

JOURNAL OF THE FLORIDA SENATE

Beginning the Seventh Regular Session of the Legislature of Florida convened under the Florida Constitution of 1968, at the Capitol, in the City of Tallahassee, Florida, on Tuesday, the Eighth of April A.D., 1975, being the day fixed by the Constitution of the State of Florida for convening the Legislature.

Tuesday, April 8, 1975

The Senate was called to order by Senator Dempsey J. Barron, President of the Senate, at 10:00 a.m. A quorum present—40:

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|-----------------|-------------|-------------|---------------|
| Mr. President | Graham | Myers | Stolzenburg |
| Brantley | Hair | Peterson | Thomas (30th) |
| Childers (28th) | Henderson | Plante | Thomas (4th) |
| Childers (1st) | Holloway | Poston | Tobiassen |
| Deeb | Johnston | Renick | Trask |
| Dunn | Lane (31st) | Saunders | Vogt |
| Firestone | Lane (23rd) | Sayler | Ware |
| Gallen | Lewis | Scarborough | Wilson |
| Glisson | MacKay | Sims | Winn |
| Gordon | McClain | Spicola | Zinkil |

Prayer by the Senate Chaplain, Dr. Robert M. McMillan, Pastor, First Baptist Church, Tallahassee:

We pause, our God, before we commence this legislative pilgrimage to invoke your blessing. We do not consider ourselves more worthy than others and we are thankful that worthiness is not the measure of your blessings upon us but rather your love, mercy and grace.

We come, with varying degrees of belief sometimes mingled with unbelief: But we come, for we recognize that in these complex days of human history we need wisdom greater than we possess of ourselves.

Help us to respect each other. Help us to keep distinct in our thinking the difference between persons and philosophies so that we shall maintain harmonious person to person relationships even at those times when we are in philosophical opposition.

Hear us, and help our unbelief. Amen.

The Senate pledged allegiance to the flag of the United States of America.

A committee from the House of Representatives, composed of Representatives Dick Clark, Ryals and James, appeared at the Bar of the Senate and notified the Body that the House of Representatives was convened and ready to proceed with the business of the session. The President expressed the appreciation of the Senate for the report and the committee withdrew.

The President addressed the Senate as follows:

Welcome to the 1975 session of the Florida Legislature.

Let me begin by telling you some facts about our state and nation which should be a warning signal to us all. Those who have taken the time to study the present situation in America know that we do not have the level of capital investment needed to modernize and expand our plants, to create new jobs for a growing labor force, or to curb inflation. Instead of continually renewing and enlarging the foundations of our private enterprise system — which accounts for 85% of all jobs in America — we have allowed those foundations to erode away while we indulged in a long binge of bureaucratic growth, over-spending, and over-consumption.

From 1960 through 1971, annual capital investment in this country averaged approximately 18% of our Gross National Product. This was the smallest figure any major industrial nation in the free world reinvested in business. In Japan, annual capital investment averaged over 33% of the GNP; in Germany that figure was 26%.

A major reason for the decline of capital reinvestment is the sharp decline in corporate profits, which are at an all-time low. They have dropped from \$18 billion in 1965, to only \$3 billion in 1973 (even though that was a period of growth for the GNP). The anticipated loss of corporate profits for 1974 is \$16 billion. The arithmetic is simple. We have experienced a loss of \$34 billion in profits in only 9 years. We simply cannot compete in a world where other nations encourage business while we permit — or encourage — the death of the free enterprise system that puts food on the tables of 85% of our people.

You ask how this situation came to exist? The answer is alarming. It took 186 years in this nation for the federal budget to reach \$100 billion, which it did in 1962. In only nine years, it had reached \$200 billion. Only four years later, public expenditures at the federal level moved to \$300 billion. In the process the cost of all units of government have risen to 33% of the GNP and are heading higher.

The answer is obvious. The government bureaucracy, which feeds on the free enterprise system, is rapidly eating away at the hand that feeds it.

You should gain no comfort from the fact that I speak of the federal government. Let's look at Florida a moment. Government employment in Florida has increased 167% since 1960, while private employment went up only 104%, and the population increased only 65%.

Salaries for state employees totaled \$785 million last year — more than a 100% increase in only five years.

The state is spending \$17 million annually to lease office space this year, compared with \$3.5 million annually only four years ago. In 1970 we paid \$2.91 per square foot for leased space: Today the average is \$4.24 per square foot.

These dismal conditions have occurred at the federal level and across the nation under strong executive branches of government. The answer must lie with that legislative branch. Let me again remind you, you are a member of the legislative branch — the government which is closest to the people. I have told people all over Florida, speaking in your behalf, that the Senate will be fiercely independent and a strong guardian of the taxpayer's dollar and his individual rights.

We will take seriously our solemn responsibilities under the law relative to suspensions, appointments, and removals. Some of those assignments will be difficult, and in others, the evidence is already in.

I don't believe there is one among you who does not take great pride in being one of 40 state Senators, independent of the other branches of government. Should I be wrong in this regard about any one of you, please let me know early so that I can grant you free time to participate elsewhere.

Seldom have circumstances provided more opportunities and challenges than those we now face in this year of national economic slowdown, declining state revenues, and excessive governmental bureaucracy. In my address to you at the organizational session last November, I reviewed the magnitude of problems we would be facing today.

At that time I promised to have specific recommendations at the beginning of this session directed toward the solution of those problems. I am now prepared to make those recommendations.

Of overriding concern this year must be the content and priorities of our annual appropriations bill. When we met last November, it was already clear that declining revenues would require strong and bold action on the part of the legislature this session. A reduction of \$117.5 million in estimated revenues for this year had been announced. Since then the reduction has been estimated at over \$232 million. This is 10% below the revenue estimates on which our 1974 appropriations were based. The shortage of revenues are reflected largely in sales tax, corporate income tax, and estate tax collections. Things are so bad people can't even afford to die.

Within the next week or so we will have new estimates based on today's economy which could reflect even further reductions. These figures will be furnished to you as soon as they are available to me.

These fiscal facts clearly indicate the path we must take.

—All levels of state government must get by on far less than has been requested.

—No new money is or will be available for speculative government programs of untested or doubtful value.

I am aware — as you are — of the strategy of the bureaucracy.

Potential uses of \$24 million savings in HRS are:

1. Provide a hot meal daily to 30,000 elderly people who qualify.
2. Provide intensive medical care to 8,000 infants born with serious birth defects.
3. Provide non-residential care to 96,000 additional retarded persons.
4. Fund 50,000 additional qualified dependent children under the AFDC program.
5. Totally fund 9,800 disabled persons who qualify.

They would not hesitate to recommend new taxes, since only you could enact such recommendations. If you have tested public opinion in your district as I have throughout the state, then you know — as I do — that it is not the will of the people to bail out our overgrown bureaucracy by an additional tax burden.

I am confident that available tax dollars can and will be made to stretch further than in the past.

Your prompt action on a package of bills developed by committees during the interim will streamline and reduce the bureaucracy, while providing better services to our people.

Tomorrow we have scheduled a two-bill legislative package to reorganize the massive, wasteful, unwieldy, and largely unresponsive Department of Health and Rehabilitative Services. One bill will regionalize services to the state's needy, reduce the current level of spending in HRS by about \$24 million, sharply reduce management overhead from its present unconscionable 17%, and in the process eliminate duplication of effort from among nine competing divisions. The Senate sponsors of the bill tell me they will present convincing evidence to support the need for this long overdue reorganization of the biggest agency in government and the second largest spender of the taxpayer's dollar. I urge your careful consideration of that measure. The second bill in the package, SB 169, separates the state correc-

tional system from HRS and creates a separate department of government.

Good management of the state's economic resources dictates that this move to reorganize HRS is long overdue. The aged, the sick, the blind, the disabled, the retarded, the mentally ill, and others in need deserve our attention in this vital area. The taxpayers demand that we find a method to by-pass the bureaucratic haystack so that the needy who qualify will be the real beneficiaries of those tax dollars, and that those dollars not be siphoned off at the top by large and unwieldy bureaucracy.

In my travels all over Florida testing the sentiments of your constituents and mine, one common concern and fear that has been expressed from Key West to Pensacola and from Tampa to Jacksonville—the skyrocketing crime rate in Florida. Only last week the U.S. Attorney General predicted another increase of 17%, and Florida leads the way. I would suggest that no one within the range of my voice is unfamiliar with the problem of crime in Florida — either you, your relatives or friends have been victims of our crime rate. The citizens of our state live in constant fear that they will be a victim tomorrow or tonight.

Our nation's history clearly demonstrates the failure of mandatory rehabilitation programs that return criminals to the streets too quickly, or protect the convicted criminal from serving his just term in prison rather than protecting the law-abiding victim of violent crime.

We must design and maintain a corrections system that incarcerates for specific periods of time those judged to be guilty of committing serious crimes against persons, while also providing a balanced rehabilitation program for those who demonstrate to society that they are worthy of and willing to participate in a lawful society.

Next, you will have the opportunity to reorganize Florida's present pinball maze of environmental regulation. Committee Substitute for SB 123 unifies all environmental programs and permitting into one agency. This will pinpoint responsibility for the environmental quality of the state, and will eliminate overlapping duties and functions. Services will be provided through district offices to get the people an answer close to home and during this lifetime. This bill is the result of immeasurable hours of hard work and commitment to produce the best possible product. I would like to commend the Senators, their staffs, the House of Representatives, and cooperative members of the executive branch for their effort in hammering out a piece of legislation which already has broad support and will continue to gain support.

When we have completed our work on HRS and environmental reorganization, we will revert to emphasis on committee meetings in order to develop packages of legislation in other areas of need.

With education consuming 65¢ of every tax dollar, I anticipate considerable activity along the following lines:

1. Reform of the state university system budget procedures so that the legislature will be better able to identify and budget on educational objectives. We need the kind of flexibility, visibility, and accountability in higher education funding that was developed in the legislature for kindergarten through twelfth grade funding.
2. The item with the largest impact on the state budget is the Florida Educational Finance Act, through which 1.6 million K-12 students are funded. The dollar amounts available for this

and the relative proportions of the program to be financed by state and local property taxes will be closely scrutinized.

Through contact with the committee chairmen of the Senate standing committees during the interim, I am aware that significant packages of legislation will be forthcoming in the area of government operations. Those recommendations of the governor's management and efficiency study commission which require legislation will be considered in the fields of transportation, commerce, civil and criminal justice.

My fellow senators, we have a heavy, yet challenging task before us. I pledge to you the full cooperation of the President's office in helping to bring about legislation to limit the growth of government and at the same time wisely and judiciously allocate the tax dollars which we hold in trust for our people.

As our nation approaches its 200th birthday next year, let history report that 1975 was the year in the Florida Legislature when we cut a path through the bureaucratic jungle and again found our way to the path outlined by the founders of this country. This was the year we returned to a policy which guarantees maximum freedom of the individual — both in his private and business life unfettered by the harsh and heartless demands of an overpowering government — the year we returned to protection under the law in our homes, our streets, and our businesses — with the reinstatement of a system of justice which rewards the law-abiding citizen and administers justice under the law to those who disregard the lawful rights of others. Let's return to a way of life in which the government intervenes only when the individual cannot provide better for himself. Let's protect our environment with common sense approaches to the enforcement of our good environmental laws. Let's demand accountability of those who spend the taxpayers dollar and let's do it all and go home in 60 days. Today we shall begin. Thank you.

On motion by Senator Brantley the foregoing remarks were ordered spread upon the Journal.

The President invited Sanford H. Stiles, Public Service Promotion Manager, St. Petersburg Times, to the rostrum and introduced him to the Senate.

Mr. Stiles addressed the Senate briefly and certified a plaque to the President for presentation to former Senator Louis A. de la Parte, an unprecedented fourth-time winner of the St. Petersburg Times Award.

On motion by Senator Lane (23rd) that a committee be appointed to escort former Senator de la Parte to the rostrum, the President appointed Senators Lane (23rd), Spicola and McClain.

On behalf of the St. Petersburg Times, the President presented a plaque to Senator de la Parte who was selected to receive the "Most Valuable Senator" award by legislative correspondents and daily newspaper editors on the basis of outstanding service to all of Florida as a member of the 1974 Florida Senate, and for personal and public integrity as well as ability and courage in promoting progressive legislation.

Senator de la Parte, following acceptance of the plaque, addressed the Senate briefly.

On motion by Senator Spicola that a committee be appointed to notify the House of Representatives that the Senate was convened and ready to proceed with the business of the session, the President appointed Senators Spicola, Thomas (4th) and Tobiasen. The committee withdrew.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Dempsey J. Barron, President April 8, 1975

I am directed to inform the Senate that the House of Representatives has adopted HCR 1 Org. and HCR 529 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Craig—

HCR 1-Org.—A concurrent resolution providing that the House of Representatives and Senate convene in joint session for the purpose of receiving a message from the Governor.

—was read the first time in full. On motion by Senator Brantley by two-thirds vote HCR 1-Org. was read the second time by title, unanimously adopted and certified to the House.

By Representatives Craig and Tucker—

HCR 529—A concurrent resolution providing for sine die adjournment of the 1975 Regular Session.

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

The Committee appointed to notify the House of Representatives appeared at the Bar of the Senate and reported to the President that its duty had been performed. The Committee was thanked for its service and discharged.

INTRODUCTION

By Senator Saylor—

SB 1—A bill to be entitled An act relating to the election code; repealing s.104.38, Florida Statutes, the right to reply law; relating to giving free space in a newspaper which assailed a candidate in an election; providing an effective date.

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

By Senator Lane (23rd)—

SB 2—A bill to be entitled An act relating to the Florida Uniform Traffic Control Law; creating s.316.165, Florida Statutes; providing that state, county and municipal governments provide specially designed and marked motor vehicle parking spaces for the use of totally and permanently disabled persons who must use a wheelchair for mobility; providing specifications for such parking spaces and for the erection of appropriate signs; providing a penalty; providing an effective date.

—was read the first time by title and referred to the Committees on Transportation and Judiciary-Criminal.

By Senators Zinkil, Firestone, Thomas (30th) and Lewis—

SB 3—A bill to be entitled An act relating to condominiums and cooperative apartments; creating ss.711.80-711.87, Florida Statutes; prescribing powers, duties and functions of the department of community affairs with respect to the enforcement of chapter 711, Florida Statutes; requiring developers to file disclosure materials with the department; providing filing fees; empowering the department to make investigations and seek judicial enforcement; providing for dissemination of information by the department; providing for recommendations to the legislature; prohibiting the department from prescribing rules and regulations governing the development, construction, sales, lease, operation, ownership and management of condominiums and cooperatives without prior legislative authority; providing for additional department personnel; providing an appropriation; providing an effective date.

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

By Senator Saylor—

SB 4—A bill to be entitled An act relating to the Florida Income Tax Code; amending s.220.03(1)(b), Florida Statutes; providing an exemption from the corporate income tax to public utilities, telephone companies and telegraph companies; providing that the Florida Public Service Commission review and terminate certain rate increases; providing an effective date.

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

By Senator Zinkil—

SB 5—A bill to be entitled An act relating to acquisition of lands for parks and recreation; amending s.375.031(6),

Florida Statutes; providing a procedure to be followed by the division of recreation and parks relating to eminent domain; amending s.592.07(1), Florida Statutes; deleting prohibition against obligating state to pay for lands acquired; deleting requirement that lands be contiguous and that land acquisition is subject to legislative approval; amending s.592.074, Florida Statutes; providing limitations on the division's power of eminent domain; providing an effective date.

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

By Senator Zinkil—

SB 6—A bill to be entitled An act relating to public officers, employees and candidates for public office; amending s.112.317, Florida Statutes, 1974 Supplement; providing penalties for violations; amending s.112.324, Florida Statutes, 1974 Supplement; requiring the secretary of state to remove from the ballot the name of any candidate failing to file a statement of disclosure; providing an effective date.

—was read the first time by title and referred to the Committees on Governmental Operations and Judiciary-Criminal.

By Senator Saylor—

SB 7—A bill to be entitled An act relating to the Florida income tax code; amending s.220.11(2), Florida Statutes; decreasing the rate of tax; amending s.220.14(1), Florida Statutes; increasing the exemption from tax; providing an effective date.

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

By Senators Scarborough, Firestone, Myers, Winn, Spicola, Gordon, Dunn, Graham, Vogt and Wilson—

SCR 8—A concurrent resolution ratifying the proposed amendment to the Constitution of the United States relating to equal rights for men and women.

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

By Senator Sykes—

SB 9—Rule 2.18 provides that a prefiled bill introduced solely by a Senator who will not be a Senator at the next ensuing regular session of the legislature shall be reported unfavorably without notice or hearing.

By Senator Vogt—

SB 10—A bill to be entitled An act relating to highway designation; designating that portion of State Road 46 from Interstate Highway 4 to U. S. Highway 17, as the "William A. Kratzert, Sr. Highway"; authorizing and directing the Department of Transportation to erect suitable markers; providing an effective date.

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

By Senator Poston—

SB 11—A bill to be entitled An act relating to tax exemption; adding subsection (4) to section 196.196, Florida Statutes; providing for uniform enforcement by specifying properties that comply with certain exemption criteria; providing an effective date.

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

By Senator Vogt—

SB 12—A bill to be entitled An act relating to the alcoholic beverage law; creating s.561.225, Florida Statutes; providing limitations for licensing vendors near existing churches or

schools or where prohibited by municipal ordinance; providing a method of measurement; providing an effective date.

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

By Senator Zinkil—

SB 13—A bill to be entitled An act relating to property assessment administration; amending s.195.062, Florida Statutes, as amended, to delete the requirement that the tax assessors' manual provide for assessing unsold platted lands on the same basis as unplatted lands until 60 percent of such lands shall have been sold as lots; providing an effective date.

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

By Senator Deeb—

SB 14—A bill to be entitled An act relating to state retirement systems; amending s.121.051(2)(a), Florida Statutes, as amended; extending survivor benefits for members transferring from the Teachers' Retirement System of Florida to the Florida Retirement System until fully insured for disability benefits under the federal social security law; providing an effective date.

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

By Senator Deeb—

SB 15—A bill to be entitled An act relating to the Real Estate License Law; amending s.475.17(3), Florida Statutes, providing that an applicant for registration as a real estate broker shall have held an active real estate salesman's registration certificate for at least 18 months and deleting provisions relating to apprenticeship; repealing s.475.171, Florida Statutes, relating to apprenticeship; providing an effective date.

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

By Senator Deeb—

SB 16—A bill to be entitled An act relating to licensing of the construction industry; amending s.468.102(7), Florida Statutes, to redefine "register"; amending s.468.105(1)(a), (2), Florida Statutes, to provide that contractors register by filing an application as prescribed by the Florida Construction Industry Licensing Board and to specify the limitations authorized by registration for contracting in the state; providing an effective date.

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

By Senator Vogt—

SB 17—A bill to be entitled An act relating to municipal finance and taxation; amending s.166.231(1)(a), Florida Statutes, as amended; removing authority of municipalities to levy a tax on the purchase of cable television service; providing an effective date.

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

By Senators Peterson, Poston, Glisson, Hair, Thomas (4th), Sims, Renick and Stolzenburg—

SB 18—A bill to be entitled An act relating to motor vehicle licenses; amending s.320.06(2)(a), (d), (e), (f), Florida Statutes; providing for transfer of registration license plates between vehicles; providing transfer fees; providing for adjustments in and refunds of tax for transfers between different classes; amending s.320.14(3) and repealing s.320.14(4), Florida Statutes; providing for fractional registration fees; amending s.320.15, Florida Statutes; providing for a credit or refund when a motor vehicle or mobile home is destroyed, sold or permanently removed from the state; providing an effective date.

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

By Senators Lewis and Dunn—

SB 19—A bill to be entitled An act relating to county conveyances; reenacting s.125.41, Florida Statutes, 1969, which provides a form for the conveyance of county-owned lands, dispensing with witnessing and acknowledgment, and providing for the recording thereof; providing for validation of conveyances made in that prescribed form between May 5, 1971 and effective date of this act, and for the recording of same; providing an effective date.

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

By Senator Saylor—

SB 20—A bill to be entitled An act relating to health care service programs; creating s.641.305, Florida Statutes; authorizing health maintenance organizations to obtain indemnity insurance or similar protection from insurers or medical or hospital service plans; providing an effective date.

—was read the first time by title and referred to the Committee on Health and Rehabilitative Services.

By Senators Vogt and Henderson—

SB 21—A bill to be entitled An act relating to crimes with respect to animal fights; prohibiting the staging, promoting or advertising of fights between animals; prohibiting betting on or being a spectator at animal fights; providing penalties; providing an effective date.

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

By Senator Graham—

SB 22—A bill to be entitled An act for the relief of Beatrice Manus; providing an appropriation to compensate her for the death of her husband, Lloyd A. Manus, as a result of injuries sustained in a motor vehicle accident with a Dade County school bus; providing an effective date.

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

By Senators Winn and Wilson—

SB 23—A bill to be entitled An act relating to the public service commission; amending section 350.01, Florida Statutes, to increase the number of public service commissioners from three to five; providing for election of the two new members in the general election of November, 1976; providing an effective date.

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

By Senator Deeb—

SB 24—A bill to be entitled An act relating to homestead tax exemption; amending s.196.012(10), Florida Statutes, as amended; amending s.196.101(2), Florida Statutes; requiring a licensed physician in a local health unit to determine whether a person is totally and permanently disabled or a quadriplegic when requested to do so by such person; providing an effective date.

—was read the first time by title and referred to the Committee on Health and Rehabilitative Services.

By Senator McClain—

SB 25—A bill to be entitled An act relating to gubernatorial appointments; creating s.14.065, Florida Statutes; prohibiting patronage committees; providing for appointments to be made on the basis of merit and qualifications; providing penalties; providing an effective date.

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

By Senator McClain—

SB 26—A bill to be entitled An act relating to patronage committees; creating s.286.051, Florida Statutes, requiring that

meetings of patronage committees be open to the public; providing an effective date.

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

By Senators Zinkil and Thomas (30th)—

SB 27—A bill to be entitled An act relating to condominiums and cooperative apartments; amending s.711.01, Florida Statutes; creating s.711.015, Florida Statutes; amending s.711.03, Florida Statutes, as amended; amending s.711.61, Florida Statutes, as created by chapter 74-104, Laws of Florida; clarifying the application of the various definition provisions with respect to condominiums and cooperative apartments; providing an effective date.

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

By Senator Zinkil—

SB 28—A bill to be entitled An act relating to homestead tax exemption; amending s.196.031(3)(c), Florida Statutes, as amended; deleting the restriction that the maximum homestead exemption not exceed \$10,000; providing a retroactive effective date.

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

By Senator Plante—

SB 29—A bill to be entitled An act relating to the sales and use tax; adding paragraph (1) to s.212.08(7), Florida Statutes, as amended; exempting from sales tax articles of typography, artwork, photoengravings, compositions, lithographs, or electrotypes sold to a person engaged in printing if such products are to be used in producing certain materials for resale; providing an effective date.

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

By Senator Winn—

SB 30—A bill to be entitled An act relating to weapons and firearms; creating s.790.125, Florida Statutes; requiring a 72-hour delay before delivery of a handgun; providing penalties; providing an effective date.

—was read the first time by title and referred to the Committees on Commerce and Judiciary-Criminal.

By Senator Myers—

SB 31—A bill to be entitled An act relating to family services; amending s.409.267(2)(b), Florida Statutes, limiting county contributions for medical assistance programs; providing an effective date.

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

By Senators Saylor and Deeb—

SB 32—A bill to be entitled An act relating to wages of persons employed on public works; repealing s.215.19, Florida Statutes, relating to the rate of wages for laborers, mechanics and apprentices employed on public works; providing an effective date.

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

By Senator Winn—

SB 33—A bill to be entitled An act relating to elections; amending section 100.011(1), Florida Statutes; providing for an increase in the number of hours polls will be open; providing an effective date.

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

By Senator Firestone—

SB 34—A bill to be entitled An act relating to the Division of Hotels and Restaurants of the Department of Business Regulation; amending s.509.261(1)(a), Florida Statutes, specifically authorizing the division to revoke or suspend licenses of public lodging establishments which are in violation of the law relating to the deposit money or advance rent requirements of the landlord and tenant law; providing an effective date.

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

By Senator Glisson—

SM 35—A memorial to the Congress of the United States requesting the Congress to amend the Internal Revenue Code to exempt retired persons from paying income tax upon retirement benefits and pensions.

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

By Senator Winn—

SB 36—A bill to be entitled An act relating to laundry and dry cleaning establishments; providing for strict liability; prohibiting limitation of liability by agreement; requiring that all garments, clothing, household articles or other articles received be fully insured; providing for personal liability of the owner in the absence of sufficient insurance; prohibiting the collection of more than the fair market value for any such item; providing an effective date.

—was read the first time by title and referred to the Committees on Commerce and Judiciary-Civil.

By Senator Winn—

SB 37—A bill to be entitled An act relating to nonresidential landlord-tenant relationships; creating s.83.252, Florida Statutes; providing that a security deposit or advance rent payment held in excess of 3 months be held in a separate account unless a surety bond is posted; providing for the payment of interest on a security deposit or advance rent payment held in excess of 6 months; providing for return of deposit and interest or notice of claim thereon within 15 days after termination of the lease; providing for deduction of the amount of the claim upon the tenant's failure to object within 15 days; providing that a tenant who fails to give 7 days notice prior to vacating the premises waives his right to notice; providing for court costs and attorney's fees; providing a saving clause; providing an effective date.

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

By Senators Wilson and Henderson—

SB 38—A bill to be entitled An act relating to cruelty to animals; making it unlawful to keep or train an animal for fighting exhibitions, to provide or maintain facilities for animal fights, or to stage or to attend exhibitions of animal fighting; providing for seizure and disposition of animals; providing penalties; providing an effective date.

—was read the first time by title and referred to the Committees on Judiciary-Criminal and Agriculture.

By Senator Winn—

SB 39—A bill to be entitled An act relating to the automotive repair business; providing for licensing and regulation; providing procedures for issuance of licenses; prohibiting certain practices; providing an administrative penalty and civil remedy; providing for enforcement; providing injunctive relief and civil remedy; authorizing attorney's fees; providing severability; providing an effective date.

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

By Senators Holloway, Poston, Firestone, Zinkil, Renick, and Winn—

SB 40—A bill to be entitled An act relating to highways and bridges; providing an appropriation for the purpose of repair-

ing and reconstructing the bridges in the Florida Keys on U.S. Highway 1; providing an effective date.

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

By Senator Gallen—

SB 41—A bill to be entitled An act relating to adoption; amending s.63.062(1), Florida Statutes; designating persons required to consent to an adoption of a minor; adding s.63.102(3), Florida Statutes; authorizing a change of venue to protect the privacy of the petitioner or child; amending s.63.122(3)—(8), Florida Statutes, and adding a new subsection to said section; designating persons who must be given notice of an adoption hearing; authorizing the deletion of names from the notice of hearing to protect the privacy of the petitioner or child; providing an effective date.

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

By Senator Stolzenburg—

SB 42—A bill to be entitled An act relating to motor vehicle licenses; amending s.320.06(2)(e), Florida Statutes, 1974 Supplement; providing for refunding the difference in registration license taxes if the replacement motor vehicle, trailer or semi-trailer is of a lesser weight or length; repealing s.320.06(2)(f), Florida Statutes, 1974 Supplement, which prohibits such refund; providing an effective date.

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

By Senator Glisson—

SB 43—A bill to be entitled An act relating to the licensing of medical personnel; amending ss.458.05(3), 459.07(1), 464.071(2), and 464.121(2), Florida Statutes, to prohibit the licensing of foreign-trained physicians, osteopaths and nurses; providing exceptions; providing an effective date.

—was read the first time by title and referred to the Committee on Health and Rehabilitative Services.

By Senator Lane (23rd)—

SB 44—A bill to be entitled An act relating to the Florida Residential Landlord and Tenant Act; amending s.83.49(2), Florida Statutes, requiring that the tenant be notified of where and how advance rent or a security deposit is being held and of the provisions of said act relating to returning or imposing a claim upon a security deposit; providing an effective date.

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

By Senators Tobiassen and Childers (1st)—

SB 45—A bill to be entitled An act relating to the Florida Retirement System; amending s.121.051(2)(a), Florida Statutes, 1974 Supplement; extending the period during which members of certain other retirement systems may transfer to the Florida Retirement System; providing an effective date.

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

By Senator Peterson—

SB 46—A bill to be entitled An act relating to sentencing; creating s.921.145, Florida Statutes; providing that a defendant who pleads guilty to a capital or life felony, or to any felony punishable by life imprisonment, shall not be released from custody prior to sentencing; providing an effective date.

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

By Senators Graham, Brantley, Childers (28th), Childers (1st), Deeb, Dunn, Glisson, Gordon, Henderson, Johnston, Lane (31st), Lane (23rd), Lewis, MacKay, McClain, Peterson, Plante, Poston, Sayler, Thomas (30th), Tobiassen, Trask, Ware, Wilson, Zinkil, Renick, Winn and Myers—

SB 47—A bill to be entitled An act relating to fixed capital outlay appropriations; amending s.216.301(2), Florida Statutes;

providing for the reversion of certain fixed capital outlay appropriation balances to the General Revenue Fund; providing for the certification forward of certain other fixed capital outlay appropriation balances as of April 1 of the second fiscal year of appropriation; requiring a report and authorizing rules relating to such report; preserving the obligations of any contract in existence on or before the effective date of this act; providing an effective date.

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

By Senators Tobiassen and Childers (1st)—

SB 48—A bill to be entitled An act relating to the Teachers' Retirement System of the state; amending s.238.07(3), (11)(b)—(e), s.238.09(1), (5)(a)—(c), and s.238.11(1), Florida Statutes, to change the Teachers' Retirement System to a noncontributory system on the part of teachers; requiring employers of teachers to make those contributions now required to be made by teachers in addition to their present employer contributions; amending s.238.12(1), Florida Statutes, to remove the requirement that teachers consent to pay deductions for retirement as a condition of employment; providing that certain members who elected to transfer to the Florida Retirement System may return to the Teachers' Retirement System; providing an effective date.

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

By Senators Zinkil, Saylor, Lane (31st), Wilson and Poston—

SB 49—A bill to be entitled An act relating to motor vehicle license plates; amending s.320.06(4), Florida Statutes, 1974 Supplement; deleting the requirement that each license plate be imprinted with numerals to identify the county wherein the plate is issued and letters to identify "series"; providing an effective date.

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

By Senator Deeb—

SB 50—A bill to be entitled An act relating to the State Career Service System; amending s.110.022(1), Florida Statutes; providing for a uniform pay plan; providing an effective date.

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

By Senator Winn—

SB 51—A bill to be entitled An act relating to alcoholic beverage licenses; amending s.561.20(2), (7), Florida Statutes; providing that food sales in restaurants need not be simultaneous with alcoholic beverage sales; providing that certain special licenses issued prior to January 1, 1958, shall not include package sales as part of a gross income factor; providing for the issuance of a special license to bona fide bowling alleys; providing for the issuance of special club licenses to bona fide tennis clubs; providing an effective date.

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

By Senator Peterson—

SB 52—A bill to be entitled An act relating to taxation; amending s.212.08(6), Florida Statutes, 1974 Supplement; exempting from the sales tax sales of equipment used in the generation, transmission and distribution of electricity made to certain governments, political subdivisions, and contractors and agents employed by such governments or political subdivisions; adding s.212.08(7)(1), Florida Statutes, 1974 Supplement; exempting from the sales tax a portion of charge to consumer for electrical power or energy which results from increase in the cost of fuel to the utility; amending s.203.01, Florida Statutes; exempting from the gross receipts tax certain gross receipts derived from the collection of charges for electrical power or energy which charges result from an increase in the cost of fuel to the utility; providing an effective date.

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

By Senators Spicola and Wilson—

SB 53—A bill to be entitled An act relating to local government; providing legislative intent; providing definitions; requiring municipalities, counties, and certain special districts and local governmental entities to prepare and adopt comprehensive plans to guide future development and growth; establishing local land planning agencies; requiring local land planning agencies to prepare comprehensive plans and to recommend such plans to the governing bodies; establishing required and optional elements of a comprehensive plan; providing for surveys and studies; requiring public participation in the comprehensive planning process; providing procedures for adoption and amendment of adopted comprehensive plans; requiring evaluation and appraisal of comprehensive plans; establishing the legal status of comprehensive plans and prior comprehensive plans; relating comprehensive plans to the exercise of land development regulatory authorities; requiring cooperation by the Division of State Planning and regional planning agencies; requiring said division to prepare an annual report; providing for local planning assistance to local governments; establishing the Local Planning Assistance Trust Fund; creating the Property Rights Study Commission and providing an appropriation for same; providing for severability; providing an effective date.

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

By Senator Stolzenburg—

SB 54—A bill to be entitled An act relating to motor vehicle licenses; amending s.320.15, Florida Statutes; providing that any resident owner of a motor vehicle who disposes of the motor vehicle and surrenders the license plate to the Department of Highway Safety and Motor Vehicles or tax collector be entitled to a receipt and credit or refund in the amount of the pro rata of the annual registration fee or tax for the unexpired license period; providing an effective date.

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

By Senators Glisson and Thomas (4th)—

SB 55—A bill to be entitled An act relating to criminal law; amending s.775.087(2), Florida Statutes, 1974 Supplement; providing minimum sentence for conviction of certain felonies involving the use of a firearm or destructive device; providing an effective date.

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

By Senator Winn—

SB 56—A bill to be entitled An act relating to private investigative, watchman, guard and patrol services; providing legislative intent; amending s.493.02, Florida Statutes; increasing the civil penalty assessable against licensees; amending ss.493.04, 493.06, 493.09, 493.13, 493.20, and the introductory paragraph of s.493.03, Florida Statutes; adding s.493.10(5), Florida Statutes; providing for licensing of watchmen, guards and patrolmen as "Class F" licensees and fees therefor; providing for the time and method of payment of license fees; amending s.493.16(2), Florida Statutes; providing appeal procedures; amending s.493.23(2), Florida Statutes; deleting the requirement for the client's written permission to produce papers during investigation; providing an effective date.

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

By Senators Sims and Lane (23rd)—

SB 57—A bill to be entitled An act relating to drivers' licenses; providing definitions; requiring a license to operate a motorcycle or motor-driven cycle; requiring an examination and fees; authorizing the Department of Highway Safety and Motor Vehicles to accept a certification of competence for certain law enforcement employees; requiring the Division of Driver Licenses to develop a plan of implementation; providing a penalty; providing an effective date.

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

By Senators Firestone, Peterson, Zinkil, Winn, Vogt, Saylor, Spicola, Renick, Lane (23rd) and MacKay—

SJR 58—A joint resolution proposing an amendment to Section 7 of Article IV of the State Constitution relating to suspension from office of certain state officials.

—was read the first time and referred to the Committees on Judiciary-Criminal and Rules and Calendar.

By Senator Holloway—

SB 59—A bill to be entitled An act relating to the Florida Electrical Contractors' Licensing Board; amending s.468.182 (2)(b), (3)(b), Florida Statutes; providing that members may succeed themselves; providing an effective date.

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

By Senator Holloway—

SB 60—A bill to be entitled An act relating to transportation; requiring traffic to yield right-of-way to certain construction workers and vehicles; providing an effective date.

—was read the first time by title and referred to the Committees on Transportation and Judiciary-Civil.

By Senator Holloway—

SB 61—A bill to be entitled An act relating to the Florida Transportation Code; amending s.334.062, Florida Statutes; providing that there shall be a minimum of five field operation districts; providing that the secretary may revise the boundaries of the field operation districts; providing an effective date.

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

By Senator Holloway—

SB 62—A bill to be entitled An act relating to public schools; creating s.235.195, Florida Statutes; requiring school boards to determine whether school facilities are capable of absorbing additional students; requiring school boards to provide specified information and to participate in zoning, planning and building processes; empowering local governing bodies to reject development plans where school facilities are not available or planned; providing an effective date.

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

By Senator McClain—

SB 63—A bill to be entitled An act relating to campaign financing; amending s.106.10(4), Florida Statutes, 1974 Supplement, and adding a new subsection to said section; limiting the use of unexpended campaign contributions; providing an effective date.

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

By Senator Holloway—

SB 64—A bill to be entitled An act relating to the Department of Transportation; requiring the department to submit to the legislature a report on a transportation system for the Central Florida Corridor; providing that a final report be submitted by March 1, 1976, with interim status reports; providing that future studies and planning be coordinated with certain committees; providing an effective date.

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

By Senator Peterson—

SB 65—A bill to be entitled An act relating to legal notice of tax increase; amending s.200.065(3)(a), Florida Statutes, 1974 Supplement; providing that advertisements appear in newspapers that are published at least 5 days a week instead of 6 days a week; providing an effective date.

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

By Senators Wilson and Winn—

SB 66—A bill to be entitled An act relating to homicide; amending s.782.03, Florida Statutes; deleting the specific reference to lawfully correcting a child or servant as a basis for excusable homicide; providing an effective date.

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

By Senator Wilson—

SB 67—A bill to be entitled An act relating to public school transportation; amending s.234.01, Florida Statutes; prohibiting the payment of state funds for transportation of pupils who reside within 1 mile of the nearest appropriate school; prohibiting the transportation of pupils who reside within such distance; amending s.236.083(1)(a), Florida Statutes, as amended; conforming the determinative factor of transportation for school finance allocation; providing an effective date.

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

By Senator Wilson—

SB 68—A bill to be entitled An act relating to the transportation of school children; amending s.234.01, Florida Statutes; providing that state funds be paid under certain circumstances for the transportation of pupils whose homes are within 2 miles from the nearest appropriate school; providing an effective date.

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

By Senator Holloway—

SB 69—A bill to be entitled An act relating to the Florida electrical code; amending s.553.20, Florida Statutes, authorizing the Department of Community Affairs to enforce the provisions of this act; providing for adoption of the latest editions and revisions of the code; providing for waivers of the requirements of the code; providing for an annual report to the legislature; providing an effective date.

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

By Senator McClain—

SB 70—A bill to be entitled An act relating to nonpartisan elections; amending s.105.021, Florida Statutes; changing the time of elections for judicial officers; amending ss.98.161(1), 99.061(3), Florida Statutes; creating part II, chapter 105, Florida Statutes; providing for the nonpartisan election of supervisors of elections; providing an effective date.

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

By Senator McClain—

SB 71—A bill to be entitled An act providing for the relief of Marchant Fowler, Jr., making an appropriation to compensate him for injuries; providing an effective date.

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

By Senator Sims—

SB 72—A bill to be entitled An act relating to motor carriers; amending s.323.08(4), Florida Statutes, 1974 Supplement, to make applicable to carriers of road-building and construction aggregates the provisions relating to procedure for fixing and changing rates; providing an effective date.

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

By Senator Gallen—

SJR 73—A joint resolution proposing an amendment to Section 2, Article V of the State Constitution, relating to judicial administration, to authorize the legislature to amend

judicial rules of practice and procedure in the courts by general law enacted by two-thirds vote of the membership of each house of the legislature.

—was read the first time and referred to the Committees on Judiciary-Civil and Rules and Calendar.

By Senators Brantley, Childers (1st), Thomas (4th)—

SB 74—A bill to be entitled An act relating to financial responsibility; amending s.324.021(7), Florida Statutes, decreasing minimum limits for proof of financial responsibility; providing an effective date.

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

By Senator Glisson—

SJR 75—A joint resolution proposing an amendment to Section 6, Article VII of the State Constitution, relating to homestead tax exemption; providing for minimum exemptions and authorizing an increase in exemptions by general law.

—was read the first time and referred to the Committees on Rules and Calendar and Ways and Means.

By Senator Holloway—

SB 76—A bill to be entitled An act relating to the Public Service Commission; amending s.350.01, Florida Statutes, to increase the number of Public Service Commissioners from three to five; providing for election of the two new members in the general election of November, 1976; designating the chairman as chief administrative officer; authorizing the chairman to assign three or more commissioners for action on a docket; allowing one commissioner to conduct examiner hearings; providing an effective date.

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

By Senator Wilson—

SB 77—A bill to be entitled An act relating to regulation of public utilities by the Florida Public Service Commission; amending s.366.02, Florida Statutes, redefining "public utility" to include a utility owned or operated by a municipality if such utility is not operated exclusively within the boundaries of that municipality; amending s.366.11, Florida Statutes, 1974 Supplement; removing such utilities from certain exemptions from regulation by the commission; amending s.367.022(2), Florida Statutes, removing water and sewer systems owned and operated by a municipality if not operated exclusively within the boundaries of that municipality from the exemption from regulation by the commission; repealing s.367.181, Florida Statutes, relating to obsolete schedules for surrender of certificates of public convenience and necessity by certain water and sewer utilities; providing an effective date.

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

By Senator Deeb—

SB 78—A bill to be entitled An act relating to residential designers; providing definitions; creating the State Board of Residential Designers; providing for the expenses of board members; providing for an oath and a commission of board members and for an official seal; providing powers and duties of the board with respect to the registration of residential designers; authorizing the board to employ necessary personnel and equipment; authorizing the establishment of a headquarters and the employment of an executive director, and providing for meetings of the board; requiring residential designers to be registered by the board; establishing qualifications for residential designers and requiring an application fee; providing for examination of applicants; providing for the issuance of a certificate of registration and a fee therefor; authorizing reciprocity; providing exemptions to the operation of this act; providing for suspension, revocation and reissuance of certificates; authorizing members of corporations and partnerships to practice residential design; requiring the board to publish annually a list of registered residential designers; providing penalties; providing an effective date.

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

By Senator Holloway—

SB 79—A bill to be entitled An act relating to motor vehicle equipment; amending s.316.217(1), Florida Statutes, requiring the use of head lamps and windshield wipers under certain conditions; amending s.501.125(3), Florida Statutes, and adding a new subsection to said section, requiring the manufacturer's warranty to include the automatic activation of head lamps when windshield wipers are activated; providing an effective date.

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

By Senator Zinkil—

SB 80—A bill to be entitled An act relating to the mechanics' lien law; amending s.713.06(3)(a), Florida Statutes; providing that payments on a direct contract are improper when the description in a notice of commencement is erroneous; providing an effective date.

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

By Senators Zinkil, Gallen, Renick, Glisson, Thomas (30th), Lane (23rd), Vogt, Scarborough and Winn—

SB 81—A bill to be entitled An act relating to condominiums; creating s.711.236, Florida Statutes; providing that escalation clauses in condominium recreational leases or management contracts are void for public policy; providing an effective date.

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

By Senator Plante—

SB 82—A bill to be entitled An act relating to purchasing; creating s.287.044, Florida Statutes, providing that purchasing transactions between university departments and university operated bookstores at state university system institutions be exempted from certain requirements with regard to the procurement of goods and services upon promulgation of rules providing for such exemption by the Division of Purchasing of the Department of General Services; providing an effective date.

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

By Senator Plante—

SB 83—A bill to be entitled An act relating to the State Board of Education; amending s.229.053(2)(c), Florida Statutes, specifically including the Board of Regents among those divisions of the Department of Education over which the State Board of Education is to exercise general supervision; providing that the academic calendars of universities, community colleges, and secondary schools be coordinated by the State Board of Education; providing an effective date.

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

By Senators Graham and Gallen—

SB 84—A bill to be entitled An act relating to motor carriers; amending ss.323.01(10) and 323.14, Florida Statutes; deleting the requirement that prohibits the Public Service Commission from granting charter rights except in conjunction with the grant of regular route certificates to motor common carriers of passengers; deleting the nonseverability provision relating to charter rights; providing an effective date.

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

By Senator Firestone—

SB 85—A bill to be entitled An act relating to battery; amending s.784.03, Florida Statutes, 1974 Supplement; providing that a battery against a law enforcement officer, fire fighter, or volunteer fireman acting within the performance of his duties is punishable as a felony; providing an effective date.

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

By Senator Firestone—

SB 86—A bill to be entitled An act relating to devices issued in payment for labor; amending s.532.01, Florida Statutes; providing that such devices must be negotiable and payable within the municipality or county where the job is located; providing an effective date.

—was read the first time by title and referred to the Committees on Commerce and Judiciary-Civil.

By Senator Plante—

SB 87—A bill to be entitled An act relating to the Board of Regents; adding paragraph (q) to s.240.042(2), Florida Statutes, as amended, to provide for coordination and uniformity in administrative data processing in the state university system; providing for minimization of duplication systems analysis and programming for administrative applications; providing an effective date.

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

By Senator Gallen—

SB 88—A bill to be entitled An act relating to the state seal; amending s.15.03(3), Florida Statutes; providing the seal may be used for costume jewelry; providing an effective date.

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

By Senator Holloway—

SB 89—A bill to be entitled An act relating to motor vehicles; amending s.320.02(2) and adding s.320.02(3), Florida Statutes; prescribing information which must be supplied upon application for motor vehicle registration; providing an effective date.

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

By Senator Spicola (by request)—

SB 90—A bill to be entitled An act relating to oil and gas liens; creating part III of chapter 713, Florida Statutes; providing definitions; providing for notice of commencement; providing for entitlement to lien; defining property subject to lien; providing for subcontractors' lien; providing for forfeiture or failure of title; requiring notice to purchasers of oil and gas; providing liability to subcontractors; providing date lien arises; providing for parity of liens; providing an exception; providing for single claim; providing manner of perfecting lien; providing for release and duration of lien; providing an effective date.

—was read the first time by title and referred to the Committees on Judiciary-Civil and Commerce.

By Senator Glisson—

SCR 91—A concurrent resolution commending Dorothy Glisson for her tireless service to the State of Florida and its citizens.

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

By Senator Glisson—

SB 92—A bill to be entitled An act relating to the payment of legal fees, costs and expenses of persons who are insolvent, indigent, or prisoners of state correctional institutions; amending s.27.53(2), (3), Florida Statutes; authorizing payment of a fee, costs and expenses to special assistant public defenders; providing for payment of such fee, costs and expenses by the Division of Corrections of the Department of Health and Rehabilitative Services for prisoners of state correctional institutions; amending s.57.091, Florida Statutes; providing reimbursement to counties for certain fees, costs and expenses paid on behalf of such prisoners; amending s.925.035(1), (2), (3), (5), Florida Statutes; authorizing payment of a reasonable attorney fee to attorney other than public defender who defends an insolvent person in a capital case; providing for

payment of such fee and payment of costs and expenses by the Division of Corrections for prisoners of state correctional institutions; providing an effective date.

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

By Senator Glisson—

SB 93—A bill to be entitled An act relating to the care, custody, and control of inmates of state correctional institutions; providing circumstances under which the Division of Corrections of the Department of Health and Rehabilitative Services shall maintain care, custody, and control of any inmate who is a defendant or witness in a criminal prosecution; requiring the Division of Corrections to provide housing, transportation and security measures for such inmates; amending s.907.04, Florida Statutes; providing for the care, custody, and control of persons arrested for offenses committed while under the care, custody, and control of the Division of Corrections; providing an effective date.

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

By Senator Wilson—

SB 94—A bill to be entitled An act relating to tax exemption; adding subsection (4) to section 196.196, Florida Statutes; providing for uniform enforcement by specifying properties that comply with certain exemption criteria; providing an effective date.

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

By Senator Peterson—

SB 95—A bill to be entitled An act relating to the Administrative Procedure Act; amending s.120.55(1)(b), (2), Florida Statutes, 1974 Supplement; requiring the Department of State and each agency to cite the specific rule-making authority pursuant to which each rule was adopted in the published rules; providing an effective date.

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

By Senator Firestone—

SB 96—A bill to be entitled An act relating to condominiums and cooperative apartments; amending s.711.67, Florida Statutes, 1974 Supplement; requiring developers of condominiums and cooperative apartments to deliver a bond to the buyer prior to using certain funds received from the buyer for the actual construction and development of the condominium or cooperative property; deleting limitation on the vesting in the buyer of certain lien rights; deleting the requirement that a developer must intend to defraud a prospective buyer for the developer to be guilty of embezzlement in certain cases; providing an effective date.

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

By Senator McClain—

SB 97—A bill to be entitled An act relating to emergency medical services; amending s.401.33, Florida Statutes, 1974 Supplement; eliminating the January 1, 1976 expiration date on the exemption for certification and standards for personnel of volunteer emergency squads serving areas having less than 5,000 persons; providing an effective date.

—was read the first time by title and referred to the Committee on Health and Rehabilitative Services.

By Senator McClain—

SB 98—A bill to be entitled An act relating to negligence actions; creating s.768.31, Florida Statutes; providing that damages be awarded according to the comparative negligence

principle; providing for contribution among defendants; providing an effective date.

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

By Senator McClain—

SB 99—A bill to be entitled An act relating to criminal procedure; amending s.925.035, Florida Statutes; providing that court-appointed attorneys shall receive reasonable compensation as determined by the court; providing that such attorneys shall submit in writing a true and correct sworn statement of his expenses and fee; providing an effective date.

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

By Senator Vogt—

SB 100—A bill to be entitled An act relating to education; amending s.229.832, Florida Statutes, 1974 Supplement; providing for the creation of regional diagnostic and resource centers for exceptional students by the Department of Education in Brevard and Okaloosa Counties; providing an effective date.

—was read the first time by title and referred to the Committees on Health and Rehabilitative Services, Education and Ways and Means.

By Senator Saylor—

SB 101—A bill to be entitled An act relating to the Florida Income Tax Code; adding paragraph (o) to s.220.03(1), Florida Statutes, 1974 Supplement; defining "public service corporation"; creating s.220.16, Florida Statutes; providing that the gross receipts tax paid by public service corporations be credited against and discharge the taxpayer's liability for the corporate income tax; providing certain limitations; providing an effective date.

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

By Senator Glisson—

SB 102—A bill to be entitled An act relating to service officers for veterans; amending s.292.08(1), Florida Statutes, requiring employment of a county service officer in each county; amending s.292.11(1), Florida Statutes, 1974 Supplement, requiring employment of a county service officer; providing an effective date.

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

By Senator Glisson—

SB 103—A bill to be entitled An act relating to county courts; amending ss.34.021 and 34.024, Florida Statutes, to provide for uniform statewide qualifications and salaries of county court judges; providing an effective date.

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

By Senator Scarborough—

SB 104—A bill to be entitled An act relating to law enforcement patrol vehicles; requiring marked law enforcement patrol vehicles to be equipped with certain public address systems; requiring motorists stopped by law enforcement officers to obey orders issued over public address systems; providing for an identifying decal, fee, and exemption for disabled, aged, and infirm persons; providing penalties; providing an effective date.

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

By Senator Saylor—

SB 105—A bill to be entitled An act relating to campaign financing; amending s.106.07(1), Florida Statutes, 1974 Sup-

plement; providing different filing times for certain campaign financing reports; providing an effective date.

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

By Senator Dunn—

SB 106—A bill to be entitled An act relating to gambling; amending s.849.25, Florida Statutes; increasing penalties for bookmaking; correcting and deleting obsolete or unnecessary verbiage; providing an effective date.

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

By Senator Henderson—

SB 107—A bill to be entitled An act relating to the Beverage Law; amending s.562.13, Florida Statutes; providing persons under 17 years of age may be employed as actors, actresses or musicians in bona fide dinner theaters in which alcoholic beverages are served; providing an effective date.

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

By Senator Peterson—

SB 108—A bill to be entitled An act relating to motorcycle owner's liability insurance; amending s.324.021, Florida Statutes; specifically including motorcycles in the definition of motor vehicles and defining motorcycles; amending s.324.151(1)(a), Florida Statutes; excluding the passenger coverage requirement from the owner's liability insurance policy on a motorcycle for the purpose of proof of financial responsibility; providing an effective date.

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

By Senator Glisson—

SB 109—A bill to be entitled An act relating to Lake County; amending s.14 of chapter 69-1201, Laws of Florida; providing that up to 1 mill per annum of ad valorem taxes may be levied by the South Lake County Hospital District to pay the costs of ambulance service and hospital emergency room services within such district; providing a referendum.

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

By Senator Hair—

SJR 110—A joint resolution proposing an amendment to Section 5, Article IV and proposing the creation of Section 18, Article XII of the State Constitution, relating to the length of the term of office for cabinet members.

—was read the first time and referred to the Committees on Rules and Calendar and Governmental Operations.

By Senator Saylor—

SB 111—A bill to be entitled An act relating to planning and budgeting; amending s.216.011(1)(e), Florida Statutes; expanding the definition of "state agency" or "agency" to include multi-county districts which receive state funds; repealing s.373.501, Florida Statutes, relating to appropriation of funds to water management districts, and other conflicting laws; providing an effective date.

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

By Senators Zinkil and Thomas (30th)—

SB 112—A bill to be entitled An act relating to residential cooperatives; creating s.711.465, Florida Statutes; providing that escalation clauses in leases for recreational facilities or other commonly used facilities serving residential cooperative units or management contracts for residential cooperatives are void for public policy; providing an effective date.

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

By Senator Zinkil—

SB 113—A bill to be entitled An act relating to weapons and firearms; amending s.790.07(1), (2), Florida Statutes, to provide that sentence shall not be suspended or deferred for certain committed or attempted crimes involving weapons or firearms; providing an effective date.

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

By Senator Spicola (by request)—

SB 114—A bill to be entitled An act for the relief of Millard E. Futch, James B. McPherson, and Ruben Espinola; providing an appropriation to compensate them for attorney's fees incurred during the appeal of their dismissal by the Division of Beverage of the Department of Business Regulation; providing an effective date.

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

By Senator Stolzenburg—

SB 115—A bill to be entitled An act relating to motor vehicle registration license plates; amending s.320.06(1)(a), (4), (5)(a), Florida Statutes, 1974 Supplement, to change the period for which reflectorized metal plates are issued from 3 to 5 years; providing for the issuance of annual revalidation stickers for the 4 interim years; extending the revalidation period for existing 3-year plates; repealing s.320.06(8), Florida Statutes, 1974 Supplement, to delete an obsolete provision relating to prepayment for manufacture of license plates; providing an effective date.

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

By Senators Firestone and Winn—

SB 116—A bill to be entitled An act relating to bingo; creating part II of chapter 496, Florida Statutes; requiring the licensing by the Department of State of organizations intending to operate the game of bingo and of persons intending to lease premises to such licensed organizations for use in the conduct of such games; prescribing the procedure and fees for such licensing; providing for the conduct of such games and the leasing of premises therefor; providing for suspension or revocation of licenses; providing for enforcement; providing penalties; amending s.849.093, Florida Statutes; exempting from the provisions of chapter 849, Florida Statutes, relating to gambling, the holding or conduct of games of bingo by certain nonprofit organizations, subject to their compliance with the provisions of part II of chapter 496; providing an effective date.

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

By Senators Lane (31st) and Henderson—

SM 117—A memorial to the Congress of the United States urging the Congress to propose an amendment to the United States Constitution to provide that appropriations made by the United States shall not exceed its revenues except in time of war or national emergency and to provide for the systematic repayment of the national debt.

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

By Senator Hair—

SB 118—A bill to be entitled An act relating to the Florida Transportation Code; amending s.334.21(2), Florida Statutes, to except Department of Transportation right-of-way and grants-in-aid expenditures from certain budget requirements; providing an effective date.

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

By Senator Dunn—

SB 119—A bill to be entitled An act for the relief of Thomas S. Loadholtz; providing an appropriation to compen-

sate him for necessary legal fees incurred in successful defense of civil suits brought against him for acts performed under color of state law while serving as Constable of the Eleventh Justice of the Peace District, Volusia County, Florida; providing an effective date.

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

By Senator McClain—

SB 120—A bill to be entitled An act relating to state employees' loyalty oath; amending s.876.05, Florida Statutes; deleting oath provisions referring to the receipt of public funds and Communist Party membership; providing that state employees will oppose the overthrow of the government of the United States or of the State of Florida; providing an effective date.

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

By Senator Hair—

SB 121—A bill to be entitled An act relating to the designation of a state fish; creating s.15.045, Florida Statutes, designating the sailfish as Florida's official state fish; providing an effective date.

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

By Senator Spicola (by request)—

SB 122—A bill to be entitled An act relating to professional engineers; amending ss.471.02(8), 471.20(3), and 471.21(2), Florida Statutes; changing the nomenclature; removing the time limitation for engineer-in-training certification; providing an effective date.

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

By Senators Lewis, Barron, Trask, Spicola, Myers, Ware, Gordon, Plante, Scarborough, Brantley, Childers (28th), Childers (1st), Deeb, Gallen, Glisson, Hair, Lane (31st), Lane (23rd), McClain, Peterson, Poston, Renick, Saunders, Saylor, Sims, Stolzenburg, Thomas (30th), Thomas (4th), Tobiassen and Zinkil—

SB 123—A bill to be entitled An act relating to environmental and natural resource reorganization; providing a declaration of policy; defining terms, creating divisions of the Department of Natural Resources; providing for assistant executive directors and their respective duties; creating ten environmental districts and authority to create sub-districts; providing for delegation of authority; transferring the Department of Pollution Control to the Department of Natural Resources except for certain powers, duties, and functions relating to outdoor burning and to approval of sewage treatment plant operations; merging the Board of Trustees of the Internal Improvement Trust Fund into the Department of Natural Resources except for certain powers, duties, and functions relating to trademarks, copyrights, and patents; transferring certain powers, duties, and functions of the Department of Administration to the Department of Natural Resources; transferring the powers, duties, and functions of the Division of Health of the Department of Health and Rehabilitative Services relating to sea resources and shellfish dealing and handling establishments to the Department of Natural Resources; transferring certain powers, duties, and functions of the Department of Natural Resources relating to boat registration and licensing to the Department of Highway Safety and Motor Vehicles; transferring the Canal Authority of Florida to the Department of Transportation; providing authority for the Department of Natural Resources to realign all units and functions below the division level; providing for cooperation between affected agencies; providing for nonabrogation of rules and legal or administrative proceedings; requiring report to the legislature; directing the Division of Statutory Revision and Indexing to perform certain tasks; repealing ss.20.25(17) and 20.26, Florida Statutes, relating to certain functions of the Game and Fresh Water Fish Commission and to the Department of Pollution Control; repealing s.20.27, Florida Statutes, 1974 Supplement, relating to the Board of Trustees of the

Internal Improvement Trust Fund; providing for severability; providing an effective date.

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

By Senators Poston, Thomas (4th), Zinkil, Renick and Lane (31st)—

SB 124—A bill to be entitled An act relating to drivers' licenses; amending ss.322.121, 322.18(2)—(4), (7), 322.21, Florida Statutes; eliminating the 2-year license; providing for license expiration on the licensee's birthday; requiring reexamination for each license renewal; repealing s.322.031(2), (3), Florida Statutes, relating to issuance and fee for fractional year license; providing an effective date.

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

By Senator McClain—

SB 125—A bill to be entitled An act relating to elections; amending ss.98.031(1), 98.091(1), 98.271, 99.061(3), (5), 100.171, 101.71(2), (3), 101.73, 101.74, 102.012(1), (5), (7), Florida Statutes; amending ss.99.092(2), 106.04(4), 106.07(2), (3), 106.29(1), Florida Statutes, 1974 Supplement; consolidating election functions in the office of the supervisor of elections; repealing s.99.111, Florida Statutes, relating to notification to supervisor of unopposed candidates; providing an effective date.

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

By Senator Holloway—

SB 126—A bill to be entitled An act relating to motor vehicle license plates; amending s.320.0805(1), (2)(a), (7), (8)(a), Florida Statutes, 1974 Supplement; providing for issuance of personalized prestige license plates for motorcycles; providing an effective date.

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

By Senators Childers (1st), Brantley and Glisson—

SB 127—A bill to be entitled An act relating to the Department of Business Regulation; amending s.20.16(4), Florida Statutes, 1974 Supplement; providing for approval of division directors by the Board of Business Regulation and confirmation by the senate; providing an effective date.

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

By Senators Poston and Zinkil—

SB 128—A bill to be entitled An act relating to eminent domain; amending s.73.071(3)(a), Florida Statutes; providing a method for determining compensation to be paid for property taken; providing an effective date.

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

By Senator McClain—

SB 129—A bill to be entitled An act relating to school personnel; creating s.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 Department of Criminal Law Enforcement at state expense; providing accessibility criteria; providing for a civil cause of action in the case of unauthorized disclosure; providing for recovery of actual and exemplary damages, attorney fees and court costs; providing an effective date.

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

By Senator Glisson—

SB 130—A bill to be entitled An act relating to alcoholic beverage licenses; amending s.561.20(2)(a), Florida Statutes, providing that for any restaurant issued a special license prior to January 1, 1958, package sales shall not be included as part of a gross revenue; providing an effective date.

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

By Senator Peterson—

SB 131—A bill to be entitled An act relating to juvenile traffic offenders; amending s.318.14(6)—(8), Florida Statutes, 1974 Supplement, and adding a new subsection to said section; providing that cases involving unlicensed juveniles charged with noncriminal traffic infractions be handled by the juvenile division of the circuit court; providing an effective date.

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

By Senator Lane (23rd)—

SB 132—A bill to be entitled An act relating to milk and milk products; amending s.502.012(1), Florida Statutes; providing an amendment to the definition of "milk"; providing an effective date.

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

By Senator Dunn—

SB 133—A bill to be entitled An act for the relief of Pearl Eisentrager; providing an appropriation to compensate her for the expenses incurred, the mental pain and anguish suffered, and the loss of services and companionship of her only son, Jesse D. Daniels, as a result of his wrongful imprisonment; providing an effective date.

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

By Senator Scarborough—

SB 134—A bill to be entitled An act relating to juveniles; amending s.39.11(3)(c), Florida Statutes, 1974 Supplement; amending s.959.12, Florida Statutes; providing that when a delinquent child is committed by a court to the Division of Youth Services it shall be for a time certain or until age 21; providing that no child shall be discharged prior to the expiration of the term certain without the written consent of the court; providing an effective date.

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

By Senator Scarborough—

SB 135—A bill to be entitled An act relating to misbranded foods; adding s.500.11(13), Florida Statutes; including within the definition of misbranded food any candy, confection, sweet, bubble gum or chewing gum which is intentionally designed, packaged, or labeled to resemble any alcoholic beverage, cigarette, or controlled substance; providing an effective date.

—was read the first time by title and referred to the Committees on Commerce and Judiciary-Criminal.

By the Committee on Governmental Operations and Senator Johnston—

SB 136—A bill to be entitled An act relating to the Florida Environmental Land and Water Management Act of 1972; adding s.380.06(4)(c), Florida Statutes; providing a filing fee for each type of binding letter of interpretation; providing for deposit in the General Revenue Fund; providing an effective date.

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

By the Committee on Governmental Operations and Senators Firestone and Saylor—

SB 137—A bill to be entitled An act relating to aircraft pools; amending s.287.161(2), Florida Statutes, providing that fees for persons receiving transportation from the executive aircraft pool be based on the maximum mileage allowance for privately owned vehicles as provided by law; creating s.287.162, Florida Statutes, creating a special purpose aircraft pool; providing for fees; providing an effective date.

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

By the Committee on Governmental Operations and Senators Hair and Saylor—

SB 138—A bill to be entitled An act relating to state-owned and leased property; amending s.20.22(2)(c), Florida Statutes; changing the name of the Division of Building Construction and Maintenance to the Division of Building Construction and Property Management; directing statutory revision to change the division's name throughout the Florida Statutes; creating s.255.245, Florida Statutes; providing for the division to assume management of all state-owned office buildings; authorizing the Department of General Services to promulgate rules and regulations; amending s.255.25, Florida Statutes; providing that competitive proposals be sought for all lease proposals of 5,000 square feet or more; providing that no state agency lease space in a privately owned building when space in a state-owned building is available; providing an exception; providing an effective date.

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

By the Committee on Governmental Operations and Senator Saylor—

SB 139—A bill to be entitled An act relating to security; amending s.20.22(2)(g) and (h), Florida Statutes, as amended, adding paragraph (i) to said subsection; establishing the Division of Security of the Department of General Services; creating part IV, chapter 287, Florida Statutes; providing powers and duties; providing for employment of security agents, guards and other personnel; limiting investigations; providing for arrests; providing for ex officio security agents; authorizing contracts with local governments or licensed private security agencies; providing for equipment; requiring bonds of officers and security agents; providing for the deposit of moneys collected from parking meters; providing for rules and regulations; providing a penalty; transferring personnel and equipment to the division; providing severability; repealing ss.272.13, 272.14 and 272.15, Florida Statutes, relating to the security of the capitol center area; providing an effective date.

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

By the Committee on Governmental Operations and Senators Hair and Wilson—

SB 140—A bill to be entitled An act relating to state-owned office buildings; providing for a fee schedule for the rental of space occupied by state agencies and other occupants in state-owned office buildings; providing that copies thereof be furnished to state agencies and the legislature; providing for assessment, collection and deposit of rental fees; providing an effective date.

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

By the Committee on Governmental Operations and Senator Saylor—

SB 141—A bill to be entitled An act relating to the Division of Purchasing; amending s.287.032, Florida Statutes; providing for an annual performance audit and report; requiring report be submitted to the Legislative Auditing Committee within 60 days after response to audit by affected agency; providing an effective date.

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

By the Committee on Governmental Operations and Senator Johnston—

SB 142—A bill to be entitled An act relating to corporations; amending s.608.332, Florida Statutes; increasing the annual report filing fee for profit and nonprofit corporations; providing an effective date.

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

By The Committee on Governmental Operations—

SB 143—A bill to be entitled An act relating to private employment agencies; amending s.449.021, Florida Statutes; providing for a \$25 application fee; amending ss.449.022(2)(c) and 449.03, Florida Statutes, to delete the requirements that the annual agency license fee and required bond accompany the application; providing an effective date.

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

By the Committee on Governmental Operations and Senator Johnston—

SB 144—A bill to be entitled An act relating to the excise tax on cigarettes; amending ss.210.05(3) and 210.07(1)(b), Florida Statutes; removing authority of agents to purchase stamps by executing bond in lieu of cash on delivery; removing authority of Division of Beverage of the Department of Business Regulation to appoint agents to buy or affix stamps to be used in paying the tax imposed by any municipality; providing an effective date.

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

By the Committee on Governmental Operations and Senators Johnston and Saylor—

SB 145—A bill to be entitled An act relating to drivers' licenses; adding s.322.21(7), (8), Florida Statutes; providing that a \$5 fee be required of applicants whose checks are returned because of insufficient funds or lack of or an improper signature; providing that payment be made by a money order or other instrument to assure collection; requiring suspension of license if payment not made within 30 days; providing an effective date.

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

By the Committee on Governmental Operations—

SB 146—A bill to be entitled An act relating to motor vehicle dealers; amending s.320.27(10), Florida Statutes; increasing the amount of the surety bond required of motor vehicle dealers from \$5,000 to \$50,000; deleting a proviso that a motor vehicle dealer may file a condensed balance sheet as an alternative to providing a surety bond; providing an effective date.

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

By the Committee on Governmental Operations—

SB 147—A bill to be entitled An act relating to the Department of Highway Safety and Motor Vehicles; amending s.320.011(1), Florida Statutes, authorizing enforcement deputies to issue a citation for failure to purchase the appropriate license; repealing s.320.58, Florida Statutes, relating to license inspectors; providing an effective date.

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

By the Committee on Governmental Operations and Senators Firestone and Hair—

SB 148—A bill to be entitled An act relating to the Florida Public Service Commission; amending s.110.051(2)(m), Florida

Statutes, to exempt official reporters from the state career service system; amending s.350.06, Florida Statutes, providing for location of offices; providing for employment of personnel; providing for official and supplementary reporters, their salaries and duties; providing for sale of transcripts and disposition of funds; amending s.350.77(1), (3), Florida Statutes, authorizing fees for furnishing transcripts of testimony taken by the commission's official reporters; providing an effective date.

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

By the Committee on Governmental Operations—

SB 149—A bill to be entitled An act relating to purchasing; amending ss.283.10(1), 287.102, Florida Statutes; requiring competitive bids on purchases of class B printing in excess of \$500; providing an effective date.

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

By the Committee on Governmental Operations—

SB 150—A bill to be entitled An act relating to public printing; repealing s.283.03, Florida Statutes, which requires that public printing be done in this state; amending ss.283.05, 283.08—283.10(1), 287.102, Florida Statutes; eliminating the provisions with respect to the requirement that public printing be done in this state; providing an effective date.

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

By Senators Sayler and Sims—

SJR 151—A joint resolution proposing an amendment to Section 5, Article IV of the State Constitution, relating to the executive department, to provide that members of the state cabinet may not be elected to more than two consecutive terms in the same office and to exempt persons elected in 1974.

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

By Senator Gallen—

SB 152—A bill to be entitled An act relating to the Florida Law Revision Council; directing the council to study, review, and redraft chapter 711, Florida Statutes, pertaining to condominiums and cooperative apartments; providing for a report to the legislature; providing an effective date.

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

By Senator Spicola—

SB 153—A bill to be entitled An act relating to ad valorem tax exemptions; creating s.196.1985, Florida Statutes; providing exemption for property owned and used by labor organizations for certain purposes; providing an effective date.

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

By Senator Peterson—

SB 154—A bill to be entitled An act relating to landscape architects; amending s.481.011(1), Florida Statutes, to update a definition; adding s.481.021(3), Florida Statutes, to provide temporary registration certificates for out of state architects; amending s.481.031(1), Florida Statutes, and adding subsection (11) to said section, to change the name of the regulatory board and to authorize it to employ personnel; amending s.481.041, Florida Statutes, to increase examination fees; amending s.481.051, Florida Statutes, to change the requirements for applicants for examinations; amending s.481.061(2), Florida Statutes, to change the dates relating to applications for renewal of registration and to provide for termination of certificates not renewed for 3 years; amending s.481.121(1), Florida Statutes, to increase examination fees; amending s.481-

131, Florida Statutes, to change the period during which the annual report to the governor is to be made; repealing s.481.141, Florida Statutes, the grandfather clause; providing an effective date.

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

By Senator Myers—

SB 155—A bill to be entitled An act relating to examining and licensing boards; precluding certain individuals from serving on such boards; providing an effective date.

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

By Senators Childers (28th), MacKay, Zinkil and Johnston—

SB 156—A bill to be entitled An act relating to the public service commission; amending s.350.01, Florida Statutes; increasing the number of public service commissioners from three to five; providing for election of two new members in the general election of 1976; limiting the term of office for a commissioner to 2 consecutive terms; providing an effective date.

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

By the Committee on Governmental Operations and Senators Wilson and Firestone—

SB 157—A bill to be entitled An act relating to fire prevention and control; redesignating the Fire Fighters Standards Council as the Fire Fighters Standards and Training Council and assigning it to the Division of Training and Professional Development of the Department of Community Affairs; transferring the advisory council of the Florida State Fire College to the council; amending s.163.470(4), Florida Statutes, and adding subsection (5) to said section; redefining "council" and defining "division"; repealing s.163.531, Florida Statutes, relating to the advisory council to the Florida State Fire College; amending s.163.471(1), Florida Statutes; providing for the Fire Fighters Standards and Training Council; amending s.163.472, Florida Statutes; eliminating obsolete language; amending ss.163.475 and 163.480, Florida Statutes; providing for the powers of the council; amending s.163.534, Florida Statutes; providing powers of the division; amending ss.163.490, 163.495, 163.500, 163.510, 163.515, 163.533, 163.536, 163.538, 163.539, Florida Statutes; conforming these provisions; adding s.255.25(3), Florida Statutes; requiring the Division of Building Construction and Maintenance of the Department of General Services to obtain approval of state building plans by the state fire marshal; providing for monitoring of construction by the division and issuance of cease and desist orders; amending s.633.05(6), (7), Florida Statutes, and adding subsection (8) to said section; providing that the state fire marshal establish fire safety standards for state-owned and state-leased buildings; amending s.633.081, Florida Statutes; providing for fire safety coordinators to inspect and ensure compliance with the fire safety standards; providing for an inter-agency advisory council and fire safety instructors; creating s.633.085, Florida Statutes; providing for fire safety inspections of state buildings; providing for approval of state building construction plans; providing an effective date.

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

By Senator Peterson—

SB 158—A bill to be entitled An act relating to public buildings; amending s.255.053, Florida Statutes; providing for amounts and percentage of retainages on payments of construction contracts for public buildings; providing an effective date.

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

By Senator Poston—

SB 159—A bill to be entitled An act relating to contracts, transportation code; amending s.337.11(4)(a) and (d), Florida

Statutes, and adding a new paragraph (c) thereto; providing for the use of written change orders by the department; providing a cost increase ceiling; providing an effective date.

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

By Senator Wilson—

SB 160—A bill to be entitled An act relating to the adjudication of traffic infractions; amending ss.318.14(5), 316.026(2), (3), Florida Statutes, 1974 Supplement; providing that a driver cited for an infraction not requiring a mandatory hearing is subject to the same civil penalties, regardless of whether the driver elects to have a hearing; providing an effective date.

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

By the Committee on Transportation—

SB 161—A bill to be entitled An act relating to the employees of the Department of Highway Safety and Motor Vehicles; providing for an employees' benefit fund; providing an effective date.

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

By Senator Childers (1st)—

SB 162—A bill to be entitled An act relating to credit unions; amending s.657.01(1), Florida Statutes; redefining the organization of a credit union; adding s.657.04(8)—(11), Florida Statutes; increasing the powers of a credit union; amending s.657.09(3), Florida Statutes; revising certain surety bond requirements; amending s.657.11(1)(a), Florida Statutes; removing the requirement that the supervisory committee make a quarterly audit; amending s.657.16, Florida Statutes; providing certain conditions by which loans can be made to members; amending s.657.161(1)(b), Florida Statutes, and adding subsections (10) and (11) to said section; providing for broader use of surplus funds; creating ss.657.245 and 657.247, Florida Statutes, describing central credit unions and providing rights and powers of same; providing an effective date.

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

By Senator Zinkil—

SB 163—A bill to be entitled An act relating to the Florida Election Code; amending s.99.012(2), (3), Florida Statutes, 1974 Supplement; providing that the effective date of a public officer's resignation be no later than the date that qualifying closes for the office he intends to seek; providing an effective date.

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

By Senator Zinkil (by request)—

SB 164—A bill to be entitled An act relating to labor; amending s.447.203(7), Florida Statutes, 1974 Supplement, and repealing s.447.603, Florida Statutes, 1974 Supplement, relating to the adoption of local provisions and procedures in lieu of provisions and procedures provided by general law governing collective bargaining by public employees; providing an effective date.

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

By Senators Gordon, Barron, Vogt, Myers, Renick, Childers (28th), Zinkil, Plante, Wilson, Deeb, Thomas (30th), Sims, Dunn, Firestone, Thomas (4th), MacKay, Johnston, Saylor, Lewis, Lane (23rd), Spicola, and Trask—

SB 165—A bill to be entitled An act relating to the Department of Health and Rehabilitative Services; amending s.20.04(3), Florida Statutes, and s.20.19, Florida Statutes, 1974 Supplement; reorganizing the structure of the department; providing for district advisory councils; adding s.110.051(2)(n), Florida Statutes, 1974 Supplement; exempting specified posi-

tions from the career service; providing additional duties of the department; providing for automatic repeal of existing rules and regulations as of a specified date; establishing the location of department headquarters; repealing s.381.021, Florida Statutes, relating to the headquarters of the Division of Health; providing an effective date.

—was read the first time by title and referred to the Committee on Health and Rehabilitative Services.

By Senators Glisson and Ware—

SB 166—A bill to be entitled An act relating to the Florida Fair Trade Law; repealing chapter 541, Florida Statutes, known as the "Florida Fair Trade Law", consisting of ss.541.001, 541.01, 541.02, 541.03, 541.04, 541.05, 541.06, 541.07, 541.08 and 541.09; providing an effective date.

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

By Senator Spicola—

SB 167—A bill to be entitled An act relating to property tax exemptions; providing for a county by county study by the Department of Revenue of the tax status of certain property; requiring report to the legislature; providing an effective date.

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

By Senator Thomas (4th)—

SB 168—A bill to be entitled An act relating to corporate income tax; amending s.220.14(1), Florida Statutes, increasing to \$10,000 the exemption allowed on net income subject to the corporate income tax law; providing an effective date.

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

By Senators Gordon, Barron, Vogt, Renick, Sims, Thomas (30th), Childers (28th), Myers, Wilson, Zinkil, Hair, Thomas (4th), Mackay, Lewis, Lane (23rd), Spicola and Trask—

SB 169—A bill to be entitled An act relating to correctional reorganization; creating s.20.315, Florida Statutes, to create a Department of Corrections; providing for the internal structure of the department; providing for adult corrections district advisory councils; transferring the Division of Corrections, the Vocational Training Advisory Council of the Department of Health and Rehabilitative Services and the functions of the Parole and Probation Commission relating to the supervision of parolees and probationers to the new department; amending s.20.32(1), Florida Statutes, redesignating the Parole and Probation Commission as the Parole Commission and providing its powers; adding s.110.051(2)(n), Florida Statutes, to exempt specified positions from the career service; providing duties of the Department of Administration; providing certain duties of the Department of Corrections; providing for discharges from commitments; providing for commitments; providing duties of the Department of Health and Rehabilitative Services; providing for continuing effectiveness of specified rules; providing severability; adding s.921.231(4), Florida Statutes, 1974 Supplement; providing requirements for nonconfidential portion of presentence investigation reports; amending s.944.024(1), Florida Statutes, 1974 Supplement; providing a procedure for the performance of pretrial investigations; amending s.945.10(4), Florida Statutes, 1974 Supplement; providing for cooperation of the Department of Corrections, the Department of Health and Rehabilitative Services, and the Parole Commission; repealing s.947.081, Florida Statutes, relating to the Department of Community Services of the Parole and Probation Commission; providing an effective date.

—was read the first time by title and referred to the Committee on Health and Rehabilitative Services.

By Senators Hair and Deeb—

SB 170—A bill to be entitled An act relating to garnishment; amending ss.77.03 and 77.031(1), Florida Statutes; requiring notice and a hearing be given a defendant before his wages may be garnished; providing an effective date.

—was read the first time by title and referred to the Committees on Judiciary-Civil and Commerce.

By Senator Hair—

SB 171—A bill to be entitled An act relating to drivers' licenses; creating s.322.181, Florida Statutes, providing for issuance, reissuance, and renewal of "donor" marked drivers' licenses to persons qualifying as anatomical gift donors; providing for issuance of a uniform donor card by the Department of Highway Safety and Motor Vehicles; providing for the issuance of duplicate licenses and fee; providing an effective date.

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

By Senators Stolzenburg, Lane (31st), Thomas (30th), and Henderson—

SB 172—A bill to be entitled An act relating to the determination of millage; creating ss.200.031 and 200.041, Florida Statutes; providing that the governing bodies of counties, municipalities, and taxing authorities other than school districts reduce their millage in proportion to the increase in the general level of assessed valuation of property; providing exceptions; authorizing an increase in millage not exceeding 10 percent; providing for an additional 5 percent increase in emergencies; providing for verification of budgets and millage increases; providing an effective date.

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

By Senators Gordon, Myers, Vogt, MacKay, and Renick—

SB 173—A bill to be entitled An act relating to health care facilities; creating the "Health Care Cost Containment Act of 1975"; providing for the creation of a uniform system of accounting and financial reporting for hospitals and nursing homes; providing for a subsequent system of hospital rate review and approval based on the principle of incentive reimbursement whereby budgets are established in advance of a hospital's budget period and costs are reimbursed prospectively; providing that amounts accruing from operating below budgeted costs may be retained by the hospital to serve approved community needs; providing for state assumption of responsibility for conducting a health care price control program; providing legislative findings and declaration of intent; providing definitions; creating the Florida Health Care Cost Commission; providing for commission meetings, procedure and compensation; providing for commission staffing and committees; providing guidelines for the proper exercise of the rate review and approval function; providing for commission studies and data analysis; providing for commission budget; providing for severability; providing an effective date.

—was read the first time by title and referred to the Committee on Health and Rehabilitative Services.

By Senators Lane (23rd), Tobiassen, Childers (1st), Sims, Hair, Plante and Brantley—

SB 174—A bill to be entitled An act relating to energy costs; providing for the use of specific fuels and abatement equipment only when ambient air quality is being violated; providing an effective date.

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

By the Committee on Transportation—

SB 175—A bill to be entitled An act relating to motor vehicle licenses; amending s.320.06(2)(b), Florida Statutes, providing transfer of any motor vehicle registration license plate from registered owner to surviving spouse, heir or heirs; providing for transfer of motor vehicle registration plate to a member of immediate family; providing an effective date.

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

By Senators Gallen and Lane (31st)—

SB 176—A bill to be entitled An act relating to the Statute of Frauds; amending s.725.01, Florida Statutes; providing that any guarantee, warranty or assurance as to the results or safety of any medical, surgical or diagnostic procedure must be in writing; providing an effective date.

—was read the first time by title and referred to the Committees on Judiciary-Civil and Commerce.

By Senator Graham—

SB 177—A bill to be entitled An act relating to the State Career Service System; amending s.110.022(1)(b), Florida Statutes; providing for the establishment of department rules to provide for longevity pay increases; providing an effective date.

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

By Senator Graham—

SB 178—A bill to be entitled An act relating to the Environmental Protection Act of 1971; creating part V of chapter 403, Florida Statutes; redesignating s.403.412, Florida Statutes, as s.403.80, Florida Statutes, and amending said section to provide for either declaratory or equitable relief and to extend the application of the act to the prevention of excessive and unnecessary noise; providing for judicial procedure; providing an effective date.

—was read the first time by title and referred to the Committees on Natural Resources and Conservation and Judiciary-Civil.

By Senators McClain, Firestone and Deeb—

SB 179—A bill to be entitled An act relating to innocent victims of violent crimes; providing a short title and definitions; setting forth conditions and restrictions on recovery; providing a \$15,000 maximum limit on compensation to a victim; providing for the time and procedure for filing claims; providing for the processing of claims; providing appeal procedures; providing for the modification of orders by a judge of industrial claims; providing powers of judges of industrial claims and the Industrial Relations Commission; providing procedure before the commission; providing for depositions, witness fees, attorney's fees, and costs; providing penalties; providing for compensation to the innocent victims of violent crimes or their dependents and for emergency awards; providing that any assignment of compensation is invalid; exempting compensation from the claim of creditors; providing for subrogation; authorizing restitution to be made a condition of probation or parole for the offender; providing for an annual report; establishing the Crimes Compensation Trust Fund; authorizing application for federal fund; providing an effective date.

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

By Senators Tobiassen and Childers (1st)—

SB 180—A bill to be entitled An act relating to state air quality standards; exempting certain plants and facilities which supply electricity to or for the public from complying with such standards until a specified date; providing an effective date.

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

By Senator Lane (31st)—

SB 181—A bill to be entitled An act relating to limitations of actions; amending s.95.11(4)(a), Florida Statutes, 1974 Supplement, and adding paragraph (g) to subsection (3) of said section, providing that actions for professional malpractice arising out of any medical, dental, or surgical services shall be commenced within 4 years from the time the cause of action accrues or within 1 year from the time of discovery, whichever occurs first; providing an effective date.

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

By Senator Wilson—

SB 182—A bill to be entitled An act relating to the municipal public service tax; amending s.166.231, Florida Statutes, 1974 Supplement; exempting the first \$30 of the monthly electric service charge to a residential customer from such tax;

providing procedures for reimbursing municipalities for revenues lost on account of such exemption from the General Revenue Fund; providing for audits; providing for adjustment of reimbursements in the event of error; authorizing the Department of Revenue to promulgate rules and regulations; providing an effective date.

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

By Senator Lewis—

SB 183—A bill to be entitled An act relating to jury lists; repealing ss.466.21 and 470.27, Florida Statutes, pertaining to exemptions from jury duty for licensed dentists, funeral directors and embalmers; providing an effective date.

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

By Senator Lewis—

SB 184—A bill to be entitled An act relating to game and fresh water fish; repealing s.372.02, Florida Statutes, relating to the general powers, duties, and authority of the Game and Fresh Water Fish Commission and the authority of the commission to issue rules and orders; repealing s.372.022, Florida Statutes, relating to the power of the commission to sell and trade commission lands in Lake and Marion Counties; repealing s.372.06, Florida Statutes, relating to meetings of the commission; repealing s.372.08, Florida Statutes, relating to the yearly audit of the Game and Fresh Water Fish Commission required by the governor; repealing s.372.10, Florida Statutes, relating to the payment of all accounts by the commission; repealing s.372.27, Florida Statutes, to remove prohibition against fishing in certain waters associated with Silver Springs and Rainbow Springs; repealing s.372.43, Florida Statutes, which prohibits the catching, wounding, or killing of carrier pigeons and provides a penalty therefor; repealing s.372.572, Florida Statutes, to remove provisions relating to the right of county residents to fish in certain waters bounded by more than one county; repealing s.372.63, Florida Statutes, which requires that persons who rent boats to hunters and fishermen must purchase a license from the Game and Fresh Water Fish Commission; repealing s.372.67, Florida Statutes, relating to the requirement that those seeking a license to hunt and trap list the game and fur-bearing animals they have taken in the preceding season; providing an effective date.

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

By Senators Wilson and Vogt—

SB 185—A bill to be entitled An act providing for the relief of William Menoher; providing an appropriation to compensate him for the disability retirement benefits he would have received under the Florida Retirement System if he had been advised to retire thereunder and he had done so rather than obtaining a refund of contributions; providing an effective date.

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

By Senator McClain—

SB 186—A bill to be entitled An act relating to campaign financing; amending s.106.10(4), Florida Statutes, 1974 Supplement, and adding a new subsection to said section; limiting the use of unexpended campaign contributions; providing an effective date.

—was read the first time by title and referred to the Committees on Judiciary-Civil and Governmental Operations.

By Senator Holloway—

SB 187—A bill to be entitled An act relating to ad valorem tax exemption; amending s.196.011(4), Florida Statutes, 1974 Supplement; requiring that the property appraiser accept a certified statement from the owner of certain tax exempt property that no change in ownership and use has occurred in lieu of an application for exemption; providing an effective date.

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

By Senator Holloway—

SB 188—A bill to be entitled An act relating to eminent domain; creating s.74.075, Florida Statutes; creating the Eminent Domain Trust Fund to be administered by the state treasurer; providing that funds deposited with a court for the purpose of acquiring property for roads or other transportation purposes be transferred to such fund; providing for the investment of such funds; providing for interest earned by such fund to be credited to the secondary road fund of the county in which the depositing court is located; providing for the withdrawal of such funds; providing an effective date.

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

By Senator Holloway—

SB 189—A bill to be entitled An act relating to the Florida Uniform Traffic Control Law; amending s.316.027(1), (2), Florida Statutes, and adding subsection (4) to said section; amending s.316.061, Florida Statutes, 1974 Supplement; amending s.316.063, Florida Statutes; creating s.316.0991, Florida Statutes; requiring vehicles involved in an accident or a disabled vehicle be moved so as not to obstruct the regular flow of traffic; providing a penalty; providing an effective date.

—was read the first time by title and referred to the Committees on Transportation and Judiciary-Criminal.

By Senator Myers—

SB 190—A bill to be entitled An act relating to the fair trade law; repealing chapter 541, Florida Statutes, which permits contracts relating to the sale and resale of trademark, brand or name commodities to require the maintenance of a minimum sale price; further repealing provisions which prohibit the sale or the offering for sale of such commodities below the minimum price and which relate to enforcement by the Department of Legal Affairs; providing an effective date.

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

By Senator Thomas (30th)—

SB 191—A bill to be entitled An act relating to pool contractors; amending the introductory paragraph and paragraphs (j) and (k) of s.468.102(1), Florida Statutes; adding swimming pool work to those items which a contractor shall subcontract; adding to the scope of work of commercial and residential pool contractors; providing an effective date.

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

By Senator Scarborough—

SB 192—A bill to be entitled An act relating to parole and probation; amending s.947.16(1), Florida Statutes, 1974 Supplement; changing eligibility requirements for parole; providing an effective date.

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

By Senator Henderson—

SB 193—A bill to be entitled An act relating to assessments; amending s.193.023, Florida Statutes; requiring the property appraiser to assess, at fair market value, property serving unit owners of a condominium or cooperative subject to a lease; precluding the consideration of income derived from the lease; conforming nomenclature to the constitution as amended; providing an effective date.

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

By Senator Henderson—

SB 194—A bill to be entitled An act relating to the Solicitation of Charitable Funds Act; amending s.496.04(1)(c), Florida Statutes, 1974 Supplement; exempting charitable organizations which do not receive public contributions in excess of \$10,000 from the registration fee; providing an effective date.

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

By Senators Gallen and Lane (31st)—

SB 195—A bill to be entitled An act relating to professional liability actions against physicians, surgeons, dentists, and hospitals; providing that injury alone does not raise a presumption of negligence and that the jury shall be so instructed; providing an effective date.

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

By Senator Firestone (by request)—

SB 196—A bill to be entitled An act for the relief of Jackie Ecker Williams for losses incurred as a result of his wrongful imprisonment by the state for a crime he did not commit; providing an appropriation; providing an effective date.

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

By Senator Deeb—

SB 197—A bill to be entitled An act relating to the Florida Retirement System; amending s.121.051(2)(a), Florida Statutes, 1974 Supplement; providing for payment of a lump sum death benefit to a beneficiary, executor or administrator of a retired member who had vested rights under the Retirement System for School Teachers on or before the date of his transfer to the Florida Retirement System; providing an effective date.

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

By Senator Plante—

SB 198—A bill to be entitled An act relating to public officers; creating s.111.08, Florida Statutes, allowing an elected official to refuse any portion of his salary; providing for return of funds to the general fund; providing an effective date.

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

By Senators Gallen and Lane (31st)—

SB 199—A bill to be entitled An act relating to damages; creating s.768.042, Florida Statutes; prohibiting the pleading of general damages in a specific amount and that items of special damages must be specifically pleaded; providing an effective date.

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

By Senator Gallen—

SB 200—A bill to be entitled An act relating to insurance; adding subsection (8) to s.627.351, Florida Statutes, requiring the Department of Insurance to adopt a joint underwriting plan for malpractice insurance; requiring that the plan provide for rules for classification of risks and rates therefor, for a premium surcharging system, and for the equitable apportionment among insurers of losses and expenses incurred through the plan; providing that one or more designated insurers may act on behalf of all other insurers participating in the plan; providing that all insurers authorized to write liability or malpractice insurance participate in the plan; providing an effective date.

—was read the first time by title and referred to the Committees on Commerce and Judiciary-Civil.

By the Committee on Governmental Operations—

SB 201—A bill to be entitled An act relating to motor vehicles; amending ss.316.064(3), 316.066(1), (3), 322.20(2), 322.27(1)(b), 324.051(1), Florida Statutes; amending s.318.19(1), Florida Statutes, 1974 Supplement; providing that accident reports be filed and requiring appearance before a designated official if there is total property damage of \$200 or more; pro-

viding a 10-day time period in which to file such reports; providing an effective date.

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

By Senators Gallen and Lane (31st)—

SB 202—A bill to be entitled An act relating to consent to medical treatment; creating the "Florida Medical Consent Law"; providing that the act shall not apply to the care and treatment of the mentally ill or if in conflict with provisions relating to abortion or involuntary sterilization; providing that consent shall be implied in case of emergency; prohibiting recovery against licensed physicians, surgeons or dentists for failure to obtain a patient's informed consent upon a certain showing; providing that a written and signed consent which discloses certain information is conclusively presumed to be valid in the absence of fraudulent misrepresentation of a material fact; providing an effective date.

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

By Senator Lewis—

SB 203—A bill to be entitled An act relating to the Florida Uniform Traffic Control Law; amending s.316.066(3), Florida Statutes; requiring motor vehicle accident reports to be forwarded to the Department of Highway Safety and Motor Vehicles by the investigating law enforcement officer within twenty-four hours after the accident; providing an effective date.

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

By Senator Gallen—

SJR 204—A joint resolution proposing an amendment to Section 12, Article V of the State Constitution relating to the judicial qualifications commission; providing that upon the recommendation of the commission, the supreme court shall have the power to discipline any judge; providing for discipline of any justice of the supreme court by an independent panel of judges; providing for selection of the independent panel; providing for replacement of members of the independent panel in case of investigation or other disqualification.

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

By Senator Thomas (4th)—

SB 205—A bill to be entitled An act relating to drivers' license reexamination fees; amending s.322.121(2), Florida Statutes, providing that fees for first reexaminations shall cover the cost of certain subsequent reexaminations; providing an effective date.

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

By Senator Spicola—

SB 206—A bill to be entitled An act relating to negligence; amending s.768.06, Florida Statutes, providing for recovery of damages according to the comparative negligence principle; providing an effective date.

—was read the first time by title and referred to the Committees on Judiciary-Civil and Commerce.

By Senator Thomas (4th)—

SJR 207—A joint resolution proposing an amendment to Section 8 of Article III of the State Constitution relating to when the legislature takes up the governor's veto messages.

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

By Senator Thomas (4th)—

SB 208—A bill to be entitled An act relating to motor vehicle licenses; amending s.320.15, Florida Statutes, entitling

the owner of a motor vehicle to a pro rata refund of his annual registration license fee or to credit to apply to the registration of any other motor vehicle upon the sale or other disposition of the motor vehicle; providing an effective date.

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

By Senator Thomas (4th)—

SB 209—A bill to be entitled An act relating to diseased honeybees; providing an appropriation to the Department of Agriculture and Consumer Services for compensation of diseased honeybee colonies; providing an effective date.

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

By Senator Thomas (4th)—

SB 210—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s.570.-10(1), Florida Statutes, removing provisions relating to the number, qualifications, assignment, removal, and compensation of members of the department's legal staff; repealing s.570.-10(5), Florida Statutes, which provides for the employment of a part-time attorney as counsel for the Division of Plant Industry; providing an effective date.

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

By Senator McClain—

SJR 211—A joint resolution proposing an amendment to Sections 10 and 11, Article V of the State Constitution, to provide for the selection and retention and terms of justices of the supreme court and judges of district courts of appeal.

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

By Senator Glisson—

SB 212—A bill to be entitled An act relating to the Department of Business Regulation; authorizing the department to receive complaints and requests for assistance from mobile home owners or tenants in certain specified matters; providing for enforcement by the department or referral to the proper enforcing agency; providing an effective date.

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

By Senator Hair—

SB 213—A bill to be entitled An act relating to disabled persons; amending s.316.163, Florida Statutes; defining a disabled person; providing qualifications for application for identification; providing that no penalty be imposed upon a disabled person for parking in a loading zone in certain cases; providing for the display of an identifying sticker; providing a penalty; providing an effective date.

—was read the first time by title and referred to the Committee on Health and Rehabilitative Services.

By Senator Henderson—

SCR 214—A concurrent resolution in commendation of Vivian Tarrant Hill, Florida Teacher of the Year 1975.

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

By Senator Brantley—

SB 215—A bill to be entitled An act for the relief of Mary Llewellen Parker; providing an appropriation to compensate her for the death of her husband, Thomas Eugene Parker, and for injuries sustained as the result of negligence of the Department of Transportation; providing an effective date.

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

By Senator Poston—

SB 216—A bill to be entitled An act relating to hospitals; amending s.395.07, Florida Statutes, 1973, providing for physician's orders for medication, treatment, or procedures performed in hospitals; providing an effective date.

—was read the first time by title and referred to the Committee on Health and Rehabilitative Services.

By Senator Poston—

SB 217—A bill to be entitled An act relating to cost of living adjustments for state employees; establishing a factor scale to be applied to all counties within the state for purposes of cost of living salary adjustments; providing an effective date.

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

By Senator Poston—

SB 218—A bill to be entitled An act relating to accident insurance for student participants in athletic programs; requiring the state to purchase an accident insurance program through competitive bid which shall provide for the payment of all reasonable and necessarily incurred medical expenses up to a total sum of \$100,000 for any student who receives an injury as a result of participation in an athletic program sponsored by a public school or state institution of higher learning; providing said insurance coverage to be excess coverage; providing for a competitive bidding procedure; providing for penalties; providing an effective date.

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

By Senator Firestone—

SCR 219—A concurrent resolution commending the Florida District of Kiwanis International and recognizing their contribution in the fight against High Blood Pressure.

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

By Senator Gallen—

SB 220—A bill to be entitled An act relating to the Florida Transportation Code; amending s.335.04(3), Florida Statutes; deleting the 11,300 mile limitation on the primary road system; providing that any road heretofore maintained as a primary road be maintained as a primary road; providing an effective date.

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

By Senator Henderson—

SB 221—A bill to be entitled An act relating to the Florida Commercial Feed Law; amending s.580.031(4), Florida Statutes; specifying the animals to which the term "commercial feed" applies; providing an effective date.

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

By Senator Myers—

SB 222—A bill to be entitled An act relating to public buildings creating s.255.27, Florida Statutes; requiring the Department of General Services to establish rules and regulations respecting a smoking policy in governmental buildings; providing guidelines for such rules and regulations; providing an effective date.

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

By the Committee on Natural Resources and Conservation—

SB 223—A bill to be entitled An act relating to the Florida Water Resources Act of 1972; amending s.373.069(4), Florida

Statutes, and the introductory paragraph of subsection (3) of said section; amending ss.373.0697(4), 373.224, Florida Statutes; changing the effective date relating to the creation of water management districts; providing an effective date.

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

By Senator McClain—

SJR 224—A joint resolution proposing an amendment to Section 3, Article III of the State Constitution, providing that the regular session of the legislature held in odd-numbered years be open only for the consideration and passage of a biennial general appropriations act, implementing legislation and finance and taxation legislation, providing emergency powers; providing that the regular sessions of the legislature held in even-numbered years be for the transaction of all other legislative business.

—was read the first time and referred to the Committees on Rules and Calendar and Ways and Means.

By Senator Dunn—

SB 225—A bill to be entitled An act relating to criminal penalties; creating s.775.085, Florida Statutes; to authorize the extension of a sentence for possession or use of a weapon or commission of a battery during a felony offense; providing an effective date.

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

By Senators Holloway and Renick—

SB 226—A bill to be entitled An act relating to tax on sales, use and other transactions; creating s.212.085, Florida Statutes; authorizing refund of such taxes paid on special fuels used for commercial fishing purposes; providing limitations on such refunds; authorizing agents of the Department of Revenue to enter premises of persons entitled to refunds or of distributors in the enforcement of the act; prescribing conditions for entitlement to such refunds; providing procedures for receiving such refunds; authorizing deduction of fee for processing claims for refunds; requiring the Department of Revenue, distributors, and persons entitled to refunds to maintain records; requiring such records to be open to inspection; authorizing suspension or revocation of right to such refunds upon violation of provisions of this act; providing an effective date.

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

By Senator Dunn—

SB 227—A bill to be entitled An act relating to the City of Ormond Beach, Volusia County; repealing chapter 74-558, Laws of Florida, which provides for the incorporation into the City of Ormond Beach of the area known as the North Peninsula; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senator Dunn—

SB 228—A bill to be entitled An act relating to Volusia County and the municipalities of Daytona Beach, Ponce Inlet and Daytona Beach Shores; repealing chapter 74-467, Laws of Florida, which provides for the incorporation into the City of Daytona Beach of the area known as the South Peninsula; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senator Deeb—

SB 229—A bill to be entitled An act relating to Pinellas County; amending chapter 73-593, Laws of Florida, as amended

by chapter 74-578, Laws of Florida; providing local taxing authorities the option maintaining millage necessary to participate in state funding programs; providing an exclusion of taxes levied for not longer than two years and authorized by vote of the electors; deleting provision automatically repealing said chapter; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senators Gallen and Saylor—

SB 230—A bill to be entitled An act relating to airport zoning; amending s.330.27(4), Florida Statutes, changing a definition; creating s.333.025, Florida Statutes, requiring a permit from the Department of Transportation for structures exceeding federal obstruction standards; providing procedures; providing exceptions; amending s.333.03, Florida Statutes, requiring adoption of airport zoning regulations by political subdivisions; requiring the Department of Transportation to furnish technical assistance to political subdivisions; adding s.333.13(3), Florida Statutes, providing for injunctive relief; providing severability; providing an effective date.

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

By Senators Myers and Vogt—

SB 231—A bill to be entitled An act relating to medical malpractice insurance; amending s.627.355(1), Florida Statutes; providing that any number of physicians may organize solely for the purpose of establishing a medical malpractice risk management trust fund without regard to the period of existence of the group; providing an effective date.

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

By Senator Gallen—

SB 232—A bill to be entitled An act relating to state institutional facilities; requiring prior legislative approval before establishing a penal or correctional facility at an existing institution used for another purpose; requiring legislative approval to change the purpose or use of an established state institutional facility to a penal institution; providing an effective date.

—was read the first time by title and referred to the Committees on Judiciary-Civil, Health and Rehabilitative Services and Ways and Means.

By Senator Wilson—

SB 233—A bill to be entitled An act relating to the Florida Public Service Commission; amending s.350.01, Florida Statutes; increasing the number of commissioners; designating districts from which commissioners are to be elected; providing for reapportionment of such districts; providing terms of office; providing an effective date.

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

By the Committee on Governmental Operations and Senators Firestone, Saylor and Wilson—

SB 234—A bill to be entitled An act relating to energy; amending s.20.31(3), Florida Statutes, and adding subsection (7) to said section; creating the Division of Energy in the Department of Administration and establishing certain bureaus within said division; reassigning the Energy Data Center of the Division of State Planning of the Department of Administration to the Bureau of Energy Information Collection and Analysis of the Division of Energy; amending ss. 377.602(1)(e), (2) and (3), 377.603-377.606, 377.608, Florida Statutes, 1974 Supplement, conforming the language of said sections to such reassignment; providing duties of the Bureau of Energy Conservation and Development and authorizing the acceptance of funds, grants, gifts and services by the bureau; assigning the functions of the department relating to petroleum allocation and conservation, including allocation functions delegated by the fed-

eral government, to the Bureau of Contingency Planning and Allocation of the Division of Energy; providing for reports of petroleum use to the Bureau of Contingency Planning and Allocation and the confidentiality of such reports; providing penalties for violation of provisions relating to petroleum allocation; abolishing the Florida Energy Committee and transferring its records and other information to the Bureau of Energy Conservation and Development of the Division of Energy; providing an appropriation; repealing chapter 73-130, Laws of Florida, as amended, relating to the Florida Energy Committee; providing an effective date.

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

By Senator Myers—

SB 235—A bill to be entitled An act relating to hospital and medical service plans; amending s.641.02(3), Florida Statutes; relating to the composition of the board of directors of medical and surgical service plan corporations; providing for a majority of lay members; providing an effective date.

—was read the first time by title and referred to the Committees on Health and Rehabilitative Services and Commerce.

By Senator Poston—

SJR 236—A joint resolution proposing an amendment to Section 1 of Article III and creating Sections 14 and 15 of Article X of the state constitution; establishing initiative and referendum; providing petition and election procedures.

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

By Senator Vogt—

SB 237—A bill to be entitled An act relating to investment of revenue by county officials; authorizing tax collectors and other county officers collecting any moneys to invest same; providing for apportionment of interest; providing an effective date.

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

By Senator Vogt—

SB 238—A bill to be entitled An act relating to public officers; creating s.116.015, Florida Statutes; providing that the unknowing receipt of counterfeit money be considered an ordinary office operating expense; providing for refund of such expense; providing an effective date.

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

By Senator Vogt—

SB 239—A bill to be entitled An act relating to uniform traffic control; adding a new subsection (2) to s.316.210, Florida Statutes, providing that it is unlawful for any person to drive a motor vehicle equipped with windshield, sidewings, or side or rear windows which are nontransparent when viewed from outside the vehicle; providing a penalty; creating s.316.-2105, Florida Statutes, prohibiting the sale of any motor vehicle equipped with windshield, sidewings, or side or rear windows which are nontransparent when viewed from outside the vehicle; providing an effective date.

—was read the first time by title and referred to the Committees on Transportation, Judiciary-Criminal and Commerce.

By Senator Vogt—

SB 240—A bill to be entitled An act relating to mortgage escrow accounts; requiring mortgagees and mortgage servicing agencies to pay interest on funds held in escrow for the payment of taxes, insurance, or other expenses; prescribing procedures for computing such interest payments; requiring Department of Banking and Finance to compute and publish interest rates; requiring payments for which escrow funds are collected to be made promptly without loss or extra expense

to the mortgagor; providing remedy to mortgagor when act is violated; providing for enforcement and administrative penalty; providing an effective date.

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

By Senator Gallen—

SB 241—A bill to be entitled An act relating to financial disclosure by public officers and candidates; adding s.112.-3145(3), Florida Statutes, 1974 Supplement; exempting persons appointed to certain boards from the required financial disclosure; providing an effective date.

—was read the first time by title and referred to the Committees on Governmental Operations and Judiciary-Civil.

By Senators Childers (1st) and Tobiasen—

SB 242—A bill to be entitled An act relating to the Florida Building Codes Act of 1974; adding s.553.71(5), Florida Statutes, 1974 Supplement; defining "housing code"; amending ss.553.78(3), 553.80(4), Florida Statutes, 1974 Supplement; prohibiting the adoption of a statewide housing code and state interposition in local housing codes; providing that each enforcement district and local enforcement agency may promulgate rules for exemptions within its jurisdiction; specifying exemptions that may be made; requiring notice of exemptions to be made to the Board of Building Codes and Standards; repealing s.553.77(1)(c), Florida Statutes, 1974 Supplement, which authorizes the Department of Community Affairs to adopt rules and regulations for the use or occupancy of buildings; providing an effective date.

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

By Senators Gallen (by request) and McClain—

SB 243—A bill to be entitled An act relating to securities; creating ss.517.50—517.61, Florida Statutes; providing a short title and definitions; prohibiting fraudulent, deceitful and misleading practices in securities transactions; requiring disclosure and the filing of disclosure statements with the Department of Banking and Finance with respect to securities not registered under the federal securities laws and not exempt from registration thereunder; providing exemptions; providing civil liability for violations of the act and for the making of false or misleading statements; requiring registration of brokers, dealers and agents; prohibiting certain persons from engaging in the securities business as a broker, dealer or agent; authorizing the department to make investigations and issue and enforce subpoenas; providing for a temporary exemption from the public records laws; providing for injunctions; providing penalties and statutes of limitation; authorizing the department to adopt rules; providing severability; amending s.95.11(4), Florida Statutes, 1974 Supplement, to provide a civil statute of limitations; providing a 1-year saving clause for civil actions, criminal prosecutions, administrative proceedings, offers or sales; providing that all registrations under prior law and orders relating to them remain in effect; repealing the Sale of Securities Law, comprised of ss.517.01—517.33, Florida Statutes; providing an effective date.

—was read the first time by title and referred to the Committees on Commerce, Judiciary-Civil and Judiciary-Criminal.

By Senator Gallen (by request)—

SB 244—A bill to be entitled An act relating to evidence; creating ss.90.101—90.1008, Florida Statutes, to be known as the "Florida Evidence Code"; providing standards for the admission of evidence in the state in statutory form and abrogating inconsistent common-law rules of evidence; providing definitions; providing standards for the introduction of documentary evidence; providing for standards relating to proof of the contents of writings; providing standards on the relevance of evidence submitted in any court; providing standards regarding hearsay evidence; providing standards relating to judicial notice; providing standards relating to presumptions and inferences; providing standards relating to witnesses and for the production of proof through witnesses; providing standards relating to opinion testimony and expert witnesses; providing standards relating to privileged communications and privilege generally;

repealing ss.90.01, 90.011, 90.02, 90.04, 90.05, 90.06, 90.08, 90.09, 90.10, 90.241, 90.242, 90.243, 92.01, 92.02, 92.03, 92.031, 92.032, 92.04, 92.10, 92.11, 92.12, 92.121, 92.22, 92.35, 92.36, 92.37, 473.141, and 490.32, Florida Statutes, relating to witnesses, admissibility of evidence, and privileged communications; transferring and renumbering sections 90.14, 90.141, 90.15, 90.231, and 90.25, Florida Statutes; amending s.827.07, Florida Statutes, 1974 Supplement, relating to privileges in litigation in which child abuse is in issue, to conform to this act; providing an effective date.

—was read the first time by title and referred to the Committees on Judiciary-Civil and Judiciary-Criminal.

By the Committee on Judiciary-Criminal and Senator Winn—

SB 245—A bill to be entitled An act relating to private investigative agencies, watchman, guard and patrol services; providing legislative intent; amending s.493.02(1), Florida Statutes, increasing the civil penalty assessable against licensees; amending ss.493.03, 493.04, 493.13 and 493.20, Florida Statutes, providing for licensing of watchmen, guards and patrolmen; amending s.493.10(4), Florida Statutes, and adding subsections (5) and (6) to said section, providing for the custody and safekeeping of licenses and identification cards; amending s.493.06, Florida Statutes, providing for payment of license fees generally; amending s.493.07, Florida Statutes, providing for investigations of applicants; amending s.493.09, Florida Statutes, providing for insurance coverage by applicants; amending s.493.21, Florida Statutes, providing for weapon and firearm training requirements and issuance of a permit; amending s.493.23(2), Florida Statutes, deleting the requirement for the client's written permission to produce papers during an investigation and providing for revocation or nonissuance of a license; creating s.493.28, Florida Statutes, prohibiting implied association with any government or agency thereof; amending s.493.11(1)(d), Florida Statutes, providing for exemptions; providing an appropriation; providing an effective date.

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

By Senator Gallen—

SB 246—A bill to be entitled An act relating to municipal annexation; amending ss.171.04(1) and 171.0415, Florida Statutes, 1974 Supplement; requiring a referendum to be held by the municipality on proposed annexation; providing an effective date.

—was read the first time by title and referred to the Committees on Governmental Operations and Judiciary-Civil.

By the Committee on Governmental Operations—

SB 247—A bill to be entitled An act relating to motor carriers; amending s.323.05(2), Florida Statutes, providing that road taxes imposed on motor vehicles for hire be collected by the Public Service Commission; revising language for clarity; deleting the requirement that for hire permits be renewed annually; providing an effective date.

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

By Senator Brantley—

SB 248—A bill to be entitled An act for the relief of Eula M. Jones to compensate her for mental pain and suffering and loss of services as a result of the death of Bannie Charles Hyatt, her minor son, in the state prison at Raiford; providing an effective date.

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

By Senator Scarborough—

SB 249—A bill to be entitled An act relating to civil liability for certain law enforcement officers; limiting civil liability for certain off-duty officers, and certain officers outside their area of jurisdiction; providing an effective date.

—was read the first time by title and referred to the Committees on Judiciary-Criminal and Judiciary-Civil.

By Senator Gallen—

SB 250—A bill to be entitled An act relating to education; amending s.246.201(4), Florida Statutes, 1974 Supplement, exempting certain schools from the law relating to independent postsecondary vocational, technical, trade and business schools; providing an effective date.

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

By Senators Childers (1st) and Thomas (4th)—

SB 251—A bill to be entitled An act relating to the sales tax; amending s.212.08(10), Florida Statutes, 1974 Supplement, and adding a new subsection to said section; exempting from such tax the sale of a motor vehicle to a resident of another state; prescribing conditions for entitlement to such exemption; providing an effective date.

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

By Senators McClain and Gallen—

SB 252—A bill to be entitled An act relating to the uniform limited partnership law; amending s.620.09(1), Florida Statutes; providing for rights, powers and liabilities of a general partner; providing an effective date.

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

By Senator Peterson—

SB 253—A bill to be entitled An act relating to railroads; creating s.351.055, Florida Statutes; requiring that all railroad locomotives, except those powered by steam or used exclusively in yard service, be equipped with speedometers; providing a penalty; providing an effective date.

—was read the first time by title and referred to the Committees on Transportation and Judiciary-Criminal.

By Senators Zinkil and Thomas (30th)—

SB 254—A bill to be entitled An act relating to the Florida Building Codes Act of 1974; adding s.553.78(9), Florida Statutes, 1974 Supplement; providing that a building more than 75 feet in height be equipped with automatic water sprinkler systems; providing an effective date.

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

By Senator Sims—

SB 255—A bill to be entitled An act relating to landlord and tenant; creating s.83.625, Florida Statutes; providing that the court shall, in addition to awarding possession to the landlord for nonpayment of rent, direct the entry of a money judgment within jurisdictional limitations in favor of the landlord for money found due, owing and unpaid by the tenant under certain circumstances; providing an effective date.

—was read the first time by title and referred to the Committees on Commerce and Judiciary-Civil.

By Senators Myers and Vogt—

SJR 256—A joint resolution proposing an amendment to Section 12, Article V of the State Constitution relating to the judicial qualifications commission; providing that upon the recommendation of the commission, the supreme court shall have the power to discipline any judge; providing separate recommendation by the commission for discipline of any justice of the supreme court; providing for an independent panel of judges; providing for membership of the independent panel; providing for replacement of members of the independent panel in case of investigation or other disqualification.

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

By the Committee on Education—

SB 257—A bill to be entitled An act relating to public school personnel; amending s.231.40(1)(b), Florida Statutes, 1974 Supplement; increasing from 2 to 4 the number of days of sick leave which district school boards may permit to be used annually for personal reasons; deleting the authorization for 2 days of emergency leave; providing an effective date.

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

By Senator Ware—

SB 258—A bill to be entitled An act relating to medical malpractice insurance; amending s.627.062(2), Florida Statutes; excluding such insurance from the rate standards imposed by said section; amending s.627.091(1), Florida Statutes; requiring insurers to file with the Department of Insurance every manual of classifications, rules and rates, every rating plan, and every modification of the foregoing which is proposed to be used for such insurance; amending s.627.101(1), Florida Statutes; providing when filings as to such insurance become effective; amending s.627.141, Florida Statutes; providing procedures for subsequent disapproval of filings for such insurance; amending s.627.151, Florida Statutes; providing the basis for approval or disapproval of such insurance filings; amending s.627.181(1), Florida Statutes; providing for appeal by persons aggrieved by approval without a hearing of such insurance filings; amending s.627.191, Florida Statutes; requiring insurers and employees thereof to adhere to filings in issuing such insurance policies or contracts; amending s.627.211(1), Florida Statutes; requiring members of and subscribers to rating organizations to adhere to filings made on its behalf as to such insurance by such organization; amending s.627.281(1), Florida Statutes; authorizing a member of or subscriber to a rating organization to appeal to the Department of Insurance from an action or decision of such organization relating to such insurance; amending s.627.291, Florida Statutes; requiring information on such insurance rates to be made available to insured; requiring rating organizations and insurers to provide procedures for aggrieved persons to be heard; providing an effective date.

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

By the Committee on Education—

SB 259—A bill to be entitled An act relating to the Florida School Code; amending ss.230.7591, 231.29(3) and 239.78, Florida Statutes; providing that each public school, community college and state university shall maintain limited access records on its instructional personnel; specifying individuals contributing to records; specifying those who shall have access to same; providing an effective date.

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

By Senator Trask—

SB 260—A bill to be entitled An act relating to mobile homes; providing for disclosure of the manner used in determining the length of a mobile home; providing for an effective date.

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

By the Committee on Transportation and Senators Zinkil and Holloway—

SB 261—A bill to be entitled An act relating to eminent domain; creating s.74.076, Florida Statutes; creating the Eminent Domain Trust Fund; providing that all funds deposited with a circuit court for the purpose of acquiring property for roads or other transportation purposes be deposited in said fund; providing for administration of the fund and for the costs thereof; providing an effective date.

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

By the Committee on Judiciary-Criminal—

SB 262—A bill to be entitled An act relating to public officials; adding subsections (6) and (7) to section 116.111, Florida Statutes; providing a penalty for violating restrictions on employment of relatives; providing for restitution of moneys illegally paid in case of conviction; providing an effective date.

—was read the first time by title and referred to the Committees on Judiciary-Criminal and Governmental Operations.

By Senator Plante—

SB 263—A bill to be entitled An act relating to public printing; adding s.283.101(3), Florida Statutes; requiring legislative approval prior to publication of agency reports unless authorized by statute; amending s.283.27, Florida Statutes; requiring citation of statutory authority for printing; providing an effective date.

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

By Senator Saylor—

SB 264—A bill to be entitled An act relating to involuntary sexual battery; repealing s.794.03, Florida Statutes, 1974 Supplement, which makes the publication of the victim's identity in a sexual offense a second degree misdemeanor; providing an effective date.

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

By Senator Gordon—

SB 265—A bill to be entitled An act relating to the Board of Regents; amending s.240.011(1), Florida Statutes; increasing the membership of the board to include three full-time students in the State University System; providing for appointment and term of office of each student member; providing an effective date.

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

By Senators Saylor and Childers (1st)—

SB 266—A bill to be entitled An act relating to the Florida Energy Committee; repealing chapters 73-130 and 74-188, Laws of Florida, relating to the creation, membership, duties and functions of the Florida Energy Committee; providing an effective date.

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

By Senator Trask—

SB 267—A bill to be entitled An act relating to the tax on sales, use and other transactions; amending s.212.08(7)(h), Florida Statutes, 1974 Supplement; providing procedures for tax exemptions on sales and rentals of guide dogs for the blind and on food and supplies for such dogs; repealing s.212.083, Florida Statutes, which requires payment of such taxes and application for refund; providing an effective date.

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

By Senator MacKay—

SB 268—A bill to be entitled An act amending Chapter 65-1905, Laws of Florida, 1965, as amended by Chapter 71-767, Laws of Florida, 1971, being the Marion County Hospital District; amending Section 3 of Chapter 65-1905, as amended by Section 1 of Chapter 71-767, Laws of Florida; providing for the Board of Trustees to be increased from five (5) to seven (7) members; providing for continuation of present trustees; providing for the qualification of two (2) additional trustees; and providing an effective date.

Proof of publication of the required notice was attached.

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

By Senator Johnston—

SB 269—A bill to be entitled An act relating to optometry; amending s.463.14(1), Florida Statutes; deleting the prohibition on advertisement of price or credit terms for optometric service; providing an effective date.

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

By Senators Gallen, Sims and Zinkil—

SJR 270—A joint resolution proposing amendments to sections 1, 8 and 10 of Article V of the State Constitution and the addition and creation of new sections 1A and 6A to said Article V of the State Constitution relating to the creation of constitutional municipal courts.

—was read the first time and referred to the Committees on Rules and Calendar and Ways and Means.

By Senators Gallen, Sims and Zinkil—

SB 271—A bill to be entitled An act relating to a special election to be held on March 9, 1976, pursuant to Section 5 of Article XI of the State Constitution for the approval or rejection by the electors of Florida of a joint resolution amending Sections 1, 8, and 10 and the creation of Sections 1A and 6A of Article V of the State Constitution relating to the creation of constitutional municipal courts; providing for publication of notice and for procedures; providing an effective date.

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

Communication Received

By permission the following certificate was received:

IN THE SUPREME COURT OF FLORIDA
JANUARY TERM, A. D., 1975
MONDAY, APRIL 7, 1975

IN RE: CERTIFICATE OF JUDICIAL .
MANPOWER AS REQUIRED BY .
SECTION 9, ARTICLE V, CON- .
STITUTION OF FLORIDA, AS .
REVISED MARCH 14, 1972. . Case No. 47, 180

PER CURIAM.

One of the greatest improvements that could be made in the criminal justice system is to adopt methods for expediting appeals in criminal cases. This has been a matter of great concern.

An Appellate Review Committee was appointed to develop a long-range plan for improving the appellate process. This Committee has recommended that two additional judges be added to each of the District Courts of Appeal.

The Judicial Council of Florida and the Florida Appellate Judges' Conference have also recommended the addition of two judges for each District Court of Appeal.

The recommendation of the Appellate Review Committee contained the following:

1. To urge the addition of two judges to the District Courts of Appeal in the First, Second and Fourth Districts effective immediately. Although the Third District has a heavy load, they are fortunate in that they are not required to travel and do have available a retired judge who has offered to assist them for another year and they can draw from the local circuit bench when an emergency arises. The Third District, therefore, agreed to wait for a year for assistance.

2. Estimating that each of the foregoing judges plus one research assistant plus one secretary would cost approximately \$60,000 per year, we determined that most of the cost of the six judges could be absorbed with only nominal, if any, expense to the taxpayers by increasing the appellate filing fees in the District Courts of Appeal from \$25.00 to \$75.00 and in the Supreme Court from \$25.00 to \$100.00. These fees have not been raised in many years and the recommended increases are in line with modern times. We estimate there will be annually 2000 filings in the Supreme Court and with the increase of \$75.00 per case, it would produce a total of \$150,000.00, and in the four District Courts of Appeal, we estimate 6700 filings and with the increase of \$50.00 per case, it would produce a

total of \$335,000.00 for a grand total in all appellate courts of \$485,000.00 per year.

NOW, THEREFORE, pursuant to Section 9, Article V, Constitution of Florida, as revised March 14, 1972, we hereby certify the need for additional district, circuit and county judges as follows:

District Courts

| | | |
|-----------------|-------|-------------------------|
| First District | 2 | |
| Second District | 2 | |
| Fourth District | 2 | |
| | <hr/> | 6 District Court Judges |

Circuit Courts

| | | |
|--------------------|-------|-------------------------|
| Sixth Circuit | 5 | |
| Eleventh Circuit | 4 | |
| Twelfth Circuit | 1 | |
| Fifteenth Circuit | 2 | |
| Nineteenth Circuit | 1 | |
| Twentieth Circuit | 2 | |
| | <hr/> | 15 Circuit Court Judges |

County Courts

| | | |
|---------|-------|------------------------|
| Volusia | 1 | |
| Alachua | 2 | |
| Orange | 1 | |
| Polk | 1 | |
| Dade | 2 | |
| Monroe | 1 | |
| Broward | 3 | |
| Lee | 1 | |
| | <hr/> | 12 County Court Judges |

The Court certifies these judicial offices are necessary and recommends they be made permanent by law and funded by the State.

ADKINS, C. J., ROBERTS, BOYD, McCAIN, OVERTON and ENGLAND, JJ., concur

A TRUE COPY
Attest:

SID J. WHITE, Clerk
Supreme Court of Florida

JOINT SESSION

Pursuant to HCR 1 Org., the Senate formed in processional order and marched in a body to the chamber of the House of Representatives where they were received in due form. The joint session was called to order at 10:55 a.m. by the Honorable Donald L. Tucker, Speaker of the House of Representatives.

The Justices of the Florida Supreme Court, the Lieutenant Governor and members of the Florida Cabinet were received and seated.

The Speaker invited the President of the Senate, Dempsey J. Barron, and President Pro Tempore of the Senate, Alan Trask, to the rostrum and requested the President to preside over the joint session.

The President in the Chair.

The roll of the Senate and House of Representatives was called and the President declared a quorum of the joint session present.

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

For every grace and benefit you have bestowed upon us, individually and collectively, we thank you our God.

We thank you for our country. We confess its weaknesses are but the reflection of our corporate human weaknesses. We implore your mercy upon our failures. We confess our guilt in judging the faults of others from the midst of our own frailties. We confess too that we demand of others what so often we fail to require of ourselves.

For the beauty and benefits of our own beloved Florida we offer heartfelt thanks. Help us maintain its beauties and add to them the beauty of healthful living, morally, spiritually and physically.

For our government, within this state, we offer our prayers.

Grant that love of power, so often attractive to our human ego, may be suppressed before the knowledge of the divine overview of human government.

Grant that selfish ambitions, so strong an appetite within human leadership, may be quelled before the greater needs of the people we represent.

Grant that the achievement of the approval of God and conscience may be our only measure of success. Amen.

The joint assembly pledged allegiance to the flag of the United States of America.

On motion by Representative Craig that a committee be appointed to notify the Governor that the joint session was assembled and ready to receive His Excellency's message, the President appointed Senators Lewis, Gordon and Ware, and the Speaker appointed Representatives Andrews, Singleton and Tolton. The committee withdrew.

The President presented the following guests: Mrs. Reubin O'D. Askew, First Lady of Florida; Mrs. James H. Williams, wife of the Lt. Governor; Mr. and Mrs. Elmer Stewart, brother-in-law and sister of the Governor.

The committee appointed to wait upon the Governor reappeared escorting His Excellency, the Honorable Reubin O'D. Askew, Governor of Florida, who was escorted to the rostrum.

The President presented the Governor who delivered the following message to the Legislature concerning the condition of the State and made his recommendations as required by Article IV, Section 1, of the Constitution of the State of Florida:

Faith is precious. It cannot be purchased with money. It cannot be preserved with empty words.

The price of the faith of the people is high. They ask for honesty and vision. They ask for an abiding commitment to something more than ourselves.

And sometimes they ask for more than we think we can give, more than we think we are capable of giving.

Yet the people have given us their votes and their voice and their trust. And the price of their faith can never be too high, or too dear for us to pay.

Seldom have we needed their faith more than we do today. It can sustain us and summon us to greatness in our time of trouble and uncertainty.

We must rely on their faith. We must renew it and restore it and, above all else, prove worthy of it in the work of our government.

And faith . . . in the people, in ourselves, in our institutions and our common values, and in our Creator . . . must be the foundation of our work.

This is the tenth time I have addressed the Legislature as Governor of Florida. Together, we have worked to earn the faith of the people in the past. I am confident that we will earn their faith anew in the days and the weeks ahead.

We have the wisdom of experience in our legislative leadership, in Dempsey Barron and Don Tucker, and in those who head the various committees.

We have the vision of youth in outstanding new legislators who have already proven their dedication and their determination in preparing for this session.

The people hope for candor and courage from all who are a part of our legislative process . . . and they hope for cooperation, too, in the best interests of our state.

Lieutenant Governor Jim Williams and I believe there is reason for hope and there is need for faith as we begin this legislative session.

BUDGET

We all know our current constraints. We do not have to be reminded of the shortfalls and the pitfalls of our continuing economic crisis.

My recommended budget for the coming year was constructed with one unpleasant fact always uppermost in my mind . . . that this is a year in which state revenue will be severely limited by the state of the economy.

So the budget I have offered does not do all the things we would like to do. It does not serve all the needs we would like to serve. It does not solve all the problems we would like to solve.

But it does do many things. It does serve many genuine needs. It does provide a useful blueprint for solving some of the problems we face in these troubled times.

Where there must be sacrifice, we all must share in that sacrifice. And the budgets of all state agencies have shared in the sacrifices of recent months.

But this does not mean that our school children will be short-changed, that the needy will be neglected, or that the unemployed will be ignored.

Within the boundaries of our unprecedented financial constraints, we have done our best to give priority to human needs in the recommended budget.

We are recommending, for example, new staff positions for our food stamp centers and funds for continuing our cooperative efforts with local governments in community service programs.

I hope you will accept as well my recommendation to use 21.2-million dollars of the state's share of federal revenue sharing for operating costs in education.

For it will help assure that our public schools are provided with no less money per pupil than is available during the current fiscal year.

I know you understand the consequences of using too much of these revenue sharing funds for reoccurring expenses in day-to-day school operations. Most of this money should be used for building the schools we need to reduce double sessions and improve our overall educational facilities.

During the past four years, while I have served as your Governor, general revenue funding in education has increased by about 563-million dollars . . . by more than 60 percent. This is evidence of our enduring commitment to education.

But this is a year in which we have fewer dollars to spend. It is a year in which I am confident you will establish your priorities on the basis of long-range goals, and not short-range expediencies.

There is never room for waste in government . . . and certainly not when government revenue and resources are severely limited.

State agencies estimate that acceptance of the recommendations of the Governor's Management and Efficiency Study will

eventually result in annual net benefits to the state in excess of 83-million dollars.

We have already implemented by administrative action most of the recommendations in the executive branch. Legislative approval is needed for others, such as acceptance of the best bid on state printing contracts . . . whether those bids are from Florida firms or not.

Your approval of all these recommendations could assure the people additional savings on their tax dollars.

One recommendation I would particularly like to bring to your attention concerns the budget-making process.

Too much of the time of administrators and legislators alike is consumed by budget-making. We should explore the possibility of having biennial budgets with an annual review.

TAX REFORM

Tax reform is an unending process. No tax structure is ever as fair as it might be. No revenue base is ever beyond reform. As Andrew Jackson once said, "The wisdom of man never yet contrived a system of taxation that would operate with perfect equality."

His words are just as true now as they were more than a century ago. But, if we cannot have a perfect tax system, we can still strive for a system better than the one we have.

This is certainly no time for any general increase in state taxes. These are hard times. And increases in state taxes would tend to offset anticipated federal tax reductions.

But there are some things we should do to further improve our tax structure. And I urge you specifically to eliminate the rebate for collection of the state sales, beverage and cigarette taxes.

I am delighted that both the President of the Senate and the Speaker of the House have expressed an interest in making these improvements.

And I know you share my feeling that some relief should be given at this session to ease the burden of households suffering from what I consider to be one of the most onerous taxes in our state . . . the municipal utility tax.

This is especially needed during this time of inflation and recession.

And I might add . . . I cannot accept any reduction in our projected revenue from pari-mutuel taxes.

And I should add, too, that I will vigorously oppose any effort for a statewide lottery or for legalized casino gambling in Florida.

UNEMPLOYMENT COMPENSATION

There was a time, perhaps, when all of us in Florida believed that anyone who really wanted a job would find one.

That time has passed.

Insured unemployment . . . unemployment among those eligible for state benefits . . . increased by 243 percent in Florida during the past year.

More than 300,000 men and women in our work force do not have jobs. Many more of our people have dropped out of the work force because they could not find jobs.

I am asking you to undertake a recodification of our complex and confusing Unemployment Compensation Law.

And I am asking you to eliminate the waiting week for unemployment benefits. This has already been done in our neighboring states of Alabama and Georgia.

We have improved our maximum level of compensation in recent years.

We all know, of course, that jobless workers draw no more than fifty percent of their average weekly salaries. And we do not propose any changes in that. But Florida still ranks about 40th in the nation in the amount of average weekly benefits.

I believe we should increase the maximum this year from 74 dollars to 90 dollars. This also will bring us in line with Alabama and Georgia.

ENVIRONMENT

We are striving to protect Florida's environment, even as we seek new and better ways to expand and strengthen our economy.

We are striving to implement the growth policy the Legislature adopted for Florida, a policy that will enable us to enjoy the blessings of both preservation and prosperity in the coming years.

We need a policy that recognizes the importance of tourism, agriculture and construction to our economy . . . and recognizes as well the overall need to diversify our economy.

But, where environmental matters are concerned, our ability to respond to the needs of the state has been hindered by the fragmentation of our environmental efforts.

I have already told you how important I feel it is for us to end the complexity of the administration of our environmental programs. Our environmental permitting procedures must be simplified and consolidated.

There is a vital need for a system of checks and balances between the public interest and various private interests in the making of environmental decisions.

I have been impressed by the commitment and the insight displayed by many members of the legislature . . . as well as the leadership . . . in the consideration of this issue. I am confident that, together, we can reorganize our environmental agencies in the best interests of the people.

There are other environmental matters, too, which should concern us during this Legislative Session.

We still need the comprehensive local planning that can help assure the success of our statewide planning programs.

We need legislation to perpetuate our statewide system of aquatic preserves.

And we need additional protection for our coastal and interior wetlands.

We also need to continue the important work of the Property Rights Study Commission in exploring the potential conflicts between protection of our natural resources and perpetuation of individual property rights.

In our purchase of lands for the state, we have too often been forced to buy only what was most available, and not what was most desirable. I urge you to give to the state a power already exercised by the cities and counties . . . The power of eminent domain in the acquisition of parks and recreational lands.

And I urge you to adopt an act that will assure proper guidelines in community development.

The naturalist Aldo Leopold told us that "when we see land as a community to which we belong, we may begin to use it with love and respect."

And this is what we must do in Florida. For, if we lose our land . . . if we lose our beaches and our parks and our playgrounds and our lakes . . . we will lose the dreams that sustain us.

We will lose the sense of place, the sense of purpose, and the sense of community that unite us.

We will lose the Florida we all love.

And I think, too, that we will lose ourselves.

DEPARTMENT OF HEALTH AND REHABILITATIVE SERVICES

I agree with the leadership of the House and Senate that we need to reorganize the Department of Health and Rehabilitative Services.

We need to improve our management and consolidate our delivery of services. We need to take the department closer to the people it serves.

There could be no better time to accomplish this important task. For, in a time of human need, we must stress human services. In a time when revenue is scarce, we must see that revenue is spent wisely.

Strong and visible statewide program offices should be a part of the new structure. This is essential for adequate supervision, effective services, and maximum federal funding.

We must be certain that we have able and committed people at this state level . . . working and thinking and planning for better services throughout the state.

And our efforts at the state level must be complemented by program supervisors in local communities who are trained to fulfill the special needs of the various people who need H.R.S.

A viable alternative in reorganization would be the creation of a separate department unifying adult corrections and the field staff of the Probation and Parole Commission.

Some believe we should include youth delinquent programs in this separate department. I do not. Young people, delinquent or not, can be more effectively treated within an improved Department of Health and Rehabilitative Services.

Yet we must be tougher in our dealings with some of our older juveniles who have become very sophisticated in the ways of crime and the uses of juvenile status in our judicial system.

Our courts should be given greater flexibility in treating older juveniles as adults . . . whenever necessary. But we should remember that, under present law, anyone over fourteen years of age who commits a violent crime can be tried as an adult in criminal court.

We must also remember that, whatever our shortcomings, Florida is recognized as a national leader in confronting a difficult problem . . . that of preventing juvenile offenders from becoming hardened adult criminals.

Our emphasis in corrections must be on results, not retribution. And this should be done in the realization that genuine rehabilitation is the best possible protection for the people.

Reorganization of H.R.S. will make it easier for people to find the help they need. It will eliminate duplication of staff and services. It will help us better serve the needs of the elderly and the disadvantaged and the handicapped.

HEALTH CARE

Many Floridians cannot afford the health and hospital care they need. Some are poor. Some are older people living on fixed incomes. But even average incomes are often insufficient where soaring health costs are concerned.

Medicaid rates for hospital care in our state are now increasing at an annual rate of 17 percent. Overall, the price of medical care for everyone is increasing at more than twice the rate of all other consumer goods and services.

We cannot solve the pressing problems of rising health costs in Florida without federal legislation. But we must continue our efforts to make decent health care available for all who need it.

Our present system of financing hospital care in Florida lacks incentives for efficiency in administration. This is reflected in the quality of the care people receive and in the hospital bills people pay.

I endorse in concept the proposed legislation which would require uniform reporting and accounting by hospitals throughout Florida and establish a statewide system for containing hospital costs.

This means that all hospitals will establish a schedule of rates at the beginning of each year. They will adhere to those rates and be accountable for those rates. They will be reimbursed on the basis of those rates.

There will be adequate provisions for monitoring and reviewing rates throughout the year . . . provisions assuring fairness for all concerned.

This program will save us money through better use of our Medicaid dollars. It will save the people money, too.

And, where the health of the people is concerned, we must find a fair solution to the problem of ever-increasing costs for medical malpractice insurance.

HOUSING

As we consider the medical needs of the people, we must also consider their housing needs.

A place to call home . . . a place to feel a part of . . . a place that allows a sense of belonging. This is an essential part of what we have always called the American Dream.

Yet the sad and undeniable truth is that the average Floridian has often been unable to build a home, to find a home, or to borrow or save enough money to buy a home.

It is within the legitimate domain of state government to intercede at this time and serve as a catalyst in the recovery of our construction industry and the delivery of decent housing to the people.

Clearly, we do not have the resources to do the job without federal assistance. But state government, working closely and cooperatively with the private sector, can do much to help solve those problems.

The Florida Legislature has demonstrated this problem-solving capacity in recent years . . . in creation of the Housing Goals Council, in passage of the Florida Housing Act of 1972, in formation of the Florida Housing Development Corporation, in provisions for a new statewide building code, and in implementation of a state rural housing program.

And now I am asking you to serve the needs of our people for employment and decent housing by creating a state Housing Finance Agency.

After long months of hard work, and with the benefit of the time and the talents of many able people, the Florida Council on State Housing Goals has recommended that we establish such an agency.

This will require a Constitutional amendment to allow issuance of tax-exempt state bonds. We must be certain, however, that, in providing for such an amendment, we will not in any way endanger the full faith and credit of the state.

We can achieve that certainty through full assurances of federal and private mortgage insurance and other safeguards. And, with recognition of the support this proposal already enjoys from builders and bankers and construction workers and consumers throughout the state, we can adopt responsible legislation.

Where the credit of government is concerned, we should also conduct a complete review of the whole question of the use of industrial bonding by local governments.

And, while we are considering the housing problems of the people of Florida, we should continue as well our efforts to assure fair treatment for the men and women who buy and live in condominiums.

THE EQUAL RIGHTS AMENDMENT

In recent years, the Florida Legislature has eliminated many barriers against women. It is only fitting that we continue eliminating barriers by ratifying the Equal Rights Amendment at a time when our voice is needed.

The Equal Rights Amendment will not outlaw individual choice in social customs. It will not endanger our domestic institutions. It will not undermine personal values where those values do not involve unwarranted discrimination.

The women of this state and of this nation have already waited far too long for the equality that is their rightful inheritance by birth. I am hopeful, and I am confident, that the members of the Florida Legislature will do their part this year in acknowledging that inheritance.

OLDER PEOPLE

And, if women have faced discrimination in Florida, so too have our older people.

Too often the talents of the one and a half million older people in Florida are also ignored. Too often they are forgotten.

An example of this wasted talent is the inability of many older and able men and women to find even part-time work.

Retirement is often mandated simply because an individual reaches some arbitrary age. We should not compel unnecessary early retirement.

Older people do not want to be dependents of government. But in too many instances their independence is more aspiration than reality.

I have been encouraged by legislative measures that would provide ombudsman programs in nursing homes, better living facilities, improvements in our guardianship laws, and adequate protection from fear and fraud.

I urge you to explore every practical avenue that might offer older people a better chance to share in the life and the livelihood of our state.

ENERGY

Not long ago we gave little thought to energy needs in Florida. Energy was plentiful. Energy was cheap. Our resources seemed infinite and inexhaustible.

Now we know how shortsighted we were. Now we are discovering, slowly and painfully, how wrong we were in our presumptions of the past.

The legislative and executive branches of Florida's government have assumed leadership in conserving existing energy supplies and finding alternative sources.

We have dramatically reduced the consumption of energy by state government. We have been successful in working with our Congressional delegation to insure that Florida is treated fairly in the allocation of our national resources. And we have begun to explore our own potential for reducing our dependency on imported oil.

I urge you to adopt a broad energy policy for our state as proposed by the Florida Energy Committee.

And we can save the people money and yet improve our energy efforts by combining the Energy Data Center, the Office of Petroleum Allocation and Energy Conservation and the Florida Energy Committee into a single state energy office in the Department of Administration.

We should also give statutory sanction to the 55 miles per hour speed limit on our highways. And, where interstate highways are involved, we should change our laws concerning outdoor advertising to enhance the beauty of Florida and to assure no loss in federal funds.

I also support the recommendation of former Public Counsel Fred Karl and the House Growth and Energy Committee regarding expansion of the Public Service Commission.

Expansion from three to five members will help alleviate the heavy caseload of the present commissioners by providing simultaneous proceedings. It will also bring a broader spectrum of thought and experience to the Commission.

An appointive Commission will improve our ability to attract people knowledgeable in the complexities of utility regulation. I suggest for your consideration the selection procedures we are now using for Probation and Parole Commissioners.

And, as evidence that we are sincere in our desire to develop alternative energy sources for Florida, I urge you to approve my budget recommendation for the Florida Solar Energy Center.

It is our hope that the work of our Solar Energy Center near the Kennedy Space Center will convince the federal government to invest its funds in a combined research effort.

We are confident that a demonstration of financial interest on our part will help accomplish that result, just as it did in our efforts to preserve the Big Cypress Swamp.

But the earmarked appropriation, even without federal assistance, will help Florida play a meaningful role in harnessing the boundless energy of the sun.

CRIMINAL JUSTICE

The first responsibility of any government is to protect its citizens from lawlessness and crime.

We all know that crime continues to increase in our state, as elsewhere. And recent increases are alarming, to say the least.

My recommended budget includes 269-million dollars for our system of justice . . . about five percent more than current appropriations. This includes a ten percent increase in support for prosecutors. And I am recommending 21-million dollars of a total of 28-million dollars in state construction funds for building prisons.

Our prison population increased by 471 inmates in February and by 532 inmates in March. This is more than a thousand . . . and nearly 8.6 percent more in our state inmate population than just two months ago. There are now 12,716 inmates in our penal institutions.

We need additional space. We also need stricter punishment for repeat offenders and mandatory prison sentences for the use of dangerous weapons in committing crimes.

Legislation requiring these stiffer penalties and mandatory sentences will, of course, further increase the population of our already overcrowded institutions. We must all understand that.

There should also be an absolute prohibition on the manufacture, assembly, sale and possession of the "Saturday Night Specials" that are so often the lethal accomplices of crime. And there should be a 72-hour waiting period in the purchase of all other handguns.

Handguns in our society are instruments of death. They should be treated as such.

The present system of money bail in Florida discriminates against the poor. It also burdens the taxpayers with the cost of detention of those awaiting trial who need not be in jail. I urge you to adopt a comprehensive reform of our bail system.

Criminal punishment should be administered strictly and swiftly and fairly. But too often the sentencing process is affected by race and background and geography. Florida should have some means of reviewing sentences to assure fairness.

We have learned from the experience of Florida's statewide grand juries. We have had the sound advice of state attorneys and other local law enforcement officials.

I have concluded that, to be more effective, the statewide grand jury must have a permanent, full-time legal staff. We must also improve the ability of the Florida Department of Criminal Law Enforcement to assist the statewide grand jury in fighting organized crime.

These changes would help the statewide grand jury make a greater contribution to reducing crime.

ELECTIONS AND ETHICS

The people are hoping for responsiveness from us in improving criminal justice. . . and in providing the new laws and new programs we need. But much more than that is needed to sustain the faith of the people.

Politics is a partnership between the people and their elected officials.

The people must show a greater willingness to fulfill their responsibilities in the political process.

We must not frustrate that willingness with artificial barriers to voting.

We need laws to purge the voting rolls every four years, instead of every two years.

We should legislate uniform and mandatory statewide rules allowing voter registration by mail and making registration offices more accessible to working people at night and on some weekends.

Absentee voters should only have to make one request for ballots to be eligible to vote in both primaries and the general election.

But the willingness of the people to participate requires a renewal of public confidence.

And that renewal must come from improvements in the ways we choose our public officials and in the ways those public officials view their responsibilities to the people.

Our election code has long served as a model for other states. Yet our elections are still too often influenced by privilege and wealth.

We should return to a one thousand dollar maximum individual contribution to any candidate in any election.

The maximum individual cash contribution to any candidate in any election should be twenty-five dollars.

And there should be limitations, too, on the amount candidates can contribute to their own campaigns.

We should also combine the Elections and Ethics Commissions. This would be more effective and more efficient in the spending of the people's money and the protection of the people's trust.

And, as we consider ways to renew public confidence in our electoral traditions, we cannot overlook the alternative of public financing.

A mixed system of public and private financing of election campaigns will soon be tried at the national level.

Like many of you, I have some reservations about this alternative at the state level.

But, in the coming year, the staffs of the appropriate legislative committees should study the potential for such financing in Florida.

And, as we seek ways to improve our electoral traditions, we must also seek ways to improve our Constitutional traditions.

The faith of the people cannot be preserved by the executive and legislative branches alone. Our courts are the guardians of our laws. They are the custodians of our respect for a lawful and just society.

And, at a time when our institutions of government are being tried in the court of public confidence, the judges in our courts must have the confidence of the people.

We have established Judicial Nominating Commissions to fill judicial vacancies in Florida. We have provided for the non-partisan election of judges. These reforms have helped.

Yet removing the partisanship from judicial selections and elections has not sufficiently removed the politics from the judicial process.

We cannot allow our system of justice to be misused. We must strive for a system of fairness, and not favoritism.

I endorse the recommendation of the Judicial Council of Florida, ably headed by Justice B. K. Roberts, regarding merit selection and retention of judges, commonly called the Missouri Plan. This should apply at least to the appellate level.

The introduction of the Missouri Plan will help us improve the quality of justice in Florida. It will provide the broad participation and perspective we need in our judicial system.

There seems to be substantial agreement that we should also change our means of considering removal of Supreme Court justices.

The Constitution should specify by position those judicial officials who will judge members of the Supreme Court in cases involving recommendations for removal.

Supreme Court Justices should not be required to sit in judgement of their fellow justices.

It is my understanding that Chief Justice James Adkins followed this procedure voluntarily in the selection of a special panel which decided the question before the court this week.

We should make proceedings before the Judicial Qualifications Commission more open to the people . . . and yet still retain the confidentiality necessary in the early stages of any investigation.

And, as we seek Constitutional ways to improve our judicial system, Constitutional means should also be explored for a fair system of suspension for Cabinet Officers under indictment.

This would be in the public interest and in the interest of any accused Cabinet Officer as well.

You have on your desks the recommendations of the Ethics Commission concerning conflict-of-interest and financial disclosure.

These recommendations are the product of a year's study and a year's experience with Florida's ethics laws.

They are the work of Chairman Sandy D'Alemberte, Governor LeRoy Collins, Justice E. Harris Drew, and the other members of the Commission . . . as well as many other people devoted to our state.

We must prove we are truly public servants . . . and not the servants of either the vested interests or our own selfish interests.

I urge you to pass the recommendations of the Ethics Commission . . . without exception and without hesitation.

I felt that my first election as Governor was a mandate from the people for tax reform.

I consider my reelection to be a mandate for full financial disclosure.

I will do everything I can to fulfill that mandate.

"Sometimes," Thomas Jefferson wrote, "It is said that man cannot be trusted with the government of himself. Can he, then, be trusted with the government of others? Or have we found angels in the form of kings to govern him?"

It is our task to prove anew that men and women can be trusted with the government of themselves.

We have no need for such angels.

We have no need for such kings.

We need only the common sense and the courage and the abiding conviction of good and honest people. Thank you.

Following the Governor's address, the committee previously appointed escorted the Governor from the rostrum and from the House chamber, followed by the Lieutenant Governor and the members of the Cabinet, and the Justices of the Supreme Court.

On motion by Senator Brantley, the Senate withdrew from the joint session and resumed its session at 12:10 p.m. A quorum present.

On motion by Senator Brantley, the Senate recessed at 12:16 p.m. to reconvene at 3:00 p.m. this day.

AFTERNOON SESSION

The Senate was called to order by the President at 3:00 p.m. A quorum present—40:

| | | | |
|-----------------|-------------|-------------|---------------|
| Mr. President | Graham | Myers | Stolzenburg |
| Brantley | Hair | Peterson | Thomas (30th) |
| Childers (28th) | Henderson | Plante | Thomas (4th) |
| Childers (1st) | Holloway | Poston | Tobiassen |
| Deeb | Johnston | Renick | Trask |
| Dunn | Lane (31st) | Saunders | Vogt |
| Firestone | Lane (23rd) | Saylor | Ware |
| Gallen | Lewis | Scarborough | Wilson |
| Glisson | MacKay | Sims | Winn |
| Gordon | McClain | Spicola | Zinkil |

The President presented Jesse Warren, President of Springtime Tallahassee, Inc. to the Senate. Mr. Warren introduced Mrs. John Christensen, general chairman of Springtime Tallahassee, Inc. Mrs. Christensen welcomed the members of the Senate and introduced Springtime Tallahassee Queen Letitia Drew and her court who were accompanied by Leonard Cowles representing Andrew Jackson.

REPORTS OF COMMITTEES

The Honorable Dempsey J. Barron
President of the Senate

Sir:

Your Committee on Rules and Calendar respectfully recommends revisions of Senate Rules 2.14, 3.7 and 9.2 attached hereto and by reference made a part of this report.

On motion by Senator Lewis, the Chairman of the Committee and the Minority Leader were designated by the Committee to submit the Special Order Calendar for each legislative day.

The vote of the committee was as follows: Yeas: 15, Nays: 0

Respectfully submitted,
Lew Brantley

Rule 2.14, Time for consideration of bills, has been amended to read:

A bill which has been introduced and referred to committee can be removed only upon motion of the sponsor and by a two-thirds (2/3) vote of the membership present and voting; provided, however, any bill which has been in committee fifteen (15) legislative days or more *without an extension of time having been granted* may be removed from committee upon motion of the sponsor. Such motion, when made, shall carry over for a period of five (5) legislative days to give the committee of reference time to meet. Failure of the committee to meet and consider such bill within said time will permit the sponsor of the bill to remove it from committee upon a point of order; *provided, that no bill may be thus withdrawn from the committee on Ways and Means during the first thirty (30) days of a regular session.*

Rule 3.7, Introduction during session, is rewritten to read:

To facilitate processing and committee referencing all bills shall be delivered to the Secretary of the Senate no later than 12:00 noon of the fourth day (excluding Saturday and Sunday) preceding the day of introduction. This rule may be waived only upon unanimous consent, the motion for which shall not be entertained unless the movant thereof shall have first notified the Senate orally, not less than thirty (30) minutes preceding the motion, of his intention to move for the waiver of this rule

so as to have introduced a specific bill or bills sponsored by him. The adoption of such motion shall be construed as reverting the Senate to the Order of Introduction and Reference of Bills solely for the reception of said bill or bills for formal introduction and reference.

Rule 9.2, Method of registration, is amended to read:

Every such person shall register on forms prepared by the Secretary and shall state under oath his name and business address, the name and business address of his principal or principals, the general and specific areas of his legislative interests, and the duration of his agency.

The Secretary shall publish in the Journal, ~~in tabulation form~~, a list of those filing the registration statements under this Rule together with the information contained therein, on the first Monday of the session and weekly thereafter.

No registered lobbyist shall be permitted upon the floor of the Senate while it is in session, nor shall he deliver or cause to be delivered any message into the Senate Chamber while the Senate is in session.

On motion by Senator Brantley the report of the Committee on Rules and Calendar was adopted.

The Committee on Rules and Calendar recommends that the following bills be placed on Special Order for Tuesday, April 8, 1975, at 3:00 p.m.: SB 10, SB 157

Respectfully submitted,
Lew Brantley, Chairman

The Committee on Transportation recommends the following pass: SB 61

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

The Committee on Transportation recommends the following pass: SB 60 with 1 amendment

The bill was referred to the Committee on Judiciary-Civil under the original reference.

The Committee on Governmental Operations recommends the following pass: SB 147 with 2 amendments

The Committee on Transportation recommends the following pass: SB 2 with 1 amendment

The bills contained in the foregoing reports were referred to the Committee on Judiciary-Criminal under the original reference.

The Committee on Judiciary-Criminal recommends the following pass: SJR 58 with 1 amendment

The bill was referred to the Committee on Rules and Calendar under the original reference.

The Committee on Governmental Operations recommends the following pass:

| | | |
|--------|--------|--------|
| SB 136 | SB 142 | SB 145 |
| SB 140 | SB 143 | SB 14 |
| SB 141 | | |

The Committee on Transportation recommends the following pass:

| | |
|-------------------------|-------------------------|
| SB 40 with 1 amendment | SB 124 with 1 amendment |
| SB 64 with 1 amendment | SB 126 |
| SB 118 with 1 amendment | SB 18 with 5 amendments |

The bills contained in the foregoing reports were referred to the Committee on Ways and Means under the original reference.

The Committee on Agriculture recommends the following pass: SB 132

The Committee on Governmental Operations recommends the following pass:

| | |
|-------------------------|--------------------------|
| SB 13 with 2 amendments | SB 138 |
| SB 32 | SB 148 with 3 amendments |
| SB 15 with 2 amendments | SB 150 |

The Committee on Judiciary-Criminal recommends the following pass: SB 131, SB 66

The Committee on Transportation recommends the following pass: SB 10, SB 49 with 2 amendments

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

The Committee on Governmental Operations recommends a Committee Substitute for the following: SB 137

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

The Committee on Governmental Operations recommends a Committee Substitute for the following: SB 123

The bill with Committee Substitute attached was referred to the Committee on Natural Resources and Conservation under the original reference.

The Committee on Governmental Operations recommends a Committee Substitute for the following: SB 149

The Committee on Governmental Operations recommends a Committee Substitute for the following: SB 157

The Committee on Health and Rehabilitative Services recommends a Committee Substitute for the following: SB 173

The Committee on Health and Rehabilitative Services recommends a Committee Substitute for the following: SB 165, SB 169

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

The Committee on Governmental Operations recommends the following not pass: SB 6, SB 144

The Committee on Ways and Means recommends the following not pass: SB 9

The bills contained in the foregoing reports were laid on the table.

BILL REFERRED TO SUBCOMMITTEE

Natural Resources and Conservation Select Subcommittee: CS for SB 123

MOTIONS RELATING TO COMMITTEE REFERENCE

On motions by Senator Wilson, by two-thirds vote SB 67 was withdrawn from the Committees on Education and Ways and Means and indefinitely postponed.

On motion by Senator Sims, by two-thirds vote SB 57 was withdrawn from the Committee on Judiciary-Criminal and referred to the Committee on Transportation.

On motions by Senator Myers, by two-thirds vote Senate Bills 136, 141, 143 and 145 were withdrawn from the Committee on Ways and Means and placed on the calendar.

On motion by Senator Gordon, by two-thirds vote SB 31 was withdrawn from the Committee on Health and Rehabilitative Services.

On motion by Senator Peterson, by two-thirds vote SB 46 was withdrawn from the Committee on Judiciary-Criminal and indefinitely postponed.

On motion by Senator Brantley, the Senate proceeded to the consideration of—

Mr. Jimmy Josey
Route 3
Bonifay, Florida

March 4, 1974

EXECUTIVE BUSINESS

The following public officials were suspended from office by Executive Order. The Executive Suspension of each named official is hereby referred to the Select Committee on Executive Suspensions, Senator Edgar M. Dunn, Jr., Chairman:

MELVILLE C. BASS
Member, Board of County Commissioners, Highlands County, Florida
[Original and Amended Executive Orders of Suspension appear on Senate Journal of February 26, 1974, pp. 1—3]

[Executive Order of Suspension appears on Senate Journal of February 26, 1974, pp. 10—11]

JACK WHEELER
Comptroller, Broward County, Florida
[Executive Order of Suspension appears on Senate Journal of February 26, 1974, pp. 11—12]

JOE NEWMANS
Sheriff, Baker County, Florida

By direction of the President, the following communications, executive orders and certificate were read:

Honorable Joe Newmans July 25, 1974
Macclenny, Florida

Dear Mr. Newmans:

Pursuant to the provisions of Chapter 69-277, Laws of Florida, we are sending you by registered mail, Executive Order of Reinstatement dated July 23, 1974.

With kind regards, I remain

Cordially,
DOROTHY W. GLISSON
Secretary of State

EXECUTIVE ORDER NUMBER 74-37
Executive Order of Reinstatement

WHEREAS, JOE NEWMANS was suspended as Sheriff of Baker County, Florida, pursuant to Executive Order of the Governor Number 74-15, dated February 15, 1974, and

WHEREAS, prosecution was had on the charges contained in the Indictment on which the aforesaid suspension was based, and

WHEREAS, I have been advised by the Honorable EUGENE T. WHITWORTH, State Attorney of the Eighth Judicial Circuit of Florida, that said JOE NEWMANS was acquitted of all criminal charges on Friday, July 19, 1974;

NOW, THEREFORE, I, REUBIN O'D. ASKEW, as Governor of the State of Florida, by the power vested in me by the Constitution and laws of Florida, do hereby promulgate the following Executive Order, effective immediately:

1. That JOE NEWMANS be, and he is hereby, reinstated to the public office which he held at the time of the above-mentioned suspension, to-wit: Sheriff of Baker County, Florida. Said reinstatement is to be effective, at the request of Sheriff Newmans, August 1, 1974.

2. That Executive Order of the Governor Number 74-15 is hereby revoked and the suspension of JOE NEWMANS is terminated, pursuant to Section 7(a) of Article IV, Florida Constitution, 1968, effective August 1, 1974.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capitol, this 23rd day of July, A.D., 1974.

REUBIN O'D. ASKEW
Governor



Attest:
DOROTHY W. GLISSON
Secretary of State

Dear Mr. Josey:

Pursuant to the provisions of Chapter 69-277, Laws of Florida, we are sending you by registered mail, Executive Order of Suspension dated March 2, 1974.

With kind regards, I remain

Cordially,
RICHARD (DICK) STONE
Secretary of State

By (Mrs.) **DOROTHY W. GLISSON**
Director
Division of Elections

EXECUTIVE ORDER NUMBER 74-18
Executive Order of Suspension

WHEREAS, JIMMY JOSEY is presently serving as a member of the Board of County Commissioners of Holmes County, and

WHEREAS, it has been alleged by citizens of Holmes County that the said JIMMY JOSEY has violated the duties and public trust of his public office, and

WHEREAS, pursuant to the Constitution and laws of the State of Florida, an investigation has been made of the charges against the said JIMMY JOSEY, and

WHEREAS, on February 28, 1974, Honorable LEO C. JONES, State Attorney in and for the Fourteenth Judicial Circuit of Florida, filed informations in the County and Circuit Courts of Holmes County, Florida, charging the said JIMMY JOSEY with various criminal violations of the laws of Florida;

NOW, THEREFORE, I, REUBIN O'D. ASKEW, as Governor, pursuant to the Constitution and Laws of the State of Florida do hereby find, determine, and allege as follows:

A. That the acts and violations alleged herein all occurred during the present term of office of JIMMY JOSEY as a "county officer" within the meaning of Section 7, Article IV, Florida Constitution (1969), to-wit: Member, Board of County Commissioners, Holmes County, Florida.

B. That said JIMMY JOSEY did commit the acts and violations of Florida law as alleged in the Informations attached hereto and hereby incorporated in this Executive Order as allegations of facts constituting grounds for suspension under Article IV, Section 7(a), Florida Constitution.

C. That the facts alleged herein constitute the offenses of malfeasance, misfeasance, neglect of duty, commission of a felony or incompetence as such offenses are used in Section 7(a), Article IV, Florida Constitution.

D. That the interest of the residents of Holmes County, Florida, and the citizens of the State of Florida can best be served by the immediate suspension of JIMMY JOSEY from the public office which he now holds.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and laws of the State of Florida, the following Executive Order is hereby promulgated, effective at 9:59 a.m. on March 2, 1974.

1. JIMMY JOSEY is hereby suspended as and from the public office which he now holds, to-wit: Member, Board of County Commissioners, Holmes County, Florida.

2. That JIMMY JOSEY is hereby prohibited from performing any official act, duty or function of public office, from receiving any part or allowances, and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from the ef-

fective date hereof, until further executive order, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capitol, this 2 day of March A.D. 1974.

REUBIN O'D. ASKEW
Governor

Attest:
RICHARD (DICK) STONE
Secretary of State

Mr. George R. Brumfield
Board of County Commissioners
Pinellas County
315 Haven Street
Clearwater, Florida 33516

September 9, 1974

Dear Mr. Brumfield:

Pursuant to the provisions of Chapter 69-277, Laws of Florida, we are sending you by registered mail, Executive Order of Suspension dated September 9, 1974.

With kind regards, I remain

Cordially,
DOROTHY W. GLISSON
Secretary of State

EXECUTIVE ORDER NUMBER 74-53
Executive Order Of Suspension

WHEREAS, GEORGE R. BRUMFIELD is presently serving as a member of the Board of County Commissioners of Pinellas County, and

WHEREAS, it has been alleged by citizens of Pinellas County that the said GEORGE R. BRUMFIELD has violated the duties and public trust of his public office, and

WHEREAS, pursuant to the Constitution and laws of the State of Florida, an investigation has been made of the charges against the said GEORGE R. BRUMFIELD, and

WHEREAS, on September 5, 1974, the Grand Jury of the County of Pinellas and State of Florida returned two true bills charging the said GEORGE R. BRUMFIELD with criminal violations of the laws of Florida;

NOW, THEREFORE, I, REUBIN O'D. ASKEW, as Governor, pursuant to the Constitution and Laws of the State of Florida do hereby find, determine and allege as follows:

A. That the acts and violations alleged herein all occurred during the present term of office of GEORGE R. BRUMFIELD as a "county officer" within the meaning of Section 7, Article IV, Florida Constitution (1968), to-wit: Member, Board of County Commissioners, Pinellas County, Florida.

B. That said GEORGE R. BRUMFIELD did commit the acts and violations of Florida law as alleged in the Indictments attached hereto and hereby incorporated in this Executive Order as allegations of facts constituting grounds for suspension under Article IV, Section 7(a), Florida Constitution.

C. That the facts alleged herein constitute the offenses of malfeasance, misfeasance, neglect of duty, commission of a felony or incompetence as such offenses are used in Section 7(a), Article IV, Florida Constitution.

D. That the interest of the residents of Pinellas County, Florida, and the citizens of the State of Florida can best be served by the immediate suspension of GEORGE R. BRUMFIELD from the public office which he now holds.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and laws of the State of Florida, the following Executive Order is hereby promulgated, effective at 5:00 P.M. on September 9, 1974.

1. GEORGE R. BRUMFIELD is hereby suspended as and from the public office which he now holds, to-wit: Member, Board of County Commissioners, Pinellas County, Florida.

2. That GEORGE R. BRUMFIELD is hereby prohibited from performing any official act, duty or function of public office, from receiving any part or allowances, and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from the effective date hereof, until further executive order, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capitol, this 9th day of September A.D., 1974.

REUBIN O'D. ASKEW
Governor

Attest:
DOROTHY W. GLISSON
Secretary of State

Mr. Rhett E. Cadenhead
Okaloosa County Courthouse
Crestview, Florida 32536

October 14, 1974

Dear Mr. Cadenhead:

Pursuant to the provisions of Chapter 69-277, Laws of Florida, we are sending you by registered mail, Executive Order of Suspension dated October 11, 1974.

With kind regards, I remain

Cordially,
DOROTHY W. GLISSON
Secretary of State

EXECUTIVE ORDER NUMBER 74-59
Executive Order Of Suspension

WHEREAS, RHETT E. CADENHEAD is presently serving as the Tax Assessor of Okaloosa County, and

WHEREAS, it has been alleged by citizens of Okaloosa County that the said RHETT E. CADENHEAD has violated the duties and public trust of his public office, and

WHEREAS, pursuant to the Constitution and laws of the State of Florida, an investigation has been made of the charges against the said RHETT E. CADENHEAD, and

WHEREAS, on October 9, 1974, the Grand Jury of the County of Okaloosa and State of Florida returned nineteen (19) true bills charging the said RHETT E. CADENHEAD with criminal violations of the laws of Florida;

NOW, THEREFORE, I, REUBIN O'D. ASKEW, as Governor, pursuant to the Constitution and Laws of the State of Florida do hereby find, determine and allege as follows:

A. That the acts and violations alleged herein all occurred during the present term of office of RHETT E. CADENHEAD as a "County Officer" within the meaning of Section 7, Article IV, Florida Constitution (1968), to-wit: Tax Assessor, County of Okaloosa, Florida.

B. That said RHETT E. CADENHEAD did commit the acts and violations of Florida law as alleged in the Presentment and Indictments attached hereto and hereby incorporated in this Executive Order as allegations of facts constituting grounds for suspension under Article IV, Section 7(a), Florida Constitution.

C. That the facts alleged herein constitute the offenses of malfeasance, misfeasance, neglect of duty, commission of a felony or incompetence as such offenses are used in Section 7(a), Article IV, Florida Constitution.

D. That the interest of the residents of Okaloosa County, Florida, and the citizens of the State of Florida can best be served by the immediate suspension of RHETT E. CADENHEAD from the public office which he now holds.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and laws of the State of Florida, the following Executive Order is hereby promulgated, effective at 5:00 P. M. on October 11, 1974.

1. RHETT E. CADENHEAD is hereby suspended as and from the public office which he now holds, to-wit: Tax Assessor, County of Okaloosa, Florida.

2. That RHETT E. CADENHEAD is hereby prohibited from performing any official act, duty or function of public office, from receiving any part or allowances, and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from the effective date hereof, until further executive order, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capital, this 11th day of October A.D., 1974.

REUBIN O'D. ASKEW
Governor

Attest:
DOROTHY W. GLISSON
Secretary of State

Mr. Milo I. Thomas, Jr.
Post Office Box 948
Lake City, Florida

January 29, 1975

Dear Mr. Thomas:

Pursuant to the provisions of Chapter 69-277, Laws of Florida, we are sending you by registered mail, Executive Order of Suspension dated January 28, 1975.

With kind regards, I remain

Cordially,
DOROTHY W. GLISSON
Director
Division of Elections

EXECUTIVE ORDER NUMBER 75-5
Executive Order of Suspension

WHEREAS, MILO I. THOMAS, JR. is presently serving as the Public Defender of the Third Judicial Circuit in and for the Counties of Columbia, Dixie, Hamilton, Lafayette, Madison, Suwannee and Taylor, and

WHEREAS, I have been advised by citizens of Columbia County that the said MILO I. THOMAS, JR. has violated the duties and public trust of his office, and

WHEREAS, pursuant to the Constitution and laws of the State of Florida, an investigation has been made of the charges against the said MILO I. THOMAS, JR., and

WHEREAS, said investigation has revealed that on December 11, 1974 in Lake City, Florida, MILO I. THOMAS, JR., was observed by two officers of the Florida Department of Criminal Law Enforcement; that on said date MILO I. THOMAS, JR., did pull a handgun from a concealed position underneath the right side of his sport coat; that said MILO I. THOMAS, JR., then proceeded toward a group of people near the stairway of the Lake City Courthouse; that said individuals attempted to flee the area, and three of the four individuals were successful in retreating; that one LOUISE PERRY, a member of the group and resident of Lake City, was not successful in her attempt to flee; that whereupon said LOUISE PERRY screaming, and in an anguished state of mind, backed up against the doors and entered the north foyer of the courthouse with MILO I. THOMAS, JR., in immediate pursuit; whereupon MILO I. THOMAS, JR., did point said handgun at LOUISE PERRY in a threatening manner; and at this point one VIRLYN B. WILLIS, JR., Assistant State Attorney for the Third Judicial Circuit and agent WILLIAM WOJSKO of the Florida Department of Criminal Law Enforcement did after a brief struggle disarm said MILO I. THOMAS, JR., and

WHEREAS, I have found that the said MILO I. THOMAS, JR., has committed acts constituting felonies under the Laws of the State of Florida;

NOW, THEREFORE, I REUBIN O'D. ASKEW, as Governor, pursuant to the Constitution and Laws of the State of Florida, do hereby find, determine and allege as follows:

A. That on December 11, 1974 in the County of Columbia, and the City of Lake City, MILO I. THOMAS, JR. did carry

around with him or have in any county in this state a pistol without having obtained a license from the County Commissioners of Columbia County in violation of Florida Statute 790.05.

B. That on December 11, 1974 in the County of Columbia, and the City of Lake City, MILO I. THOMAS, JR., did pull from a concealed position underneath his coat a deadly weapon, to-wit: a pistol which he had been carrying in said concealed manner contrary to law and did intentionally brandish and point said firearm at one LOUISE PERRY in a reckless, rude, careless, angry or threatening manner, not in necessary self-defense whereby LOUISE PERRY was placed in imminent peril and fear of great bodily harm in violation of Florida Statutes 784.04, 790.01(2), 790.10 and 784.02.

C. That the acts and violations alleged herein all occurred during the present term of office of MILO I. THOMAS, JR., as a state officer within the meaning of Section 7, Article IV, Florida Constitution (1968), to-wit: Public Defender, Third Judicial Circuit of Florida.

D. That the said MILO I. THOMAS, JR., did commit the acts and violations of Florida law as alleged constituting grounds for suspension under Article IV, Section 7(a) Florida Constitution.

E. That the facts alleged herein constitute the offenses of malfeasance, misfeasance, neglect of duty, commission of a felony or incompetence as such offenses are used in Section 7(a), Article IV, Florida Constitution.

F. That the interest of the residents of Columbia, Dixie, Hamilton, Lafayette, Madison, Suwannee and Taylor Counties, Florida, and the citizens of the State of Florida can best be served by the immediate suspension of MILO I. THOMAS, JR., from the public office which he now holds.

Being Fully Advised in the premises, and in accordance with the Constitution and laws of the State of Florida, the following Executive Order is hereby promulgated, effective at 5 o'clock p.m. Tuesday, January 28, 1975.

1. MILO I. THOMAS, JR., is hereby suspended as and from the public office which he now holds, to-wit: Public Defender, Third Judicial Circuit.

2. That MILO I. THOMAS, JR., is hereby prohibited from performing any official act, duty or function of public office, from receiving any part or allowances, and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from the effective date hereof, until further executive order, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capital, this 28th day of January, A. D. 1975.

REUBIN O'D. ASKEW
Governor

Attest:
BRUCE A. SMATHERS
Secretary of State

Mr. W. L. Brooks
Tax Collector
Glades County Courthouse
Moore Haven, Florida

February 25, 1975

Dear Mr. Brooks:

Pursuant to the provisions of Chapter 69-277, Laws of Florida, we are sending you by registered mail, Executive Order of Suspension dated February 25, 1975.

With kind regards, I remain

Cordially,
DOROTHY W. GLISSON
Director
Division of Elections

EXECUTIVE ORDER NUMBER 75-8
Executive Order of Suspension

WHEREAS, WILLIAM L. BROOKS is presently serving as the Tax Collector of Glades County, and

WHEREAS, it has been alleged by citizens of Glades County that the said WILLIAM L. BROOKS has violated the duties and public trust of his public office, and

WHEREAS, pursuant to the Constitution and laws of the State of Florida, an investigation has been made of the charges against the said WILLIAM L. BROOKS, and

WHEREAS, on February 10, 1975, Honorable JOSEPH P. D'ALESSANDRO, State Attorney in and for the Twentieth Judicial Circuit of Florida, filed an information in the Circuit Court of Glades County, Florida, charging the said WILLIAM L. BROOKS with various criminal violations of the laws of Florida;

NOW, THEREFORE, I, REUBIN O'D. ASKEW, as Governor, pursuant to the Constitution and laws of the State of Florida, do hereby find, determine and allege as follows:

A. That the acts and violations alleged herein all occurred during the present term of office of WILLIAM L. BROOKS as a "county officer" within the meaning of Section 7, Article IV, Florida Constitution (1969), to-wit:

B. That said WILLIAM L. BROOKS did commit the acts and violations of Florida law as alleged in the Information attached hereto and hereby incorporated in this Executive Order as allegations of facts constituting grounds for suspension under Article IV, Section 7(a), Florida Constitution.

C. That the facts alleged herein constitute the offenses of malfeasance, misfeasance, neglect of duty, commission of a felony or incompetence as such offenses are used in Section 7(a), Article IV, Florida Constitution.

D. That the interest of the residents of Glades County, Florida, and the citizens of the State of Florida can best be served by the immediate suspension of WILLIAM L. BROOKS from the public office which he now holds.

BEING FULLY ADVISED in the premises, and in accordance with the Constitution and laws of the State of Florida, the following Executive Order is hereby promulgated effective at 5:00 p.m. on February 25, 1975.

1. WILLIAM L. BROOKS is hereby suspended as and from the public office which he now holds, to-wit: Tax Collector, Glades County, Florida.

2. That WILLIAM L. BROOKS is hereby prohibited from performing any official act, duty or function of public office, from receiving any part or allowances, and from being entitled to any of the emoluments or privileges of public office during the period of this suspension, which period shall be from the effective date hereof, until further executive order, or as otherwise provided by law.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capitol, this 25th day of February, 1975.

REUBIN O'D. ASKEW
Governor

Attest:
BRUCE A. SMATHERS
Secretary of State

—which were referred to the Select Committee on Executive Suspensions.

Honorable Joe Brown
Secretary of the Senate
The Capitol

November 19, 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,
DOROTHY W. GLISSON
Secretary of State

I, DOROTHY W. GLISSON, 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:

Charles E. Freeman, Tallahassee; Member, Public Employees Relations Commission, State of Florida Department of Commerce, for term ending July 1, 1978

William Rose, Oldsmar; Member, Public Employees Relations Commission, State of Florida Department of Commerce, for term ending July 1, 1977

Vernon L. Stouffer, Fort Lauderdale; Member, Public Employees Relations Commission, State of Florida Department of Commerce, for term ending July 1, 1976

Russell A. Smith, Naples; Member, Public Employees Relations Commission, State of Florida Department of Commerce, for term ending July 1, 1975

Joseph Brandschain, West Palm Beach; Member, Public Employees Relations Commission, State of Florida Department of Commerce, for term ending July 1, 1975



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

DOROTHY W. GLISSON
Secretary of State

—which were referred to the Select Committee on Executive Suspensions.

SPECIAL ORDER

SB 10—A bill to be entitled An act relating to highway designation; designating that portion of State Road 46 from Interstate Highway 4 to U. S. Highway 17, as the "William A. Kratzert, Sr. Highway"; authorizing and directing the Department of Transportation to erect suitable markers; providing an effective date.

On motions by Senator Vogt by two-thirds vote SB 10 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

| | | | |
|-----------------|-------------|-------------|---------------|
| Mr. President | Graham | Peterson | Thomas (30th) |
| Brantley | Hair | Plante | Thomas (4th) |
| Childers (28th) | Henderson | Poston | Tobiassen |
| Childers (1st) | Holloway | Renick | Trask |
| Deeb | Johnston | Saunders | Vogt |
| Dunn | Lane (23rd) | Sayler | Ware |
| Firestone | Lewis | Scarborough | Wilson |
| Gallen | MacKay | Sims | Winn |
| Glisson | McClain | Spicola | Zinkil |
| Gordon | Myers | Stolzenburg | |

Nays—None

SB 157 was taken up, together with:

By the Committee on Governmental Operations and Senators Wilson and Firestone—

CS for SB 157—A bill to be entitled An act relating to fire prevention and control; redesignating the Fire Fighters Standards Council as the Fire Fighters Standards and Training Council and assigning it to the Division of State Fire Marshal of the Department of Insurance; transferring the advisory council of the Florida State Fire College to the council; amending s. 163.470(3) and (4), Florida Statutes, and adding subsection (5) to said section; redefining "department" and "council" and defining "division"; repealing s. 163.531, Florida Statutes, relating to the advisory council of the Florida State Fire College; amending s. 163.471(1) and (3), Florida Statutes; providing for the Fire Fighters Standards and Training Council; amending s. 163.427(1) and (4), Florida Statutes; repealing s. 163.475 and amending s. 163.480, Florida Statutes; providing

for the special powers of the council; amending sections 163.490, 163.495, 163.500, 163.510, 163.515 and 163.520, Florida Statutes, conforming these provisions; amending s.163.534, Florida Statutes, providing powers of the division; amending sections 163.535, 163.536, 163.538 and 163.539, Florida Statutes, conforming these provisions; repealing sections 163.537 and 163.540, Florida Statutes; transferring chapter 163, Part IV, Florida Statutes, to chapter 633, Florida Statutes; adding s. 255.25(3), Florida Statutes; requiring the Division of Building Construction and Maintenance of the Department of General Services to obtain approval of state building plans by the state fire marshal; providing for monitoring of construction by the division and issuance of cease and desist orders; amending s. 633.05(6), (7), Florida Statutes, and adding subsection (8) to said section; providing that the state fire marshal establish fire safety standards for state-owned and state-leased buildings; amending s.633.081, Florida Statutes; providing for fire safety coordinators to inspect and ensure compliance with the fire safety standards; providing for an inter-agency advisory council and fire safety instructors; creating s.633.085, Florida Statutes; providing for fire safety inspections of state buildings; providing for approval of state building construction plans; providing an effective date.

—which was read the first time by title and SB 157 was laid on the table.

On motion by Senator Myers, by two-thirds vote CS for SB 157 was read the second time by title.

Senator Myers moved the following amendment which was adopted:

Amendment 1—On page 1, line 20 (title), strike "163.427(1)" and insert: 163.472(1)

Senator Deeb moved the following amendment which was adopted:

Amendment 2—On page 13, line 31, strike "obtain the state fire" and all of lines 1 through 4 and "renovation project," on line 5, page 14 and insert: ascertain that the proposed construction or renovation complies with the fire safety standards of the state building code and

Senator Spicola moved the following amendment which was adopted:

Amendment 3—On page 8, line 20, after "state" insert: relating to fire protection

Senator Scarborough moved that CS for SB 157 be temporarily deferred and the motion failed.

Senator Deeb moved the following amendment which was adopted:

Amendment 4—On page 18, strike lines 9, 10, 11, 12, 13 and insert: comply with the fire safety standards of the state building code

On motion by Senator Myers, by two-thirds vote CS for SB 157 as amended was read the third time by title.

Senator Firestone moved the following title amendments which were adopted:

Amendment 5—On page 2, strike lines 6 and 7 and insert: Services to ascertain compliance with the state building code; providing for

Amendment 6—On page 2, strike line 22 and insert: compliance of state building construction plans with the state building code;

CS for SB 157 as amended was read by title, passed and ordered engrossed. The vote on passage was:

Yeas—34

| | | | |
|-----------------|-------------|---------------|-----------|
| Mr. President | Hair | Peterson | Tobiassen |
| Brantley | Henderson | Plante | Trask |
| Childers (28th) | Holloway | Poston | Vogt |
| Childers (1st) | Johnston | Renick | Ware |
| Deeb | Lane (31st) | Sayler | Wilson |
| Dunn | Lane (23rd) | Spicola | Winn |
| Firestone | Lewis | Stolzenburg | Zinkil |
| Gordon | McClain | Thomas (30th) | |
| Graham | Myers | Thomas (4th) | |

Nays—6

| | | | |
|---------|----------|-------------|------|
| Gallen | MacKay | Scarborough | Sims |
| Glisson | Saunders | | |

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

Senator Deeb moved that the Senate take up bills on second reading.

Senator Brantley moved that the Senate do now adjourn which was agreed to and the Senate adjourned at 4:38 p.m. to convene at 8:30 a.m., April 9, 1975 for the purpose of introduction and reference of resolutions, memorials, bills and joint resolutions and thereafter to reconvene at 10:00 a.m.