

# JOURNAL OF THE FLORIDA SENATE

Thursday, May 2, 1974

The Senate was called to order by the President Pro Tempore 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.

HB 1716      SCR 1082      SB 810      SM 849  
HB 282      SB 793

Respectfully submitted,  
*Dempsey J. Barron, Chairman*

## INTRODUCTION

The following measure was read the first time by title and referred to committee(s) as indicated:

By Senator Gillespie—

**SB 1083**—A bill to be entitled An act relating to Volusia County and the municipalities of Daytona Beach, Ponce Inlet and Daytona Beach Shores; providing for the incorporation into the City of Daytona Beach of the area known as the South Peninsula as defined in this act; providing for the transfer to the City of Daytona Beach of the assets, powers, functions, responsibilities, duties, and obligations of the Town of Ponce Inlet and the City of Daytona Beach Shores; repealing chapters 63-1828, 65-2142, 67-1278, and 69-993, all Laws of Florida; abolishing and dissolving the Town of Ponce Inlet and the City of Daytona Beach Shores; providing for the transfer to the City of Daytona Beach of the assets, debts, and obligations of the South Peninsula Zoning District; providing for the maintenance for the South Peninsula zoning commission and board of adjustment as transitional boards within the City of Daytona Beach governing the zoning and planning in the South Peninsula for the period of time set forth in this act; amending §2 of chapter 67-1274, Laws of Florida, to redefine the boundaries of the City of Daytona Beach; providing for liberal construction; prohibiting the annexation under general or special law of any of the areas included within the South Peninsula; providing that this act, except for the provisions relating to referendum and prohibiting annexation, shall not take effect until approved by a majority of the electors of the South Peninsula and a majority of the electors of the City of Daytona Beach voting in special elections; providing for the holding of both said special elections; providing severability; providing an effective date.

—to Rules and Calendar.

The Senate was called to order by the President Pro Tempore at 9:30 a.m. A quorum present—39:

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)	Sayler	Williams
Gallen	Lane (23rd)	Scarborough	Wilson
Gillespie	Lewis	Sims	Winn
Glisson	McClain	Smathers	Zinkil
Gordon	Myers	Stolzenburg	

Prayer by the Senate Chaplain:

For will to work, for motive to serve, for wisdom to decide, for strength to fulfill, for hope to expect, for love to care and the privilege to experience all of them, we give you thanks, our God.

Accept our service in yet another day of opportunity and resolve and keep us effective and efficient. Amen.

## REPORTS OF COMMITTEES

The Committee on Rules and Calendar recommends that the following bills be placed on Special Order for Thursday, May 2, 1974, at 9:30 a.m.:

SB 66	SB 219	SB 520	HB 218
SB 283	HB 1974	HB 2929	SB 660
SB 334	HB 1107	HB 580	CS/SB 215
SB 335	HB 611	SB 56	HB 1460
SB 79	SB 573	HB 1174	SB 966

The Committee on Transportation recommends the following pass: SB 705, HB 417 (cs)

The bills were referred to the Committee on Ways and Means under the original reference.

The Committee on Consumer Affairs recommends the following pass: SB 827 with 1 amendment

The Committee on Governmental Operations recommends the following pass: CS for HCR 2800 with 1 amendment

The Committee on Judiciary recommends the following pass:

HB 380 with 2 amendments	SB 780 with 1 amendment
HB 1790	SB 916
HB 2903 with 1 amendment	SB 937
SB 529 with 3 amendments	SB 1077
SB 595	SB 1079

The Committee on Natural Resources and Conservation recommends the following pass: SB 879 with 1 amendment

The Committee on Transportation recommends the following pass: SB 825 SB 769 HB 2922

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

The Committee on Transportation recommends a Committee Substitute for the following: SB 830

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

The Committee on Transportation recommends the following not pass: SB 657, SB 704

The bills were laid on the table.

## MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Williams, SB 660 was removed from the calendar by two-thirds vote and referred to the Committee on Ways and Means.

On motion by Senator Sims, SB 1051 was withdrawn from the Committee on Ways and Means by two-thirds vote and referred to the Committee on Transportation.

On motion by Senator Saunders, SB 1012 was withdrawn from the Committee on Rules and Calendar by two-thirds vote and on point of order by Senator Saunders was referred to the Committee on Ways and Means pursuant to Rule 4.6.

On motion by Senator Saunders, SB 15 was withdrawn from the Committee on Ways and Means by two-thirds vote and placed on the calendar.

## COMMITTEE REQUESTS FOR EXTENSION OF TIME

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

SB 739 by Senator Vogt	SB 848 by Senator Johnson
SB 744 by Senator Winn	HB 2724 by Representative Malloy
SB 750 by Senator Scarborough	SB 904 by Criminal Justice Committee
SB 831 by Senator Lewis	SB 947 by Criminal Justice Committee
SB 835 by Senator Smathers	SB 309 by Senator Poston
SB 840 by Criminal Justice Committee	

**The President presiding**

On motion by Senator Scarborough, the rules were waived and the Committee on Judiciary was granted permission to consider SB 780 at the meeting this day.

On motion by Senator Graham, Subcommittee B of the Committee on Ways and Means was granted permission to meet Thursday, May 2, at 2:00 p.m. in lieu of 5:00 p.m. as scheduled.

On motion by Senator Williams, the Committee on Governmental Operations was granted permission to meet Monday, May 6, at 9:30 a.m. in lieu of 10:30 a.m. as scheduled.

The Journals of April 29 and 25 were corrected and approved.

**CO-INTRODUCERS**

Senator Ware was recorded as a co-introducer of SB 190, Senator Lane (23rd) as a co-introducer of SB 819, Senator Wilson as a co-introducer of SB 721, Senator Gallen as a co-introducer of SB 796.

The hour of adjournment having arrived, a point of order was called and the Senate adjourned at 5:05 p.m. to convene at 9:30 a.m., May 2, 1974.

HB 1659 by Representative Clark  
 HB 2550 by Representatives Clark and Price  
 HB 2440 by Representative Cohen and others  
 SB 959 by Senator Wilson  
 SB 973 by Criminal Justice Committee  
 SB 974 by Criminal Justice Committee  
 SB 980 by Criminal Justice Committee  
 SB 983 by Criminal Justice Committee  
 SB 1003 by Senator Gordon  
 SB 1009 by Criminal Justice Committee  
 SB 1026 by Criminal Justice Committee  
 SB 1035 by Criminal Justice Committee  
 SB 1065 by Senator Wilson  
 SB 1069 by Senator Weber  
 SB 1071 by Senator Poston

*The Honorable Mallory E. Horne, President* May 1, 1974

I am directed to inform the Senate that the House of Representatives has passed as amended HB 1216 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representative Nelson—

HB 1216—A bill to be entitled An act relating to artesian wells; amending §373.209, Florida Statutes, relating to penalties for violations, to require that violations be with knowledge and intent and to provide that violation is subject to certain remedial measures or to a civil penalty of one hundred dollars (\$100) a day for each violation; providing an effective date.

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

*The Honorable Mallory E. Horne, President* April 30, 1974

I am directed to inform the Senate that the House of Representatives has adopted as amended HCR 2562 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representative Rude and others—

HCR 2562—A concurrent resolution proposing the appointment of a select legislative committee on the Florida East Coast Transportation Corridor.

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

*The Honorable Mallory E. Horne, President* May 1, 1974

I am directed to inform the Senate that the House of Representatives has passed HB 3270 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By the Select Committee on Standards & Conduct and Representative Dyer—

HB 3270—A bill to be entitled An act relating to public officers and employees; amending §112.313(2), Florida Statutes, 1973, relating to standards of conduct to exempt public officers and employees who are resident agents of a corporation for the purpose of service of process on the corporation from being required to file with the department of state a disclosure of certain financial interests; providing an effective date.

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

*The Honorable Mallory E. Horne, President* April 30, 1974

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

HB 3287                      HB 3064                      HB 619  
 CS for HB 3056

—and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representative Craig—

HB 3287—A bill to be entitled An act regulating shrimp fishing; amending §370.153(1)(f) and (g), (2), (3)(b), (4)(a), (b), (d) and (g) and (8), Florida Statutes, 1973; including Nassau County in the regulations now imposed on live and dead shrimp production in Duval, St. Johns, Putnam and Clay counties; creating §370.154, Florida Statutes; designating the Florida east coast shrimp beds; providing regulations for the Florida east coast shrimp beds; imposing criminal penalties for violation of the regulations; providing an effective date.

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

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

HB 524 by Representative Carlucci  
 CS for HB 687 by Committee on Governmental Operations  
 HB 782 by Representative G. Robinson  
 HB 803 by Committee on Agriculture  
 SB 675 by Senator Smathers  
 SB 684 by Senator Saunders  
 SB 703 by Senator Smathers  
 SB 707 by Senator Ware

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

*The Honorable Mallory E. Horne, President* May 2, 1974

I am directed to inform the Senate that the House of Representatives has passed SB 491.

*Allen Morris, Clerk*

*The Honorable Mallory E. Horne, President* May 1, 1974

I am directed to inform the Senate that the House of Representatives has adopted SCR 494.

*Allen Morris, Clerk*

The bills contained in the above messages were ordered enrolled.

*The Honorable Mallory E. Horne, President* April 30, 1974

I am directed to inform the Senate that the House of Representatives has passed as amended CS for HB 2732 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By the Committee on Elections and Representative Lewis—

CS for HB 2732—A bill to be entitled An act relating to soil and water conservation; amending section 582.01(6), F.S., 1971 to remove landowner from the definition of qualified elector; amending §582.18, F.S., 1972 Supplement, to provide that the election of supervisors of each soil and water conservation district shall be held at the second nonpartisan election and that vacancies shall be filled by the remaining supervisors; amending §582.19(2), F.S., 1971, relating to selection of successors; providing an effective date.

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

*The Honorable Mallory E. Horne, President* April 30, 1974

I am directed to inform the Senate that the House of Representatives has adopted HCR 3246 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By the Committee on Transportation and Representative Holway and others—

HCR 3246—A concurrent resolution recognizing the extraordinary services performed by Francis Turner Holland, M. D., in the promotion of highway safety, not only for the division of driver licenses of the department of highway safety and motor vehicles but for the people of the State of Florida.

—was read the first time by title and placed on the Calendar.

By Representatives Blackburn and Nuckolls—

**HB 3064**—A bill to be entitled An act relating to the unlawful transmission or publication of telephone credit information; creating section 817.483, Florida Statutes, 1973; providing a penalty; providing an effective date.

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

By Representative Kutun—

**HB 619**—A bill to be entitled An act relating to insurance contracts and coverage for mental and emotional disorders; adding subsection (4) to §627.419, Florida Statutes, 1972 Supplement; authorizing payment or reimbursement for professional services rendered by a physician licensed under chapter 458 or chapter 459 or by a qualified psychologist licensed under chapter 490, Florida Statutes; providing an effective date.

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

By the Committee on Business Regulation and Representative J. Thomas and others—

**CS for HB 3056**—A bill to be entitled An act relating to the unauthorized copying of phonographic records, discs, wires, tapes, films or other articles on which sounds are recorded; amending section 543.041(2), Florida Statutes, and adding subsection (5) to said section; providing that duplication of sound recordings is lawful so long as federal copyright laws are complied with and certain specified labeling requirements are met; providing that the duplication of sound recordings in compliance with section 543.041 shall not constitute an unfair or deceptive trade practice; providing a penalty; providing an effective date.

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

*The Honorable Mallory E. Horne, President* May 1, 1974

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 HJR 3472 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By the Select Committee on Standards & Conduct and Representatives Spicola and Dyer—

**HJR 3472**—A joint resolution proposing an amendment to Section 5 of Article II of the State Constitution relating to conflicts of interest.

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

*The Honorable Mallory E. Horne, President* May 1, 1974

I am directed to inform the Senate that the House of Representatives has passed as amended HB 2175 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By the Committee on Appropriations and Representative Mixson—

**HB 2175**—A bill to be entitled An act relating to state officers and employees group insurance; amending section 112.075 (7)(a), Florida Statutes, 1972 Supplement, providing that the state shall contribute fifty percent (50%) of family coverage for employees participating in the state group insurance program; repealing section 112.075 (7)(c), Florida Statutes, 1972 Supplement, which requires such employees to bear the full cost of such coverage; providing an effective date.

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

*The Honorable Mallory E. Horne, President* May 1, 1974

I am directed to inform the Senate that the House of Representatives has passed as amended HB 714 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representatives Conway and Young—

**HB 714**—A bill to be entitled An Act relating to personnel of a district school system; amending §231.40(1)(a), Florida Statutes, and adding a new paragraph (b), to provide for entitlement to additional sick leave for members of the instructional staff; providing an effective date.

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

On motion by Senator Johnson the rules were waived and privileges of the floor were accorded to Vince Rio.

#### SPECIAL ORDER

On motion by Senator Barron consideration of SB 66 was temporarily deferred, the bill retaining its place on the calendar.

SB 283 was taken up, together with:

By the Committee on Criminal Justice—

**CS for SB 283**—A bill to be entitled An act relating to grand juries; providing for the convening, empanelling, procedures, powers, and duties of the grand jury, and of the court, state attorney, and witnesses in relation to the grand jury; providing penalties for violations; repealing sections 905.01—905.28, Florida Statutes, relating to grand juries; repealing Chapter 2554, Laws of Florida and chapters 57-550, 63-752, 65-864 and chapter 70-1000, Laws of Florida, relating to grand jury commissions in counties exceeding a specified population; providing an effective date.

—which was read the first time by title and SB 283 was laid on the table.

On motion by Senator Johnson, by two-thirds vote CS for SB 283 was read the second time by title.

Senator Johnson moved the following amendments which were adopted:

**Amendment 1**—On page 4, line 6, strike “indicated” and insert: indicted

**Amendment 2**—On page 15, lines 20—22, after the words “pursuant to” strike: “court order. When a court orders the disclosure of such testimony pursuant to subsection (1)” and insert: paragraph (a) of this subsection. When disclosure is made pursuant to paragraph (a) of this subsection

**Amendment 3**—On page 15, lines 25—26, after the words “disclosure is” strike: “ordered by a court pursuant to subsection (1)” and insert: made pursuant to paragraph (a) of this subsection

**Senator Saunders presiding.**

Senator Ware moved the following amendment which was adopted:

**Amendment 4**—Strike lines 25—29 on page 17 and lines 1—6 on page 18 and renumber subsequent sections

Senator Ware moved the following amendment:

**Amendment 5**—On page 15, lines 2—5, strike “except that testimony of a witness given before the grand jury shall be furnished to any defendant indicted by that grand jury at least 24 hours prior to the witness testifying in the subsequent criminal trial of that defendant.”

Senator Johnson moved the following substitute amendment:

**Amendment 6**—On page 15, line 5, after the word “defendant” insert: unless the court finds, after motion by the state attorney or the witness, that there are reasonable grounds to believe that such disclosure may result in the harm or intimidation of the witness or may prejudice an ongoing investigation. If the court determines not to disclose such grand jury testimony to the defendant, then upon conclusion of the witness's direct testimony at trial, and on motion by

the defendant, the court shall review in camera the witness's grand jury testimony and order the disclosure to the defendant of any material conflicts between the grand jury testimony and other statements of the witness

The President Pro Tempore presiding

Amendment 6 failed by the following vote:

Yeas—11

Gordon	Johnson	Pettigrew	Sykes
Graham	McClain	Sayler	Winn
Gruber	Myers	Stolzenburg	

Nays—18

Brantley	Johnston	Sims	Williams
Childers	Lewis	Smathers	Wilson
Deeb	Peterson	Vogt	Zinkil
de la Parte	Plante	Ware	
Glisson	Saunders	Weber	

The question recurred on the adoption of Amendment 5 and the amendment was adopted.

Senator Smathers moved the following amendment which failed:

Amendment 7—On page 17, lines 5—20, strike Section 32

Senator Johnston moved the following amendment which failed:

Amendment 8—On page 10, line 26, strike "A court reporter or stenographer shall be present at every session and shall record verbatim the testimony of all witnesses."

Senator Johnson moved the following amendment which was adopted:

Amendment 9—On page 14, line 12, after "court" insert: alone

Senators Johnston and Peterson offered the following amendment which was moved by Senator Peterson and failed:

Amendment 10—On page 3, strike lines 22 through 29, and on page 4, lines 1 through 7, strike lines 1 through 7

Senator Vogt moved the following amendment which failed:

Amendment 11—On page 8, lines 12 and 13, strike "and to keep records of the vote of each grand juror on each matter voted on by the grand jury"

Senator Ware moved the following amendment which was adopted:

Amendment 12—On page 14, strike lines 22 through 29, and all of page 15 and on page 16, lines 1 through 16 and insert:

Testimony not to be disclosed; exceptions.—

(1) A grand juror, state attorney, assistant state attorney, reporter, stenographer, interpreter, or any other person appearing before the grand jury shall not disclose the testimony of a witness examined before the grand jury or other evidence received by it except when required by a court to disclose the testimony for the purpose of:

- (a) Ascertaining whether it is consistent with the testimony given by the witness before the court;
- (b) Determining whether the witness is guilty of perjury; or
- (c) Furthering justice.

(2) It is unlawful for any person knowingly to publish, broadcast, disclose, divulge, or communicate to any other person, or knowingly to cause or permit to be published, broadcast, disclosed, divulged, or communicated to any other person, in

any manner whatsoever, any testimony of a witness examined before the grand jury, or the content, gist, or import thereof, except when such testimony is or has been disclosed in a court proceeding. When a court orders the disclosure of such testimony pursuant to subsection (1) for use in a criminal case, it may be disclosed to the prosecuting attorney of the court in which such criminal case is pending, and by him to his assistants, legal associates, and employees, and to the defendant and his attorney, and by the latter to his legal associates and employees. When such disclosure is ordered by a court pursuant to subsection (1) for use in a civil case, it may be disclosed to all parties to the case and to their attorneys and by the latter to their legal associates and employees. However, the grand jury testimony afforded such persons by the court can only be used in the defense or prosecution of the civil or criminal case and for no other purpose whatsoever.

(3) Nothing in this section shall affect the attorney-client relationship. A client shall have the right to communicate to his attorney any testimony given by the client to the grand jury, any matters involving the client discussed in the client's presence before the grand jury, and any evidence involving the client received by or proffered to the grand jury in the client's presence.

(4) Persons convicted of violating this section shall be guilty of a misdemeanor of the first degree, punishable as provided in §775.083, or by fine not exceeding \$5,000, or both.

(5) A violation of this section shall constitute criminal contempt of court.

Senator Johnson moved the following amendment which was adopted:

Amendment 13—On page 17, line 18, after "records" insert: by the court alone

Senator Saunders presiding

On motion by Senator Johnson, by two-thirds vote CS for SB 283 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—21

Firestone	Gruber	McClain	Sykes
Gallen	Henderson	Myers	Winn
Gillespie	Johnson	Pettigrew	Zinkil
Glisson	Johnston	Plante	
Gordon	Lane (31st)	Poston	
Graham	Lewis	Scarborough	

Nays—17

Brantley	Peterson	Stolzenburg	Williams
Childers	Saunders	Trask	Wilson
Deeb	Sayler	Vogt	
de la Parte	Sims	Ware	
Lane (23rd)	Smathers	Weber	

By unanimous consent Senator Glisson changed his vote from yea to nay.

SB 334—A bill to be entitled An act relating to savings associations; amending §665.111(1), Florida Statutes, 1973, providing that access to certain books and records of certain savings associations shall be open to inspection by legislative subpoena as provided by law; providing an effective date.

—was read the second time by title.

The Committee on Governmental Operations offered the following amendments which were moved by Senator Firestone and adopted:

Amendment 1—On page 2, line 5, after the words "by law." insert: All such books and records which have been produced or furnished to any legislative body or committee pursuant to legislative subpoena, as described herein, shall be kept confidential by the legislative body or committee and shall not be made public. The confidential status of such books and records and information obtained therefrom shall exist while the books and records are in the possession of the legislative body or committee and shall continue after the legislative body or committee has returned the books and records to the association from

whence they came. No member of the legislature or member of the legislative body or committee, or any person shall make public or disclose any of the information found in the books and records which were subpoenaed, except in cases involving impeachment of or a criminal indictment of a public official.

**Amendment 2**—On page 1, line 9 in title, after the “;” insert: providing for confidentiality;

On motion by Senator Firestone, by two-thirds vote SB 334 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—35

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

Nays—1

Lewis

On point of order by Senator Childers, SB 792 was removed from the calendar and referred to the Committee on Ways and Means, pursuant to Rule 4.6.

**SB 335**—A bill to be entitled An act relating to bank and trust companies; amending §658.10(1), Florida Statutes, 1973, providing that applications, examination reports, and investigation reports may be disclosed or made public in response to a legislative subpoena; providing an effective date.

—was read the second time by title.

The Committee on Governmental Operations offered the following amendments which were moved by Senator Firestone and adopted:

**Amendment 1**—On page 2, line 3, after the words “by law.” insert: All division records, including bank or trust company applications, investigation reports, examination reports, and related information which have been furnished in compliance with or in response to such legislative subpoena, as referred to herein, shall be confidential communications and shall retain their confidential status while in the possession of any legislative body or committee receiving same, and shall not be made public. The confidential status of such bank or trust company applications, investigation reports, examination reports, and related information and information obtained therefrom, shall exist while such records and reports are in the possession of the legislative body or committee and continue after the legislative body or committee has returned such records and reports to the department, bank or trust company or from whence they came. No member of the legislature or member of the legislative body or committee or any person shall make public or disclose any of the information found in the bank or trust company applications, investigation reports, examination reports, and related information which were subpoenaed, except in cases involving impeachment of or a criminal indictment of a public official.

**Amendment 2**—On page 1, line 9 in title, insert after the “;” : providing for confidentiality under certain circumstances;

On motion by Senator Firestone, by two-thirds vote SB 335 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—36

Brantley	Deeb	Firestone	Gillespie
Childers	de la Parte	Gallen	Glisson

Gordon	Lane (23rd)	Saunders	Vogt
Graham	McClain	Saylor	Ware
Gruber	Myers	Sims	Weber
Henderson	Peterson	Smathers	Williams
Johnston	Pettigrew	Stolzenburg	Wilson
Johnston	Plante	Sykes	Winn
Lane (31st)	Poston	Trask	Zinkil

Nays—1

Lewis

SB 79 was taken up, together with:

By the Committee on Transportation—

**CS for SB 79**—A bill to be entitled An act relating to land transactions; providing that persons or entities holding real property in any form of representative capacity shall make a written public disclosure of every person having a beneficial interest in the real property, however, small or minimal, before the real property held in representative capacity is sold or leased, taken by eminent domain or otherwise conveyed to the state or to any local governmental unit or agency of either; providing exemptions; providing an effective date.

—which was read the first time by title and SB 79 was laid on the table.

On motion by Senator Poston, by two-thirds vote CS for SB 79 was read the second time by title.

Senator Poston moved the following amendment which was adopted:

**Amendment 1**—On page 2, strike all of lines 1 and 2 and insert: This written disclosure shall be made to the chief officer, or to his officially designated representative, of the state, local governmental unit, or agency of either with which the

On motion by Senator Poston the Senate reconsidered the vote by which Amendment 1 was adopted.

CS for SB 79 with pending amendment was deferred.

SB 219 was taken up, together with:

By the Committee on Health and Rehabilitative Services—

**CS for SB 219**—A bill to be entitled an An act relating to health and rehabilitative services; amending subsection (1) of section 945.12, Florida Statutes, to provide for inmate transfers for rehabilitative treatment; amending subsection (1) of section 947.16, Florida Statutes, to provide, for purposes of parole eligibility, that the definition of “confined” includes persons transferred by the division of corrections to any appropriate treatment facility; providing an effective date.

—which was read the first time by title and SB 219 was laid on the table.

On motion by Senator Vogt, by two-thirds vote CS for SB 219 was read the second time by title.

Senator Lane (31st) moved the following amendment:

**Amendment 1**—On page 1, line 27, strike “treatment” and insert: the purpose of providing such specialized service or treatment for as long as such service or treatment is needed but for no longer than the remainder of the prisoner’s sentence.

The Journal of May 1 was corrected and approved.

The hour of adjournment having arrived, a point of order was called and the Senate adjourned at 12:00 noon to convene at 9:30 a.m., May 3, 1974.