator McClain, by two-thirds vote CS for SB 54 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—19

Graham	Lane (23rd)	Sayler	Trask
Henderson	Lewis	Scarborough	Vogt
Johnson	McClain	Sims	Weber
Johnston	Peterson	Smathers	Zinkil
Lane (31st)	Plante	Stolzenburg	

Nays—15

Childers	Glisson	Poston	Williams
de la Parte	Gordon	Saunders	Wilson
Firestone	Gruber	Sykes	Winn
Gillespie	Pettigrew	Ware	

By unanimous consent Senator Myers was recorded as voting nay; Senator Johnson changed his vote from yea to nay.

SB 211—A bill to be entitled An act relating to mobile homes and recreational vehicles; amending §320.77, Florida Statutes, providing definitions; eliminating financial statements; providing for license suspension or revocation; amending §§320.821, 320.822(2), (5) and (6), Florida Statutes, and adding subsections (8) and (9) to said section; amending §§320.823, 320.824(2), 320.826, 320.827, 320.828 and 320.830, Florida Statutes, including recreational vehicles; amending §320.831, Florida Statutes, providing penalties; repealing §320.8235, Florida Statutes, relating to application of code; providing an effective date.

—was read the second time by title.

The Committee on Consumer Affairs offered the following amendment which was adopted on motion by Senator Ware:

Amendment 1—On page 8, line 17, strike “five” and insert: twenty-five

The Committee on Consumer Affairs offered the following amendment which was adopted on motion by Senator Ware:

Amendment 2—On page 10, line 29, strike “A119.1-1973” and insert: A119.1-1974

On motion by Senator Ware, by two-thirds vote SB 211 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—33

Childers	Firestone	Glisson	Graham
de la Parte	Gillespie	Gordon	Gruber

Henderson	Peterson	Smathers	Williams
Johnson	Plante	Stolzenburg	Wilson
Lane (31st)	Poston	Sykes	Winn
Lane (23rd)	Saunders	Trask	Zinkil
Lewis	Sayler	Vogt	
McClain	Scarborough	Ware	
Myers	Sims	Weber	

Nays—None

By unanimous consent Senators Johnston and Pettigrew were recorded as voting yea.

SB 245—A bill to be entitled An act relating to gifts to minors, amending Sections 710.02(1) and (12) and Section 710.05(4), Florida Statutes; providing an amendment of the definition of “adult” and “children”; providing that certain payments for gifts by the custodian be delayed; and providing an effective date.

—was read the second time by title. On motion by Senator Ware, by two-thirds vote SB 245 was read the third time by title, passed and certified to the House. The vote was:

Yeas—30

de la Parte	Lane (31st)	Saunders	Ware
Gallen	Lane (23rd)	Sayler	Weber
Gillespie	Lewis	Scarborough	Williams
Glisson	McClain	Sims	Wilson
Gordon	Myers	Stolzenburg	Winn
Graham	Peterson	Sykes	Zinkil
Henderson	Plante	Trask	
Johnson	Poston	Vogt	

Nays—None

By unanimous consent Senators Gruber, Pettigrew, Johnston and Smathers were recorded as voting yea.

SB 204—A bill to be entitled An act relating to public lands; amending §253.02(2), Florida Statutes, to provide that no lands shall be disposed of by the board without a public hearing; providing an effective date.

—was read the second time by title.

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

Amendment 1—On page 1, line 18, strike “and only” and insert: , provided, however, where the said lands have an appraised value in excess of \$50,000 no such sale, transfer or disposition shall be made until

Senator Gillespie moved the following amendment which was adopted:

Amendment 2—On page 1, line 23, strike “published” and insert: of general circulation

Senator Sims moved that the Senate reconsider the vote by which Amendment 1 was adopted and the motion failed.

Senator Smathers moved the following amendment which was adopted:

Amendment 3—On page 18, line 18, strike “and only after the board shall have given notice of and held a public hearing in the county in which the lands are located.” and insert: and only after notice shall have been given by the board and a public hearing held by the board or its designee in the county in which the lands are located.

On motion by Senator Lewis, by two-thirds vote SB 204 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—33

Childers	Firestone	Glisson	Gruber
Deeb	Gallen	Gordon	Henderson
de la Parte	Gillespie	Graham	Johnson

Lane (31st)	Pettigrew	Stolzenburg	Wilson
Lane (23rd)	Plante	Sykes	Winn
Lewis	Poston	Trask	Zinkil
McClain	Scarborough	Vogt	
Myers	Sims	Ware	
Peterson	Smathers	Williams	

Nays—None

By unanimous consent Senators Johnston and Sayler were recorded as voting yea.

SB 321—A bill to be entitled An act relating to marriage licenses; amending §741.01, Florida Statutes, 1971, as amended, to provide that marriage licenses may be issued in a county where either the prospective husband or the prospective wife resides; providing an effective date.

—was read the second time by title.

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

Amendment 1—On page 1, strike everything after line 15 and insert: 741.01 ~~County judge~~ *Clerk of county court* to issue marriage license.—Every marriage license shall be issued by the ~~county judge~~ *Clerk of the county court of the any county wherein the woman resides, in Florida*, under the Clerk's hand and seal, and said ~~county judge~~. Said ~~clerk of county court~~ shall issue such license upon payment of his fee of two dollars, application therefor if there appear to be no impediment to the marriage. Said ~~clerk of county court~~ shall collect and receive a fee of two dollars (\$2) for receiving said application for the issuance of a marriage license.

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

Amendment 2—On page 1, line 7 strike everything after "in" and insert: any county by the clerk of the circuit court; providing an effective date.

On motion by Senator Wilson, by two-thirds vote SB 321 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—33

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

Nays—None

By unanimous consent Senators Sayler and Johnston were recorded as voting yea.

SECOND READING

SB 7—A bill to be entitled An act relating to drivers' licenses; providing for court review; providing an effective date.

—was read the second time by title. On motion by Senator Poston, by two-thirds vote SB 7 was read the third time by title, passed and certified to the House. The vote was:

Yeas—34

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

Nays—None

By unanimous consent Senators Sayler and Johnston were recorded as voting yea.

Consideration of SCR 19 was deferred.

SB 34—A bill to be entitled An act relating to outdoor advertising; amending §479.07(1), (3) and (4), Florida Statutes; providing for permanent permit tags; providing for annual payment of fees; providing for cancellation of permits; establishing size and type of permanent tags; providing an effective date.

—was read the second time by title.

The Committee on Commerce offered the following amendment which was moved by Senator Sykes:

Amendment 1—On page 1, strike everything after the enacting clause throughout the entire bill and insert: Section 1. Subsections (1), (2), (3), (4), and (6) are amended and subsection (7) is added to section 479.07, Florida Statutes, to read:

479.07 Individual device permits; fees; tags.—

(1) Except as in this chapter otherwise provided, no person shall construct, erect, operate, use, maintain, or cause or permit to be constructed, erected, operated, used or maintained any outdoor advertising structure, outdoor advertising sign or outdoor advertisement, outside any incorporated city or town, without first obtaining a permit therefor from the department, and paying the annual fee therefor, as herein provided. Permits for each calendar year shall be made available by the department for purchase not later than the preceding July 1. Any person who shall construct, erect, operate, use, maintain, or cause or permit to be constructed, erected, operated, used or maintained any outdoor advertising structure, outdoor advertising sign or outdoor advertisement along any Federal aid primary highway or Interstate Highway within any incorporated city or town shall apply for a permit on a form provided by the department. The permanent permit tag of the kind hereinafter provided shall be issued by the department without charge and shall be affixed to the sign in the manner hereinafter provided in subsection (4). The department shall not issue such a permit to any person in the business of outdoor advertising who has not obtained the license provided for in §479.04.

(2) Applications for permits for advertising structures, advertising signs or advertisements shall be made on forms provided by the department and shall be signed by the applicant or his duly authorized representative. Said applications shall set forth the number of permits for which application is made, the sizes of all advertising structures, advertising signs or advertisements included in the applications and the amounts of the annual permit fees. Every application for permit shall be accompanied by payment of the fee for each advertising structure, advertising sign or advertisement included in the applications, which fee shall be based on the size of the advertising structure, advertising sign or advertisement as follows: Four lineal feet or less one dollar; over four lineal feet two dollars per eight lineal feet or fraction thereof above four. In addition thereof the sum of one dollar per advertising structure shall be added. The size in lineal feet shall be determined by measuring the width or the height, whichever is greater of the advertising structure, advertising sign or advertisement, including all boards, lattice work, borders, flags, decorative parts, devices or other attachments, except and exclusive of the essential structural supports. Application shall also be made in like manner for a permit to operate, use, maintain or display any existing advertising structure, advertising sign or advertisement. No fee may be prorated for a period less than the remainder of the permit year to accommodate short term publicity features; however, all first year fees may be prorated by the payment of an amount equal to one fourth of the annual fee for each remaining whole quarter or part quarter of the permit year ending on January 1, provided that any aggregate payment of prorated fees amounting to less than five dollars and submitted with a single application shall be accompanied by a service fee of one dollar.

(3) Fees for permits issued hereunder shall be payable expire on January 1 of each year. On or before November 1 of each year the department shall prepare and send to each licensee and permittee a notice of fees due for all licenses and permits of said licensee or permittee which were issued prior to December 1 and which shall expire on January 1. Such notice shall be

itemized to indicate the amount of the state license fee, the amounts of county license fees, the names of all counties to which the county license fees are applicable, and the number of permits and permit fees of each size. *The permittee shall within sixty days of the receipt of the said notice pay the fees due for all outstanding permits or return the permit to the department for cancellation. Permits not renewed or returned to the department shall be accounted for on a form furnished by the department which shall be in affidavit form, and returned with the payment of the annual fees. Permits for structures along Federal Aid Primary Highway and Interstate Highways within any incorporated city or town which shall not be renewed in the manner herein provided shall be returned for cancellation or accounted for in the same manner.*

(4) For every permit issued the department shall deliver to the applicant a serially numbered permanent metal permit tag which shall indicate the year for which the permit is valid and the size of the advertising structure, advertising sign or advertisement. *The tag shall be of a kind furnished by the department for the year 1974. The permittee shall attach a currently valid permanent permit tag to each advertising structure, advertising sign or advertisement which he owns and which is required to be permitted wherever located within the state outside the limits of any incorporated city or town. Such tag shall indicate the amount of permit fee for the advertising structure, advertising sign or advertisement to which it is attached. The tag shall be attached to the face of the advertising structure, advertising sign or advertisement on the end nearest the highway in a manner that shall cause it to be plainly visible. Permit tags issued for use in 1974 and thereafter shall be considered permanent permit tags and shall be maintained on the structure until returned to the department for cancellation. The construction, erection, use or maintenance of any advertising structure, advertising sign or advertisement which is required by this chapter to be permitted, without having affixed thereto a currently valid permanent permit tag shall be prima facie evidence that the same has been constructed or erected and is being operated, used or maintained in violation of the provisions of this chapter, and shall be subject to removal by legal representatives of the department. No person shall paint, alter, mutilate, deface or change the color of a permit tag and no one other than the owner of such tag or his lawful representative shall remove such tag from the advertising structure, advertising sign or advertisement to which it has been affixed. Any person violating this provision shall be guilty of a misdemeanor of the second degree, punishable as provided in §775.082 or §775.083.*

(6) No person shall erect or cause to be erected an advertising structure, advertising sign or advertisement upon the property of another without first securing the written permission of the owner or lessee of said property, and applying for and receiving a current permit tag as herein provided.

(7) *Any person who shall construct, erect, operate, use, maintain, or cause or permit to be constructed, erected, operated, used or maintained any outdoor advertising structure, outdoor advertising sign or outdoor advertisement as provided herein shall affix the name of such person or the owner thereof to the structure in such a manner as to be visible from the front surface of the structure.*

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

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

Amendment 1a—On page 6, strike: "April 1, 1974" and insert: January 1, 1975

Amendment 1 as amended was adopted.

On motion by Senator Sykes, by two-thirds vote SB 34 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—34

Childers	Gordon	Lane (23rd)	Poston
Deeb	Graham	Lewis	Saunders
de la Parte	Gruber	McClain	Sayler
Firestone	Henderson	Myers	Scarborough
Gallen	Johnson	Peterson	Sims
Gillespie	Lane (31st)	Pettigrew	Smathers

Stolzenburg	Vogt	Williams	Zinkil
Sykes	Ware	Wilson	
Trask	Weber	Winn	

Nays—None

By unanimous consent Senator Johnston was recorded as voting yea.

On motion by Senator Lewis, the rules were waived and the Senate immediately reconsidered the vote by which—

SB 204—A bill to be entitled An act relating to public lands; amending §253.02(2), Florida Statutes, to provide that no lands shall be disposed of by the board without a public hearing; providing an effective date.

—as amended passed this day.

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

Amendment 4—On page 1, strike line 6 and insert: certain lands shall not be disposed of by the board

On motion by Senator Lewis, SB 204 as further amended was read by title, passed and ordered engrossed. The vote was:

Yeas—32

Childers	Gruber	Peterson	Sykes
Deeb	Henderson	Pettigrew	Vogt
de la Parte	Johnson	Poston	Ware
Firestone	Lane (31st)	Saunders	Weber
Gallen	Lane (23rd)	Sayler	Williams
Gillespie	Lewis	Sims	Wilson
Gordon	McClain	Smathers	Winn
Graham	Myers	Stolzenburg	Zinkil

Nays—None

By unanimous consent Senator Johnston was recorded as voting yea.

SB 55—A bill to be entitled An act relating to state employees' loyalty oath; amending section 876.05, Florida Statutes; providing that such employee will oppose the overthrow of the Government of the United States or of the State of Florida; providing an effective date.

—was read the second time by title. On motion by Senator McClain, by two-thirds vote SB 55 was read the third time by title, passed and certified to the House. The vote was:

Yeas—33

Childers	Henderson	Plante	Ware
Deeb	Johnston	Poston	Weber
de la Parte	Lane (31st)	Sayler	Williams
Firestone	Lane (23rd)	Scarborough	Wilson
Gallen	Lewis	Sims	Winn
Gillespie	McClain	Smathers	Zinkil
Glisson	Myers	Stolzenburg	
Graham	Peterson	Trask	
Gruber	Pettigrew	Vogt	

Nays—1

Gordon

By unanimous consent Senator Saunders was recorded as voting nay.

SB 57—A bill to be entitled An act relating to drivers' licenses; amending §322.261(2), Florida Statutes, adding paragraph (f) thereto; providing for peace officer to witness blood withdrawal and give testimony to such fact; providing an effective date.

—was read the second time by title.

The Committee on Transportation offered the following amendment which was adopted on motion by Senator Poston:

Amendment 1—On page 1, lines 17, 18 strike “peace” and insert: *police*

The Committee on Transportation offered the following amendment which was adopted on motion by Senator Poston:

Amendment 2—On page 1, lines 20 and 21 strike the words “properly withdrawn” and insert: withdrawn from a specified person

On motion by Senator Ware the following amendment was adopted:

Amendment 3—On page 1, line 6, strike “peace” and insert: *police*

On motion by Senator Poston, by two-thirds vote SB 57 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—34

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

Nays—1

Wilson

SB 58—A bill to be entitled An act relating to drivers' licenses; creating §322.112, Florida Statutes; providing for an advisory board to advise the department of highway safety and motor vehicles on certain medical criteria relating to drivers' licenses; providing for the appointment of the board; providing an effective date.

—was read the second time by title.

The Committee on Transportation offered the following amendment which was adopted on motion by Senator Poston:

Amendment 1—On page 1, lines 24, 25 strike entire line and insert: drivers and shall review upon request the department medical reports on individual physical and mental qualifications of a licensed

On motion by Senator Stolzenburg the following amendment was adopted:

Amendment 2—On page 2, line 3, after the word “applicant” insert: , upon their request

On motion by Senator Poston, by two-thirds vote SB 58 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—29

Childers	Henderson	Pettigrew	Trask
Deeb	Johnson	Plante	Vogt
de la Parte	Johnston	Poston	Ware
Firestone	Lane (31st)	Saylor	Weber
Gallen	Lane (23rd)	Sims	Winn
Gillespie	McClain	Smathers	
Gordon	Myers	Stolzenburg	
Graham	Peterson	Sykes	

Nays—7

Glisson	Saunders	Williams	Zinkil
Lewis	Scarborough	Wilson	

The Journal of April 2 was corrected and approved.

Senator Firestone moved that the Senate adjourn pending announcements.

A substitute motion by Senator Plante that the Senate adjourn pending announcements and motions was adopted.

Senator Plante announced that Subcommittee A of the Ways and Means Committee would not meet April 5 as scheduled but would meet April 8 from 5:30 p.m. until 7:00 p.m.

CO-INTRODUCERS

By permission, Senators Stolzenburg and Sims were recorded as co-introducers of SB 202, Senator Pettigrew as a co-introducer of Senate Bills 9, 154, 2, 165 and 214; Senator Wilson as a co-introducer of SB 298, Senator Firestone as a co-introducer of SB 214, Senator Sykes as a co-introducer of SB 184, Senator Smathers as a co-introducer of SB 204 and Senator Gillespie as a co-introducer of Senate Bills 48 and 281.

The hour of adjournment having arrived, a point of order was called and the Senate adjourned at 12:01 p.m. to convene at 8:30 a.m., April 5, 1974, for the purpose of introduction and reference of resolutions, memorials, bills and joint resolutions and thereafter to reconvene at 11:15 a.m., April 8, 1974.