



Journal of the Senate

Number 9

Friday, April 15, 1977

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

INTRODUCTION

By Senators Dunn, Winn, Firestone and Castor—

SB 735—A bill to be entitled An act relating to state government; amending s. 216.262, Florida Statutes, 1976 Supplement, authorizing agency heads to add, delete, or transfer authorized positions under certain circumstances; providing limitations; requiring monthly reports; authorizing transfer of authorized positions from one budget entity to another; amending s. 216.292(2), Florida Statutes, providing for transfer of appropriations by department heads under certain circumstances; providing an effective date.

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

By Senators Dunn, Winn, Firestone and Castor—

SB 736—A bill to be entitled An act relating to the administration of the Career Service System; amending s. 110.022 (2), Florida Statutes, 1976 Supplement; requiring the Department of Administration to establish criteria and guidelines for the classification of positions; authorizing the personnel officer of each executive department having more than 50 authorized positions to classify and reclassify positions without the prior approval of the Division of Personnel, but making such actions subject to postaudit by the Division of Personnel; providing an effective date.

—was read the first time by title and referred to the Committees on Personnel, Retirement and Collective Bargaining; Governmental Operations, and Appropriations.

By Senator Firestone—

SB 737—A bill to be entitled An act relating to law enforcement; creating s. 901.253, Florida Statutes, authorizing designated municipal police officers of charter counties to make fresh pursuit of a person within certain areas outside their jurisdiction for certain violations, to respond to certain requests for assistance in other jurisdictions, and to make investigations of crimes within certain areas outside their jurisdiction; providing procedures for such officers making certain arrests; providing liability of the employing municipality for actions of such officers; providing an effective date.

—was read the first time by title and referred to the Committees on Economic, Community and Consumer Affairs; and Judiciary-Criminal.

By Senator Firestone—

SB 738—A bill to be entitled An act relating to condominiums; creating s. 718.122, Florida Statutes; defining the term "guest fee"; prohibiting condominium associations, developers, or unit owners from charging guest fees; providing that the act does not prohibit the exclusion of nonresidents from condominium property or facilities; providing an effective date.

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

By Senator Firestone—

SB 739—A bill to be entitled An act relating to condominiums; amending s. 718.301(1), Florida Statutes, 1976 Supplement, providing that developers must hold a certain percentage of the units for sale in certain condominiums in order to elect a representative to the board of administration; providing an effective date.

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

By Senator Firestone—

SB 740—A bill to be entitled An act relating to condominiums; amending s. 718.112(2)(d), Florida Statutes, 1976 Supplement, providing that notice of the annual meeting of the unit owners must be sent by regular mail rather than certified mail and the post office certificate of mailing must be retained as evidence of such mailing; providing an effective date.

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

By Senator Firestone—

SB 741—A bill to be entitled An act relating to condominiums; adding paragraph (k) to s. 718.112(2), Florida Statutes, 1976 Supplement, and amending subsection (3), providing that condominium association bylaws must require that all officers of the association shall be bonded and that the association shall bear the cost of bonding; providing an effective date.

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

By Senator Firestone—

SB 742—A bill to be entitled An act relating to law enforcement; adding subsection (4) to s. 112.531, Florida Statutes, defining "interrogation"; amending s. 112.532(1)(d), (2) and (3), Florida Statutes, relating to law enforcement officers' rights; providing for complaints of a criminal nature; providing for hearing procedure; restricting civil suits against employing agency; providing an effective date.

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

By Senator Barron—

SB 743—A bill to be entitled An act relating to the Department of Transportation; amending ss. 20.23(7), 337.25(1), Florida Statutes; removing the requirement that functions relating to condemnation proceedings and right-of-way acquisition be assigned to the Division of Administration of the Department of Transportation; providing an effective date.

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

By Senator Henderson—

SB 744—A bill to be entitled An act relating to the Industrial Relations Commission; amending s. 20.17(6)(a), Florida Statutes; increasing the number of commissioners; removing limitation with respect to appointment of persons because of previous representation of employers or employees; providing that three

commissioners hear each case; requiring the concurrence of two commissioners to reach a decision; providing an effective date.

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

By Senator Holloway—

SB 745—A bill to be entitled An act relating to municipalities; creating s. 166.261, Florida Statutes; providing that municipalities may, by ordinance, create and form special taxing districts for furnishing municipal services or performing municipal functions; providing an effective date.

—was read the first time by title and referred to the Committees on Economic, Community and Consumer Affairs; and Finance, Taxation and Claims.

By the Committee on Judiciary-Criminal and Senators Johnston, Holloway and Williamson—

SB 746—A bill to be entitled An act relating to the "Florida Comprehensive Drug Abuse Prevention and Control Act"; amending s. 893.03, Florida Statutes; revising standards and schedules under which controlled substances are regulated to encompass recent federal amendments; providing an effective date.

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

By Senator MacKay—

SB 747—A bill to be entitled An act relating to administrative procedure; amending s. 120.52(1)(b), Florida Statutes, 1976 Supplement, to exempt district school boards and boards of trustees of community college districts from the Administrative Procedure Act; providing an effective date.

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

By Senator MacKay—

SB 748—A bill to be entitled An act relating to local financial management and reporting; amending s. 218.32(1), Florida Statutes; requiring that the financial reports of units of local government include an itemized statement of the purposes for which state revenues appropriated to such units were used; providing an effective date.

—was read the first time by title and referred to the Committee on Finance, Taxation, and Claims.

By Senator MacKay—

SB 749—A bill to be entitled An act relating to motion pictures; prohibiting the exhibition of a preview of any movie rated other than "G" on the same program with a "G" rated feature film; providing a penalty; providing an effective date.

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

By Senator MacKay—

SB 750—A bill to be entitled An act relating to public utilities; amending s. 366.041(1), Florida Statutes; adding energy conservation as a consideration in rate fixing; creating ss. 366.042-366.044, Florida Statutes; requiring the Florida Public Service Commission to prescribe a rate structure for electric utilities based upon a time-of-day pricing; requiring the elimination of the declining block rate structure for residential use of electricity; requiring the commission and regulated electric utilities to consider primarily certain factors in rate structuring; providing an effective date.

—was read the first time by title and referred to the Committees on Economic, Community and Consumer Affairs; and Commerce.

By Senator MacKay—

SB 751—A bill to be entitled An act relating to the State University System; establishing parts I, II, III, and IV of

chapter 239, Florida Statutes, consisting of ss. 239.01-239.037, 239.115-239.138, 239.215-239.264, and 239.315-239.346, respectively; transferring sections of chapter 239, 240, and 241, Florida Statutes, not repealed by this act, to the appropriate part of chapter 239, Florida Statutes; amending ss. 239.01, 239.53, 239.54, 239.56(1)-(4) and (6), 240.011, 240.042(1) and (2)(a), (g), (j), and (n), 240.181(3), 240.191(3), and 241.621(8) and (12), Florida Statutes; deleting duplications in statutory language; clarifying and correcting statutory language to conform to existing provisions of law; clarifying provisions relating to the regulation of traffic at state universities; repealing ss. 239.011, 239.012 and 239.013, Florida Statutes, relating to establishment of institutions in East Central Florida, Dade County, and Duval County; repealing s. 239.04, Florida Statutes, relating to deposits of federal funds and vouchers therefor; repealing s. 239.05, Florida Statutes, relating to duties of the State Treasurer; repealing ss. 239.07 and 239.08, Florida Statutes, relating to endowment funds and supplemental appropriations; repealing s. 239.55, Florida Statutes, 1976 Supplement, relating to violations of traffic rules or ordinances; repealing s. 239.57, Florida Statutes, relating to costs, fines, and penalties; repealing s. 240.021, Florida Statutes, relating to the chairman of the Board of Regents and expenses of members; repealing s. 240.031(1) and (2), Florida Statutes, relating to responsibilities of the State Board of Education for higher education; repealing s. 240.044, Florida Statutes, relating to establishment of a continuing education center in Dade County; repealing s. 240.211, Florida Statutes, relating to applicability of laws applicable to Board of Control; repealing ss. 241.08, 241.091 and 241.096, Florida Statutes, relating to establishment of a College of Forestry, a Department of Real Estate, and a School of Dentistry at the University of Florida; repealing s. 241.121, Florida Statutes, relating to the Florida State Museum; repealing s. 241.24, Florida Statutes, relating to establishment of a branch citrus experiment station near Winter Haven; repealing s. 241.26, Florida Statutes, relating to establishment of a branch tobacco experiment station near Quincy; repealing s. 241.28, Florida Statutes, relating to establishment of an Everglades agricultural experiment station; repealing s. 241.36, Florida Statutes, relating to a branch livestock experiment station in Hardee County; repealing s. 241.361, Florida Statutes, relating to establishment of a light horse unit for horse research under the University of Florida; repealing s. 241.42, Florida Statutes, relating to the Florida national egg-laying contest; repealing s. 241.45, Florida Statutes, relating to establishment of a branch experiment station in Northwest Florida; repealing s. 241.475, Florida Statutes, relating to authorization for a law school at Florida State University; repealing s. 241.476, Florida Statutes, relating to authorization for a medical school at the University of South Florida; repealing s. 241.48, 241.49, and 241.491, Florida Statutes, relating to establishment of branch agricultural experiment stations near Sanford, Live Oak, and Fort Pierce; repealing s. 241.60, Florida Statutes, relating to establishment of a tobacco insect research laboratory at Quincy; repealing s. 241.69, Florida Statutes, relating to establishment of a branch agricultural experiment station in Orange County; repealing s. 241.71, Florida Statutes, relating to authorization for a dormitory at Florida State University for students on athletic scholarships; repealing s. 241.72, Florida Statutes, relating to transfer of funds in the Milk Commission account; providing for renumbering of cross references; providing that repeals shall be construed as removal of obsolete or superfluous language and shall not be construed to discontinue or disestablish existing institutions or functions; providing an effective date.

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

By Senators Plante and Don Childers—

SB 752—A bill to be entitled An act relating to nuclear medicine facilities and technologists; creating part II of chapter 290, Florida Statutes, consisting of ss. 290.50-290.86; providing definitions; providing for the registration and inspection of nuclear medicine facilities and the licensure of nuclear medicine technologists by the Department of Health and Rehabilitative Services; providing exemptions; providing for the establishment of standards for construction and equipment for nuclear medicine facilities; providing for fees; establishing the Nuclear Medicine Advisory Council; providing operational standards for nuclear medicine facilities; providing for temporary permits; providing for approval of educational programs; providing for the revocation, suspension, and renewal of registrations and licenses; establishing offenses and criminal

penalties for violations; providing for injunctions; adding subsection (4) to s. 483.031, Florida Statutes; exempting registrants and licensees from The Florida Clinical Laboratory Law; providing an effective date.

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

By Senators Plante and Don Childers—

SB 753—A bill to be entitled An act relating to nuclear medicine physicians, institutions, and technologists; adding subsection (4) to s. 483.031, Florida Statutes; providing exemptions from "The Florida Clinical Laboratory Law"; providing an effective date.

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

By Senators Poston, Graham and Winn—

SB 754—A bill to be entitled An act relating to roads and highways; authorizing and directing the Department of Transportation to redesignate that portion of State Road 826 known as Interama Boulevard within the City of North Miami Beach as North Miami Beach Boulevard and Sunny Isles Boulevard; authorizing and directing the Department of Transportation to redesignate the interchange of State Road 826, U.S. 441, I-95 and the Florida Turnpike from "Interama Interchange" to "Golden Glades Interchange"; providing an effective date.

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

By Senator Saylor—

SB 755—A bill to be entitled An act relating to the constitution revision commission; providing that the Governor, in consultation with the Speaker of the House of Representatives, President of the Senate, Chief Justice of the Supreme Court, and Attorney General, may appoint staff to collect information for the commission; providing an effective date.

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

By Senator Skinner—

SB 756—A bill to be entitled An act relating to the Florida Retirement System; creating s. 121.092, Florida Statutes, providing that certain retired members of retirement systems which became a part of the Florida Retirement System shall have their retirement benefits recalculated based upon the best 5 years of the last 10 years of creditable service prior to retirement; providing an appropriation; providing an effective date.

—was read the first time by title and referred to the Committees on Personnel, Retirement and Collective Bargaining; and Appropriations.

By Senator Tobiassen—

SB 757—A bill to be entitled An act relating to drug abuse prevention and control; amending s. 893.13(1)(a)-(c), Florida Statutes, 1976 Supplement, providing that the sale or possession with intent to sell of certain controlled substances, and the delivery of certain controlled substances from a person over the age of 18 years to any person under the age of 18 years, shall be subject, upon conviction, to a minimum 3-year term of imprisonment with no suspension or deferral of sentence or probation or parole; providing an effective date.

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

By Senator Wilson—

SB 758—A bill to be entitled An act relating to display or use of red lights; amending ss. 316.292(1), (3), Florida Statutes, as transferred to s. 316.2398, Florida Statutes, by section 1 of chapter 76-31, Laws of Florida; providing for the display or use of red lights on the privately owned vehicles

of volunteer firemen while en route to the fire station for the purpose of proceeding to scenes of fires or other emergencies; providing an effective date.

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

By Senators Winn, Poston, Renick, Firestone and Myers—

SB 759—A bill to be entitled An act for the relief of Metropolitan Dade County Transit Authority; providing an appropriation to compensate the county for its loss of revenue sustained by overpayment of motor vehicle license taxes on county buses; providing an effective date.

—was read the first time by title and referred to the Special Master and the Committees on Finance, Taxation and Claims; Transportation, and Appropriations.

By Senator Gallen—

SB 760—A bill to be entitled An act relating to Desoto and Charlotte counties; repealing chapter 74-454, Laws of Florida, which created the Deer Run Improvement District in DeSoto County and Charlotte County; 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 Wilson and Vogt—

SB 761—A bill to be entitled An act relating to Brevard County; repealing chapter 67-1149, Laws of Florida, which provides for creating civil service for employees of the office of sheriff of Brevard County and creating a civil service board to administer the said act in Brevard County; 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.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has passed as amended HB 756 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Agriculture & General Legislation—

HB 756—A bill to be entitled An act relating to the Citrus Code; adding s. 601.57(6), Florida Statutes; providing certain employees of the Department of Citrus access to criminal justice information for investigation of citrus fruit dealer license applications; providing an effective date.

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

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has adopted HM 792 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representatives T. Lewis and J. W. Lewis—

HM 792—A memorial to the Congress of the United States, petitioning Congress to urge the Federal Communications Commission to hold public hearings to determine if the public desires a reversal of current television industry programming trends depicting violence, sex and certain trends in commercialization.

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

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has passed HB 758 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Agriculture & General Legislation—

HB 758—A bill to be entitled An act relating to the Citrus Code; amending s. 601.9913, Florida Statutes; providing a definition of high density frozen concentrated orange juice; providing standard and labeling requirements for different size containers; providing for Department of Citrus rulemaking as to composition and container definitions; providing for inspection and payment of fees; providing for permit issuance for existing label inventory; providing an effective date.

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

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has passed as amended HB 751 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Agriculture & General Legislation—

HB 751—A bill to be entitled An act relating to the Citrus Code; amending s. 601.10(8), Florida Statutes, 1976 Supplement; authorizing the Department of Citrus to prepare and maintain a citrus grower mailing list for department referendum and official use; providing that such list shall be available as a public record; providing exemption from the requirement for state agencies to purge mailing lists; providing an effective date.

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

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has adopted HCR 723 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Fechtel—

HCR 723—A concurrent resolution recognizing the exemplary services performed and accomplishments attained by David M. Newell in the interest of the conservation of the state.

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

The Honorable Lew Brantley, President

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

HM 639 HM 640 HM 641

—and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Veterans Affairs and Representative Foster and others—

HM 639—A memorial requesting the United States Congress and the Veterans Administration to provide a cemetery for veterans in central Florida.

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

By the Committee on Veterans Affairs and Representative Foster and others—

HM 640—A memorial to the Congress of the United States, requesting Congress to direct the United States Veterans Ad-

ministration to establish a Veterans Administration Regional Office on the east coast of Florida.

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

By the Committee on Veterans Affairs and Representative Foster and others—

HM 641—A memorial to the Congress of the United States, requesting Congress to direct the Administrator of the United States Veterans Administration to conduct a demographic survey of Monroe County, Florida, and of West Florida between Tallahassee and Pensacola to confirm the need for a United States Veterans Administration satellite clinic in such areas and to report back to Congress in 6 months the results of such study.

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

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has passed as amended HB 754 and HB 755 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Agriculture & General Legislation—

HB 754—A bill to be entitled An act relating to the Citrus Code; amending s. 601.45, Florida Statutes; clarifying existing language; providing for grading in registered packinghouses; providing for designation of grade, or alternatively a brand or trademark, on the fruit or container; providing for registration of labels for grade purposes and record of same; providing an effective date.

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

By the Committee on Agriculture & General Legislation—

HB 755—A bill to be entitled An act relating to the Citrus Code; amending s. 601.48, Florida Statutes; clarifying existing language; providing for grading in registered processing plants; providing for designation of grade on containers; providing for registration of labels for grade purposes and record of same; excluding intrastate shipments between licensed citrus fruit dealers from grade labeling requirements; providing an effective date.

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

The Senate recessed at 8:45 a.m.

The Senate was called to order by the President at 10:00 a.m.

A quorum present—32:

Mr. President	Glisson	Myers	Spicola
Barron	Gordon	Peterson	Tobiassen
Castor	Gorman	Plante	Trask
Chamberlin	Graham	Poston	Vogt
Childers, W. D.	Henderson	Renick	Ware
Dunn	Johnston	Sayler	Williamson
Firestone	Lewis	Scarborough	Wilson
Gallen	MacKay	Skinner	Winn

Excused: Senators Jon Thomas and Scott for the purpose of representing the Senate in a hearing before the U. S. District Court, Southern District; Senators Don Childers, Hair, Hollo-way, McClain, Pat Thomas and Zinkil

Prayer by the Rev. Thomas Glenn Mitchell, Director of Ministry and Higher Education, Florida Conference United Methodist Church, Lakeland:

How beautiful the world is around us this time of year, O God of Creation. Help us to take lessons from what we see day by day.

Like the sky constantly changing, may we accept the constantly changing situation of humankind. May we see the promise of a new day when all persons will have justice and freedom—and food enough.

We thank you for the continuing sense of hope for this better day when all persons will have the opportunity to experience their full potential.

You know the needs of those gathered here; God, touch these lives, as individuals . . . as change agents, so may life be enriched for all whom we meet.

We reach out now, O God, to make contact with the source of our being.

And we stand amazed to know that You are also reaching out to us.

Help us to rise up to study life, rather than take it for granted. Help us to take seriously the faith given us. Amen.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar recommends the following bills be placed on Special Order for Friday, April 15, 1977:

CS for SB 19	SB 279	SB 92
SB 156	SB 280	SB 82
SB 5	SB 281	SB 95
SB 174	SB 282	SB 389
SB 182	SB 283	SB 515
SB 195	SB 363	SB 37

Respectfully submitted,
Tom Galler,
Chairman

The Committee on Judiciary-Criminal recommends the following pass: SB 142

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

The Committee on Commerce recommends the following pass: SB 221

The bill was referred to the Committee on Finance, Taxation and Claims under the original reference.

The Committee on Commerce recommends the following pass:

SB 348
CS for SB 384 (by the Committee on Health and Rehabilitative Services)

The Committee on Corrections, Probation and Parole recommends the following pass: SB 548

The Committee on Health and Rehabilitative Services recommends the following pass: SB 551 with 2 amendments

The Committee on Natural Resources and Conservation recommends the following pass: SB 450 with 1 amendment

The bills contained in the foregoing reports were referred to the Committee on Appropriations under the original reference.

The Committee on Commerce recommends the following pass: SB 101 with 5 amendments

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

SB 522 with 1 amendment SB 625

The bills were referred to the Committee on Judiciary-Criminal under the original reference.

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

SB 589 SB 592 SB 594

The Committee on Corrections, Probation and Parole recommends the following pass:

SB 523 with 4 amendments SB 546 with 1 amendment

The Committee on Education recommends the following pass: SB 241

The Committee on Finance, Taxation and Claims recommends the following pass: SB 516 with 1 amendment

The Committee on Commerce recommends the following pass: SB 243 with 1 amendment SB 337 with 2 amendments

The Committee on Finance, Taxation and Claims recommends the following pass: SB 305

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

The Committee on Judiciary-Criminal recommends a Committee Substitute for the following: SB 118

The bill with Committee Substitute attached was referred to the Committee on Corrections, Probation and Parole under the original reference.

The Committee on Governmental Operations recommends a Committee Substitute for the following: SCR 168

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

The Committee on Commerce recommends a Committee Substitute for the following: SB 122

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

The Committee on Finance, Taxation and Claims recommends a Committee Substitute for the following: SB 242

The Committee on Finance, Taxation and Claims recommends a Committee Substitute for the following: SB 131

The Committee on Finance, Taxation and Claims recommends a Committee Substitute for the following: SB 189

The Committee on Appropriations recommends a Committee Substitute for the following: SB 379

The Committee on Health and Rehabilitative Services recommends a Committee Substitute for the following: SB 585

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

The Committee on Rules and Calendar recommends the following not pass: SB 630

The bill was laid on the table.

REQUESTS FOR EXTENSION OF TIME

The Committee on Personnel, Retirement and Collective Bargaining requests an extension of 15 days for the consideration of the following:

SB 52 by Senator Dunn	SB 154 by Senator Peterson
SB 54 by Senator Spicola	SB 160 by Senator Saylor
SB 66 by Senators Pat Thomas and Tobiassen	SB 167 by Senator Saylor
	SB 191 by Senator Henderson
SB 70 by Senator Graham	SB 208 by Senators Saylor and Johnston
SB 84 by Senator W. D. Childers	SB 234 by Senator Jon Thomas
SB 106 by Senator Skinner	SB 256 by Senator Hair
SB 110 by Senator Jon Thomas	SB 267 by Senator Winn
	SB 268 by Senator Saylor

SB 284 by Senator Graham
 SB 285 by Senator Graham
 SB 301 by Senator Spicola
 SB 306 by Senator Lewis
 SB 328 by Senator Gallen
 SB 332 by Senator Gallen
 SB 340 by Senator Skinner
 SB 349 by Senator Peterson
 SJR 367 by Senators Saylor
 and Henderson

SB 406 by Senator Myers
 SB 413 by Senator Tobiasen
 SB 435 by Senator MacKay
 SB 444 by Senator Scarborough
 SB 485 by Senator Skinner
 SB 504 by Senator Peterson
 SB 567 by Senator Lewis
 SB 597 by Senator Lewis
 SB 619 by Senator Winn

The Committee on Education requests an extension of 15 days for the consideration of the following:

SB 169 by Senator Castor
 SB 215 by Senator Ware
 SB 225 by Senator Dunn
 SB 227 by Senator Dunn
 SB 239 by Senator Don Childers
 SB 260 by Senator Jon Thomas
 SB 271 by Senator MacKay
 SB 338 by Senator Castor
 SB 342 by Senator Peterson
 SB 346 by Senator Graham
 SB 356 by Senator Spicola
 SB 369 by Senators Plante
 and Saylor

SB 449 by Senator Skinner
 SB 454 by Senators MacKay
 and Spicola
 SB 462 by Senator MacKay
 SB 474 by Senator MacKay
 SB 497 by Senator MacKay
 SB 503 by Senator Peterson
 SB 506 by Senator Peterson
 SB 536 by Senator Peterson
 SB 544 by Senator Lewis
 SB 545 by Senator Castor
 SB 565 by Senator Skinner
 SB 425 by Senator Castor

The Committee on Economic, Community, and Consumer Affairs requests an extension of 15 days for the consideration of the following:

SB 8 by Senator Dunn
 SB 69 by Senator Don Childers
 SB 157 by Senator Saylor
 SB 177 by Senator Graham
 SB 194 by Senator Scott
 SB 199 by Senator Zinkil
 SB 217 by Senator Peterson
 SB 223 by Senator Glisson
 SB 247 by Senator Glisson
 SB 264 by Senator Firestone
 SB 275 by Senator MacKay
 SB 289 by Senator Graham
 SB 304 by Senator Jon Thomas
 SB 334 by Senator Firestone
 SB 355 by Senator Renick
 SB 357 by Senator Firestone
 SB 375 by Senator Henderson
 SB 381 by Senator Gallen
 SB 383 by Senator Spicola
 SB 395 by Senator Plante
 SB 403 by Senator Pat Thomas
 SB 408 by Senator Henderson

SB 411 by Senator Wilson
 SB 412 by Senator Henderson
 SB 418 by Senator Vogt
 SB 424 by Senator Castor
 SB 429 by Senator MacKay
 SB 439 by Senator Henderson
 SB 440 by Senator Henderson
 SB 448 by Senator Skinner
 SB 471 by Senator Renick
 SB 480 by Senator Holloway
 SB 491 by Senator Lewis
 SB 492 by Senator Lewis
 SB 499 by Senator Jon Thomas
 SB 502 by Senator Vogt
 SB 524 by Senator Pat Thomas
 SB 572 by Senator Lewis
 SB 580 by Senator Holloway
 SB 581 by Senator Holloway
 SB 583 by Senator Glisson
 SB 610 by Senator Jon Thomas
 SB 358 by Senator Gorman
 SB 230 by Senator Graham

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has passed SB 433.

Allen Morris, Clerk

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has passed SB 277.

Allen Morris, Clerk

The bills contained in the above messages were ordered enrolled.

On motion by Senator Henderson, the rules were waived by unanimous consent and the Senate reverted to Introduction for the purpose of introducing the following resolution out of order:

INTRODUCTION

By Senators Henderson, Brantley, Castor, Chamberlin, Don Childers, W. D. Childers, Dunn, Gallen, Gorman, Johnston, Lewis, Peterson, Plante, Saylor, Skinner, Spicola, Trask, Vogt, Ware, Williamson and Wilson—

SR 832—A resolution relating to the recent legislative week-end hosted by the Dade County Legislative Delegation.

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

On motion by Senator Henderson, by two-thirds vote SR 832 was withdrawn from the Committee on Rules and Calendar and placed on the calendar. On motions by Senator Henderson by unanimous consent, SR 832 was taken up out of order and by two-thirds vote read the second time in full and adopted. The vote was:

Yeas—26

Mr. President	Gorman	Plante	Vogt
Castor	Graham	Poston	Ware
Chamberlin	Henderson	Renick	Williamson
Childers, W. D.	Johnston	Saylor	Wilson
Dunn	Lewis	Skinner	Winn
Gallen	Myers	Spicola	
Gordon	Peterson	Trask	

Nays—None

SPECIAL ORDER CALENDAR

On motion by Senator Dunn, consideration of CS for SB 19 was deferred.

SB 156—A bill to be entitled An act relating to unemployment compensation; amending s. 443.04(2)(b), Florida Statutes; excluding wages for employment from which an individual was discharged for misconduct when computing average weekly wages; amending s. 443.06(1), Florida Statutes; including such wages in such computation when determining weekly benefit amount for purposes of terminating a disqualification period; amending s. 443.08(4)(a), (b), (d), (5)(a), (6)(a), Florida Statutes; excepting a department or political subdivision of the state which discharges an individual for misconduct from reimbursing the trust fund for benefits paid to such individual; providing a nonprofit organization is not required to reimburse the trust fund for benefits attributable to service with the organization from which an individual was discharged for misconduct; providing an effective date.

—was read the second time by title.

The Committee on Commerce offered the following amendments which were moved by Senator Peterson and adopted:

Amendment 1—On page 3, line 1, strike "word" and insert: work

Senator Lewis announced that an Appropriations Select Subcommittee on Salary Policies composed of Senator Lewis, Chairman, Senators Gordon, W. D. Childers, Peterson, Plante and Scarborough would conduct an Impasse Hearing involving the Board of Regents and the United Faculty, on Wednesday, April 20, at 5:00 p.m. in Committee Room A; no decision will be made at that time but there would be subsequent meetings of the select subcommittee.

MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

Appointment Subject to Confirmation by the Senate

The Secretary of State on April 13, 1977 certified that pursuant to the provisions of Section 112.071(1)(b), Florida Statutes, a commission subject to confirmation by the Senate had been prepared for the following:

Wallace F. King, Pensacola; Chairman of the Florida Elections Commission, for term ending December 27, 1979

—which was referred to the Committee on Executive Business.

Amendment 2—On page 3, between lines 10 and 11, insert: (2) For purposes of this section, misconduct includes, but is not limited to, the following, which shall not be construed in *pari materia* with each other:

(a) Conduct evincing such willful or wanton disregard of an employer's interests as is found in deliberate violations or disregard of standards of behavior which the employer has the right to expect of his employee; or

(b) Carelessness or negligence of such a degree or recurrence as to manifest culpability, wrongful intent or evil design, or to show an intentional and substantial disregard of the employer's interests or of the employee's duties and obligations to his employer; or

(c) Repeated violation of a publicized work rule; or

(d) Repeated failure to follow reasonable instructions despite previous warnings.

Amendment 3—On page 1 in title, line 10, insert after the word "period":, defining misconduct

Amendment 4—On pages 3-9, strike all of Section 3, and renumber subsequent section.

Amendment 5—On page 3, between lines 10 and 11, insert:

(9) For purposes of this section, misconduct includes, but is not limited to, the following, which shall not be construed in *pari materia* with each other:

(a) Conduct evincing such willful or wanton disregard of an employer's interests as is found in deliberate violations or disregard of standards of behavior which the employer has the right to expect of his employee; or

(b) Carelessness or negligence of such a degree or recurrence as to manifest culpability, wrongful intent or evil design, or to show an intentional and substantial disregard of the employer's interests or of the employee's duties and obligations to his employer; or

(c) Repeated violation of a publicized work rule; or

(d) Repeated failure to follow reasonable instructions despite previous warnings.

Amendment 6—On page 1 in title, line 7, after the words "Florida Statutes" and before the semicolon insert: and adding subsection (9)

Amendment 7—On page 2, line 9, after the word "amended" insert: and subsection (9) is added to said section

Amendment 8—On page 1 in title, lines 10-20, strike the word "amending" on line 10 all of lines 11-19 and through "misconduct;" on line 20

On motion by Senator Peterson, by two-thirds vote SB 156 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—29

Mr. President	Gorman	Poston	Vogt
Castor	Graham	Renick	Ware
Chamberlin	Johnston	Saylor	Williamson
Childers, W. D.	Lewis	Scarborough	Wilson
Dunn	MacKay	Skinner	Winn
Firestone	Myers	Spicola	
Gallen	Peterson	Tobiassen	
Glisson	Plante	Trask	

Nays—None

Vote after roll call:

Yea—Gordon

SB 5—A bill to be entitled An act relating to motor vehicle title certificates; amending s. 319.21(2), Florida Statutes; prohibiting the practice of updating motor vehicles for sale; defining updating; providing an effective date.

—was read the second time by title. On motion by Senator Lewis, by two-thirds vote SB 5 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—29

Mr. President	Glisson	Poston	Vogt
Barron	Gorman	Renick	Ware
Castor	Graham	Saylor	Williamson
Chamberlin	Henderson	Scarborough	Wilson
Childers, W. D.	Johnston	Skinner	Winn
Dunn	Lewis	Spicola	
Firestone	Peterson	Tobiassen	
Gallen	Plante	Trask	

Nays—None

Vote after roll call:

Yea—Myers

On motion by Senator Lewis, the rules were waived and SB 5 was ordered immediately certified to the House.

SB 174—A bill to be entitled An act relating to dissolution of marriage; amending s. 61.13(2)(b), Florida Statutes, authorizing the court in a dissolution of marriage proceeding to award visitation rights to the natural grandparents of a minor child; providing an effective date.

—was read the second time by title. On motion by Senator Firestone, by two-thirds vote SB 174 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30

Mr. President	Gordon	Plante	Trask
Castor	Gorman	Poston	Vogt
Chamberlin	Graham	Renick	Ware
Childers, W. D.	Henderson	Saylor	Williamson
Dunn	Johnston	Scarborough	Wilson
Firestone	Lewis	Skinner	Winn
Gallen	MacKay	Spicola	
Glisson	Myers	Tobiassen	

Nays—None

SB 182—A bill to be entitled An act relating to public defenders; amending s. 27.56, Florida Statutes; providing authorization for court to assess attorney's fees and costs of defense against criminal defendants found guilty; providing authorization for trial court to order payment of costs upon judgment of conviction becoming final and to order payment of attorney's fees after assessment; providing for court authorization for payment of attorney's fees as a condition of probation, suspension of sentence, or withholding of imposition of sentence; providing for installment payments; providing for creation of lien in name of county in which assistance was rendered; providing protections similar to other judgment debtors in lien process; providing for enforcement by county commissioners; providing for petition for remission of payment; creating s. 27.561, Florida Statutes; providing for penalty for nonpayment and authority of court to modify or revoke payment; creating s. 27.562, Florida Statutes; providing for depositing funds collected in county fine and forfeiture fund; providing excess funds to go to state; providing severability; providing an effective date.

—was read the second time by title.

The Committee on Corrections, Probation and Parole offered the following amendments which were moved by Senator Ware and adopted:

Amendment 1—On page 2, line 15, strike "defendent" and insert: defendant

Amendment 2—On page 3, line 19, strike "liens" and insert: judgments

Amendment 3—On page 2, lines 23 and 27, strike "in installments at the time or times specified" and insert: *within a time certain as set by the court*

Amendment 4—On page 5, line 18, strike "or of any installment,"

Amendment 5—On page 6, line 3, strike " , or of each installment,"

Amendment 6—On page 6, lines 16-18, strike "On an annual basis, those funds collected pursuant to the provisions of this act in excess of costs paid out shall be forwarded to the state."

Senator Ware moved the following amendments which were adopted:

Amendment 7—On page 3, strike all of lines 24 and 25 inclusive.

Amendment 8—On page 6, line 25, strike "July 1, 1978." and insert: October 1, 1977.

Senator Ware moved the following title amendments which were adopted:

Amendment 9—On page 1, line 14, strike "installment payments" and insert: method of payment

Amendment 10—On page 1, lines 26 and 27, strike "providing excess funds to go to state;"

On motion by Senator Ware, by two-thirds vote SB 182 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—30

Mr. President	Glisson	Plante	Trask
Barron	Gordon	Poston	Vogt
Castor	Gorman	Renick	Ware
Chamberlin	Graham	Sayler	Williamson
Childers, W. D.	Henderson	Scarborough	Wilson
Dunn	Johnston	Skinner	Winn
Firestone	Lewis	Spicola	
Gallen	Myers	Tobiassen	

Nays—None

Votes after roll call:

Yeas—MacKay and Peterson

SB 195—A bill to be entitled An act relating to cruelty to animals; amending s. 828.073(2), (3), Florida Statutes, 1976 Supplement; providing that no fee shall be charged for filing a petition for a hearing with respect to disposition of a cruelly treated or neglected animal, nor shall a fee be charged for service of process in such a case; corrects a reference to the title of the judge having jurisdiction of such a proceeding; providing an effective date.

—was read the second time by title.

Senator Gorman moved the following amendment:

Amendment 1—On page 1, line 25, strike "10" and insert: 30

On motion by Senator Gorman, further consideration of SB 195 was deferred.

SB 279—A bill to be entitled An act relating to the Citrus Code; amending s. 601.45, Florida Statutes; clarifying existing language; providing for grading in registered packinghouses; providing for designation of grade, or alternatively a brand or trademark, on the fruit or container; providing for registration of labels for grade purposes and record of same; providing an effective date.

—was read the second time by title.

Senator Trask moved the following amendment which was adopted:

Amendment 1—On page 2, lines 12 and 13, strike after the word "fruit": "shippers operating a registered packinghouse" and insert: dealers

Pending further consideration of SB 279 as amended, on motion by Senator Trask, by two-thirds vote HB 754 was withdrawn from the Committee on Agriculture and placed on the calendar. On motions by Senator Trask—

HB 754—A bill to be entitled An act relating to the Citrus Code; amending s. 601.45, Florida Statutes; clarifying existing

language; providing for grading in registered packinghouses; providing for designation of grade, or alternatively a brand or trademark, on the fruit or container; providing for registration of labels for grade purposes and record of same; providing an effective date.

—a companion measure, was substituted therefor and by two-thirds vote read the second time by title. On motion by Senator Trask, by two-thirds vote HB 754 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—29

Mr. President	Gordon	Poston	Vogt
Castor	Gorman	Renick	Ware
Chamberlin	Graham	Sayler	Williamson
Childers, W. D.	Henderson	Scarborough	Wilson
Dunn	Johnston	Skinner	Winn
Firestone	Lewis	Spicola	
Gallen	MacKay	Tobiassen	
Glisson	Myers	Trask	

Nays—None

SB 279 was laid on the table.

SB 280—A bill to be entitled An act relating to the Citrus Code; amending s. 601.48, Florida Statutes; clarifying existing language; providing for grading in registered processing plants; providing for designation of grade on containers; providing for registration of labels for grade purposes and record of same; excluding intrastate shipments between licensed citrus fruit dealers from grade labeling requirements; providing an effective date.

—was read the second time by title.

Senator Trask moved the following amendment which was adopted:

Amendment 1—On page 2, lines 8 and 9, strike after the word "fruit": "processors operating registered processing plants" and insert: dealers

Pending further consideration of SB 280 as amended, on motion by Senator Trask, by two-thirds vote HB 755 was withdrawn from the Committee on Agriculture and placed on the calendar. On motions by Senator Trask—

HB 755—A bill to be entitled An act relating to the Citrus Code; amending s. 601.48, Florida Statutes; clarifying existing language; providing for grading in registered processing plants; providing for designation of grade on containers; providing for registration of labels for grade purposes and record of same; excluding intrastate shipments between licensed citrus fruit dealers from grade labeling requirements; providing an effective date.

—a companion measure, was substituted therefor and by two-thirds vote read the second time by title. On motion by Senator Trask, by two-thirds vote HB 755 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—28

Mr. President	Glisson	Myers	Spicola
Castor	Gordon	Peterson	Tobiassen
Chamberlin	Gorman	Poston	Trask
Childers, W. D.	Graham	Renick	Vogt
Dunn	Henderson	Sayler	Ware
Firestone	Lewis	Scarborough	Williamson
Gallen	MacKay	Skinner	Winn

Nays—None

Vote after roll call:

Yea—Johnston

SB 280 was laid on the table.

SB 281—A bill to be entitled An act relating to the Citrus Code; adding s. 601.57(6), Florida Statutes; providing certain

employees of the Department of Citrus access to criminal justice information for investigation of citrus fruit dealer license applications; providing an effective date.

—was read the second time by title.

The Committee on Judiciary-Criminal offered the following amendment which was moved by Senator Trask and adopted:

Amendment 1—On page 1, line 18, strike “, without charge,”

Pending further consideration of SB 281 as amended, on motion by Senator Trask, by two-thirds vote HB 756 was withdrawn from the Committee on Judiciary-Criminal and placed on the calendar. On motions by Senator Trask—

HB 756—A bill to be entitled An act relating to the Citrus Code; adding s. 601.57(6), Florida Statutes; providing certain employees of the Department of Citrus access to criminal justice information for investigation of citrus fruit dealer license applications; providing an effective date.

—a companion measure, was substituted therefor and by two-thirds vote read the second time by title. On motion by Senator Trask by two-thirds vote HB 756 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—29

Mr. President	Gordon	Plante	Trask
Castor	Gorman	Poston	Vogt
Chamberlin	Graham	Renick	Ware
Childers, W. D.	Henderson	Sayler	Williamson
Dunn	Lewis	Scarborough	Winn
Firestone	MacKay	Skinner	
Gallen	Myers	Spicola	
Glisson	Peterson	Tobiassen	

Nays—None

Vote after roll call:

Yea—Johnston

SB 281 was laid on the table.

SB 282 was taken up and on motion by Senator Trask, by two-thirds vote HB 757 was withdrawn from the Committee on Agriculture and placed on the calendar. On motion by Senator Trask—

HB 757—A bill to be entitled An act relating to the Citrus Code; amending s. 601.9909, Florida Statutes; increasing the maximum Brix and ratio levels for frozen concentrated orange juice; deletes the provision which provides that such section shall not prohibit the sale of certain frozen concentrated orange juice in institutional size containers and which authorizes the Department of Citrus to define institutional size containers and establish the Brix range for certain frozen concentrated orange juice; providing an effective date.

—a companion measure, was substituted for SB 282 and read the second time by title. On motion by Senator Trask, by two-thirds vote HB 757 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30

Mr. President	Glisson	Myers	Tobiassen
Barron	Gordon	Peterson	Trask
Castor	Gorman	Plante	Vogt
Chamberlin	Graham	Renick	Ware
Childers, W. D.	Henderson	Sayler	Williamson
Dunn	Johnston	Scarborough	Winn
Firestone	Lewis	Skinner	
Gallen	MacKay	Spicola	

Nays—None

SB 282 was laid on the table.

SB 283 was taken up and on motion by Senator Trask, by two-thirds vote HB 758 was withdrawn from the Committee on Agriculture and placed on the calendar. On motions by Senator Trask—

HB 758—A bill to be entitled An act relating to the Citrus Code; amending s. 601.9913, Florida Statutes; providing a definition of high density frozen concentrated orange juice; providing standard and labeling requirements for different size containers; providing for Department of Citrus rulemaking as to composition and container definitions; providing for inspection and payment of fees; providing for permit issuance for existing label inventory; providing an effective date.

—a companion measure, was substituted for SB 283 and by two-thirds vote read the second time by title. On motion by Senator Trask by two-thirds vote HB 758 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—28

Mr. President	Glisson	Myers	Spicola
Barron	Gordon	Peterson	Tobiassen
Castor	Gorman	Plante	Trask
Chamberlin	Graham	Poston	Vogt
Childers, W. D.	Henderson	Renick	Ware
Dunn	Johnston	Scarborough	Williamson
Firestone	Lewis	Skinner	Winn

Nays—None

SB 283 was laid on the table.

SB 363—A bill to be entitled An act relating to the regulation of executions; amending s. 922.11(2), Florida Statutes; providing who may be present at an execution; providing that representatives of the news media may be present at an execution under regulations approved by the Secretary of the Department of Offender Rehabilitation; providing an effective date.

—was read the second time by title.

The Committee on Corrections, Probation and Parole offered the following amendments which were moved by Senator Renick and adopted:

Amendment 1—On page 1, between lines 15 and 16 insert: (1) The ~~superintendent warden~~ of the state prison or a deputy designated by him shall be present at the execution. The ~~superintendent warden~~ shall set the day for execution within the week designated by the Governor in the warrant.

Amendment 2—On page 1, line 16, strike “warden” and insert: superintendent

Amendment 3—On page 1, line 21, strike “regulations” and insert: rules

Senator Gordon moved the following amendment which failed:

Amendment 4—On page 1, line 16, insert after “warden”: and the Governor

The Committee on Corrections, Probation and Parole offered the following title amendment which was moved by Senator Renick and adopted:

Amendment 5—On page 1, lines 3-4, strike s. 922.11(2), Florida Statutes; and insert: s. 922.11(1) and (2), Florida Statutes; changing “warden” to “superintendent”;

On motion by Senator Renick, by two-thirds vote SB 363 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—28

Mr. President	Glisson	Peterson	Tobiassen
Barron	Gorman	Plante	Trask
Castor	Graham	Renick	Vogt
Chamberlin	Henderson	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Skinner	Wilson
Firestone	Myers	Spicola	Winn

Nays—1

Gordon

Vote after roll call:

Yea—MacKay

SB 92—A bill to be entitled An act relating to medical care or treatment of crippled children; creating s. 391.11, Florida Statutes; providing that claims for payment under disability insurance policies for care or treatment in certain licensed hospitals may not be denied solely because the hospitals lack facilities for major surgery; providing an effective date.

—was read the second time by title.

The Committee on Commerce offered the following amendments which were moved by Senator Glisson and adopted:

Amendment 1—On page 1, line 24, insert after "surgery.": This section shall apply to any claim presented under a policy with an effective date or renewal date on or after October 1, 1977.

Amendment 2—On page 1 in title, line 5, insert after "policies": effective or renewed after October 1, 1977.

Senator Glisson moved the following amendments which were adopted:

Amendment 3—On page 1, line 24, after the word "surgery" and before the period insert: or because the treatment and care is primarily of a charitable nature.

Amendment 4—On page 1 in title, line 8, between "surgery" and the semicolon insert: or because the treatment and care is primarily of a charitable nature.

On motion by Senator Glisson, by two-thirds vote SB 92 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—28

Mr. President	Glisson	MacKay	Spicola
Castor	Gordon	Myers	Tobiassen
Chamberlin	Gorman	Peterson	Trask
Childers, W. D.	Graham	Plante	Vogt
Dunn	Henderson	Poston	Ware
Firestone	Johnston	Scarborough	Wilson
Gallen	Lewis	Skinner	Winn

Nays—None

Votes after roll call:

Yeas—Renick and Williamson

SB 82—A bill to be entitled An act relating to election districts; repealing s. 124.04, Florida Statutes, which provides that the boundary lines of one election district shall never lie partly in one county commissioner's district and partly in another; providing an effective date.

—was read the second time by title. On motion by Senator W. D. Childers, by two-thirds vote SB 82 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—29

Mr. President	Gordon	Peterson	Trask
Castor	Gorman	Plante	Vogt
Chamberlin	Graham	Poston	Ware
Childers, W. D.	Henderson	Renick	Wilson
Dunn	Johnston	Saylor	Winn
Firestone	Lewis	Skinner	
Gallen	MacKay	Spicola	
Glisson	Myers	Tobiassen	

Nays—None

Vote after roll call:

Yea—Williamson

SB 95—A bill to be entitled An act relating to ad valorem taxation; authorizing persons entitled to homestead tax exemption to defer payment of a portion of the ad valorem taxes levied on the homestead; providing definitions; prescribing qualifications and procedures for applying for such deferral; prescribing limitations; providing for interest on deferred taxes; providing that deferred taxes constitute a lien on the homestead; prescribing procedures for maintaining records of deferred taxes and interest; providing for loans from retirement trust funds to local governing bodies in amount of deferred taxes; providing terms and conditions of such loans; prescribing times and circumstances in which deferred taxes become due and payable and delinquent; specifying conditions under which surviving spouse of owner may continue deferral; authorizing early payment or partial payment of deferred taxes or interest by certain persons; providing for collection of deferred taxes and interest; providing for distribution and deposit of deferred taxes and interest collected; providing penalties; adding s. 194.032(1)(d), Florida Statutes; providing for hearing of appeals; providing an effective date.

—was read the second time by title.

The Committee on Finance, Taxation and Claims offered the following amendments which were moved by Senator Myers and adopted:

Amendment 1—On page 5, line 13, insert: (5) Each applicant shall include proof of insurance which is in excess of the sum of all outstanding liens, deferred taxes and interest.

Amendment 2—On page 6, line 22, after the word "Administration." insert: Interest on tax anticipation notes held by the State Board of Administration shall accrue and shall not be paid until such notes are retired.

Amendment 3—On page 7, line 27, "after percent" insert: of the assessed value of the homestead

The Committee on Finance, Taxation and Claims offered the following amendment which was moved by Senator Myers:

Amendment 4—On page 10, line 8, insert a new Section 13 and renumber existing sections: Section 13. Subsection (2) of Section 215.47, Florida Statutes, is amended to read:

(e) Notes issued by counties, municipalities, and the several districts of the states pledging taxes deferred under the Homestead Property Tax Deferral Act.

Senator Myers moved the following substitute amendment which was adopted:

Amendment 5—On page 10, line 8, insert a new Section 13 and renumber existing section: Section 13. Paragraph (e) is added to subsection (2) of Section 215.47, Florida Statutes, to read: 215.47 Investments; authorized securities.—Subject to the limitations and conditions of the State Constitution or of the trust agreement relating to a trust fund, moneys available for investments under ss. 215.44, 215.53, may be invested as follows:

(2) Not more than 10 percent of any fund in;

(e) Notes issued by counties, municipalities, and the several districts of the states pledging taxes deferred under the Homestead Property Tax Deferral Act.

Senator Myers moved the following amendment which was adopted:

Amendment 6—On page 10, lines 8-13, strike all of the Section and renumber to Section 14, and insert: Section 14. This act shall take effect January 1, 1979.

The Committee on Finance, Taxation and Claims offered the following amendment which was moved by Senator Myers:

Amendment 7—On page 1 in title, line 28, after "appeals;" insert: adding subsection 215.47(2)(e), Florida Statutes; allowing the retirement trust fund to purchase deferred tax anticipation notes.

Senator Myers moved the following substitute amendment which was adopted:

Amendment 8—On page 1 in title, line 28, after the word "appeals;" insert: adding 215.47(a)(e), Florida Statutes; al-

lowing certain funds to be used to purchase deferred tax anticipation notes;

On motion by Senator Myers, by two-thirds vote SB 95 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—28

Mr. President	Gordon	Myers	Spicola
Castor	Gorman	Peterson	Tobiassen
Chamberlin	Graham	Plante	Trask
Childers, W. D.	Henderson	Renick	Vogt
Dunn	Johnston	Sayler	Ware
Gallen	Lewis	Scarborough	Williamson
Glisson	MacKay	Skinner	Winn

Nays—2

Poston Wilson

SB 389—A bill to be entitled An act relating to fines for criminal offenses; amending s. 775.083(2), Florida Statutes; permitting a court to defer payment of a fine to a date certain; providing an effective date.

—was read the second time by title. On motion by Senator Dunn, by two-thirds vote SB 389 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—26

Mr. President	Glisson	Myers	Tobiassen
Castor	Gordon	Peterson	Trask
Chamberlin	Gorman	Plante	Vogt
Childers, W. D.	Henderson	Poston	Williamson
Dunn	Johnston	Renick	Winn
Firestone	Lewis	Skinner	
Gallen	MacKay	Spicola	

Nays—None

Votes after roll call:

Yeas—Graham, Sayler and Ware

SB 515—A bill to be entitled An act relating to commerce; repealing part III of chapter 450, Florida Statutes, the Florida Farm Labor Registration Law, upon the finalization of an agreement between the Department of Commerce and the Secretary of Labor of the United States; authorizing the Department of Commerce to administer the Federal Farm Labor Contractor Registration Act; reappropriating unexpended funds; providing an effective date.

—was read the second time by title. On motion by Senator Trask, by two-thirds vote SB 515 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—27

Mr. President	Gorman	Peterson	Tobiassen
Castor	Graham	Plante	Trask
Chamberlin	Henderson	Poston	Vogt
Childers, W. D.	Johnston	Renick	Ware
Firestone	Lewis	Scarborough	Williamson
Glisson	MacKay	Skinner	Winn
Gordon	Myers	Spicola	

Nays—None

Vote after roll call:

Yea—Sayler

SB 37—A bill to be entitled An act relating to insurance; creating s. 626.9705, Florida Statutes; prohibiting insurers from imposing or requesting an additional premium for automobile insurance, or from refusing to issue or renew a policy, solely because the insured or applicant was cited for certain traffic violations; prohibiting cancellation of automobile insurance, because of a single accident after the insured has paid prem-

iums for a specified period or longer; providing penalties; providing an effective date.

—was read the second time by title.

The Committee on Commerce offered the following amendments which were moved by Senator MacKay and adopted:

Amendment 1—On page 1, line 22, strike "issue or"

Amendment 2—On page 1, line 23, strike "cited for" and insert: convicted of

Senator Trask presiding

The Committee on Commerce offered the following amendment which was moved by Senator MacKay and failed:

Amendment 3—On page 1, line 26, after the word "insured" insert: , without adequate proof of a direct, demonstrable objective relationship between the violation for which the surcharge was imposed, and the increased risk of highway accidents.

The Committee on Commerce offered the following title amendments which were moved by Senator MacKay and adopted:

Amendment 4—On page 1, line 6, strike "issue or"

Amendment 5—On page 1, line 8, strike "cited for" and insert: convicted of

Amendment 6—On page 1, line 8, before the semicolon insert: without adequate proof of a direct relationship between those violations and increased risk of accidents

On motion by Senator W. D. Childers the Senate reconsidered the vote by which Amendment 3 failed.

On motion by Senator MacKay, further consideration of SB 37 with pending Amendment 3 was deferred.

On motion by Senator Peterson the rules were waived and the Senate reverted to—

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has adopted HCR 1158 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Culbreath—

HCR 1158—A concurrent resolution recognizing the participation of the Hernando High School Band in the inauguration parade for the President of the United States.

—was read the first time in full. On motions by Senator Peterson, by two-thirds vote HCR 1158 was placed on the calendar and by two-thirds vote read the second time by title, adopted and certified to the House. The vote on passage was:

Yeas—27

Castor	Gordon	Peterson	Tobiassen
Chamberlin	Gorman	Plante	Trask
Childers, W. D.	Graham	Poston	Ware
Dunn	Henderson	Renick	Williamson
Firestone	Johnston	Scarborough	Wilson
Gallen	Lewis	Skinner	Winn
Glisson	Myers	Spicola	

Nays—None

Vote after roll call:

Yea—Mr. President

Senator Dunn moved that time of adjournment be extended until final consideration of CS for SB 19 and the motion failed.

CO-INTRODUCERS

Senators Tobiassen and W. D. Childers—SB 110; Senator Lewis—Senate Bills 189 and 359; Senators Poston and Renick—SB 244; Senator Castor—Senate Bills 265, 273, 643; Senator Tobiassen—SB 306; Senator Jon Thomas—SB 362; Senators Renick and Johnston—SB 606; Senator Williamson—SB 610; Senators Renick and Poston—SB 640; Senator MacKay—SB

650; Senators Hair and Ware—Senate Bills 726 and 727; Senator Ware—Senate Bills 733 and 734; Senator MacKay—SB 790

CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 14 was corrected and approved.

Senator Barron moved that the Senate do now adjourn which was agreed to and the Senate adjourned at 11:47 a.m. to convene at 8:30 a.m., April 18, 1977 for the purpose of introduction and reference of resolutions, memorials, bills and joint resolutions and thereafter to reconvene at 2:00 p.m.