



# Journal of the Senate

Number 21

Tuesday, May 3, 1977

The Senate was called to order by Senator Henderson 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 Senator Pat Thomas—

**SB 1281**—A bill to be entitled An act for the relief of Myrtle McDowell McDougall, the former Myrtle R. McDowell, personal representative of the estate of Samuel W. McDowell; providing an appropriation to compensate said estate and the beneficiaries thereof for the death of Samuel W. McDowell; 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; and Appropriations.

By Senator Pat Thomas—

**SB 1282**—A bill to be entitled An act relating to the making of oaths before notaries public; amending s. 117.03, Florida Statutes; providing that the affixing of notary seal and the making of the certificate constitutes an oath; providing penalties; providing an effective date.

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

By Senator Williamson—

**SB 1283**—A bill to be entitled An act relating to motor carriers; amending s. 323.29(1)(a), Florida Statutes, 1976 Supplement; authorizing chartered counties to preempt the regulation of persons operating, for transportation of persons for compensation, motor vehicles with seating capacity of nine or more; excluding certain interstate carriers and certain common carriers; providing for eligibility for continued operation by persons operating such motor vehicles when a county preempts such area; providing an effective date.

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

By Senators Winn and Firestone—

**SB 1284**—A bill to be entitled An act relating to the Florida Wing of the Civil Air Patrol; providing an appropriation to the Division of Disaster Preparedness of the Department of Community Affairs to be paid to the Florida Wing of the Civil Air Patrol for certain statutorily authorized purposes; providing an effective date.

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

By Senator Gordon (by request)—

**SB 1285**—A bill to be entitled An act relating to taxes on motor fuels and special fuels; creating s. 206.606, Florida Statutes; imposing an additional 1-cent tax per gallon on motor fuel and on special fuels; providing that the proceeds of the additional tax be used by the Department of Transportation for public transportation purposes in areas for which a comprehensive transportation study has been made or is being conducted and in transportation corridors connecting urban areas

and for mass transit projects qualifying for federal funds; providing for interim use of unexpended funds to advance certain road or other projects; providing for budgeting and accounting of such funds; repealing s. 336.021, Florida Statutes, which allows counties to impose a 1-cent tax on motor fuels and special fuels sold in that county, with the funds to be used for local transportation systems; providing an effective date.

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

By Senator Barron—

**SB 1286**—A bill to be entitled An act relating to motor vehicle insurance; amending ss. 627.733, 627.735(2), Florida Statutes; prescribing the required security for owners or registrants of motor vehicles; providing an effective date.

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

By Senator Castor—

**SB 1287**—A bill to be entitled An act relating to public beaches; requiring that any public beach or seashore recreation area owned, leased, operated, controlled, maintained, or managed by the state or any of its agencies or by any county, municipality, or other political subdivision of the state be open to all members of the public on the same basis as for residents; providing an exemption; providing an effective date.

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

By Senator Glisson—

**SB 1288**—A bill to be entitled An act relating to insurers; amending s. 624.418(2)(c), Florida Statutes; providing that the Department of Insurance may revoke or suspend an insurer's certificate of authority upon notice and order directing an insurer to pay an unpaid final judgment within a specified period of time; providing an effective date.

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

By Senator McClain—

**SB 1289**—A bill to be entitled An act relating to dissolution of marriage; amending s. 61.20, Florida Statutes; permitting qualified staff of the court to make investigations and social studies in any action in which child custody is in issue; providing an effective date.

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

By Senator Hair—

**SB 1290**—A bill to be entitled An act relating to administrative procedures; adding s. 120.60(7), Florida Statutes, 1976 Supplement; providing special administrative procedures for licensing or for approving mergers pursuant to Title XXXVI (Banks and Banking) and Title XXXVII (Building and Loan Associations), Florida Statutes; providing time limitations for agency action for approval or denial of a license for a new bank, trust company, or savings and loan association; providing an effective date.

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

By Senator Holloway—

SB 1291—A bill to be entitled An act relating to motor vehicles; renumbering s. 322.27(5), (6), Florida Statutes, 1976 Supplement, and adding a new subsection (5) to said section; prohibiting the Department of Highway Safety and Motor Vehicles from considering motor vehicle inspection certificate violations as a part of the point system for the purpose of suspending or revoking a driver's license; creating s. 627.7395, Florida Statutes; prohibiting insurers who issue automobile liability insurance from utilizing violations for failure to have a current valid inspection certificate as a factor in the setting of premiums for insurance coverage; creating s. 325.305, Florida Statutes; providing that certain persons who are stopped for operating a motor vehicle which is in violation of the motor vehicle equipment safety inspection law not be held in violation of the law but instead their employers be held responsible providing an effective date.

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

By Senator McClain—

SB 1292—A bill to be entitled An act relating to justifiable use of force; renumbering and amending s. 782.02, Florida Statutes; providing certain circumstances in which the use of deadly force is justifiable; providing certain circumstances in which the use of deadly force is presumed to be reasonable; repealing s. 776.012, Florida Statutes, relating to use of force in defense of person; providing an effective date.

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

By Senator Myers—

SB 1293—A bill to be entitled An act relating to dental care; creating part III of chapter 641, Florida Statutes; providing legislative intent; providing definitions; authorizing prepaid dental care plans; 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 Scott—

SB 1294—A bill to be entitled An act relating to county-owned real property; amending s. 125.35, Florida Statutes; authorizing the lease of county real property by the board of county commissioners without competitive bids; providing for severability; providing an effective date.

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

By Senator Poston—

SB 1295—A bill to be entitled An act relating to beverage licenses; adding s. 561.20(9), Florida Statutes, 1976 Supplement; providing for the issuance of additional special licenses to a county for transfer to applicants approved by such county for use within the confines of airport facilities owned and operated by such county; providing that such special licenses not permit the sale of alcoholic beverages for off-premise consumption; providing an effective date.

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

By Senator Spicola—

SB 1296—A bill to be entitled An act relating to courts; amending s. 26.031(1)(a), (m), Florida Statutes, 1976 Supplement; providing an additional circuit judge in each of the First and Thirteenth Judicial Circuits; amending s. 34.022(6), Florida Statutes, 1976 Supplement; providing three additional county court judges in Broward County; providing an appropriation; providing an effective date.

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

By Senators Jon Thomas, Gordon, Vogt and MacKay—

SB 1297—A bill to be entitled An act relating to the reduction of unemployment; providing for the development of a

report and recommendation by the Department of Commerce relating to the adoption of a state policy for reducing unemployment; providing for certain elements to be included and considered in the report; providing for the report and recommendations to be submitted to the presiding officers of the Legislature; providing for the cooperation of all state agencies in development of the report and recommendations; providing for coordination with development of economic goals established pursuant to HCR 3260, 1976 regular session; providing an effective date.

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

By Senators Pat Thomas, Plante, Henderson and W. D. Childers—

SB 1298—A bill to be entitled An act relating to the preservation and restoration of bodies of water; providing for the establishment of a program within the Department of Environmental Regulation to assist in the preservation and restoration of water resources; providing funding from general revenue, the Pollution Recovery Fund, and available federal moneys; establishing criteria for the allocation of funds; adding s. 403.061 (28), Florida Statutes; authorizing the Department of Environmental Regulation to establish and administer this program; providing for positions within the department; creating the Water Resources Restoration and Preservation Trust Fund; providing an effective date.

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

By Senator Ware—

SB 1299—A bill to be entitled An act relating to motor vehicle licenses; amending s. 320.01(1)(b), Florida Statutes, 1976 Supplement, increasing the allowable body length of certain recreational vehicles; defining "fifth wheel recreation trailer" and including such trailer within the definition of motor vehicles; providing an effective date.

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

By Senator Williamson—

SB 1300—A bill to be entitled An act relating to workmen's compensation; amending s. 440.34, Florida Statutes; specifying the amount of attorney's fee to be allowed in certain cases; providing factors to be considered in awarding such fees and in increasing or decreasing the fees specified; providing an effective date.

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

By Senator Jon Thomas—

SB 1301—A bill to be entitled An act relating to the Department of Health and Rehabilitative Services; providing legislative intent; adding subsection (24) to s. 20.19, Florida Statutes, 1976 Supplement; authorizing the establishment of a management fellows program; providing that such program shall be developed and implemented within existing resources; providing an effective date.

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

By the Committee on Executive Business and Senator Poston—

SB 1302—A bill to be entitled An act relating to tax collectors; requiring the tax collector in each county to file a report identifying each unit of government created by special act affecting the county; providing an effective date.

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

By Senator Gordon (by request)—

SB 1303—A bill to be entitled An act relating to the Beverage Law; amending s. 565.13, Florida Statutes; removing dis-

tributor's discounts for collection of alcoholic beverage taxes; repealing s. 563.07, Florida Statutes, relating to beer distributors' collection credit; providing an effective date.

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

By Senator Tobiassen—

SB 1304—A bill to be entitled An act relating to professional engineers; amending s. 471.02(6), Florida Statutes; defining "professional engineering" for purposes of chapter 471, Florida Statutes, providing an effective date.

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

By Senator MacKay—

SB 1305—A bill to be entitled An act relating to the code of ethics for public officers and employees; creating the "Ethics in Government Act of 1977"; amending s. 112.312(1), (7) and (14), Florida Statutes, 1976 Supplement, and adding new subsections (2), (11), (17) and (18); providing definitions; amending s. 112.313(2), (3), (7) and (9), Florida Statutes, adding subsection (11), and repealing subsection (1); revising provisions relating to solicitation and acceptance of gifts, doing business with one's agency, and conflicting employment or contractual relationships; providing certain dollar limitations; providing time and method for disclosure of specified interests; providing exemptions; amending s. 112.3141, Florida Statutes; providing standards of conduct for legislators and legislative employees; creating s. 112.3142, Florida Statutes, relating to restrictions on employment of relatives; providing penalties; amending s. 112.3143, Florida Statutes; providing for disclosure relating to voting conflicts; creating s. 112.3144, Florida Statutes; providing for disclosure of financial interests and clients represented before agencies by elected constitutional officers, candidates for elective constitutional office, statewide elected officers, candidates for statewide elective office, and members of the Commission on Ethics; amending s. 112.3145, Florida Statutes, 1976 Supplement; providing for disclosure of financial interests and clients represented before agencies by local officers, specified state employees, and state officers; amending s. 112.3146, Florida Statutes, and s. 112.3147, Florida Statutes, 1976 Supplement; providing for cross references; providing for supplying of forms and instructions; amending s. 112.317(1), (2) and (6), Florida Statutes, relating to penalties; including violation of s. 8(a) or (e) of Art. II of the State Constitution; providing penalties for violations by candidates for elective office; providing procedures relating to voluntary restitution or remittance of penalty; amending s. 112.321(1), Florida Statutes, relating to appointment and membership of the Commission on Ethics; amending s. 112.322(3)(a), Florida Statutes, 1976 Supplement, and adding subsections (8) and (9); providing duties of the commission regarding s. 8(a) or (e) of Art. II of the State Constitution; providing for rules; providing for certain investigations; amending s. 112.324(1) and (2), Florida Statutes, and repealing subsection (3), relating to procedures on complaints of violations; repealing s. 116.111, Florida Statutes, relating to restriction on employment of relatives; repealing ss. 839.07, 839.08, 839.09, 839.091 and 839.10, Florida Statutes, relating to bidding on public contracts by, and purchase of supplies by or from, public officers; providing applicability with regard to s. 8 of Art. II of the State Constitution; providing an effective date.

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

By Senator Firestone—

SB 1306—A bill to be entitled An act relating to the consulates of foreign nations; creating chapter 970, Florida Statutes; providing a short title and definitions; prohibiting law enforcement of other officers or employees of the state or its subdivisions from entering certain parts of consular premises without permission except in emergencies; providing for the protection of such premises; providing safeguards in the condemnation of consular premises; providing that consular archives and documents are beyond the legal processes of the state; providing for notification of the consular post in the case of the death of a foreign national, guardianship proceedings involving a foreign national, or accidents involving foreign vessels or aircraft; exempting from taxation charges pursuant to foreign law on consular acts; providing for the protection

of consular officers; prohibiting the arrest or detention of such officers pending trial, except in the case of felonies, and interference with certain consular functions; providing circumstances under which consular officers and employees are subject to civil actions; providing for the use of members of consular posts as witnesses; exempting members of consular posts and members of the private staff of members of the consular post from work permit or registration requirements; creating s. 196.203, Florida Statutes; exempting consular premises and the residence of the head of the consular post from property taxation; adding s. 212.08(7)(1), Florida Statutes; exempting consular officers and consular employees from the sales, rental, use, and storage tax; amending s. 901.26, Florida Statutes; providing for notification of arrest or detention of member of the consular staff; providing that communications addressed to a consular post by an arrested or detained foreign national be facilitated by custodial officials; providing that consular officers be allowed to visit and correspond with their nationals who have been imprisoned, arrested, or detained, as well as to arrange for their legal representation; providing an effective date.

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

By Senator Myers—

SB 1307—A bill to be entitled An act relating to public schools; amending s. 234.03, Florida Statutes; providing liability of district school boards for tort claims arising from incidents or occurrences involving school buses or other motor vehicles used to transport persons; providing a limitation of the total liability per occurrence to persons being transported on these vehicles; providing that any such claim shall be brought as provided in s. 768.28, Florida Statutes; authorizing school boards to secure medical payments insurance on such vehicles; authorizing payment of expenses, costs, or premiums for insurance against tort liability from any available school board funds; authorizing school boards to require evidence of insurance for vehicles used in transportation but not owned by the board; providing an effective date.

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

By Senator Plante—

SB 1308—A bill to be entitled An act relating to school children; amending s. 232.032(1), Florida Statutes; providing for the screening of school children for communicable diseases and other physiological and psychological conditions; providing that such screening be accomplished through county health departments and in cooperation with licensed practicing physicians; repealing s. 402.32, Florida Statutes, relating to the provision of school health services by the Department of Health and Rehabilitative Services; providing an effective date.

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

By Senator Tobiassen—

SB 1309—A bill to be entitled An act relating to disability in line of duty of municipal police officers; amending s. 185.34, Florida Statutes; deleting the provision that makes the presumption that certain conditions or impairments of health are accidental and suffered in line of duty not applicable to benefits payable under or granted in a policy of life or disability insurance; providing an effective date.

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

By Senator Graham—

SB 1310—A bill to be entitled An act relating to regulation of telephone companies; amending s. 364.03(1), Florida Statutes; prohibiting telephone companies from making any charge for certain specified uses of information services; providing an effective date.

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

By Senator Plante—

SB 1311—A bill to be entitled An act relating to distribution of the Florida Statutes; adding s. 11.246(2)(h), Florida Statutes; providing for the free distribution of the Florida Statutes and supplemental materials to the public libraries of the state on the requisition of the state library; providing an effective date.

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

By Senator Jon Thomas—

SB 1312—A bill to be entitled An act relating to public records; adding s. 119.07(2)(d), Florida Statutes; providing that certain records are exempt from provisions relating to public inspection of records; providing an effective date.

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

By Senator Scott—

SB 1313—A bill to be entitled An act relating to the Department of Health and Rehabilitative Services; amending s. 23, chapter 75-233, Laws of Florida; deleting the requirement that the Department of Health and Rehabilitative Services repay certain moneys to the General Revenue Fund by July 1, 1977; 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 Lewis and Peterson—

SB 1314—A bill to be entitled An act relating to public education; amending s. 229.555, Florida Statutes, 1976 Supplement; providing for the Commissioner of Education to develop a unified budget request for school and community college vocational and adult educational programs; providing for comprehensive management information systems to support management decisions at the community college and university levels; requiring the commissioner to submit the plan for management information systems to the Legislature by February 1, 1978 and to implement such plan by July 1, 1978; providing an effective date.

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

By Senator Scarborough—

SB 1315—A bill to be entitled An act relating to the Florida Electrical Power Plant Siting Act; amending ss. 403.503(7), 403.506(1), Florida Statutes, 1976 Supplement; providing that such act does not apply to power plants or steam generating plants of less than a certain capacity which utilize solid waste as their primary fuel source; providing an effective date.

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

By Senator Williamson—

SB 1316—A bill to be entitled An act relating to the "Florida Arbitration Code"; amending s. 682.11, Florida Statutes; requiring, unless otherwise provided in the agreement or provision for arbitration, the losing party in arbitration to pay the expenses incurred in the conduct of the arbitration; providing an effective date.

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

By Senator Gallen—

SB 1317—A bill to be entitled An act relating to the Game and Fresh Water Fish Commission; creating s. 20.325, Florida Statutes; establishing the commission as an administrative unit within the Governmental Reorganization Act; establishes divisions within the commission for certain areas of responsibility;

repealing s. 20.25(4), Florida Statutes, relating to the transfer of commission functions to the Department of Natural Resources; providing an effective date.

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

By Senator MacKay (by request)—

SB 1318—A bill to be entitled An act relating to optometry; amending s. 463.01, Florida Statutes; providing that optometry is the examination rather than the diagnosis of the human eye and its appendages; creating s. 463.145, Florida Statutes; prohibiting optometrists from prescribing or administering drugs and performing surgery; providing an effective date.

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

By Senator Graham—

SB 1319—A bill to be entitled An act relating to the exercise of eminent domain by counties to acquire land for recreational purposes; amending s. 127.01(2), Florida Statutes; providing that, if the land to be acquired is agricultural land or land outside a standard metropolitan statistical area, the owner has the right to present an issue to the court as to the necessity for the proposed taking and the amount of land required for the purpose sought; providing an effective date.

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

By the Committee on Natural Resources and Conservation—

SB 1320—A bill to be entitled An act relating to the State Comprehensive Plan; amending s. 23.013(1), Florida Statutes; providing a time for presentation of the plan to the Legislature; providing for approval by the Legislature; providing that plans or portions of plans submitted to the 1977 Legislature shall not become state policy until the close of the 1978 regular session of the Legislature; providing an effective date.

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

By Senator Williamson—

SB 1321—A bill to be entitled An act relating to adverse witnesses; providing that a party may call an employee or former employee of an adverse party as a witness and interrogate him as if called by the adverse party; limiting cross-examination by the adverse party to the subject matter of the examination-in-chief; providing an effective date.

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

By Senator Dunn—

SB 1322—A bill to be entitled An act relating to sentences for capital felonies; amending s. 921.141(1), (2), (3), Florida Statutes, to correct internal references; providing an effective date.

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

By Senator Poston—

SB 1323—A bill to be entitled An act relating to real estate license law; amending s. 475.01(2), Florida Statutes; providing that resident managers and one nonresident manager of apartment complexes employed by registered real estate brokers are excluded from the definition of real estate broker or salesman for licensing and registration purposes; providing an effective date.

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

By Senator Ware—

SB 1324—A bill to be entitled An act relating to special assessments for municipal improvements; amending ss. 170.03,

170.08, 170.11, Florida Statutes; authorizing discounts for prepayment of special assessments; authorizing the sale of special assessment bonds at a discount; 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 Senators Henderson, Barron, Scarborough and Scott—

SB 1325—A bill to be entitled An act relating to dogracing; amending s. 550.08(1), Florida Statutes; authorizing the Board of Business Regulation to grant additional dogracing days to racetracks located in Northwest Florida west of the Choctaw-hatchee River; providing an effective date.

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

By Senator Graham—

SB 1326—A bill to be entitled An act relating to records of personnel in community colleges and institutions in the State University System; amending ss. 230.7591, 239.78, Florida Statutes, relating to limited access records of such colleges and universities; providing that the provisions of these sections do not apply to audit reports; providing an effective date.

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

By Senator Dunn—

SB 1327—A bill to be entitled An act relating to jurors and jury lists; amending s. 40.01(1), Florida Statutes; eliminating the requirement that jurors be qualified electors; requiring jurors' names to be selected from a common data base list and a voter registration list; creating s. 40.011, Florida Statutes; requiring the Department of Highway Safety and Motor Vehicles to furnish a common data base list to the clerk of the circuit court and providing for affidavits for application for jury duty for those citizens whose names do not appear on the list; creating ss. 40.022 and 40.023, Florida Statutes; requiring the clerk of the circuit court to purge the jury lists once a month of convicted felons and mentally incompetent persons; repealing s. 40.01(3), Florida Statutes, relating to the qualifications of jurors; providing an effective date.

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

By Senator Gordon—

SB 1328—A bill to be entitled An act relating to the Department of Transportation; creating five road districts in the department and specifying the counties included in each; providing for the location of road district offices; providing an effective date.

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

By Senator Vogt—

SB 1329—A bill to be entitled An act relating to unemployment compensation; amending s. 443.06(2), Florida Statutes; requiring the Division of Employment Security of the Department of Commerce to establish by rule criteria for determining the suitability of work; requiring that the duration of unemployment be considered; providing an effective date.

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

By Senator Jon Thomas—

SB 1330—A bill to be entitled An act relating to adoptions; amending s. 63.162(2), Florida Statutes; providing certain parties with a hearing on the disclosure of adoption records; renumbering s. 63.062(3), Florida Statutes and adding a new subsection (3) to said section; permitting licensed child-placing agencies or the Department of Health and Rehabilitative Services to give consent to adoption in certain circumstances;

amending ss. 382.17(1), (2), 382.22, Florida Statutes; providing for access to the original certificate of birth in the case of an adoptive child; providing an effective date.

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

By Senator Lewis—

SB 1331—A bill to be entitled An act relating to seals; amending ss. 117.07, 695.03(2), Florida Statutes; providing a method of taking acknowledgments by a notary public; eliminating the requirement that a notary public affix a seal and state the expiration date of his commission; amending s. 689.06, Florida Statutes; eliminating the requirement of a seal in a deed granting, conveying or assigning a trust estate; providing an effective date.

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

By Senator Henderson—

SCR 1332—A concurrent resolution acknowledging the important health and lifesaving function performed by the Magen David Adom in Israel.

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

By Senator Vogt—

SB 1333—A bill to be entitled An act relating to county government; amending s. 125.66(6), Florida Statutes, 1976 Supplement; prescribing procedure to be used in the enactment of ordinances rezoning private real property; providing an effective date.

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

By Senator Dunn—

SB 1334—A bill to be entitled An act relating to witnesses; adding s. 914.001(3), Florida Statutes; providing for service of witness subpoenas in criminal cases by certified mail, return receipt requested; providing an effective date.

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

By Senator Pat Thomas—

SB 1335—A bill to be entitled An act for the relief of S. M. Rooks, a former employee of the Department of Agriculture and Consumer Services; declaring his right to receive in line of duty disability retirement benefits under the Florida Retirement System; providing an appropriation; providing an effective date.

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

By Senator Ware—

SB 1336—A bill to be entitled An act relating to dogracing charity days; adding s. 550.03(2)(j), Florida Statutes; authorizing an additional charity day at Derby Lane, the proceeds of which are to be paid to the Pinellas County Arts Council; providing an effective date.

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

By Senator Tobiassen—

SB 1337—A bill to be entitled An act relating to disability of law enforcement officers; creating s. 112.181, Florida Statutes; providing that conditions or impairments of health caused by specified diseases are presumed to be accidental and to have been suffered in line of duty under certain circumstances; providing an effective date.

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

By Senator Glisson—

**SB 1338**—A bill to be entitled An act relating to the State Nursing Home Ombudsman Committee; amending s. 400.304(3), Florida Statutes; providing for a licensed pharmacist to serve as an additional member of such committee; providing an effective date.

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

By Senator Spicola—

**SB 1339**—A bill to be entitled An act relating to regional water supply authorities; adding s. 373.1962(2)(i), Florida Statutes; authorizing regional water supply authorities to accept grants from the Department of Environmental Regulation; providing for matching funds by the authority; providing an appropriation; providing an effective date.

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

By Senator Gordon (by request)—

**SB 1340**—A bill to be entitled An act relating to the tax on the severance of solid minerals; amending s. 211.31, Florida Statutes; providing an excise tax on the commercial severance of phosphate rock; restricting the credit for ad valorem tax payments; providing for the distribution of such tax; creating the Old Land Reclamation Trust Fund; adding s. 211.32(4), Florida Statutes; providing standards and procedures for the reclamation and restoration of certain acres disturbed by the severance of solid minerals before July 1, 1975; providing an effective date.

—was read the first time by title and referred to the Committees on Finance, Taxation and Claims; Natural Resources and Conservation; and Commerce.

By Senator Gallen—

**SB 1341**—A bill to be entitled An act relating to motor vehicles; adding s. 316.1905(4), Florida Statutes, as transferred from s. 316.058, Florida Statutes, by chapter 76-31, Laws of Florida; prohibiting the sale or possession of any device used to detect the signal or emission of any speed calculating device; providing an effective date.

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

By Senator Gordon—

**SJR 1342**—A joint resolution proposing an amendment to Section 16, Article III of the State Constitution, relating to legislative apportionment.

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

By Senator Graham—

**SB 1343**—A bill to be entitled An act relating to Human Rights Advocacy Committees; adding s. 20.19(6)(f) and (g), Florida Statutes, 1976 Supplement; providing that certain matters before state or district Human Rights Advocacy Committees are confidential and exempt from public disclosure; authorizes such committees to examine records and documents of agencies; providing immunity for committee members except in certain cases; providing immunity from liability or prosecution under certain chapters for other persons releasing information; authorizing committee members to enter and inspect any facility operated, controlled, or regulated by the state for certain purposes; providing an effective date.

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

By Senator Henderson—

**SB 1344**—A bill to be entitled An act relating to public school construction; amending s. 235.26(1)(d), Florida Statutes, and adding a new paragraph to said subsection; providing for the development of an energy performance index

to serve as a measure of building performance with respect to energy consumption; providing for life-cycle cost analyses with respect to alternative architectural and engineering designs; providing an effective date.

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

By Senator Johnston—

**SB 1345**—A bill to be entitled An act relating to the Landlord and Tenant Act; amending s. 83.49(4), Florida Statutes, 1976 Supplement; exempting federally financed, administered, or regulated housing assistance programs from the duties prescribed for a landlord and tenant regarding deposit money or advance rent; providing an effective date.

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

By Senator Lewis (by request)—

**SB 1346**—A bill to be entitled An act relating to local and state law enforcement officers; amending s. 943.22(1)(b), (2)(a), (b), (c), (d), (g), Florida Statutes; adding s. 943.22(2)(a), Florida Statutes; providing for incentive salaries for certain state law enforcement officers; requiring the Department of Administration in coordination with the Division of Police Standards and Training to develop the manner and method of payment with regard to state law enforcement officers who are qualified for salary incentive payments; deleting obsolete language; 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 Plante—

**SB 1347**—A bill to be entitled An act relating to the Constitutional Revision Commission; requiring members to file full and public disclosure of their financial interests; providing disqualification for failure to file; providing an effective date.

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

By Senator Scott—

**SB 1348**—A bill to be entitled An act relating to the Real Estate License Law; amending s. 475.17(4), Florida Statutes; providing maximum hours for courses required to become initially registered as a real estate broker or salesman; providing the basis for determining satisfactory completion of such courses; adding s. 475.451(7), Florida Statutes; authorizing real estate schools to set location and frequency of classes, subject to certain conditions; 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 Vogt—

**SM 1349**—A memorial to the Congress of the United States urging the Congress to establish a Veterans' Administration hospital in Brevard County.

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

By Senator Winn—

**SB 1350**—A bill to be entitled An act relating to bond financing; amending s. 159.02(4), Florida Statutes; redefining "project" for purposes of the Revenue Bond Act of 1953 to include theme and amusement parks in order to permit local governments to issue revenue bonds to finance the acquisition and construction of such parks; 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 Senator Vogt—

**SB 1351**—A bill to be entitled An act relating to county budgets; amending s. 129.03, Florida Statutes; providing that the property appraiser certify his estimates of property valuations to the board of county commissioners or its designees; providing that a budget office designated by the board of county commissioners prepare and present to the board a tentative budget for the ensuing fiscal year; amending s. 129.06 (1), (2), Florida Statutes; providing that counties utilizing a cash basis accounting system charge expenses incurred in the fiscal year against the budget of that fiscal year; providing that counties utilizing an accrual accounting system credit and charge revenues and expenditures to the budget of the appropriate fiscal year; providing that the board of county commissioners may establish procedures by which the budget officer may authorize certain intra-departmental budget amendments; providing for the appropriation and expenditure of increased receipts for enterprise or proprietary funds; amending s. 129.07, Florida Statutes; providing that the board not expend or contract for expenditure in any fiscal year more than the amount budgeted in each fund's budget; providing an effective date.

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

By Senator Renick—

**SB 1352**—A bill to be entitled An act relating to ad valorem tax exemptions; amending s. 196.012(6), Florida Statutes, 1976 Supplement; redefining "charitable purpose" for purposes of such exemption; 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 Senator Williamson—

**SB 1353**—A bill to be entitled An act relating to verdicts in a civil action; authorizing a less than unanimous jury verdict in a civil action; providing an effective date.

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

By Senator Myers—

**SB 1354**—A bill to be entitled An act relating to the Florida Education Finance Program; amending s. 236.081(6) and (8), Florida Statutes, providing for certain general and transitional programs; providing for extension through fiscal year 1977-1978 of the effectiveness of certain provisions relating to reduction in personnel; creating s. 236.088, Florida Statutes, providing for student development services allocations; amending s. 236.122 (1) and (2), Florida Statutes, providing for re-computation of the annual allocation for instructional materials based upon actual membership; repealing ss. 229.840, 232.255, 233.069, 236.085, and 236.086, Florida Statutes, as amended, relating, respectively, to allocation for career education, school safety fund, vocational improvement fund, allocation for occupational and placement specialists, and allocation for elementary school counselors; providing for other matters relative to the foregoing; providing an effective date.

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

By Senators Poston, Myers, Scarborough, Holloway, Gorman, Gallen and Williamson—

**SCR 1355**—A concurrent resolution urging the Constitutional Revision Commission to propose a constitutional revision relating to the use of the "second gas tax."

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

By Senator Williamson—

**SB 1356**—A bill to be entitled An act relating to cross-examination; providing for cross-examination of an employee

or former employee by an employer only upon proof of adversity; providing an effective date.

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

By Senator Wilson—

**SB 1357**—A bill to be entitled An act relating to family services; amending s. 409.166(2)(a), Florida Statutes, 1976 Supplement; adding to definition of "special needs child"; providing an effective date.

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

By Senator Gordon (by request)—

**SB 1358**—A bill to be entitled An act relating to malt beverage taxation; amending s. 563.05, Florida Statutes; deleting the excise tax exemption for malt beverages sold to post exchanges, ship service stores, and base exchanges located in military, naval, or air force reservations within the state; providing an effective date.

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

By Senator Pat Thomas—

**SB 1359**—A bill to be entitled An act relating to the Monticello Square Partnership, providing an appropriation to compensate said partnership for damages resulting from a lease cancellation by the Parole and Probation Commission; providing an effective date.

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

By Senator Scott—

**SB 1360**—A bill to be entitled An act relating to insurance; amending s. 624.602(1), Florida Statutes, to specifically include the granting of annuity contracts within the definition of transaction of life insurance; providing an effective date.

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

By Senator Barron—

**SB 1361**—A bill to be entitled An act relating to medical malpractice actions; amending s. 95.11(4)(b), Florida Statutes; changing the statute of limitation for commencing medical malpractice actions; providing an effective date.

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

By Senator Hair (by request)—

**SB 1362**—A bill to be entitled An act relating to the Judicial Retirement System; creating s. 123.015, Florida Statutes; requiring the employer of a supreme court justice, a district court of appeal judge, or a circuit judge to pay three-fourths of the entire contribution with respect to each justice or judge who is a member of division A, B, or C of such system; 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 Firestone—

**SB 1363**—A bill to be entitled An act relating to registration of electors; creating s. 97.0625, Florida Statutes; providing for registration of electors by mail; providing application procedures for such registration; providing grounds for denial; providing penalties for fraudulently swearing to an application for voter registration; repealing s. 97.063, Florida Statutes, relating to absentee registration; providing an effective date.

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

By Senator Peterson—

SB 1364—A bill to be entitled An act relating to the Career Service Commission; amending s. 110.041, Florida Statutes; providing for a seven member commission and initial terms for two new members; authorizing the commission to elect a chairperson and other officers provided by its rules and to provide recognition to terminating members; providing for meetings in panels and staff; increasing the honorarium; authorizing the Department of Administration to pay for legal counsel for the commission; amending s. 110.061(2)(b), (c), (3), Florida Statutes, 1976 Supplement; providing for notice of appeal to be filed within 20 days from receipt of notice of the personnel action; providing hearings pursuant to subsection 120.57(1), Florida Statutes, for employees who are dismissed; authorizing the commission to reduce a dismissal to a suspension or to reduce the period of a suspension; 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 Gordon (by request)—

SB 1365—A bill to be entitled An act relating to the oil and gas production tax; amending s. 211.02(1), Florida Statutes; increasing the rate of taxation; changing the percentage distribution under the first and second oil and gas tax; providing an effective date.

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

By Senator Gordon (by request)—

SB 1366—A bill to be entitled An act relating to caterers at horse and dog racetracks and jai alai frontons; amending s. 565.02(5), Florida Statutes, to provide that such caterers who are licensed to sell alcoholic beverages be permitted to sell alcoholic beverages year-round at the horse and dog racetracks and jai alai frontons; providing an effective date.

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

By Senator Plante—

SB 1367—A bill to be entitled An act relating to nonprofit pharmaceutical service corporations; repealing s. 637.291, Florida Statutes, which provides an exemption for such corporations, their representatives, properties, and funds, from all taxes and license fees if they are subject to the same license fees and premium receipt taxes as are fraternal benefit societies and which requires the charter or certificate of incorporation of such corporations to be referred to the Department of Insurance for endorsement of its consent; providing an effective date.

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

By Senator Barron—

SB 1368—A bill to be entitled An act relating to unemployment compensation; adding s. 20.17(12), Florida Statutes; providing for the creation of a Board of Review of the Department of Commerce; prescribing its powers and duties; providing an effective date.

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

By Senator Gordon—

SB 1369—A bill to be entitled An act relating to parent and child; providing legislative intent; requiring certain public agencies and authorizing certain private agencies providing parental services to advise the courts of their availability; providing for fee waivers; adding subsection (3) to s. 39.04, Florida Statutes, authorizing the intake officer to request that the parents or legal guardians of a child receive parental assistance from certain agencies; amending s. 39.11(7), Florida Statutes, conforming provisions relating to court ordered counseling for parents or legal guardians of dependent, delinquent, or ungovernable children to the act; creating s. 232.175, Florida Statutes, authorizing a school superintendent to request the

parent or legal guardian of a child failing to attend school to receive such parental assistance; authorizing the school superintendent to request the court to order the receipt of such assistance in a prosecution under the compulsory attendance law; adding subsection (7) to s. 232.19, Florida Statutes, authorizing the court in such a prosecution to order the receipt of such parental assistance; adding subsection (4) to s. 232.26, Florida Statutes, 1976 Supplement, authorizing the principal of a school, his designated representative, or the district school board to request a parent or legal guardian of a pupil subject to suspension or dismissal to receive such assistance; amending s. 741.24, Florida Statutes, authorizing the court in certain civil actions against the parents or guardians of a minor to require the child, or parents or guardians, or both, to provide services to the claimant, and authorizing the court to order the parents to receive parental assistance; amending s. 827.07(7), Florida Statutes, 1976 Supplement, relating to abuse of children, providing for the inclusion of referrals of parents and legal guardians to such agencies in the central registry maintained by the Department of Health and Rehabilitative Services; creating s. 827.10, Florida Statutes, authorizing the court to order the referral of such parents and legal guardians to agencies providing parental services; providing for the enforcement of an order; requiring certain agencies to file a report with the Legislature; providing an effective date.

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

By Senator Gordon (by request)—

SB 1370—A bill to be entitled An act relating to corporations; amending s. 607.361(2), Florida Statutes, 1976 Supplement; to increase the fee for filing an annual report; providing an effective date.

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

By the Committee on Health and Rehabilitative Services—

SB 1371—A bill to be entitled An act relating to supplemental security income; providing for a trust fund; authorizing the Department of Health and Rehabilitative Services to release these funds to counties; providing an appropriation; providing an effective date.

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

By Senator Holloway—

SB 1372—A bill to be entitled An act relating to accessibility to buildings by physically handicapped persons; amending s. 553.46(2), Florida Statutes; requiring the removal of certain iron posts which prevent a person in a wheelchair from using an entrance or exit; amending s. 553.48(2)(m), (3)(c), Florida Statutes; requiring that in new buildings doorways which are required to be accessible be ramped if they contain sufficient changes in level; deleting an exception relating to elevators from the exemption for certain two- and three-story buildings; providing an effective date.

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

By Senator Gordon (by request)—

SB 1373—A bill to be entitled An act relating to taxation; amending s. 210.05(3)(a), Florida Statutes, to remove the limit on the collector's credit for collection of cigarette taxes; providing an effective date.

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

By Senator Wilson—

SB 1374—A bill to be entitled An act relating to regulation of telephone companies; creating s. 364.195, Florida Statutes, requiring such companies to list married women's names along with their husbands' in telephone directories upon request; 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 Gordon—

SB 1375—A bill to be entitled An act relating to motor vehicle certificates of title; amending s. 319.23(6)(a), Florida Statutes; providing a method for determining and reporting sales or use tax due on occasional or isolated sales of motor vehicles; providing an effective date.

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

By Senator Firestone—

SB 1376—A bill to be entitled An act relating to fixed capital outlay budgets; amending s. 216.043, Florida Statutes; providing new procedures for the submission by state agencies of annual budget requirements for fixed capital outlay projects covering the next 2 fiscal years; authorizing the Division of Building Construction and Property Management to levy and assess upon the current fixed capital outlay appropriation an amount for additional planning and design; amending s. 216.044, Florida Statutes; requiring each state agency to develop and maintain program space standards for certain state buildings and providing for review of construction, purchase, or lease of buildings by the Division of Building Construction and Property Management in accordance with such standards; authorizing withholding of approval of fixed capital outlay budgets in cases of noncompliance; providing an effective date.

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

By Senator Gordon—

SB 1377—A bill to be entitled An act relating to nursing home care under the medical assistance act; adding s. 409.266(3), Florida Statutes; requiring the processing of medicaid applications for nursing home care to be completed within 30 days; providing that ownership of cemetery plot not be considered in determining eligibility for such care; providing for regional payment differentials based on a cost-related basis; providing for regional differentials in determining at-home spouse subsistence; providing allowance for cost of physical therapy; providing an effective date.

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

By Senator Scott—

SB 1378—A bill to be entitled An act relating to homestead and exemptions; amending s. 222.14, Florida Statutes, exempting from legal process of creditors the proceeds of certain annuity contracts; providing an effective date.

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

By Senator Henderson—

SB 1379—A bill to be entitled An act relating to the Florida Energy Conservation in Buildings Act of 1974; adding s. 255.252(4), Florida Statutes; providing legislative intent; creating ss. 255.257-255.262, Florida Statutes; providing for the development and implementation of a state energy management plan by the Division of Building Construction and Property Management of the Department of General Services; providing for appointment of energy management coordinators by state executive, legislative and judicial departments; providing an appropriation; providing an effective date.

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

By Senator Gallen—

SB 1380—A bill to be entitled An act relating to racing; adding s. 550.37(14), Florida Statutes, 1976 Supplement; authorizing holders of ratified permits to conduct harness racing who meet certain requirements to apply for and receive a license to conduct dog racing at such tracks in lieu of harness racing; providing an effective date.

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

By Senator Williamson—

SB 1381—A bill to be entitled An act relating to damages; requiring the itemization of amounts awarded in verdicts in actions for recovery of damages based on personal injury; providing maximum limitation on amounts that may be awarded for certain damages; providing an effective date.

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

By Senator Poston—

SB 1382—A bill to be entitled An act relating to the operation of motor vehicles; amending ss. 320.58, 322.13, Florida Statutes; providing for appointment by the Department of Highway Safety and Motor Vehicles of license inspectors and supervisors and prescribing their duties; authorizing license inspectors to issue uniform traffic citations; authorizing the department to delegate such power to its agents in the enforcement of chapter 320, Florida Statutes; providing a penalty for failure or refusal to surrender a driver's license, registration certificate, or license plate upon lawful demand of a license inspector; providing for designation of driver license examiners and investigators and prescribing their duties; authorizing driver license investigators to issue uniform traffic citations; providing a penalty for failure or refusal to surrender a driver's license, registration certificate, or license plate upon lawful demand of a driver license investigator; providing an effective date.

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

By Senator Gordon (by request)—

SB 1383—A bill to be entitled An act relating to taxes; amending s. 199.112, Florida Statutes; expanding coverage of intangible tax on accounts receivable; providing an effective date.

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

By the Committee on Health and Rehabilitative Services—

SB 1384—A bill to be entitled An act relating to health care facilities; creating the Florida Health Care Responsibility Act; providing legislative intent; providing definitions; providing that ultimate financial responsibility for the cost of treatment of a patient certified to be indigent, who is a resident of one county but receives services from a hospital in another county, shall be placed with the county of which the patient is a resident; providing limitations on such responsibility; providing that the Department of Health and Rehabilitative Services shall adopt rules for certifying patients as indigent; requiring hospitals to admit certified indigents under certain conditions; providing that disputes between hospitals and counties shall be resolved according to the provisions of chapter 120, Florida Statutes; providing that when a hospital does not receive payment from a county certain tax-sharing or revenue-sharing funds designated for said county may be directly forwarded to said hospital by the Comptroller; providing an effective date.

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

By Senator Gordon (by request)—

SB 1385—A bill to be entitled An act relating to the Florida Income Tax Code; amending s. 220.13(1)(b), Florida Statutes; deleting the exclusion of certain income from foreign sources from corporate income taxation; providing an effective date.

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

By Senator Scarborough—

SB 1386—A bill to be entitled An act relating to incompetency and guardianship; amending s. 744.3105(2)(i), Florida Statutes; mandating that a guardian be appointed for any person declared to be legally incompetent; amending s. 393.04, Florida Statutes; establishing the Department of Health and

Rehabilitative Services as the legal guardian for any legally incompetent person in a retardation facility who does not have a guardian; amending s. 394.467(3)(a), Florida Statutes; eliminating the provision that a person may be adjudicated incompetent pursuant to the Baker Act; adding s. 394.459(12)(d), Florida Statutes, establishing the Department of Health and Rehabilitative Services as the legal guardian of the person for any legally incompetent person in a mental health facility who does not have a guardian; providing an effective date.

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

By Senators Glisson, Henderson and Vogt—

SB 1387—A bill to be entitled An act relating to the Department of Health and Rehabilitative Services; providing legislative intent; providing a short title; providing definitions; providing powers and duties of the department; providing for designation of patient care centers; providing for employment of medical staff and other health professionals; providing for cooperative agreements; providing for financial determination of ability to pay for program services and providing an exception for adoptive children; providing qualifications of the director; providing for research projects; providing for a report; repealing chapter 391, Florida Statutes, relating to crippled children; providing an effective date.

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

By Senator W. D. Childers—

SB 1388—A bill to be entitled An act relating to licensing of the construction industry; adding ss. 468.102(1)(m), 468.105(4), 468.114(15), Florida Statutes; amending ss. 468.103(1)—(4), 468.109(2), 468.111(1), 468.112(1), (2), (4), Florida Statutes; defining residential designers; adding a new member and an alternate member to the Florida Construction Industry Licensing Board; requiring registration of residential designers; providing grandfather clause for certain residential designers; providing a fee for registration of residential designers; conforming language to include residential designers; providing exemptions; providing an effective date.

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

By Senator Gordon—

SJR 1389—A joint resolution of apportionment; providing that the Senate of the Florida Legislature shall be composed of twice the number of Representatives to Congress from the state; providing for dual-member senatorial districts identical to congressional districts; providing for the representation of and election from such districts; providing that the House of Representatives of the Florida Legislature shall be composed of five times the number of Representatives to Congress from the state; providing that each dual-member senatorial district shall contain five single-member representative districts; declaring the state policy followed by the Legislature in such apportionment; providing an effective date.

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

By Senator McClain—

SB 1390—A bill to be entitled An act relating to workmen's compensation; amending s. 440.45(1), (2), (4), (5), Florida Statutes; providing that judges of industrial claims be appointed by the Division of Labor of the Department of Commerce, with the approval of the Governor; authorizing the division to appoint judges of industrial claims pro hac vice; authorizing the division to delegate necessary powers and authority to judges of industrial claims; providing an effective date.

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

By Senator Williamson—

SB 1391—A bill to be entitled An act relating to court costs; adding s. 57.071(3), Florida Statutes; providing for the re-

covery of certain costs of trial preparation; providing an effective date.

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

By Senator Plante—

SB 1392—A bill to be entitled An act relating to state agencies; providing for the establishment of a central state mail service to pick up and deliver all mail, within the Tallahassee area, between state agencies and between units of the same state agency located in separate buildings; providing for the allocation and recovery of costs as a charge against each agency using the service; requiring use of the service to the exclusion of any other service; providing an exception; creating the Central State Mail Service Trust Fund; providing an effective date.

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

By Senator Graham—

SB 1393—A bill to be entitled An act relating to nursing homes; amending s. 400.304(3), Florida Statutes, relating to the State Nursing Home Ombudsman Committee, to provide for the addition of four representatives of the general public; providing an effective date.

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

By Senators MacKay and Castor—

SB 1394—A bill to be entitled An act relating to alcoholic beverages; amending s. 561.12, Florida Statutes, providing that 12 percent of the revenue collected from the excise tax on alcoholic beverages containing between 14 percent and 48 percent of alcohol by weight, except wines, be deposited in the Alcoholic Rehabilitation Trust Fund and that the remainder be paid into the General Revenue Fund; amending s. 565.12(1)(a), Florida Statutes; increasing the excise tax on such alcoholic beverages; providing an effective date.

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

By Senator Johnston—

SB 1395—A bill to be entitled An act relating to motor vehicle license plates; adding a new subsection (9) to s. 320.0805, Florida Statutes, providing that certain license plates issued to members of the United States Congress or members of the State Legislature shall be issued as personalized prestige license plates at the same fee as personalized prestige license plates; repealing s. 320.72(5) and (6), Florida Statutes, relating to specially selected license plate numbers issued to members of the United States Congress or members of the State Legislature; providing an effective date.

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

By Senator Johnston—

SB 1396—A bill to be entitled An act relating to sexual battery; amending s. 794.011(2), Florida Statutes, reducing the penalty from a capital felony to a life felony for the commission by an adult of sexual battery upon a person 11 years of age or younger or for injury by an adult of the sexual organs of such person in attempt to commit sexual battery; providing an effective date.

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

By Senator Graham—

SB 1397—A bill to be entitled An act relating to medical assistance for the needy; amending s. 409.266, Florida Statutes; conforming the statute to the reorganization of the Department of Health and Rehabilitative Services; authorizing the depart-

ment to contract with certified health maintenance organizations for provision of medical services; 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 Jon Thomas—

SB 1398—A bill to be entitled An act relating to educational funding; amending s. 236.083, Florida Statutes, providing a formula for determining the allocation to school districts for the transportation of physically or mentally handicapped students who require special transportation equipment or personnel; providing that the allocation for the transportation of certain students in passenger cars shall be at the same rate as paid state employees for official travel and shall be computed on the basis of two round trips for each day; providing an effective date.

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

By Senator Gordon (by request)—

SB 1399—A bill to be entitled An act relating to the excise tax on documents; amending s. 201.01, Florida Statutes; providing that the tax is applicable to documents recorded in the state; deleting language with respect to notations on certain mortgages of the amount of tax paid; requiring notation on certain notes and certificates of tax paid on mortgages and deeds of trust; amending s. 201.08(1), Florida Statutes; providing for application of the tax with respect to certain mortgages, trust deeds, security agreements, or other evidences of indebtedness; creating s. 201.205, Florida Statutes; providing that certain documents upon which the tax has not been paid are unenforceable; providing an effective date.

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

By the Committee on Judiciary-Civil—

SB 1400—A bill to be entitled An act relating to additional compensation for retired justices or judges assigned to active judicial service; amending s. 25.073, Florida Statutes; adding retired judges of county courts; designating a daily rate of compensation to be paid; providing an effective date.

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

**REQUESTS FOR EXTENSION OF TIME**

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

- |                              |                         |
|------------------------------|-------------------------|
| SB 609 by Senator Jon Thomas | SB 805 by Senator Lewis |
| SB 614 by Senator Jon Thomas | SB 806 by Senator Lewis |
| SB 796 by Senator Lewis      | SB 808 by Senator Lewis |
| SB 802 by Senator Lewis      | SB 810 by Senator Lewis |
|                              | SB 817 by Senator Lewis |
|                              | SB 818 by Senator Lewis |

The Committee on Corrections, Probation and Parole requests an extension of 15 days for the consideration of the following:

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|--------------------------------------|-------------------------------|
| SB 864 by Senator Glisson and others | SB 879 by Senator Scarborough |
| SB 866 by Senator Scarborough        |                               |

The Committee on Natural Resources and Conservation requests an extension of 15 days for the consideration of the following:

- |                                     |                              |
|-------------------------------------|------------------------------|
| SB 908 by Senator Graham and others | SB 936 by Senator Jon Thomas |
| SB 914 by Senator Plante            |                              |

**BILLS REFERRED TO SUBCOMMITTEE**

The following have been referred to the Transportation select subcommittee on Motor Vehicle Inspection composed of Senators Pat Thomas, chairman; Bill Gorman, Ralph Poston, and Dan Scarborough, which will report to the full committee within 10 days.

- |                          |                          |
|--------------------------|--------------------------|
| SB 288 by Senator Graham | SB 697 by Senator Graham |
| SB 562 by Senator Renick |                          |

The Senate adjourned at 8:45 a.m. to convene at 8:30 a.m. May 4, 1977 for the purpose of introduction and reference of resolutions, memorials, bills and joint resolutions and thereafter to reconvene at 9:00 a.m.