



# Journal of the Senate

Number 37

Tuesday, May 31, 1977

The Senate was called to order by Senator Vogt 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.

## 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 542	HB 1608	HB 1481
HB 1490	HB 1645	HB 1351
HB 1607	HB 1479	HB 1527
HB 865	HB 1512	HB 1743
HB 1671	HB 1488	

—and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representative Burall and others—

**HB 542**—A bill to be entitled An act relating to Charlotte County; amending section 1 of chapter 76-343, Laws of Florida, prohibiting any person from using more than one trawl net, regardless of size, for the taking of shrimp in certain Charlotte County waters; providing a penalty; 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 Representative Nuckolls and others—

**HB 1608**—A bill to be entitled An act relating to Lee County; authorizing the Board of County Commissioners to appoint agents to be designated as animal control enforcement officers; authorizing those agents designated as animal control enforcement officers limited power to issue citations for violations of Lee County Ordinance 76-8 and amendments thereto; 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 Representative Considine and others—

**HB 1488**—A bill to be entitled An act relating to East Shore Drainage District, Palm Beach County; amending section 8(b) and (d), of chapter 20694, Laws of Florida, 1941, as amended, relating to the amount of Maintenance Taxes authorized; providing for compensation for the members of the Board of Directors; authorizing the pooling and sharing of expenses with other like districts; 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 Representative James and others—

**HB 1490**—A bill to be entitled An act relating to the Lake Worth Downtown Development Authority, Palm Beach County; amending section 8 of chapter 72-592, Laws of Florida, the

“Lake Worth Downtown Development Authority Act,” increasing the tax rate from 1 mill on each dollar of tax base to 3 mills on each dollar of tax base to commence the fiscal year beginning October 1, 1977, following approval by referendum; providing that a lower millage rate may be set by the Downtown Development Authority, and thereafter increased by said Authority in compliance with applicable law; providing for a referendum; setting forth the ballot and means to determine the eligible voters; 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 Representative Williams—

**HB 1645**—A bill to be entitled An act relating to Clay County Hospital Authority, amending sections 2, 3, and 4 of chapter 30280, Laws of Florida, 1955, providing for an increase in the maximum number of beds allowed; providing for the elimination of the prohibition against members of the medical profession serving on the board of directors; authorizing the board of directors to acquire real or personal property and borrow money to operate the hospital and related facilities; 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 Representative T. Lewis and others—

**HB 1481**—A bill to be entitled An act relating to Pahokee Drainage District authorizing the issuance of bonds; providing the purposes for which the proceeds of the bonds may be used; providing for a restoration tax to be used for payment of interest and principal of the bonds; providing for compensation to be paid to the Board of Supervisors; amending section 6 of chapter 13715, Laws of Florida, 1929, as amended, changing the name of the District to Pahokee Water Control District; increasing the amount of Maintenance Taxes authorized; determining the benefits of the Restoration Tax and the Maintenance Tax; providing severability; 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 Representative Nuckolls and others—

**HB 1607**—A bill to be entitled An act relating to the North Fort Myers Fire Control District, Lee County, Florida; adding new paragraphs to section 3 of chapter 30925, Laws of Florida, 1955, providing for power to borrow money to a certain limitation, to issue revenue anticipation certificates, and to pledge such liens and certificate revenue to pay the certificates; exempting the board from liability for repayment of loans; 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 Representative R. Moore and others—

**HB 1479**—A bill to be entitled An act relating to Palm Beach County; reenacting The Palm Beach County Environmental Control Act for purposes of consolidation and further

amendment; providing short title; providing for Declaration of Intent; providing definitions; providing for an Environmental Control Board; providing organization, duties, and powers; providing for Environmental Control Officer appointment, duties, and powers; providing exemptions; providing for hearing board organization, duties, and powers; providing for appeals from actions or decisions of Environmental Control Officer; providing procedure; providing for judicial review; providing for civil enforcement; providing for enforcement of hearing board orders and injunctive relief; providing criminal penalties; providing civil penalties; providing for civil fines to be liens; providing for refusal to obey subpoenas; providing for construction in relation to other law; providing for no change in powers of Health Department; repealing chapters 70-862, 74-563, 75-466, and 76-458, Laws of Florida; providing severability; 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 Representative Hawkins—

**HB 1351**—A bill to be entitled An act relating to the Pelican Bay Improvement District, Collier County; amending subsections (1) and (8) of section 2, chapter 74-462, Laws of Florida relating to definitions; adding subsection (8) to section 3, chapter 74-462, Laws of Florida, creating an advisory committee; adding subsections (21), (22), (23), (24), and (25) to section 5, chapter 74-462, Laws of Florida, allowing additional powers; 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 Representatives Morgan and Tucker—

**HB 865**—A bill to be entitled An act relating to the municipal hospital board of the City of Tallahassee; amending sections 1-5 of chapter 65-2299, Laws of Florida, which provide for the appointment to and membership of said board, and prescribe the powers and duties of said board and the qualification of members thereof; 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 Representative Patchett—

**HB 1527**—A bill to be entitled An act relating to Indian River County; providing definitions; prohibiting persons from taking or attempting to take fish, except with hook and line, pole and line, rod and reel, or cast net thrown by hand, in all waters of the Indian River in Indian River County, Florida, within 100 yards of any bridge which traverses the Indian River or the Sebastian Inlet, or within 100 feet of any canal or other artificial waterway in the county; prohibiting any person from throwing or attempting to throw a cast net from any bridge which traverses the Indian River, with the exception of the Sebastian Inlet bridge; providing for enforcement; repealing chapter 21304, Laws of Florida, 1941, and chapter 67-1511, Laws of Florida, relating to fishing on or around bridges in Indian River 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 Representative McDonald and others—

**HB 1671**—A bill to be entitled An act creating the Pinellas Sports Authority for the planning, developing and maintaining of a comprehensive complex of sports and recreational facilities; providing for the method and manner of the appointment of and terms of its membership; providing for its powers, functions, privileges, duties and responsibilities; providing for the issuance by the authority of revenue bonds and refunding bonds to carry out the purposes of this act and for the rights and remedies of bondholders; providing for sources of revenues; authorizing municipalities and the Board of County Com-

missioners of Pinellas County to appropriate funds to the authority; authorizing the leasing or conveying of real or personal property to the authority by the City of St. Petersburg or Pinellas County; providing for receipt of competitive bids; providing for employees of the authority to be subject to the provisions of civil service; 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 Representative Danson and others—

**HB 1512**—A bill to be entitled An Act relating to the South Venice Special Tax Road District, Sarasota County; amending sections 3, 4, 5, 7, 9 and 12 of Chapter 57-1839, Laws of Florida, as amended, relating to the date of electing, the term of office, and the budget and taxing powers of the trustees; removing the requirement of an election to determine the special tax, and the provision that the supervisor may be a trustee; providing for a referendum.

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 Representative Bell and others—

**HB 1743**—A bill to be entitled An act relating to Volusia County; amending chapter 11272, Laws of Florida, 1925, as amended, renaming the Halifax Hospital District as the "Halifax Hospital Medical Center"; amending section 7 of chapter 11272, Laws of Florida, as amended, removing the limitation upon the interest rate on notes of the district and upon the total dollar amount which the district can borrow upon such notes; restricting the amount of such indebtedness to the amount of the district's current annual tax revenues; amending section 8(2) of chapter 11272, Laws of Florida, 1925, as amended, removing the limitation upon the rate of interest which bonds of the district may bear; amending sections 1 and 2 of chapter 59-1953, Laws of Florida, as amended, providing that the administrator and chief fiscal officer of the hospital center, rather than the board of commissioners of the district, the chairman thereof, and the administrator, are authorized to sign checks and warrants of the district; 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.

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has passed HB 1394 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representative Hawkins—

**HB 1394**—A bill to be entitled An act relating to Collier County; providing for the creation and establishment of a fire control and rescue district composed of certain described territory located in said county to be known as the Big Corkscrew Island Fire Control and Rescue District; providing for the creation and election of a district board; defining its duties, powers, and authority; providing for the raising of funds within said district by taxation on all property therein and the methods of levying, collecting, and disbursing said funds; providing for a referendum.

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.

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has adopted HCR 2367 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representatives Culbreath and Steinberg—

**HCR 2367**—A concurrent resolution creating a joint House and Senate interim study committee to investigate the various effects of legalized casino gambling in Florida.

—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 1261 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representatives Neal and Haben—

**HB 1261**—A bill to be entitled An act relating to Manatee County; amending section 5 of chapter 75-434, Laws of Florida, as amended by chapter 76-421, Laws of Florida; providing that the local government study commission of Manatee County shall file the plan or plans on or before December 1, 1977, extending the terms of membership on such commission through such date; 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.

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has adopted HCR 2229 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representative Morgan and others—

**HCR 2229**—A concurrent resolution proposing the purchase of The Grove, located in Leon County, Florida, by the Division of Recreation and Parks of the Department of Natural Resources.

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

*The Honorable Lew Brantley, President*

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

**HB 1717**                      **HB 1279**                      **HB 1609**

—and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representative Ward and others—

**HB 1717**—A bill to be entitled An act relating to Okaloosa County, Ocean City-Wright Fire Control District; amending subsection (1) of section 9 of chapter 73-565, Laws of Florida, as amended, providing that the board of commissioners shall set the rate of assessment in accordance with the general laws of the State of Florida; 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 Representatives Cassens and Patchett—

**HB 1279**—A bill to be entitled An act relating to the St. Lucie County-Fort Pierce Fire District, amending Section 15 of chapter 59-1806, Laws of Florida, as amended; authorizing the board of commissioners of the fire district to acquire necessary emergency equipment and employ personnel for the opera-

tion of emergency ambulance service within the district; 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 Representative Nuckolls and others—

**HB 1609**—A bill to be entitled An act relating to the Iona-McGregor Fire Protection and Rescue Service District, Lee County; amending section 11(4) and (5), and adding a new section 19, to chapter 75-421, Laws of Florida, changing the fiscal year and time for filing annual reports, and granting the power of eminent domain to be exercised within 5 (five) years of the passage of this act solely for the purpose of obtaining property described herein for construction of a fire station; 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.

*The Honorable Lew Brantley, President*

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

HB 1447	HB 1448	HB 1449
HB 1450	HB 1451	HB 1452
HB 1453	HB 1474	HB 1478
HB 1485	HB 1486	HB 1487
HB 1491	HB 1496	HB 1505
HB 1593	HB 1489	

—and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representative Forbes and others—

**HB 1447**—A bill to be entitled An act relating to the City of Jacksonville; amending certain sections of, and adding certain sections to, chapter 67-1320, Laws of Florida, as amended; revising the charter of the City of Jacksonville to provide for filling vacancies that occur in the offices of members of the council, mayor, sheriff, supervisor of elections, property appraiser, and tax collector; providing for special elections to fill vacancies occurring more than 2 years prior to the next general consolidated government elections and for interim appointments or successors in such cases; providing for permanent succession to fill vacancies occurring less than 2 years prior to the next general consolidated government elections; providing for temporary succession to the office of mayor if the incumbent is suspended in the exercise of his office; 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 Representative Forbes and others—

**HB 1448**—A bill to be entitled An act relating to the collection of certain revenues of the City of Jacksonville and the Jacksonville Electric Authority; amending section 11.01 of article 11 of chapter 67-1320, Laws of Florida, as amended, section 7(6) of chapter 67-1569, Laws of Florida, to provide for the collectors and manner of collection of certain revenues of the city and the authority; 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 Representative Forbes and others—

**HB 1449**—A bill to be entitled An act relating to the Duval County Hospital Authority, Duval County; amending sections 3, 7(d) and (j), and 16(c) of chapter 63-1305, Laws of Florida, as amended; providing for the removal of board members; extending financial disclosure and conflict of interest provisions; providing that any lease of real property by the Authority

shall be of public record; restricting the ability of the Authority to sell land; providing that the Authority shall use the legal services of the City of Jacksonville; 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 Representative Forbes and others—

**HB 1450**—A bill to be entitled An act relating to the Jacksonville Area Planning Board; amending sections 2, 3(b), and 4 of chapter 61-2329, Laws of Florida, as amended; providing for the removal of board members; extending financial disclosure and conflict of interest provisions; providing that the board shall use the legal services of the City of Jacksonville; providing that any lease of real property by the board shall be of public record; restricting the ability of the board to sell land; amending certain bidding procedures; 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 Representative Forbes and others—

**HB 1451**—A bill to be entitled An act relating to the Jacksonville Electric Authority, City of Jacksonville; amending chapter 67-1569, Laws of Florida, as amended; providing for the removal of board members; extending financial disclosure and conflict of interest provisions; providing that any lease of real property by the authority shall be of public record; restricting the ability of the authority to sell land; providing that the authority shall use the legal services of the City of Jacksonville; amending certain bidding procedures; 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 Representative Grosse and others—

**HB 1452**—A bill to be entitled An act relating to Duval County; adding section 14.14 to article 14 of chapter 67-1320, Laws of Florida, as amended, authorizing the Duval County School Board to enter into agreements for group life, accidental death and dismemberment, and hospital, medical and surgical insurance for members and employees of said board and their families; authorizing payment by said board for all or part of the premiums therefor; authorizing deductions from salaries of such employees for the balance of such costs; 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 Representative Smith and others—

**HB 1453**—A bill to be entitled An act relating to the City of Jacksonville; amending chapter 67-1320, Laws of Florida, as amended, being the charter of the consolidated City of Jacksonville, to remove the duty of administering the jails and prison farms from the sheriff and place the same in the general government; amending section 3.02 of chapter 67-1320, Laws of Florida, as amended, by adding paragraph 36 to empower the consolidated government to create, administer and maintain jails, prison farms, and other correctional facilities and to execute and fulfill the powers, duties, and obligations of the sheriff with respect thereto; amending section 8.01 of chapter 67-1320, Laws of Florida, by removing therefrom the duty of the sheriff to administer the prison farms and jails; 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 Representatives Richmond and Culbreath—

**HB 1474**—A bill to be entitled An act relating to Pasco County; authorizing certain County Officers of Pasco County or persons formerly holding any such office, who have had in their possession or control for one year or more unclaimed funds belonging to unknown persons or to persons whose addresses are unknown after diligent search, to pay the same to the Board of County Commissioners of Pasco County; providing for notice to be given to persons claiming any interest in said funds and the manner of establishing their claim to said funds; providing for the forfeiture of such funds after ninety days without claim; providing for application therefor within five years after publication of said notice; releasing such County Officer or former officer from further responsibility therewith; providing for this act to be cumulative; 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 Representative R. Moore and others—

**HB 1478**—A bill to be entitled An act relating to Palm Beach County; amending chapter 31120, Laws of Florida, 1955, relating to the construction by the Board of County Commissioners of Palm Beach County of improvements on streets, highways, boulevards, avenues, lanes and alleys within subdivisions when said streets, highways, boulevards, avenues, lanes and alleys have been accepted as County roads including any and all improvements incidental to road purposes under certain terms and conditions; amending sections 6, 7, and 8 of chapter 31120, Laws of Florida, 1955, for the purpose of providing for the recordation of Certificates of Indebtedness in order to impart notice of the special assessments levied under the provisions of chapter 31120; 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 Representative R. Moore and others—

**HB 1485**—A bill to be entitled An act relating to the West Palm Beach Downtown Development Authority, Palm Beach County; amending section 3 of chapter 67-2170, Laws of Florida, increasing and expanding the Downtown area description and extending the annual 1 mill tax levy to the entire area within the district of the Downtown Development Authority, including the newly annexed area; providing for a referendum election; providing an effective date.

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

By Representative R. Moore and others—

**HB 1486**—A bill to be entitled An act relating to child care in Palm Beach County; amending chapter 59-1698, Laws of Florida; providing for deletion of nursery schools and kindergartens; providing for the Board of County Commissioners to issue permits; providing for minimum standards; providing for the creation of a County Child Care Advisory Council; providing for civil enforcement; providing for criminal penalty; providing for severability; 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 Representative Considine and others—

**HB 1487**—A bill to be entitled An act relating to Palm Beach County; amending Section 17, West Palm Beach Firemen Pension Fund, subsection (3)(b) Percentage of Salaries, subsection (5)(b) New Participants and subsection (7)(c)1 Death After Retirement-Widow's Benefits, of chapter 24981, Laws of Florida, 1947 as amended by chapter 26308, Laws of Florida, 1949; as amended to chapter 27978, Laws of Florida, 1951; said section being renumbered as section 17; as amended by chapter 31368, Laws of Florida, 1955; as amended by chapter 59-1981, Laws of Florida, as amended by chapter 61-2993, Laws of

Florida, as amended by chapter 65-2382, Laws of Florida, as amended by chapter 67-2173, Laws of Florida, as amended by chapter 69-1430, Laws of Florida, as amended by chapter 73-656, Laws of Florida, repealing all laws in conflict herewith; 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 Representative Taylor and others—

**HB 1491**—A bill to be entitled An act relating to Palm Beach County; amending section 1 of chapter 74-565, Laws of Florida, as amended, adopting the Standard Building Code, 1976 Edition, the Standard Gas Code, 1976 Edition, the Standard Plumbing Code, 1975 Edition with the 1976 Revisions, the National Electric Code, 1975 Edition, and the Standard Mechanical Code, 1976 Edition; 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 Representative Hawkins and others—

**HB 1496**—A bill to be entitled An act relating to the City of LaBelle, Hendry County; amending the territorial limits of said city to exclude that portion of Government Lots 1 and 2 of Section 4, Township 43 South, Range 29 East, lying North of the Caloosahatchee River Canal; providing for the assessment of taxes for retirement of any outstanding bonded indebtedness; 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 Representative Forbes and others—

**HB 1505**—A bill to be entitled An act relating to the City of Jacksonville; amending section 6.02 of Chapter 67-1320, Laws of Florida, being the charter of the City of Jacksonville, to provide that the council may not reduce the salary of the mayor during a term unless adopted or approved by the council at least ninety days prior to the consolidated government primary election immediately preceding such term; providing a restriction on any increase in the salary of the mayor; 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 Representative Forbes and others—

**HB 1593**—A bill to be entitled An act relating to the Duval County Beaches Public Hospital Board; amending sections 1, 9, and 14 of chapter 25807, Laws of Florida, 1949, as amended, and adding section 19 thereto; providing for the removal of board members; extending financial disclosure and conflict of interest provisions; providing that any lease of real property by the hospital board shall be of public record; restricting the ability of the hospital board to sell land; providing that the hospital board shall use the legal services of the City of Jacksonville; amending certain bidding procedures; 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 Representative James and others—

**HB 1489**—A bill to be entitled An act relating to South Shore Drainage District created by Chapter 17259, Laws of Florida, 1935; repealing all parts of Chapter 25287, Laws of Florida, 1949 and Chapter 26737, Laws of Florida, 1951; amending Section 8 of Chapter 17259, Laws of Florida, 1935; amending

Section 19, Chapter 17259, Laws of Florida, 1935; 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.

*The Honorable Lew Brantley, President*

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

HB 866	HB 1134	HB 1278
HB 950	HB 1325	HB 1326
HB 1307	HB 1342	HB 1343
HB 1327	HB 1350	HB 1353
HB 1344	HB 1392	HB 1393
HB 1359	HB 1444	HB 1446
HB 880	HB 881	

—and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representatives Morgan and Tucker—

**HB 866**—A bill to be entitled An act relating to Leon County; repealing chapter 67-1638, Laws of Florida, relating to purchase of supplies and materials by the school board; 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 Representative Sheldon and others—

**HB 880**—A bill to be entitled An act relating to the City of Tampa, Hillsborough County; amending section 23 of chapter 73-643, Laws of Florida, as amended, deleting provisions which prohibit elected city officials from using their offices to publicly support, endorse, or oppose partisan candidates for county or state office; 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 Representative Davis and others—

**HB 881**—A bill to be entitled An act relating to the City of Tampa, Hillsborough County; amending section 8.07 of the Revised Charter of the City of Tampa of 1975 to prescribe standards of conduct for officers and employees of the city; 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 Representative Moffit and others—

**HB 950**—A bill to be entitled An act relating to the Tampa Sports Authority; amending section 2 of chapter 65-2307, Laws of Florida, as amended, reducing the membership of the Tampa Sports Authority from 15 to 11 members after existing members serve their present terms; providing for appointment and terms of new members and matters relative thereto; 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 Representative Thompson—

**HB 1134**—A bill to be entitled An act relating to Franklin County; providing for the acquisition, construction, erection, building, enlarging, and improving of school buildings, and the furnishing and equipping of school buildings of the District School Board of Franklin County; authorizing the issuance of certificates of indebtedness payable from the portion of race-

track funds and jai alai fronton funds accruing annually to Franklin County, and allocated to such board, to pay the cost of such projects; providing an effective date.

Proof of publication of the required notice was attached.

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

By Representatives Cassens and Patchett—

**HB 1278**—A bill to be entitled An act relating to the City of Fort Pierce and St. Lucie County; repealing chapter 21238, Laws of Florida, 1941, as amended, which allows said city and county to operate a recreation program; providing for the transfer of all property and funds of the Fort Pierce and St. Lucie County Recreation Board; 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 Representatives Hutto and Rish—

**HB 1307**—A bill to be entitled An act relating to the City of Bayview, Bay County; repealing chapter 28900, Laws of Florida, 1953, relating to the creation and charter of the City of Bayview; providing an effective date.

Proclamation of Inactivity, as described in Section 165.052, Florida Statutes, attached.

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

By Representative Ryals and others—

**HB 1325**—A bill to be entitled An act relating to the regulation of expenditure of funds of the Tampa Port Authority; amending section 30 of chapter 23338, Laws of Florida, 1945, as amended, to add new language concerning the expenditure of budgeted funds and to delete the \$5,000.00 limitation on the contingency fund for promotion; 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 Representative Blackburn and others—

**HB 1326**—A bill to be entitled An act relating to the Hillsborough County Civil Service Board; amending section 8 of chapter 69-1121, Laws of Florida, relating to benefits of employment; providing for retention of benefits due to transference to a permanent classified position; 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 Representative Moffitt and others—

**HB 1327**—A bill to be entitled An act relating to Hillsborough County and the Tampa Sports Authority; amending section 8 of chapter 65-2307, Laws of Florida, as amended by chapters 69-1656 and 74-615, Laws of Florida, providing for the appropriation by the City of Tampa and Hillsborough County of certain funds to the Tampa Sports Authority annually; repealing chapter 69-1656, section 2 of chapter 73-633, chapter 74-614, and section 4 of chapter 74-615, Laws of Florida, relating to present revenue sources of the Tampa Sports Authority and taxation of leasehold interest in property owned by the Tampa Sports Authority; 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 Representative Jones and others—

**HB 1342**—A bill to be entitled An act relating to the City of Lakeland, Polk County; providing definitions; providing

a statement of policy; providing a method for defining the downtown area; creating a board to be known as the Lakeland Downtown Development Authority; providing for composition of the board; providing for appointment, term of office, compensation, bonding, and liability of the members of the board; providing for filling vacancies in office; providing for bylaws and internal governance of the board; prescribing the functions and powers of the board; providing for the county to levy an ad valorem tax of not more than 2 mills; providing for records and fiscal management; providing for the issuance of revenue certificates; providing for succession by the city if the board ceases to exist or operate; providing for a referendum; prescribing the scope of this act; providing for liberal interpretation; 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 Representative Ready and others—

**HB 1343**—A bill to be entitled An act relating to the City of Lakeland, Florida, amending the 1963 Pension Plan for employees of the City of Lakeland; to increase the contribution required of employees and of the City from 6% to 7% of earnings; to permit contribution beyond age 65; to provide for increased benefits; and to provide for survivor benefits for certain employees with vested rights; and providing an effective date.

Proof of publication of the required notice was attached.

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

By Representative Crawford and others—

**HB 1344**—A bill to be entitled An act amending the Amended Charter of the City of Lakeland, 1976, Division II, Sections 2 and 3, to restate the terms of members of the Civil Service Board; 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 Representative Hawkins and others—

**HB 1350**—A bill to be entitled An act relating to Clewiston Drainage District, Hendry County; authorizing the levy of a Restoration Tax for specified purposes for the years 1977-1981, both inclusive; 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 Representative Hawkins and others—

**HB 1353**—A bill to be entitled An act relating to Disston Island Conservancy District, a drainage district in Hendry and Glades Counties, Florida, as created by chapter 9977, Laws of Florida, 1923, as amended; granting additional powers to said district; 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 Representative Hawkins and others—

**HB 1359**—A bill to be entitled An act relating to Spring Lake Improvement District in Highlands County, Florida; amending Section 2, Chapter 71-669, Laws of Florida, to include certain lands within the boundaries of the district; amending Section 9 thereof by adding a subsection (25) providing for streetlights; 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 Representative Hawkins—

**HB 1392**—A bill to be entitled An act relating to the North Naples Fire Control District, Collier County; amending section 4 of chapter 61-2032, Laws of Florida, as amended, authorizing the district to provide rescue services and to provide all authorized services outside the county in cooperation with another governmental entity; 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 Representative Hawkins—

**HB 1393**—A bill to be entitled An act relating to the East Naples Fire Control District, Collier County; amending section 4 of chapter 61-2034, Laws of Florida, authorizing the district to provide rescue services and to provide all authorized services outside the county in cooperation with another governmental entity; 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 Representative Forbes and others—

**HB 1444**—A bill to be entitled An act relating to the Consolidated City of Jacksonville, Duval County; granting continuous service credit to Richard Russell Cox from the date of his enrollment into the 1945 County Employees Pension Fund as established by chapter 23259, Laws of Florida, 1945, for the purpose of establishing a continuous enrollment in said pension fund from his initial date of enrollment; 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 Personnel, Retirement and Collective Bargaining.

By Representative Forbes and others—

**HB 1446**—A bill to be entitled An act relating to the City of Jacksonville, Duval County; amending section 3.02 of Article 3 of chapter 67-1920, Laws of Florida, as amended, being the charter of the City of Jacksonville, by adding an additional specific power of the consolidated government to assure and enforce equal employment opportunity and to require affirmative action in connection therewith by the consolidated government, including its independent agencies; 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.

*The Honorable Lew Brantley, President*

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

HB 1635	HB 1672	HB 1673
HB 1674	HB 1675	HB 1677
HB 1678	HB 1680	HB 1681
HB 1682	HB 1683	HB 1684
HB 1702	HB 1744	HB 1761
HB 1784	HB 2037	HB 1358
HB 1539	HB 1733	HB 1736
HB 1738	HB 1739	HB 1741
HB 1324	CS for HB 1352	CS for HB 1540
CS for HB 1417	HB 1483	

—and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representative Forbes and others—

**HB 1635**—A bill to be entitled An act relating to the City of Jacksonville, Jacksonville Electric Authority; amending section 5 of chapter 74-516, Laws of Florida, as amended, extending the expiration date of amendments to chapter 67-1569, Laws of Florida, from 1977 to 1979; amending section 3 of

chapter 75-407, Laws of Florida, as amended, extending the termination of amendments to chapter 67-1569, Laws of Florida, from 1977 to 1979; amending subsection (2) of section 10 of chapter 67-1569, Laws of Florida, as amended, removing bidding provision exemption for the purchase of products and services necessary for nuclear-powered generation facilities; 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 Representative Easley and others—

**HB 1672**—A bill to be entitled An act relating to The Pinellas County Museum, Aquarium, Marine and Botanical Garden Authority; repealing chapter 20076, Laws of Florida, 1939, which created such authority as an agency of the state; 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 Representative Kiser and others—

**HB 1673**—A bill to be entitled An act relating to special laws relating to Pinellas County and the municipalities therein; creating the "Pinellas Sundown Act"; expressing legislative intent; repealing the following obsolete special laws: chapter 61-2680, Laws of Florida, relating to the Pinellas County Judiciary Council; chapter 29417, Laws of Florida, 1953, relating to the Traffic and Rate Bureau; chapter 71-869, Laws of Florida, relating to the Clearwater Beach Bridge Authority; chapter 70-891, Laws of Florida, relating to the Pinellas County Sewer System Authority; chapters 74-577 and 76-472, Laws of Florida, relating to the 911 emergency telephone number system; chapter 70-892, Laws of Florida, relating to submission of proposed local population legislation for the 1971 session; and chapter 71-875, Laws of Florida, relating to professional negotiation rights of teachers in Pinellas County public schools; repealing the following special laws and converting them into ordinances of the county or municipality to which such laws are applicable: chapter 57-1727, Laws of Florida, relating to regulation of trades; chapter 69-1493, Laws of Florida, relating to the board of adjustment for zoning regulations; chapter 72-659, Laws of Florida, relating to community redevelopment projects; chapter 74-604, Laws of Florida, relating to the St. Petersburg Arts Commission; chapter 74-603, Laws of Florida, relating to the St. Petersburg Downtown Improvement Authority; and chapters 70-635 and 75-358, Laws of Florida, relating to the Clearwater Downtown Development Board; requiring the board of county commissioners to review specified special laws and the agencies created thereunder, after June 30, 1977, and before January 1, 1978, to determine if there is a public need for services provided under said special laws and if that need is being adequately met; providing review criteria; providing for a report of findings and recommendations to the Pinellas County legislative delegation no later than February 1, 1978; providing severability; 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 Representative Kiser and others—

**HB 1674**—A bill to be entitled An act relating to Pinellas County; authorizing the Pinellas County Housing Authority to administer and operate the Section 8 Housing Assistance Payments Program as set forth in the 1974 United States Housing and Community Development Act within the corporate limits of certain municipalities in Pinellas County; the provisions of s. 421.27(3) Florida Statutes, notwithstanding; providing for adoption of a resolution and cooperation agreement between the cities and the Authority prior to such administration and operation; 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 Representative Kiser and others—

**HB 1744**—A bill to be entitled An act relating to Pinellas County; authorizing the School Board to establish and fund a program of meritorious service awards to employees whose proposed procedures and ideas are adopted and will result in reducing the School Board's expenditures or improving the School Board's operations; providing limitations therein; 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 Representative Forbes and others—

**HB 1761**—A bill to be entitled An act relating to the City of Jacksonville; amending section 19.02 of chapter 67-1320, Laws of Florida, as amended; increasing the monthly salary of members of the Civil Service Board; 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 Representative Mixson—

**HB 1784**—A bill to be entitled An act relating to the Town of Campbellton, Jackson County; amending section 2 of chapter 10436, Laws of Florida, 1925, as amended, redefining the town boundaries; repealing chapter 24422, Laws of Florida, 1947, abolishing a reorganization of the town; 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 Representative Forbes and others—

**HB 2037**—A bill to be entitled An act relating to the Jacksonville Port Authority; amending sections 1(b) and (d), 3(6), 4(a), and 15(a) of chapter 63-1447, Laws of Florida, as amended, and adding a subsection to section 1 of said chapter; providing for the removal of board members; providing that the authority shall use the legal services of the City of Jacksonville; extending financial disclosure and conflict of interest provisions; providing that any lease of real property by the authority shall be of public record; restricting the ability of the authority to sell land; providing a further budget limitation; amending certain bidding procedures; 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 Representative Hawkins and others—

**HB 1358**—A bill to be entitled An act relating to the Sugarland Drainage District, Hendry and Glades Counties and to Flaghole Drainage District dividing Sugarland Drainage District into zones; authorizing the levy of maintenance taxes; authorizing a levy of a maintenance indebtedness tax; determining taxes on parcels less than one acre; determining benefits; transferring certain lands from the boundaries of Sugarland Drainage District to the boundaries of Flaghole Drainage District created under chapter 28540, Laws of Florida, 1953, as amended; authorizing the Board of Sugarland Drainage District to provide for special maintenance areas; defining the borrowing power of the Board of Sugarland Drainage District; authorizing that the Board of Sugarland Drainage District may enter into arrangements with other like districts for a pro-rata share of district office and administration costs; repealing chapter 75-382, Laws of Florida, relating to the Sugarland Drainage District maintenance tax, to conform with this act; 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 Representative Healey and others—

**HB 1539**—A bill to be entitled An act relating to Palm Beach County; amending chapter 75-469, Laws of Florida, pertaining to the East Beach Water Control District; providing a presumption that when any canal, drainage ditch, water management facility, pumping stations or maintenance right-of-way has been constructed, maintained or repaired continuously or uninterruptedly for 4 years by the district, such right-of-way shall be deemed to be dedicated to the public to the extent to which it has been so actually maintained, repaired, or used for the prescribed period; establishing prima facie evidence of ownership in the district of such right-of-way dedication; providing for the vesting of all such right, title, easement and appurtenances in the district; 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 Representative Kiser and others—

**HB 1733**—A bill to be entitled An act relating to the "Ozona-Palm Harbor-Crystal Beach Special Fire Control District;" Pinellas County, amending Section 1 of chapter 61-2661, Laws of Florida, 1961, to redefine the boundaries of said District; and amending Section 5 of chapter 61-2661, Laws of Florida, 1961, to increase the maximum special assessments authorized to be levied; and to provide for a referendum.

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

By Representatives Hutto and Rish—

**HB 1736**—A bill to be entitled An act relating to Bay County; repealing chapter 63-1113, Laws of Florida, eliminating the misdemeanor penalty for hiring or offering for hire any powered vessel of over 100 horsepower for the purpose of fishing until such vessel has been certified by the sheriff of the county as safe; eliminating the power of the board of county commissioners to make regulations with respect to such certificates and to set fees therefor; 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 Representative Forbes and others—

**HB 1738**—A bill to be entitled An act relating to Duval County; amending section 3 of chapter 65-1462, Laws of Florida, as it applies to chapter 23259, Laws of Florida, 1945, which provided for Pensions for Employees of the County of Duval so as to authorize members of said fund prior to April 1, 1965, to receive broken service pension credit in said fund for periods of employment with Duval County of the City of Jacksonville subsequent to April 1, 1965, under certain conditions; ratifying and confirming all periods of broken service granted or authorized since April 1, 1965; permitting former employees of Duval County to obtain certain early retirement benefits; 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 Representative Forbes and others—

**HB 1739**—A bill to be entitled An act relating to the City of Jacksonville; amending Articles 5, 6, and 14 of chapter 67-1320, Laws of Florida, as amended; defining councilmen and the mayor of the City of Jacksonville and the superintendent of schools as elected constitutional officers for purposes of section 8 of Article II of the State Constitution; 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 Representatives Thompson and Hodges—

**HB 1741**—A bill to be entitled An act relating to the City of Perry, Taylor County; renaming a street within the city as the "Byron Butler Parkway"; authorizing the placement of signs, plaques, monuments, or statues; 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 Representative Davis and others—

**HB 1324**—A bill to be entitled An act relating to Hillsborough County, and particularly to the Hillsborough County board of consumer affairs and appeals; amending section 2 of chapter 75-394, Laws of Florida, to clarify legislative intent; adding subsection (2) to section 5 of chapter 75-394, Laws of Florida, providing for the declaration of unfair, deceptive or unconscionable trade practices as unlawful; adding subsection (3) to section 5 of chapter 75-394, Laws of Florida, providing for the legislative intent that due consideration and great weight be given to interpretations of the Federal Trade Commission and the federal courts of the Federal Trade Commission Act; amending section 6(5)(a) of chapter 75-394, Laws of Florida, and adding section 6(5)(e) to said chapter to further define the definition of a deceptive trade practice; amending section 6(5)(c) of chapter 75-394, Laws of Florida, to clarify the definition of harassment; amending section 7 of chapter 75-394, Laws of Florida, by placing the Hillsborough County board of consumer affairs and appeals under the administrative direction of the county administrator subject to the supervision of the board of county commissioners; amending section 9 of chapter 75-394, Laws of Florida, by appointing a director for the Hillsborough County department of consumer affairs and Hillsborough County board of consumer affairs and appeals, and by providing for the transfer without any salary loss or accrued benefit's loss of any employee of the Hillsborough County office of consumer services or the department of consumer affairs to Hillsborough County civil service classification; amending section 13 of chapter 75-394, Laws of Florida, to further specify the type of costs the board of consumer affairs and appeals is entitled to recover from a violator; amending section 14(5) of chapter 75-394, Laws of Florida, to allow for individual remedies and the possible recovery of damages, attorney's fees, and court costs; amending section 18 of chapter 75-394, Laws of Florida, to clarify the powers given to and imposed under deputized inspectors; 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 the Committee on Community Affairs and Representative Hawkins—

**CS for HB 1352**—A bill to be entitled An act relating to the North Naples Fire Control District, Collier County; amending section 9 of chapter 61-2032, Laws of Florida, as amended, to increase the maximum millage rate to 1 1/2 mills; providing for a referendum.

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 the Committee on Community Affairs and Representative T. Lewis and others—

**CS for HB 1540**—A bill to be entitled An act relating to Pelican Lake Sub-Drainage District in Palm Beach County authorizing the issuance of bonds; providing the purposes for which the proceeds of the bonds may be used; providing for a restoration tax to be used for payment of interest and principal of the bonds; providing for compensation to be paid to the Board of Supervisors; changing the name of the District to Pelican Lake Water Control District; determining the benefits of the Restoration Tax and the Maintenance Tax; authorizing the sharing of expenses with other like districts; providing for severability; providing for 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 the Committee on Community Affairs and Representatives Burrall and Ewing—

**CS for HB 1417**—A bill to be entitled An act relating to Charlotte County; authorizing the Board of County Commissioners of Charlotte County to grant a nonexclusive franchise to any person, municipality, private corporation, or other entity to construct, maintain, repair, operate and remove lines, poles, and facilities within the unincorporated areas of Charlotte County under, on, over, across, and along any county highway, road, easement, or right-of-way, or other public property of the county for the transmission, distribution, or sale of electricity; providing for the term of such nonexclusive franchises; providing for the payment of a fee to Charlotte County for such right and privilege; providing an effective date.

Proof of publication of the required notice was attached.

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

By Representative James and others—

**HB 1483**—A bill to be entitled An act relating to Acme Improvement District in Palm Beach County, Florida; amending s. 1, chapter 28557, Laws of Florida, 1953, as amended by chapter 30391, Laws of Florida, 1955, chapter 57-1103, Laws of Florida, and chapter 75-470, Laws of Florida, to include all of Sections 3 and 4, Township 45 South, Range 41 East, Palm Beach County, Florida lying Northeast of Government Levee L-40; and a parcel of land in Township 44½ South, Range 41 East, Palm Beach County, Florida being bound on the North by the South line of Section 33, Township 44 South, Range 41 East; bound on the south by the North line of Section 4, Township 45 South, Range 41 East; bound on the East by a line between the Southeast corner of said Section 33, Township 44 South, Range 41 East and the Northeast corner of said Section 4, Township 45 South, Range 41 East; and bound on the West by Government Levee L-40 right-of-way; and a parcel of land in Township 44½ South, Range 41 East, Palm Beach County, Florida being bound on the North by the South line of Section 34, Township 44 South, Range 41 East; bound on the South by the North line of Section 3, Township 45 South, Range 41 East; bound on the East by a line between the Southeast corner of said Section 34, Township 44 South, Range 41 East and the Northeast corner of said Section 3, Township 45 South, Range 41 East; and bound on the West by a line between the Southwest corner of said Section 34, Township 44 South, Range 41 East and the Northeast corner of said Section 3, Township 45 South, Range 41 East; providing for 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 Representative Hieber and others—

**HB 1675**—A bill to be entitled An act relating to the City of St. Petersburg, Pinellas County; amending chapter 74-603, Laws of Florida; authorizing the St. Petersburg downtown improvement authority to accept funds from the City; authorizing the board to enter into agreements with any government body or agency; 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 Representative Kiser and others—

**HB 1677**—A bill to be entitled An act relating to the Port of St. Petersburg; repealing chapter 12490, Laws of Florida, 1927, and chapter 73-601, Laws of Florida, relating to pilots of the Port of St. Petersburg; 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 Representative Easley and others—

**HB 1678**—A bill to be entitled AN ACT relating to Pinellas County; repealing Chapter 74-577 and Chapter 75-485, Laws

of Florida, relating to a 911 emergency telephone number system; providing for 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 Representative Hieber and others—

**HB 1680**—A bill to be entitled An act relating to consumer protection in Pinellas County; repealing Sec. Fourteen of Chapter 76-471, Laws of Florida, 1976, which provided for a stay of proceedings before the Pinellas County Board of Consumer Affairs; 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 Representative Hieber and others—

**HB 1681**—A bill to be entitled AN ACT relating to Pinellas County; amending Chapter 73-600 Laws of Florida; creating a new section 8; providing for the effect of annexation of unincorporated areas; renumbering sections 8, 9, 10, 11, 12 and 13; providing for 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 Representative Easley and others—

**HB 1682**—A bill to be entitled An act relating to Pinellas County; amending Section 5 of chapter 75-491, Laws of Florida, Section 8 of chapter 75-491, Laws of Florida, relating to the Pinellas Park Water Management District and providing for expansion of the area; 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 Representative Hieber and others—

**HB 1683**—A bill to be entitled An act relating to Pinellas County, repealing chapter 72-659, Laws of Florida, relating to voter approval by referendum prior to putting into effect any community redevelopment project set forth in chapter 163, Florida Statutes, and providing alternative methods; 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 Representative Grizzle and others—

**HB 1684**—A bill to be entitled AN ACT relating to Pinellas County, pertaining to personnel; establishing a personnel system for employees of the Board of County Commissioners, Clerk of the Circuit Court, Property Appraiser and Supervisor of Elections; providing for a classified service; providing for exempt positions; creating a Personnel Board; providing for appointment, size, term of office, removal and qualifications of members of the Personnel Board; providing for compensation of members of the Personnel Board; providing duties of the Personnel Board; creating a personnel department; providing for the appointment and removal of a Director of Personnel; providing qualifications and duties of the Director of Personnel; providing for job descriptions, a job classification schedule and a pay plan; providing for department rules and regulations; providing for present employees; prohibiting certain political activities; providing for hearings and investigations; providing for funding; providing for continuation of membership, rules and regulations, and actions of the Personnel Board; ratifying prior actions; repealing Chapter 75-488, Laws of Florida; providing for severability; providing for conversion

to local ordinance upon passage of Charter; and providing an effective date.

Proof of publication of the required notice was attached.

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

By Representative Mixson—

**HB 1702**—A bill to be entitled An act relating to Jackson County; amending section 1 of chapter 63-1445, Laws of Florida, increasing from \$5,000 to \$7,500 the annual payment by Jackson County to the Jackson County Agricultural Center; 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.

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has passed as amended CS for HB 1641 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By the Committee on Regulated Industries & Licensing and Representative Conway—

**CS for HB 1641**—A bill to be entitled An act relating to burial contracts; amending s. 639.07(1), Florida Statutes, and adding subsection (5) thereto; defining preneed burial supply contracts; including unauthenticated or unlicensed persons who engage in the preneed sale of burial supplies within provisions regulating burial contracts; amending ss. 639.08, 639.09, 639.10 (2)(a)-(c) and (4), 639.11, 639.13, 639.14, 639.15, 639.16(1), 639.17, and 639.18, Florida Statutes, including preneed burial supply contracts within provisions relating to preneed funeral service contracts and which provide for the regulation of such contracts, the issuance of certificates of authority, annual statements, disposition of proceeds received on such contracts, cancellation or default on contracts, payment of funds upon death of the named beneficiary, examinations and investigations by the Department of Insurance, revocation of certificates, penalties, and false, fraudulent, and deceptive advertising and selling practices; amending s. 639.19, Florida Statutes, providing legislative intent to restrict certain persons from accepting prepayments for burial supplies; creating s. 639.21, Florida Statutes, requiring persons not licensed as funeral directors or embalmers or under the Cemetery Act who engage in preneed sales of burial supplies to notify the purchaser that the merchandise will be accepted by the cemetery of the purchaser's choice; repealing s. 639.12, Florida Statutes, relating to the deposit required for issuance of certificates of authority; providing an effective date.

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

The Senate recessed at 8:45 a.m.

The Senate was called to order by the President at 9:00 a.m.  
A quorum present—39:

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, W. D.	Holloway	Sayler	Ware
Childers, Don	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Excused: Senators Lewis, W. D. Childers, Peterson, Plante, Hair, Myers, Barron, Sayler, Gallen, Spicola and Poston periodically for the purpose of working on conference committee reports; Senator Gordon.

Prayer by the Reverend Malcolm R. Williamson, father of Senator Williamson:

Our heavenly Father, thou in whom we live and move and have our being, look with favor we beseech thee upon the members of this Senate here assembled to transact the business which is before them. We realize how much we need divine guidance in discharging our duties. We read in the inspired word that if any man lack wisdom let him ask of God "who giveth to all men liberally and upbraideth not". It is that wisdom that we now seek. As thou didst reveal thyself to the prophets of old make us conscious of thy presence now.

Give us we beseech thee eyes to see the vision that Isaiah beheld in the temple when he saw the Lord sitting upon a throne high and lifted up and whose train filled the temple. And one of the Seraphim cried to another saying "Holy, Holy, Holy is the Lord of hosts, the whole earth is full of his Glory". Let the Glory of the Lord fill this chamber. Give us not only eyes to behold thy glory but eyes to see the needs of the people we represent.

Give us ears to hear the desires and needs of the people we represent here in the State of Florida and enable us to make the right decisions in all of our deliberations. Give us hearts of compassion that our sympathies may reach the poor and the needy. Give us a greater concern for all of our people who look to us for that leadership which we can give.

We pray this morning for the families of these Senators. We pray for peace and harmony in every home. We pray for all who are in trouble of any kind within the borders of this state. We invoke thy blessing upon the Governor of this state and for all who make the laws and for those who are charged with the responsibility of executing them. We pray for our nation, for the President and his cabinet, for the members of the Congress. We pray for our Armed forces wherever they are, on land, on the sea, or in the air.

We pray for peace within the borders of our land and for the peace of the world. May we ever remember that righteousness exalteth a nation but that sin is a reproach to any people. We pray that thou in thine infinite wisdom will help us to solve the many problems that today face all of us. We pray especially for those whose land is stricken by prolonged drought and for all who are victims of disasters of all kinds.

O thou who dost neither slumber nor sleep keep watch over all of us both day and night that we may enjoy peace and security throughout all the days of our lives and give to us the assurance that goodness and mercy shall follow us and at last we shall dwell in the house of the Lord forever.

Hear us we beseech thee and answer us according to thy love and tender mercy and we shall give thee the praise and the glory through Jesus Christ our Lord. Amen.

**REPORTS OF COMMITTEES**

The Committee on Rules and Calendar recommends the following bills be placed on consent calendar for Tuesday, May 31, 1977:

SB 785	HB 385	SB 1299	SB 658
SB 581	CS for SB	SB 1437	HB 721
SB 449	1431	HB 868	CS for SB
SB 1204	CS for SB	SB 829	462
SB 930	122	SB 880	SB 601
CS for SB	SB 1425	CS for SB	SB 1070
866	HB 240	781	HB 1037
HB 43	SB 1052	SB 378	SB 520
SB 823	SB 386	SB 382	CS for SB
SB 910	HB 871	SB 1047	762
CS for SB	SB 1301	CS for SB	CS for SB
301	HB 388	199	772
SB 393	CS for HB	SB 664	HB 46
CS for SB	1767	SB 673	HB 1768
1011	SB 1384	SB 927	HB 2155
CS for SB	CS for SB	SB 504	SB 668
1403	1444	SB 1295	SB 1243
SB 1294	HB 1853	SB 1089	CS for SB
SB 1378	SB 821	SB 833	178
HB 676	HB 641	SB 525	SB 1104
SB 1430	HB 1140	SB 570	HB 1391
SB 1184	SB 744	SB 1423	CS for SB's
SB 1307	CS for HB	HB 1594	454 and
SB 1058	833	SB 332	1119

Respectfully submitted,  
Tom Gallen, Chairman

The Committee on Rules and Calendar recommends the following bills be placed on the local bill calendar for Tuesday, May 31, 1977:

SB 1487	HB 1351	HB 1483	HB 1672
SB 1488	HB 1352	HB 1485	HB 1674
SB 1491	HB 1353	HB 1488	HB 1677
HB 542	HB 1358	HB 1489	HB 1680
HB 865	HB 1359	HB 1490	HB 1681
HB 866	HB 1392	HB 1491	HB 1682
HB 880	HB 1393	HB 1496	HB 1684
HB 881	HB 1394	HB 1505	HB 1702
HB 950	HB 1446	HB 1512	HB 1717
HB 1261	HB 1447	HB 1527	HB 1733
HB 1278	HB 1448	HB 1539	HB 1741
HB 1279	HB 1449	HB 1540	HB 1743
HB 1324	HB 1450	HB 1593	HB 1761
HB 1325	HB 1451	HB 1607	HB 1784
HB 1326	HB 1452	HB 1608	HB 2037
HB 1327	HB 1474	HB 1609	HB 1673
HB 1342	HB 1478	HB 1635	
HB 1344	HB 1479	HB 1645	
HB 1350	HB 1481	HB 1671	

Respectfully submitted,  
Tom Gallen, Chairman

The Committee on Rules and Calendar recommends the following bills be placed on Special Order Calendar for Tuesday, May 31, 1977:

SCR 1332	HB 1347	SB 368
CS for SB's 23, 372, 735, 1111 & 1376	CS for SB 66	SB 392
	SB 864	HB 196
CS for SB 696	SB 1034	CS for SB's 454 & 1119
HB 2064	SB 1287	HB 671
CS for SB 1262	SB 1069	HB 1159
SB 1231	HB 721	CS for SB 762
SB 1012	SB 1151	HB 35
HB 1627	SB 1227	HB 46
SB 1244	SB 1247	HB 126
SB 1253	CS for SB 669	SB 1403
SB 1188	SB 1364	SB 923
SB 663	HB 868	SB 395
HB 1213	SB 393	

Respectfully submitted,  
Tom Gallen, Chairman

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

SB 1340 with 2 amendments	SB 1365 with 1 amendment
SB 1433 with 3 amendments	

The bills were placed on the calendar.

The Committee on Finance, Taxation and Claims recommends a Committee Substitute for the following: SB 1385 with 2 amendments

The Committee on Finance, Taxation and Claims recommends a Committee Substitute for the following: SB 1212

The Committee on Finance, Taxation and Claims recommends a Committee Substitute for the following: SB 1285

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

**MOTIONS RELATING TO COMMITTEE REFERENCE**

On motion by Senator Dunn, the rules were waived and by two-thirds vote SB 1414 was withdrawn from the Committee on Judiciary-Criminal.

On motions by Senator Lewis, the rules were waived and by two-thirds vote Senate Bills 1266, 654, 511, 512 and 513 were withdrawn from the Committee on Finance, Taxation and Claims.

On motion by Senator Pat Thomas, the rules were waived and by two-thirds vote HB 346 was withdrawn from the Committee on Corrections, Probation and Parole.

On motion by Senator Ware, by two-thirds vote SB 1149 was withdrawn from the Committee on Corrections, Probation and Parole.

On motion by Senator Hair, the rules were waived and by two-thirds vote HB 346 was withdrawn from the Committee on Judiciary-Civil.

On motion by Senator Myers, the rules were waived and by two-thirds vote HB 1260 was withdrawn from the Committee on Transportation.

On motion by Senator Barron, the rules were waived and by two-thirds vote HB 1601 was withdrawn from the Committee on Governmental Operations.

On motion by Senator Barron, the rules were waived and by two-thirds vote SB 1173 was withdrawn from the Committee on Appropriations.

#### REQUESTS FOR EXTENSION OF TIME

The Committee on Commerce requests an extension of 4 days for consideration of the following:

SB 796 by Senator Lewis	SB 1325 by Senator Henderson, et al
SB 802 by Senator Lewis	SB 1329 by Senator Vogt
SB 805 by Senator Lewis	SB 1336 by Senator Ware
SB 806 by Senator Lewis	SB 1361 by Senator Barron
SB 808 by Senator Lewis	SB 1366 by Senator Gordon
SB 817 by Senator Lewis	SB 1367 by Senator Plante
SB 818 by Senator Lewis	SB 1368 by Senator Barron
SB 1286 by Senator Barron	SB 1372 by Senator Holloway
SB 1288 by Senator Glisson	SB 1388 by Senator W. D. Childers
SB 1297 by Senator Jon Thomas, et al	SB 1390 by Senator McClain
SB 1300 by Senator Williamson	SB 1434 by Senators Gordon, Graham
SB 1310 by Senator Graham	HB 1745 by Representative Barrett
SB 1316 by Senator Williamson	

The Committee on Finance, Taxation and Claims requests an extension of 7 days for consideration of the following:

SB 1375 by Senator Gordon

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives requests the return of HCR 2367.

*Allen Morris, Clerk*

On motions by Senator Gallen, by two-thirds vote HCR 2367 was withdrawn from the Committee on Rules and Calendar and returned to the House as requested.

*The Honorable Lew Brantley, President*

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

CS for SB 411

SB 363

*Allen Morris, Clerk*

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has passed SB 900.

*Allen Morris, Clerk*

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has passed SB 634.

*Allen Morris, Clerk*

The bills contained in the above messages were ordered enrolled.

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has concurred in Senate Amendment 1 to House Amendment 1 and passed SB 127, as amended.

*Allen Morris, Clerk*

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has concurred in Senate Amendment to House Amendment 3 and passed SB 358, as amended.

*Allen Morris, Clerk*

The bills contained in the foregoing messages were ordered engrossed and then enrolled.

*The Honorable Lew Brantley, President*

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

HB 1317  
HB 1571

HB 1589

HB 1579

*Allen Morris, Clerk*

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has passed with amendments—

By Senator D. Childers—

SB 132—A bill to be entitled An act relating to judicial treatment of juveniles; amending s. 39.11(2)(f), Florida Statutes; providing that an adjudicated delinquent child ordered to work in a specified state, county, or municipally supervised work program is not an employee of the state, county or municipality, nor is the child within the Workmen's Compensation Law; providing an effective date.

—and requests the concurrence of the Senate.

*Allen Morris, Clerk*

Amendment 5—Strike everything after the enacting clause and insert the following: Section 1. Subsection (9) is hereby added to s. 39.11, Florida Statutes, to read as follows:

39.11 Powers with reference to a dependent or delinquent child.—

(9) Whenever a child is required by the court to participate in any work program under the provisions of this chapter, or volunteers to work in a specified state, county, municipal or community service organization supervised work program for the purpose of making restitution, such child shall be considered an employee of said state, county, municipal or community service organization for the purposes of chapter 440. Provided, however, in determining the child's average weekly wage, all remuneration received from the employer shall be considered a gratuity, and the child shall not be entitled to any benefits otherwise payable under s. 440.15, regardless of whether the child may be receiving wages and remuneration from other employment with another employer and regardless of his future wage earning capacity.

Section 2. This act shall take effect on becoming law.

Amendment 6—On page 1 in title, lines 3-10, strike all of said lines after "juveniles;" on line 3 and insert: Adding subsection (9) to s. 39.11, Florida Statutes, providing that a child ordered to participate in a work program or any child that volunteers to participate in a state, county, municipal, or community service organization work program, shall be covered by the workmen's compensation law, and providing that a child so employed shall not be entitled to benefits provided under s. 440.15; providing an effective date.

On motions by Senator Don Childers, the Senate concurred in the House Amendments.

SB 132 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—34

Mr. President	Graham	Poston	Trask
Barron	Hair	Renick	Vogt
Chamberlin	Holloway	Scarborough	Ware
Childers, W. D.	Johnston	Scott	Williamson
Childers, Don	Lewis	Skinner	Wilson
Dunn	MacKay	Spicola	Winn
Firestone	McClain	Thomas, Jon	Zinkil
Gallen	Myers	Thomas, Pat	
Gorman	Peterson	Tobiassen	

Nays—None

The bill was ordered engrossed and then enrolled.

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has passed with amendments—

By Senators Hair and Dunn—

SB 366—A bill to be entitled An act relating to service charges and fees of clerks of court; amending ss. 28.24, 28.2401, 28.241(1)—(3), 34.041(1), Florida Statutes; prescribing service charges for various services of the clerks of the county and circuit courts; providing an effective date.

—and requests the concurrence of the Senate.

*Allen Morris, Clerk*

Amendment 1—On page 3, line 12, strike 6.00 and insert: 4.00

Amendment 2—On page 7, line 17, strike \$25 and insert: \$20

Amendment 3—On page 9, line 8, strike \$8.00 and insert: \$6.00

Amendment 4—On page 5, line 29, strike but less than \$200,000 and insert: or more

Amendment 5—On page 6, lines 1-3, strike all of lines 1 through 3 and renumber remaining subsections accordingly

On motions by Senator Hair, the Senate concurred in the House Amendments.

SB 366 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—34

Mr. President	Gorman	Peterson	Trask
Barron	Hair	Poston	Vogt
Castor	Henderson	Renick	Ware
Chamberlin	Holloway	Scarborough	Williamson
Childers, W. D.	Johnston	Skinner	Wilson
Childers, Don	Lewis	Spicola	Winn
Dunn	MacKay	Thomas, Jon	Zinkil
Firestone	McClain	Thomas, Pat	
Gallen	Myers	Tobiassen	

Nays—None

Vote after roll call:

Yea—Graham

The bill was ordered engrossed and then enrolled.

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has passed with amendments—

By Senator Peterson—

SB 427—A bill to be entitled An act relating to restrooms; requiring separate restroom facilities for males and females in certain buildings or facilities; providing an effective date.

—and requests the concurrence of the Senate.

*Allen Morris, Clerk*

Amendment 1—On page 1, line 9, insert a new section 1 to read:

Section 1. Any business may designate separate restrooms and separate dressing rooms for males and for females, and may prohibit any female from using a restroom or dressing room designated for males and prohibit any male from using a restroom or dressing room designated for females.

(Renumber subsequent sections)

Amendment 2—On page 1, line 14, strike the period (.) and insert: , if said restroom has occupant capacity of more than one person.

Amendment 3—On page 1 in title, line 2, insert before the semicolon: and dressing rooms; authorizing businesses to designate separate restrooms and dressing rooms for males and for females

On motions by Senator Peterson, the Senate concurred in the House Amendments.

SB 427 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—29

Mr. President	Hair	Renick	Vogt
Barron	Henderson	Scarborough	Ware
Castor	Lewis	Skinner	Williamson
Childers, W. D.	MacKay	Spicola	Winn
Childers, Don	McClain	Thomas, Jon	Zinkil
Dunn	Myers	Thomas, Pat	
Gallen	Peterson	Tobiassen	
Gorman	Poston	Trask	

Nays—4

Chamberlin	Firestone	Johnston	Wilson
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Vote after roll call:

Yea—Graham

The bill was ordered engrossed and then enrolled.

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has passed with amendments—

By Senator McClain—

SB 437—A bill to be entitled An act relating to trust accounting; amending s. 737.303, Florida Statutes; providing that a grantor of a living trust or a testator of a testamentary trust may limit the beneficiaries to whom trust information is given, except current life income beneficiaries, and may specify the times when the information is to be given; excluding beneficiaries of revocable living trusts, except current income beneficiaries, from the operation of s. 737.303, Florida Statutes; providing an effective date.

—and requests the concurrence of the Senate.

*Allen Morris, Clerk*

Amendment 1—On page 1, line 17, strike everything after the enacting clause and insert: Section 1. Section 737.101, Florida Statutes, is amended to read:

737.101 *Principal place of administration of trust* Duty to register trust.—

~~(1) The trustee of a trust having its principal place of administration in this state may register the trust with the clerk in the county of the principal place of administration. The trustee shall register the trust if directed by the grantor or requested by any beneficiary in writing.~~

(1) ~~(2)(a)~~ Unless otherwise designated in the trust agreement, the principal place of administration of a trust is the trustee's usual place of business where the records pertaining to the trust are kept or the trustee's residence, if he has no place of business.

(2) ~~(b)~~ If not otherwise designated in the trust instrument in the case of cotrustees, the principal place of administration is:

(a) 1. The usual place of business of the corporate trustee, if there is but one corporate cotrustee;

(b) 2. The usual place of business or residence of the individual trustee who is a professional fiduciary, if there is but one such person and no corporate cotrustee; or otherwise,

(c) 3. The usual place of business or residence of any of the cotrustees as agreed upon by them.

~~(3) The duty to register under this chapter does not apply to the trustee of a trust if registration would be inconsistent with the retained jurisdiction of a foreign court from which the trustee cannot obtain release.~~

Section 2. Sections 737.102, 737.103 and 737.104, Florida Statutes, relating to registration procedures, effect of registration and effect of failure to register are repealed.

Section 3. Section 737.201, Florida Statutes, is amended to read:

737.201 Court powers over trusts.—

(1) The proceedings that may be maintained under this section are those concerning the administration and distribution of trusts, the declaration of rights, and the determination of any other matters involving trustees and beneficiaries of trusts. These include, but are not limited to, proceedings to:

(a) Appoint or remove a trustee.

(b) Review trustees' fees and to review and settle interim or final accounts.

(c) Ascertain beneficiaries, determine any question arising in the administration or distribution of any trust, including questions of construction of trust instruments, instruct trustees, and determine the existence or nonexistence of any immunity, power, privilege, duty or right.

~~(d) Release registration of a trust.~~

(2) ~~Neither registration of a trust nor a~~ A proceeding under this section ~~does not results result~~ in continuing supervisory proceedings. The management and distribution of a trust estate, submission of accounts and reports to beneficiaries, payment of trustee's fees and other obligations of a trust, acceptance and change of trusteeship, and other aspects of the administration of a trust shall proceed expeditiously, consistent with the terms of the trust, free of judicial intervention and without order, approval, or other action of any court, subject to the jurisdiction of the court invoked by interested parties or otherwise exercised as provided by law.

Section 4. Section 737.202, Florida Statutes, is amended to read:

737.202 Trust proceedings; venue.—Venue for actions and proceedings concerning trusts, including those under s. 737.201, may be laid in:

(1) Any county where the venue is proper under chapter 47.

(2) Any county where the beneficiary suing or being sued resides or has its principal place of business.

(3) ~~If the trust is registered, in~~ In the county where it is registered, the trust has its principal place of administration.

~~(4) If the trust is not registered, in any county where it could have been registered.~~

Section 5. Section 737.303, Florida Statutes, is amended to read:

737.303 Duty to inform and account to beneficiaries.—The trustee shall keep the beneficiaries of the trust reasonably informed of the trust and its administration. In addition:

(1) Within 30 days after his acceptance of the trust, the trustee shall inform the current income beneficiaries and ~~vested remaindermen~~ in writing of his acceptance of the trust and of his name and address, and one or more persons who ~~under s. 731.303 may represent beneficiaries with future interests, of the county where the trust is registered, if registered, and of his name and address.~~

(2) Upon reasonable request, the trustee shall provide a the beneficiary as defined under ss. 731.201 and 731.303 with a copy of the trust instrument that describes or affects his interest, ~~relevant information about the assets of the trust, and particulars relating to the administration.~~

(3) ~~Upon reasonable request, the trustee shall provide any vested beneficiary with relevant information about the assets of the trust, and the particulars relating to administration.~~

(4) ~~(3)~~ A vested beneficiary is entitled to a statement of the accounts of the trust annually and on termination of the trust or upon change of the trustee.

Section 6. Section 737.304, Florida Statutes, is amended to read:

737.304 Duty to provide bond.—A trustee need not provide bond to secure performance of his duties unless this is required by the trust instrument, reasonably requested by a beneficiary, or found by the court to be necessary to protect the interests of beneficiaries who are not able to protect themselves and whose interests otherwise are not adequately represented. On application of the trustee or other interested person, the court may excuse a requirement of bond, increase or reduce the amount of the bond, release the surety, or permit the substitution of another bond with the same or different sureties. If bond is required, it shall be filed in the clerk's office in the county where the trust is registered, if registered, and, if not, where the trust could be registered, has its principal place of business, in amounts and with surety as provided in s. 45.011 and conditioned on the faithful performance of the trust.

Section 7. Section 737.305, Florida Statutes, is amended to read:

737.305 Trustee's duty concerning location of trust.—A trustee is under a continuing duty to administer the trust at a place appropriate to the purposes of the trust and its sound, efficient management. If the principal place of administration becomes inappropriate for any reason, the court may enter an order for the purposes of furthering efficient administration and the interests of beneficiaries, including, if appropriate, ~~release of registration,~~ removal of the trustee, and appointment of a trustee in another state. Trust provisions relating to the place of administration and to changes in the place of administration or of trustee shall control, unless compliance would be contrary to efficient administration or the purposes of the trust. Views of adult beneficiaries shall be given weight in determining the suitability of the trustee and the place of administration.

Section 8. Subsection (4) is added to section 737.306, Florida Statutes, to read:

737.306 Personal liability of trustees to third parties.—

(4) *Issues of liability between the trust estate and the trustee individually may be determined in a proceeding for accounting, surcharge, or indemnification, or in any other appropriate proceeding.*

Section 9. Section 737.401, Florida Statutes, is amended to read:

737.401 Powers of trustee conferred by trust or by law.—

~~(1) The trustee has all powers conferred upon him by this part unless limited in the trust instrument.~~

~~(2) An instrument that is not a trust may incorporate any part of this part by reference.~~

Section 10. Section 737.405, Florida Statutes, is amended to read:

737.405 Third persons protected.—With respect to a third person dealing with a trustee or assisting a trustee in the

conduct of a transaction, the existence of trust powers and their proper exercise by the trustee may be assumed without inquiry. The third person is not bound to inquire whether the trustee has power to act or is properly exercising the power. A *third person* without actual knowledge that the trustee is exceeding his powers or improperly exercising them. A *third person* is as fully protected in dealing with the trustee as if the trustee possessed and properly exercised the powers he purports to exercise. A third person is not bound to assure the proper application of trust assets paid or delivered to the trustee.

Section 11. Section 738.151, Florida Statutes, is renumbered and amended to read:

~~737.407~~ ~~738.151~~ Final accounting under Trust Accounting Law required.—For the purpose of concluding the accounting of trusts being administered under the Trust Accounting Law, all trustees shall submit a final accounting, to be approved by the court, within 1 year from *January 1, 1976* ~~the effective date of this act.~~

Section 12. This act shall take effect October 1, 1977.

**Title Amendment 2**—On page 1, line 3-13, strike all of lines 2 through 13 and insert: An act relating to trusts; amending s. 737.101, F.S., eliminating the duty to register a trust; repealing ss. 737.102, 737.103, and 737.104, F.S., relating to registration procedure, effect of registration and effect of failure to register; amending s. 737.201, F.S., eliminating reference to registration; amending s. 737.202, F.S., eliminating reference to registration; amending s. 737.303, F.S., providing notice to current income beneficiary and vested remaindermen of a trustee's acceptance of the trust, defining beneficiary, adding new subsection (3) providing that vested beneficiaries receive relevant information about the trust, renumbering current subsection (3) to be subsection (4) and amending it to require that the beneficiary named therein be vested; amending s. 737.304, F.S., eliminating reference to registration; amending s. 737.305, F.S., eliminating reference to registration; creating s. 737.306(4), F.S., providing that issues of liability between a trust estate and trustee individually may be determined in certain proceedings; amending s. 737.401, F.S., eliminating the provision that an instrument that is not a trust may incorporate any part of the trust part by reference; amending s. 737.405, F.S., providing for clarification; renumbering and amending s. 738.151, F.S., relating to final accounting under the Trust Accounting Law; providing an effective date.

On motions by Senator McClain, the Senate concurred in the House Amendments.

SB 437 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—35

Mr. President	Hair	Poston	Tobiassen
Barron	Henderson	Renick	Trask
Castor	Holloway	Sayler	Vogt
Childers, W. D.	Johnston	Scarborough	Ware
Childers, Don	Lewis	Scott	Williamson
Dunn	MacKay	Skinner	Wilson
Firestone	McClain	Spicola	Winn
Gallen	Myers	Thomas, Jon	Zinkil
Gorman	Peterson	Thomas, Pat	

Nays—None

The bill was ordered engrossed and then enrolled.

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has passed with amendments—

By Senator Sayler—

SB 675—A bill to be entitled An act relating to homestead; amending s. 222.05, Florida Statutes, to include mobile homes and modular homes within provisions relating to exemption of certain homesteads from levy and sale; providing an effective date.

—and requests the concurrence of the Senate.

*Allen Morris, Clerk*

**Amendment 1**—On page 1, lines 20-21, strike all of Section 2 and insert: Section 2. Section 222.01, Florida Statutes, is amended to read:

222.01 Designation of homestead by owner before levy.—Whenever any person, being the head of a family, residing in this state desires to avail himself of the benefit of the provisions of the constitution and laws exempting property as a homestead from forced sale under any process of law, he may make a statement, in writing, containing a description of the real property, *mobile home, or modular home* claimed to be exempt and declaring that the same is the homestead of the party in whose behalf such claim shall be made. Such statement shall be signed by the person making the same and recorded in the circuit court.

Section 3. Section 222.02, Florida Statutes, is amended to read:

222.02 Designation of homestead after the levy.—Whenever a levy is made upon the lands ~~or~~, tenements, *mobile home, or modular home* of such head of a family whose homestead has not been set apart and selected, such person, his agent or attorney, may in writing notify the officer making such levy, by notice under oath made before any officer of this state duly authorized to administer the same, at any time before the day appointed for the sale thereof, of what he regards as his homestead, with a description thereof, and the remainder only shall be subject to sale under such levy.

Section 4. This act shall take effect upon becoming law.

**Amendment 2**—On page 1 in title, line 2, strike the "s." and insert: ss. 221.01, 222.02, and

On motions by Senator Sayler, the Senate concurred in the House Amendments.

SB 675 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—35

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Hair	Poston	Tobiassen
Castor	Henderson	Renick	Trask
Chamberlin	Holloway	Sayler	Vogt
Childers, W. D.	Johnston	Scarborough	Williamson
Childers, Don	Lewis	Scott	Wilson
Dunn	MacKay	Skinner	Winn
Firestone	McClain	Spicola	Zinkil
Gallen	Myers	Thomas, Jon	

Nays—None

Vote after roll call:

Yea—Graham

The bill was ordered engrossed and then enrolled.

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has passed with amendments—

By Senator Peterson and others—

SB 352—A bill to be entitled An act relating to marriages; amending s. 741.04, Florida Statutes; providing that a marriage license shall not be issued unless one party is a male and the other party is a female; limiting marriage application posting requirement to counties under 75,000 residents; providing an effective date.

—and requests the concurrence of the Senate.

*Allen Morris, Clerk*

**Amendment 1**—On page 2, line 16, insert: Section 2. Section 741.041, Florida Statutes, is created to read:

741.041 Marriage license application valid for 30 days.—Marriage license applications shall be valid only for a period of 30 days after receipt by an applicant and no clerk of the circuit court shall issue a license for the marriage of two

people based on an application that was received by the applicant more than 30 days before.

(Renumber remaining section accordingly.)

**Amendment 2**—On page 1 in title, line 8, strike all of line 8 and insert: creating s. 741.041, providing that marriage license applications shall be valid for a period of 30 days; providing an effective date.

On motions by Senator Peterson, the Senate concurred in the House Amendments.

SB 352 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—37

Mr. President	Graham	Poston	Trask
Barron	Hair	Renick	Vogt
Castor	Henderson	Sayler	Ware
Chamberlin	Holloway	Scarborough	Williamson
Childers, Don	Johnston	Scott	Wilson
Childers, W. D.	Lewis	Skinner	Winn
Dunn	MacKay	Spicola	Zinkil
Firestone	McClain	Thomas, Jon	
Gallen	Myers	Thomas, Pat	
Gorman	Peterson	Tobiassen	

Nays—None

The bill was ordered engrossed and then enrolled.

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has passed with amendments—

By Senator Peterson and others—

**SB 354**—A bill to be entitled An act relating to adoptions; adding subsection (3) to s. 63.042, Florida Statutes; providing that any homosexual may not adopt another person; providing an effective date.

—and requests the concurrence of the Senate.

*Allen Morris, Clerk*

**Amendment 1**—On page 1, lines 14-15, strike Section 2. This act shall take effect upon becoming a law. and insert: Section 2. Subsection (2) of s. 63.162, Florida Statutes, is amended to read:

63.162 Hearings and records in adoption proceedings; confidential nature.—Notwithstanding any other law concerning public hearings and records:

(2) All papers and records relating to the adoption, whether part of the permanent record of the court or a file in the [department] or in any agency are subject to inspection only upon order of the court; *provided, however, that the petitioner in any proceeding for adoption under this chapter may, at the option of the petitioner, make public the reasons for a denial of the petition for adoption.*

Section 3. This act shall take effect upon becoming a law.

**Amendment 2**—On page 1, in title, line 5, after the semicolon insert: amending subsection (2) of s. 63.162, Florida Statutes, providing for the limited release of the reasons for denial of a petition of adoption;

**Amendment 3**—On page 1, lines 14-15, strike Section 2. This act shall take effect upon becoming a law. and insert: Section 2. Subsection (3) of s. 63.142, Florida Statutes, is amended to read:

63.142 Hearing; judgment of adoption.—

(3) (a) If the petition is dismissed, the court shall determine the person that is to have custody of the minor.

(b) *If the petition is dismissed, the court shall state with specificity the reasons for the dismissal.*

Section 3. This act shall take effect upon becoming a law.

**Amendment 4**—On page 1, in title, line 5, after the semicolon insert: amending subsection (3) of s. 63.142, Florida Statutes, directing the court to specifically state the reasons for denying the petition of adoption;

On motions by Senator Peterson, the Senate concurred in the House Amendments.

SB 354 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—31

Mr. President	Hair	Poston	Thomas, Pat
Barron	Henderson	Renick	Tobiassen
Childers, W. D.	Holloway	Sayler	Trask
Dunn	Johnston	Scarborough	Vogt
Firestone	Lewis	Scott	Ware
Gallen	MacKay	Skinner	Williamson
Gorman	McClain	Spicola	Zinkil
Graham	Peterson	Thomas, Jon	

Nays—3

Chamberlin Myers Wilson

Vote after roll call:

Nay—Castor

The bill was ordered engrossed and then enrolled.

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has passed with amendments—

By Senator Tobiassen—

**SB 877**—A bill to be entitled An act relating to licensing of professions by administrative boards; repealing s. 455.015, Florida Statutes, relating to the licensing of persons who have been licensed in other countries and continuing education programs for applicants who have been licensed in other countries; providing for the creation of programs designed to equip certain Cuban nationals to take the license examination; providing an effective date.

and requests the concurrence of the Senate.

*Allen Morris, Clerk*

**Amendment 1**—On page 1, line 15, insert: Section 1. Any person who has successfully completed or is currently enrolled in an approved course of study created pursuant to chapter 74-105 and chapter 75-177, Laws of Florida, shall be deemed qualified for examination and reexaminations, same to be administered in the English language unless 15 or more such applicants request that said reexamination be administered in their native tongue. In the event that such reexamination is administered in a foreign language, the full cost to the board or commission of preparing and administering same shall be borne by said applicants.

(Renumber following sections.)

**Amendment 2**—On page 1, line 24, after the period insert: Section 3. If any portion of this act or the application thereof to any person or circumstance is held invalid, the invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid portion, provision or application, and to this end the provisions of this act are declared severable.

(And renumber following section.)

**Amendment 3**—On page 1 in title, line 3, after the semicolon “;” insert: providing that certain persons who have completed or enrolled in certain courses of study are qualified for certain examinations; providing for the administration of such examinations in a language other than English;

On motions by Senator Tobiassen, the Senate concurred in the House Amendments.

SB 877 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—31

Mr. President	Hair	Plante	Tobiassen
Barron	Henderson	Renick	Trask
Chamberlin	Holloway	Sayler	Vogt
Childers, Don	Johnston	Scarborough	Ware
Childers, W. D.	Lewis	Scott	Williamson
Dunn	MacKay	Skinner	Wilson
Glisson	Myers	Thomas, Jon	Winn
Gorman	Peterson	Thomas, Pat	

Nays—3

Graham	Spicola	Zinkil
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Votes after roll call:

Yea—McClain

Nay to Yea—Graham

The bill was ordered engrossed and then enrolled.

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has concurred in Senate Amendments 1, 2, 3 and 4 to House Amendment 2; amended and concurred in Senate Amendment 1 to House Amendment 3; has receded from House Amendment 4; further amended, and passed SB 553.

By Senator Lewis (by request) and others—

SB 553—A bill to be entitled An act relating to the Administrative Procedures Committee; adding paragraph (i) to s. 11.60(2), Florida Statutes, to grant standing to the committee to seek judicial review of the validity or invalidity of certain administrative rules and to authorize the expenditure of public funds therefor; providing an effective date.

—and requests the concurrence of the Senate.

*Allen Morris, Clerk*

**Senate Amendment 1 to House Amendment 3**—On pages 1 and 2, strike on page 1, line 27: everything after the semicolon and on page 1, lines 28 through 30: all of lines 28 through 30 and on page 1, line 31: and notify affected agencies; and on page 2, line 13: everything after the semicolon and on page 2, line 14: all of line 14 and on page 2, line 15: circumstances; and on page 2, line 21: everything after the semicolon and on page 2, line 22: all of line 22 and on page 2, line 23: all of line 23

**House Amendment 1 to Senate Amendment 1 to House Amendment 3**—on page 1, line 9, after the semicolon, insert: amending s. 120.54(11)(a), Florida Statutes, to require a statement of comparison with federal rules to be submitted to the committee with certain proposed rules;

**Amendment 10**—On page 2, line 17, after the period “.” insert the following: Section 2, Paragraph (a) of subsection (11) of section 120.54, Florida Statutes, 1976 Supplement, is amended to read:

120.54 Rulemaking; adoption procedures.—

(11)(a) The adopting agency shall file with the committee a copy of each rule it proposes to adopt, a detailed written statement of the facts and circumstances justifying the proposed rule, a copy of the estimate of economic impact required by subsection (1), a statement of the extent to which the proposed rule establishes standards more restrictive than federal standards or a statement that the proposed rule is no more restrictive than federal standards or that a federal rule on the same subject does not exist, and the notice required by subsection (1) at least 21 days prior to the proposed adoption date. After the final public hearing on the proposed rule, or after the time for requesting a hearing has expired, the adopting agency shall file any changes in the proposed rule and the reasons therefor with the committee or advise the committee

that there are no changes. This paragraph shall not apply to educational units other than units of the State University System, to local units of government with jurisdiction in only one county or a part thereof, or to emergency rules adopted pursuant to subsection [(9)]. However, agencies adopting emergency rules shall file a copy of each emergency rule with the committee.

On motions by Senator Lewis, the Senate concurred in House Amendment 3 as amended and House Amendment 10.

SB 553 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—37

Mr. President	Hair	Poston	Trask
Castor	Henderson	Renick	Vogt
Chamberlin	Holloway	Sayler	Ware
Childers, Don	Johnston	Scarborough	Williamson
Childers, W. D.	Lewis	Scott	Wilson
Dunn	MacKay	Skinner	Winn
Firestone	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	
Gorman	Peterson	Thomas, Pat	
Graham	Plante	Tobiassen	

Nays—None

The bill was ordered engrossed and then enrolled.

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has amended Senate Amendments 1 and 2, concurred in same as amended and passed HB 2127, as amended, and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By the Committee on Criminal Justice, the Select Committee on Organized Crime and Representative Nelson and others—

HB 2127—A bill to be entitled An act relating to organized crime; making it unlawful to use or invest any money or thing of value derived from a pattern of racketeering activity in the acquisition of any title to, right, interest, or equity in real property or enterprise in this state; making it unlawful to acquire or maintain an interest in real property or an enterprise through a pattern of racketeering activity or the collection of an unlawful debt; making it unlawful to conduct or participate in any enterprise through a pattern of racketeering activity or through the collection of an unlawful debt; making it unlawful to conspire or attempt to commit such prohibited activities; providing penalties; providing for the forfeiture of any interest in, security issued by, claim against, or property or contractual right affording influence or control over any such enterprise or real property; providing for injunction, seizure, and state disposal of seized and forfeited property; providing for the rights of innocent parties; providing civil remedies of divestiture, reasonable restrictions on future activities, dissolution or reorganization of any enterprise, revocation or suspension of licenses or permits, and forfeiture of corporation charter or revocation of certificate authorizing a foreign corporation to conduct business within this state; providing for civil cause of action for any person injured as a result of another's violation of the prohibited conduct; providing for civil investigative demand for any agency having jurisdiction to investigate as a crime or as a violation of state regulatory laws or rules; providing procedures for using civil investigative demand and identifying who may use same; providing for the confidentiality of documentary material produced under a civil investigative demand and for the return or disposal of such material after the conclusion of such investigation; providing severability; amending section 905.34, Florida Statutes, to extend the subject matter jurisdiction of the statewide grand jury to include violations of this act; providing an effective date.

**House Amendment 1 to Senate Amendment 1**—On page 5, lines 2-11, strike lines 2-11

**House Amendment 2 to Senate Amendment 1**—On page 4, line 11, strike conduct and insert: activity

**House Amendment to Senate Amendment 2**—On page 1 in title, line 8, strike providing an affirmative defense;

On motions by Senator Dunn, the Senate concurred in the House Amendments to Senate Amendment 1 and the House amendment to Senate Amendment 2.

HB 2127 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—38

Mr. President	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Saylor	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	
Gorman	Peterson	Thomas, Pat	

Nays—None

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has passed with amendments—

By Senators Plante and Peterson—

**SB 589**—A bill to be entitled An act relating to adoption of the state comprehensive plan; amending s. 23.013(1), Florida Statutes; requiring legislative approval of the plan; 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.

—and requests the concurrence of the Senate.

*Allen Morris, Clerk*

**Amendment 1**—On page 2, strike all of lines 3 and 4 and insert: Section 3. The Legislature finds that the coastal zone is rich in variety of natural, commercial, recreational, ecological, industrial, and esthetic resources of immediate and potential value to the present and future well-being of the residents of this state which will be irretrievably lost or damaged if not properly managed. Participation by Florida citizens will be an important factor in developing a plan for management of the coastal zone, and management of the state's coastal zone will require a highly coordinated effort among state, regional, and local officials and agencies.

Section 4. Those powers, duties, personnel, and functions of the Bureau of Coastal Zone Planning of the Division of Resource Management of the Department of Natural Resources, formerly under the Florida Coastal Coordinating Council and described in s. 370.0211(4)(a)-(g), Florida Statutes, are hereby transferred by a type four transfer, as defined in s. 20.06(4), Florida Statutes, to the Department of Environmental Regulation, as described in s. 20.261, Florida Statutes.

Section 5(1) The proposed state coastal zone management plan and proposed implementing legislation shall be submitted by the Secretary of Environmental Regulation to the Speaker of the House of Representatives and the President of the Senate no later than 30 days prior to the commencement of the 1978 regular session of the Legislature for its approval by legislative act.

(2) The state coastal zone management plan shall be a part of the state comprehensive plan and shall contain a boundary, policies, goals, and programs necessary to comply with the requirements of the Federal Coastal Zone Management Act of 1972, as amended (16 U.S.C. 1451-1464), specifically delineating the role of state, regional, and local agencies in implementing the plan and shall provide that the appeal of any regulatory decision, other than those provided for by existing law, shall be to the Governor and Cabinet.

Section 6. Paragraph (g) of subsection (3) of section 370.02, Florida Statutes, is amended to read:

370.02 Department of Natural Resources.—

(3) DIVISION OF [RESOURCE MANAGEMENT]; POWERS AND DUTIES.—

(g) The Division of Resource Management shall perform all powers, duties, and functions of the former Division of Interior Resources not transferred elsewhere by chapter 75-22, Laws of Florida. The division shall also perform functions including, but not limited to, preservation, management, and protection of lands held by the state other than parks and recreational and wilderness areas. ~~and shall develop plans and carry out the programs of coastal zone management, utilizing interagency cooperation and agreements to insure the participation of other state and local agencies involved in coastal zone management.~~ The division shall also carry out the ~~responsibilities~~ responsibilities of boundary determination pursuant to chapter 253.

Section 7. Subsection (7) of section 20.25, Florida Statutes, as amended by chapter 75-22, Laws of Florida, is hereby repealed.

Section 8. This act shall take effect July 1, 1977.

**Amendment 2**—On page 1 in title, lines 2-9, strike all of lines 2 through 9 and insert:

An act relating to planning and management; amending s. 23.013(1), Florida Statutes; requiring legislative approval of the state comprehensive plan; 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 findings relating to the coastal zone management plan; transferring the Bureau of Coastal Zone Planning of the Division of Resource Management of the Department of Natural Resources to the Department of Environmental Regulation; providing guidelines for the preparation of the state coastal zone management plan; requiring submission of the plan to the Legislature no later than 30 days prior to the 1978 session; amending s. 370.02(3)(g), Florida Statutes, to delete coastal zone management authority from the Division of Resource Management; repealing s. 20.25(7), Florida Statutes, which provides for the transfer of certain coastal zone management functions; providing an effective date.

On motion by Senator Plante, the Senate concurred in the House amendments.

SB 589 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—30

Castor	Hair	Poston	Tobiassen
Chamberlin	Holloway	Renick	Trask
Childers, Don	Lewis	Saylor	Vogt
Childers, W. D.	MacKay	Scarborough	Ware
Firestone	McClain	Skinner	Williamson
Gallen	Myers	Spicola	Winn
Glisson	Peterson	Thomas, Jon	
Gorman	Plante	Thomas, Pat	

Nays—5

Graham	Johnston	Wilson	Zinkil
Henderson			

The bill was ordered engrossed and then enrolled.

#### CONSENT CALENDAR

SB 785 was taken up and on motion by Senator Holloway, the rules were waived and by two-thirds vote HB 410 was withdrawn from the Committee on Finance, Taxation and Claims and placed on the calendar. On motion by Senator Holloway—

**HB 410**—A bill to be entitled An act relating to occupational license taxes; amending s. 205.171(1), (3), (4), and (6), Florida Statutes, relating to the exemption from such taxes for disabled veterans and their unremarried widows, to provide that the exemption shall be applicable to both men and women and the surviving spouse of either; providing an effective date.

—a companion measure, was substituted for SB 785 and read the second time by title. On motion by Senator Holloway, by two-thirds vote HB 410 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30

Mr. President	Gorman	Peterson	Thomas, Jon
Castor	Graham	Plante	Trask
Chamberlin	Hair	Poston	Vogt
Childers, Don	Henderson	Sayler	Williamson
Dunn	Holloway	Scarborough	Wilson
Firestone	Johnston	Scott	Zinkil
Gallen	Lewis	Skinner	
Glisson	Myers	Spicola	

Nays—None

Votes after roll call:

Yeas—W. D. Childers, Tobiassen

SB 785 was laid on the table.

SB 581—A bill to be entitled An act relating to the Florida Electrical Contractors' Licensing Board; amending s. 468.182- (2)(b), (3)(b), Florida Statutes; providing that members may succeed themselves; providing an effective date.

—was read the second time by title. On motion by Senator Holloway, by two-thirds vote SB 581 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Graham	Plante	Trask
Barron	Hair	Poston	Vogt
Castor	Henderson	Renick	Ware
Chamberlin	Holloway	Sayler	Williamson
Childers, Don	Johnston	Scarborough	Wilson
Dunn	Lewis	Scott	Winn
Firestone	MacKay	Skinner	Zinkil
Gallen	McClain	Spicola	
Glisson	Myers	Thomas, Jon	
Gorman	Peterson	Thomas, Pat	

Nays—None

Votes after roll call:

Yeas—W. D. Childers, Tobiassen

SB 449—A bill to be entitled An act relating to the public schools; amending s. 230.23(7)(d), Florida Statutes, 1976 Supplement; requiring each school board to establish and maintain a school library media services program; amending s. 230.33(9)(d), Florida Statutes, 1976 Supplement; requiring each superintendent to recommend plans for the establishment and maintenance of such programs; repealing s. 233.29, Florida Statutes, relating to the authority of a school board to establish and maintain libraries and library services in public schools; providing an effective date.

—was read the second time by title.

The Committee on Education offered the following amendments which were moved by Senator Skinner and adopted:

Amendment 1—On page 2, line 2, strike "basic" and insert: Library

Amendment 2—On page 3, line 6, strike "basic" and insert: library

Amendment 3—On page 1, line 28, insert after "media services": as a part of the student development services program in the district

Further consideration of SB 449 was deferred.

Consideration of SB 1204 was deferred.

SB 930—A bill to be entitled An act relating to consumer protection; repealing section 501.125, Florida Statutes, relating to private passenger automobile energy absorption systems; providing an effective date.

—was read the second time by title. On motion by Senator Plante, by two-thirds vote SB 930 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Mr. President	Gorman	Plante	Thomas, Pat
Castor	Graham	Poston	Tobiassen
Chamberlin	Hair	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Spicola	Winn
Glisson	McClain	Thomas, Jon	

Nays—None

Votes after roll call:

Yeas—Myers, Peterson, Trask

By the Committee on Corrections, Probation and Parole and Senator Scarborough—

CS for SB 866—A bill to be entitled An act relating to probation; amending s. 945.30, Florida Statutes, 1976 Supplement; substituting the Department of Offender Rehabilitation for the Parole and Probation Commission in provisions authorizing exemptions from required contributions; requiring the Department of Offender Rehabilitation to provide a monthly payment for supervision or rehabilitation of probationers; providing procedures therefor; requiring entities receiving such payments to report certain information to the department monthly; providing an appropriation; providing an effective date.

—was read the first time by title and SB 866 was laid on the table.

On motions by Senator Scarborough, by two-thirds vote CS for SB 866 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	
Gorman	Peterson	Thomas, Pat	

Nays—None

On motion by Senator Don Childers the House was requested to return SB 598.

HB 43—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.021(19), Florida Statutes, 1976 Supplement, expanding the definition of "prior service" for the Florida Retirement System to permit the purchase of retirement credit for employment during which no contributions were made, under certain circumstances, and to permit purchase of service when no contributions were made due to a written rejection of the system; amending s. 121.051(2)(a), Florida Statutes, authorizing certain employees who had rejected membership in the Florida Retirement System to withdraw such rejection and participate in the system; amending s. 121.081(2), Florida Statutes, 1976 Supplement, providing the interest rate at which prior service must be purchased for certain prior employment under which no contributions were made; providing for the purchase of creditable service by certain officers or employees who possess 40 years of creditable service; providing an effective date.

—was read the second time by title.

The Committee on Personnel, Retirement and Collective Bargaining offered the following amendment which was moved by Senator Scarborough and adopted:

Amendment 1—On page 8, between lines 12 and 13, insert a new Section 4: Section 4. Section 121.053, Florida Statutes is created to read:

121.053 *Optional participation in the Elected State Officers' Class for retired members of any existing system.—*

(1) Any member who retires under any existing system as defined in Section 121.021(2), and who receives a benefit thereof, shall be entitled to receive an additional retirement benefit, any law to the contrary notwithstanding, under the Elected State Officers' Class of the Florida Retirement System, as follows:

(a) Such member shall notify the administrator of his intent to purchase eight or more years of creditable service under the Elected State Officers' Class, Section 121.052, Florida Statutes, and shall pay 8% of all salary received in the period being claimed, plus 4% interest compounded annually from first year of service claimed until July 1, 1975, and 6.5% interest compounded annually thereafter, until full payment is made to the Florida Retirement Trust Fund.

(b) The above amount shall be matched by the employer and paid into the Florida Retirement Trust Fund.

(2) Upon attaining his normal retirement date and payment of the amount specified in paragraphs (a) and (b) above, and upon application to the administrator of his intent to retire, the member shall receive a monthly benefit under this section, in addition to any benefits already being received, which shall commence on the last day of the month of retirement and be payable on the last day of the month thereafter during his lifetime. The amount of such monthly benefit shall be the total percentage of retirement credit purchased under this section multiplied by the member's average monthly compensation as an elected state officer, adjusted according to the option selected at retirement under section 121.091(6), Florida Statutes.

Renumber subsequent sections.

Senator Graham moved the following amendment which was adopted:

**Amendment 2—**On page 8, between lines 12 and 13, insert: Section 2. Paragraph (f) is added to subsection (3) of section 121.011, Florida Statutes, to read:

121.011 Florida Retirement System.—

(3) PRESERVATION OF RIGHTS.—

(f)1. Any member of the Florida Retirement System or of an existing system consolidated therein who is not retired and who discontinued his employment as an employee to assume office as a member of the governing body of the state agency or county, municipality, school district, special taxing district, or other political subdivision of the state by which he was employed shall be entitled to have his annual compensation for the period of holding such office calculated on the basis of his last previous annual compensation as an employee prior to assuming such office, as adjusted in amount by increases in the annual compensation of the employment position discontinued by the member and as adjusted by changes in the law applicable to the retirement system or plan in which he is a member, rather than upon the basis of the annual compensation he received as an officer, upon the payment into the System Trust Fund, as provided in this subparagraph, of the total cost to provide such additional compensation credit in the respective retirement system or plan in which he is a member. The cost to provide such additional compensation credit is the amount computed by multiplying the total contributions paid with respect to such member to the System Trust Fund for the pay period immediately preceding the assumption of such office by the number of pay periods applicable to the employment position during the period of holding office, with adjustments in amount for increases in the annual compensation of the employment position discontinued by the member and for changes in the law applicable to the retirement system or plan in which he is a member, reduced by the total amount of contributions paid to the System Trust Fund with respect to such member while holding such office, plus 6.5 percent interest thereon from date of payment of compensation earned compounded annually until date of payment. To obtain such credit, the member shall file a notice of election in writing with such governing body, electing to obtain such additional compensation credit, and shall pay into the System Trust Fund the employee's share of the total cost to provide such additional compensation credit, whereupon such governing body shall pay into the System Trust Fund the employer's share of the total cost to provide

such additional compensation credit. The amount of the respective shares required to be paid by the employee and the employer shall be determined by the law applicable to the particular retirement system or plan during the period the member held such office.

2. Any member of the Florida Retirement System or of an existing system consolidated therein who is not retired and who discontinues or who has discontinued his employment as an employee to assume office as a member of the governing body of the state agency or county, municipality, school district, special taxing district, or other political subdivision of the state by which he is employed may file a notice of election in writing with such governing body, electing to have his retirement contributions, during the period he continues to hold such office, paid into the System Trust Fund on the basis of his last previous annual compensation as an employee prior to assuming such office, as adjusted in amount by increases in the annual compensation of the employment position discontinued by the member and as adjusted by changes in the law applicable to the retirement system or plan in which he is a member, rather than on the basis of the annual compensation he receives as an officer. After the filing of the notice of election by such member, the employer shall pay with respect to such member, for as long as the member continues to hold such office, retirement contributions required of an employer under the member's retirement system or plan based on such member's last previous annual compensation as an employee prior to assuming such office, as adjusted, and if such member is in a retirement system or plan that requires employee contributions, such member shall pay, for as long as he continues to hold such office, retirement contributions required of an employee under the member's retirement system or plan based on such member's last previous annual compensation as an employee prior to assuming such office, as adjusted.

3. The governing body of the state agency or of the county, municipality, school district, special taxing district, or other political subdivision of the state which is required to pay contributions under this paragraph shall cause such employer contributions to be included in its budget and shall cause the contributions to be paid as provided in this paragraph.

(Renumber subsequent section.)

Senator Gallen moved the following amendment which was adopted:

**Amendment 3—**On page 8, between lines 12 and 13 insert: Section 4. Subsection (20) of section 121.021, Florida Statutes, 1976 Supplement, is amended to read:

121.021 Definitions.—The following words and phrases as used in this chapter have the respective meanings set forth unless a different meaning is plainly required by the context:

(20) "Military service" of any member means actual "wartime service" in the Armed Forces of the United States, as defined by the Veterans' Administration, or "wartime service" in the Allied Forces, not to exceed 4 years if credit for such service has not been granted under any other federal or state system, as provided in s. 121.111.

(Renumber subsequent section.)

Senator Graham moved the following title amendment which was adopted:

**Amendment 4—**On page 1, line 23, insert after the semicolon: adding s. 121.011(3)(f), Florida Statutes; providing for the calculation of annual compensation for a period of holding office as a member of the governing body of a state agency or county, municipality, school district, special taxing district, or other political subdivision of the state for a member of the Florida Retirement System or of an existing retirement system consolidated therein who is not retired and who discontinues or who has discontinued his employment as an employee of such governing body to assume such office on the basis of his last previous annual compensation as an employee, with adjustments for increases in the annual compensation of the employment position discontinued by the member and for changes in the law applicable to the retirement system or plan in which he is a member, rather than on the basis of the compensation received as an officer; providing for payment into the System Trust Fund of the total cost for such credit, plus interest; providing for an election by such member to continue contribu-

tions on the basis of his last previous annual compensation as an employee, as adjusted; directing such governing body to budget and pay the requisite employer contributions;

The Committee on Personnel, Retirement and Collective Bargaining offered the following amendment which was moved by Senator Scarborough and adopted:

**Amendment 5**—On page 1 in title, line 23, insert after the word "service;": provides for optional participation in the Elected State Officers' Class of the Florida Retirement System;

Senator Gallen moved the following amendment which was adopted:

**Amendment 6**—On page 1 in title, line 23, after the word "service;" insert: amending s. 121.021(20), Florida Statutes, 1976 Supplement; providing that "military service" includes actual wartime service in the Allied Forces;

On motion by Senator Pat Thomas, by two-thirds vote HB 43 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

**Yeas—33**

Mr. President	Gorman	Poston	Trask
Castor	Graham	Renick	Vogt
Chamberlin	Hair	Scarborough	Ware
Childers, Don	Henderson	Scott	Williamson
Childers, W. D.	Johnston	Skinner	Winn
Dunn	MacKay	Spicola	Zinkil
Firestone	McClain	Thomas, Jon	
Gallen	Myers	Thomas, Pat	
Glisson	Peterson	Tobiassen	

**Nays—2**

Lewis	Plante
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**SB 823**—A bill to be entitled An act relating to firemen; amending s. 112.191(2)(a), Florida Statutes, relating to eligibility of firemen for death benefits, extending from 180 days to one year the specified period within which death must occur after an injury is received; providing for purchase of insurance through the Department of General Services by any governmental entity; providing an effective date.

—was read the second time by title. On motion by Senator Johnston, by two-thirds vote SB 823 was read the third time by title, passed and certified to the House. The vote on passage was:

**Yeas—36**

Mr. President	Gorman	Myers	Thomas, Pat
Castor	Graham	Poston	Tobiassen
Chamberlin	Hair	Renick	Trask
Childers, Don	Henderson	Sayler	Vogt
Childers, W. D.	Holloway	Scarborough	Ware
Dunn	Johnston	Scott	Williamson
Firestone	Lewis	Skinner	Wilson
Gallen	MacKay	Spicola	Winn
Glisson	McClain	Thomas, Jon	Zinkil

**Nays—None**

Vote after roll call:

Yea—Peterson

SCR 910 was taken up and on motion by Senator Lewis, the rules were waived and by two-thirds vote HCR 1977 was withdrawn from the Committee on Rules and Calendar and placed on the calendar. On motion by Senator Lewis—

**HCR 1977**—A concurrent resolution recognizing and honoring school volunteers, urging the Governor to set aside the second week of February as School Volunteer Appreciation Week, and encouraging the citizens of Florida to urge the United States Congress to adopt House Joint Resolution 1036

so that school volunteers may be recognized and honored across the nation.

—a companion measure, was substituted for SCR 910 and read the second time in full, adopted and certified to the House. The vote on passage was:

**Yeas—34**

Mr. President	Hair	Poston	Tobiassen
Castor	Henderson	Renick	Trask
Chamberlin	Holloway	Sayler	Vogt
Childers, Don	Johnston	Scarborough	Ware
Childers, W. D.	Lewis	Scott	Williamson
Dunn	MacKay	Skinner	Wilson
Gallen	McClain	Spicola	Winn
Gorman	Myers	Thomas, Jon	
Graham	Peterson	Thomas, Pat	

**Nays—None**

SCR 910 was laid on the table.

**SB 393**—A bill to be entitled An act relating to the regulation of labor unions and their business agents, amending s. 447.02, Florida Statutes, relating to definitions, to transfer certain powers, duties, and functions under chapter 447, Florida Statutes, to the Division of Labor of the Department of Commerce; amending s. 447.04, Florida Statutes, relating to business agents' licenses and permits; changing qualifications; providing for hearings in accordance with Chapter 120, Florida Statutes; changing expiration date; providing that false application is grounds for denial, suspension, or revocation; creating s. 447.045, Florida Statutes, making certain investigatory information confidential; amending s. 447.06, Florida Statutes, relating to labor organization registration; providing for sworn reports; changing the report due date; creating s. 447.101, Florida Statutes, providing for administrative hearings with respect to denials, suspensions, and revocations of licenses, permits, and registrations; amending s. 447.12, Florida Statutes, providing for collection of fees by the Division of Labor and their deposit; repealing s. 447.10, Florida Statutes, relating to filing of actions by Department of Legal Affairs for the suspension or revocation of business agents' licenses; providing an effective date.

—was read the second time by title. On motion by Senator Spicola, by two-thirds vote SB 393 was read the third time by title, passed and certified to the House. The vote on passage was:

**Yeas—37**

Mr. President	Graham	Poston	Trask
Castor	Hair	Renick	Vogt
Chamberlin	Henderson	Sayler	Ware
Childers, Don	Holloway	Scarborough	Williamson
Childers, W. D.	Johnston	Scott	Wilson
Dunn	Lewis	Skinner	Winn
Firestone	MacKay	Spicola	Zinkil
Gallen	McClain	Thomas, Jon	
Glisson	Myers	Thomas, Pat	
Gorman	Peterson	Tobiassen	

**Nays—None**

By the Committee on Health and Rehabilitative Services and Senators Vogt and Poston—

**CS for SB 1011**—A bill to be entitled An act relating to emergency medical services; amending s. 401.23(2) and (6), Florida Statutes, and adding subsections (11)-(15), redefining "attendant" as an "emergency medical technician," and providing other definitions; amending s. 401.27(7), Florida Statutes; providing for issuance of provisional certifications; amending s. 401.31(2), Florida Statutes, to conform to the act; amending s. 401.34, Florida Statutes, providing fees for paramedic certificates and renewal certificates; amending s. 401.35(2), Florida Statutes, and adding subsections (5) and (6), requiring the Department of Health and Rehabilitative Services to adopt minimum standards for advanced life-support services vehicles, equipment, and staff, and for paramedic training and qualifications for certification; amending ss. 401.36 and 401.37, Florida Statutes, exempting paramedics from certain liability; creating s. 401.46, Florida Statutes; requiring persons providing

advanced life-support services to meet minimum standards; requiring emergency medical services systems using paramedics to perform advanced life-support services to employ supervising physicians; creating s. 401.47, Florida Statutes; providing for the certification of paramedics; prohibiting persons not certified from holding themselves out as paramedics; providing a penalty; providing an effective date.

—was read the first time by title and SB 1011 was laid on the table.

On motions by Senator Vogt, by two-thirds vote CS for SB 1011 was read the second time by title.

Senator Poston moved the following amendments which were adopted:

**Amendment 1**—On page 5, strike all of lines 6 and 7 and insert: 401.35 Rules and regulations.—*In consultation with appropriate representatives of emergency medical teams employed by public agencies* With the advice of the advisory council, the department shall promulgate rules and

**Amendment 2**—On page 7, line 20, after “.” insert: In carrying out the provisions of this section and prior to public hearings as provided in Chapter 120, F.S., the department shall consult with employees, who represent no less than nine public employers who are certified by a licensed physician or local medical society, whichever is applicable, and who are performing advanced life support service as members of the employers' emergency medical team. Said rules shall be published at least three months prior to the effective date of this section. Provisional certification as provided in section 401.27(7) F.S. shall not be applicable to this section 401.47 F.S.

On motion by Senator Vogt, by two-thirds vote CS for SB 1011 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36

Mr. President	Gorman	Myers	Thomas, Pat
Barron	Graham	Peterson	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, W. D.	Holloway	Saylor	Ware
Dunn	Johnston	Scarborough	Williamson
Firestone	Lewis	Scott	Winn
Gallen	MacKay	Skinner	Winn
Glisson	McClain	Thomas, Jon	Zinkil

Nays—None

Vote after roll call:

Yea—Spicola

By the Committee on Economic, Community and Consumer Affairs and Senator Vogt—

**CS for SB 1403**—A bill to be entitled An act relating to outdoor advertising; adding s. 479.01(18), Florida Statutes; defining “motorist services directional sign”; adding s. 479.02(5), Florida Statutes; requiring the Department of Transportation to transmit certifications and requests received from the Division of Tourism of the Department of Commerce to the United States Secretary of Transportation for approval; adding s. 479.111(4), Florida Statutes; permitting retention of motorist services directional signs in defined areas; amending ss. 479.04(1), 479.07(3), Florida Statutes; providing grace period and penalty for late payment of license and permit fees; adding s. 288.34(4), Florida Statutes; providing for certification by the Division of Tourism of requests for the retention of motorist services directional signs in certain defined areas as well as furnishing available information which shows that removal of such signs would cause a substantial economic hardship in such defined areas; providing an effective date.

—was read the first time by title and SB 1403 was laid on the table.

On motions by Senator Vogt, by two-thirds vote CS for SB 1403 was read the second time by title and by two-thirds

vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Gorman	Peterson	Trask
Barron	Graham	Poston	Vogt
Castor	Hair	Renick	Ware
Chamberlin	Henderson	Saylor	Williamson
Childers, Don	Holloway	Scarborough	Winn
Childers, W. D.	Johnston	Scott	Winn
Dunn	Lewis	Skinner	Zinkil
Firestone	MacKay	Thomas, Jon	
Gallen	McClain	Thomas, Pat	
Glisson	Myers	Tobiassen	

Nays—None

Vote after roll call:

Yea—Spicola

**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 second time by title.

The Committee on Economic, Community and Consumer Affairs offered the following amendment which was moved by Senator Scott and adopted:

**Amendment 1**—On page 1, line 20, strike “a” and insert: an airport operation or facility

On motion by Senator Scott, by two-thirds vote SB 1294 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	Gorman	Poston	Tobiassen
Barron	Hair	Renick	Trask
Castor	Henderson	Saylor	Vogt
Childers, Don	Johnston	Scarborough	Ware
Childers, W. D.	Lewis	Scott	Williamson
Dunn	MacKay	Skinner	Winn
Gallen	McClain	Thomas, Jon	
Glisson	Peterson	Thomas, Pat	

Nays—4

Graham Myers Wilson Zinkil

Vote after roll call:

Yea—Spicola

**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 second time by title. On motion by Senator Scott, by two-thirds vote SB 1378 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Mr. President	Glisson	Peterson	Thomas, Pat
Barron	Gorman	Poston	Tobiassen
Castor	Graham	Renick	Trask
Chamberlin	Hair	Saylor	Vogt
Childers, Don	Henderson	Scarborough	Williamson
Childers, W. D.	Lewis	Scott	Winn
Firestone	MacKay	Skinner	Zinkil
Gallen	McClain	Thomas, Jon	

Nays—3

Johnston Myers Ware

Vote after roll call:

Yea—Spicola

HB 676—A bill to be entitled An act relating to public business; creating s. 286.24, Florida Statutes, requiring state agencies to give prior notice to affected political subdivisions of the state of proposed actions prior to taking final action; providing an effective date.

—was read the second time by title. On motion by Senator Scott, by two-thirds vote HB 676 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Castor	Graham	Plante	Thomas, Pat
Chamberlin	Hair	Poston	Tobiassen
Childers, Don	Henderson	Renick	Trask
Childers, W. D.	Lewis	Scarborough	Vogt
Firestone	MacKay	Scott	Williamson
Gallen	McClain	Skinner	Winn
Glisson	Myers	Spicola	Zinkil
Gorman	Peterson	Thomas, Jon	

Nays—2

Dunn                      Johnston

SB 1430—A bill to be entitled An act relating to water well contractors; creating s. 373.324, Florida Statutes; requiring a bond for a water well contractor's license; designating the conditions, provisions, and uses of the bond; providing for suspension, revocation, denial of a license or refusal to renew a license for failure to obtain or maintain the bond; requiring the Department of Environmental Regulation establish certain procedures; providing an effective date.

—was read the second time by title. On motion by Senator Lewis, by two-thirds vote SB 1430 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

Mr. President	Gorman	Renick	Vogt
Barron	Graham	Sayler	Ware
Castor	Johnston	Scarborough	Williamson
Childers, Don	Lewis	Scott	Wilson
Childers, W. D.	MacKay	Skinner	Winn
Dunn	McClain	Thomas, Jon	Zinkil
Firestone	Myers	Thomas, Pat	
Gallen	Peterson	Tobiassen	
Glisson	Poston	Trask	

Nays—None

Votes after roll call:

Yeas—Hair, Spicola

SB 1184—A bill to be entitled An act relating to ad valorem tax exemption; amending ss. 196.1975(4)(a), 196.1976, Florida Statutes, 1976 Supplement; providing that 5-year residency is not required of residents in homes for the aged for the home to be eligible for the charitable purpose exemption from taxation; providing for severability of provisions of ss. 196.1975 or 196.197(6) or (7), Florida Statutes, 1976 Supplement; providing an effective date.

—was read the second time by title. On motion by Senator Lewis, by two-thirds vote SB 1184 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Mr. President	Gorman	Peterson	Trask
Castor	Graham	Poston	Vogt
Childers, Don	Hair	Renick	Ware
Childers, W. D.	Henderson	Scarborough	Williamson
Dunn	Johnston	Skinner	Wilson
Firestone	Lewis	Thomas, Jon	Winn
Gallen	McClain	Thomas, Pat	Zinkil
Glisson	Myers	Tobiassen	

Nays—None

Vote after roll call:

Yea—Spicola

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 second time by title. On motion by Senator Myers, by two-thirds vote SB 1307 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Gorman	Myers	Thomas, Pat
Castor	Graham	Peterson	Tobiassen
Chamberlin	Hair	Poston	Trask
Childers, Don	Henderson	Renick	Vogt
Childers, W. D.	Holloway	Sayler	Ware
Dunn	Johnston	Scarborough	Williamson
Firestone	Lewis	Scott	Wilson
Gallen	MacKay	Skinner	Winn
Glisson	McClain	Thomas, Jon	Zinkil

Nays—None

Vote after roll call:

Yea—Spicola

SB 1058—A bill to be entitled An act relating to discrimination against persons because they have the sickle-cell trait; creating ss. 626.9622, 626.9623, Florida Statutes; prohibiting an insurer from refusing to issue and deliver a disability or life insurance policy solely because the person to be insured has the sickle-cell trait; prohibiting discrimination in the premium or rate charged for disability or life insurance policy solely because the person covered has such trait; prohibiting a hospital, medical, or surgical plan or a health maintenance organization from refusing to issue and deliver a contract solely because the person to be covered has the sickle-cell trait; prohibiting discrimination in the rate charged for such a contract solely because the person covered has such trait; prohibiting discrimination in employment against any person solely because he has the sickle-cell trait; prohibiting mandatory screening and testing for the sickle-cell trait as a condition for employment, education, or adoption; providing an effective date.

—was read the second time by title. On motion by Senator Graham, by two-thirds vote SB 1058 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

Mr. President	Gorman	Peterson	Tobiassen
Barron	Graham	Plante	Trask
Chamberlin	Hair	Poston	Vogt
Childers, Don	Henderson	Renick	Williamson
Childers, W. D.	Holloway	Scarborough	Wilson
Dunn	Johnston	Scott	Winn
Firestone	Lewis	Skinner	
Gallen	MacKay	Thomas, Jon	
Glisson	McClain	Thomas, Pat	

Nays—2

Sayler                      Ware

Votes after roll call:

Yeas—Myers, Spicola

**HB 385**—A bill to be entitled An act relating to the election code; creating s. 104.185, Florida Statutes; providing that it is unlawful for any person to knowingly sign a petition for a particular issue or candidate more than one time; providing a penalty; providing an effective date.

—was read the second time by title. On motion by Senator Chamberlin, by two-thirds vote HB 385 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Chamberlin	Hair	Poston	Trask
Childers, Don	Henderson	Renick	Vogt
Childers, W. D.	Holloway	Sayler	Ware
Dunn	Johnston	Scarborough	Williamson
Firestone	Lewis	Scott	Wilson
Gallen	MacKay	Skinner	Zinkil
Glisson	McClain	Thomas, Jon	

Nays—None

Votes after roll call:

Yeas—Myers, Spicola

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

**CS for SB 1431**—A bill to be entitled An act relating to theft and stolen property; prescribing acts that constitute the offense of theft; providing for grades of theft; providing penalties; making it a crime for any dealer to possess property knowing that the identifying features have been altered; providing a penalty; making it a crime to traffic in property known to have been stolen; making it a higher degree crime to initiate, organize, plan, finance, direct, manage or supervise a theft and traffic in stolen property; providing penalties; providing for the treatment of evidence of dealing in stolen property; providing for precluded defenses; providing a supplemental fine; providing for the rights of innocent persons; providing civil remedies of divestiture, reasonable restrictions on future activities, dissolution or reorganization of any enterprise, revocation or suspension of licenses or permits, and forfeiture of corporation charter or revocation of certificate authorizing a foreign corporation to conduct business within this state; providing for seizure and disposition of seized and forfeited property; providing that any aggrieved person may institute civil proceedings; amending s. 905.34, Florida Statutes, to extend the subject matter jurisdiction of the statewide grand jury to include violations of this act; amending s. 934.07, Florida Statutes, to permit authorization for the interception of wire or oral communications to provide evidence of any violation of the provisions of this act; repealing s. 812.011, Florida Statutes, relating to definitions; repealing s. 812.021, Florida Statutes, relating to larceny; repealing s. 812.031, Florida Statutes, relating to stolen property; repealing s. 812.071, Florida Statutes, relating to larceny of horses and cows; providing severability; providing an effective date.

—was read the first time by title and SB 1431 was laid on the table.

On motions by Senator Dunn, by two-thirds vote CS for SB 1431 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Gorman	Peterson	Thomas, Pat
Castor	Graham	Plante	Tobiassen
Chamberlin	Hair	Poston	Trask
Childers, Don	Henderson	Renick	Vogt
Childers, W. D.	Holloway	Sayler	Ware
Dunn	Johnston	Scarborough	Williamson
Firestone	Lewis	Scott	Wilson
Gallen	MacKay	Skinner	Winn
Glisson	McClain	Thomas, Jon	Zinkil

Nays—None

Votes after roll call:

Yeas—Myers, Spicola

By the Committee on Commerce and Senators Dunn, Gordon and MacKay—

**CS for SB 122**—A bill to be entitled An act relating to small businesses; creating the Small Business Assistance Act; providing legislative purpose; defining "small business"; providing duties of the Division of Economic Development of the Department of Commerce; providing programs for an information system, for assistance and counseling, for receipt of complaints and suggestions; providing for annual reports; creating an advisory council to the division and providing its duties; providing for a 4-year report; providing for termination of certain programs; providing for repeal of this act under certain circumstances; providing an effective date.

—was read the first time by title and SB 122 was laid on the table.

On motion by Senator Dunn, by two-thirds vote CS for SB 122 was read the second time by title.

The Committee on Governmental Operations offered the following amendment which was moved by Senator Dunn and adopted:

**Amendment 1**—On page 2, strike all of line 4 and insert: has not more than 25 employees or not more than \$500,000 in

On motion by Senator Dunn, by two-thirds vote CS for SB 122 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—37

Mr. President	Gorman	Plante	Trask
Barron	Graham	Poston	Vogt
Castor	Hair	Renick	Ware
Chamberlin	Henderson	Sayler	Williamson
Childers, Don	Holloway	Scarborough	Wilson
Childers, W. D.	Johnston	Scott	Winn
Dunn	Lewis	Skinner	Zinkil
Firestone	MacKay	Thomas, Jon	
Gallen	McClain	Thomas, Pat	
Glisson	Peterson	Tobiassen	

Nays—None

Votes after roll call:

Yeas—Myers, Spicola

**SB 1425**—A bill to be entitled An act relating to community mental health services; amending s. 394.69(4), Florida Statutes, 1976 Supplement, and adding a subsection to said section; placing a cap on the budgets of mental health district boards, limiting expenditure of state funds for such boards, and requiring boards to comply with certain provisions of chapter 617, Florida Statutes; amending s. 394.75(2)(e), Florida Statutes, 1976 Supplement; reducing the period over which boards must plan community mental health needs; amending s. 394.76(9), Florida Statutes, 1976 Supplement; requiring local matching funds and providing a formula for such matching; amending s. 394.78(4), Florida Statutes, 1976 Supplement; limiting governing body jurisdiction over the board plan; amending s. 16, chapter 76-221, Laws of Florida; delaying the effective date of the amendment to s. 394.76(6), Florida Statutes; requiring that the Department of Health and Rehabilitative Services promulgate a plan for the implementation of said section as amended and report to the Legislature; providing an effective date.

—was read the second time by title.

The Committee on Health and Rehabilitative Services offered the following amendment which was moved by Senator Jon Thomas and adopted:

**Amendment 1**—On page 3, line 12, after the word "be" insert: at least

Senator Jon Thomas moved the following amendment which was adopted:

Amendment 2—On page 2, lines 11-14, strike all language and insert: The total operating budget, including all state, local and federal funds for the boards in a service district with only one board shall be no greater than \$200,000 and the total operating budget, including all state, local and federal funds for the boards in a service district with two or more boards shall be no greater than \$225,000.

On motion by Senator Jon Thomas, by two-thirds vote SB 1425 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—32

Table with 4 columns: Mr. President, Glisson, Peterson, Tobiassen; Barron, Gorman, Poston, Trask; Castor, Hair, Renick, Vogt; Chamberlin, Henderson, Scarborough, Ware; Childers, Don, Holloway, Williamson; Childers, W. D., Lewis, Skinner, Wilson; Firestone, MacKay, Thomas, Jon, Winn; Gallen, McClain, Thomas, Pat, Zinkil

Nays—3

Graham Johnston Plante

Votes after roll call:

Yeas—Dunn, Myers, Spicola

Nay to Yea—Graham

HB 240—A bill to be entitled An act relating to dentistry; amending ss. 466.04 and 466.14(1), Florida Statutes, adding oral-maxillofacial surgery and physical evaluation related to surgery as acts constituting the practice of dentistry; providing an effective date.

—was read the second time by title. On motion by Senator Jon Thomas, by two-thirds vote HB 240 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Table with 4 columns: Mr. President, Graham, Plante, Trask; Barron, Hair, Poston, Vogt; Castor, Henderson, Renick, Ware; Chamberlin, Holloway, Saylor, Williamson; Childers, Don, Johnston, Scarborough, Wilson; Childers, W. D., Lewis, Skinner, Winn; Firestone, MacKay, Thomas, Jon, Zinkil; Gallen, McClain, Thomas, Pat; Glisson, Myers; Gorman, Peterson, Tobiassen

Nays—None

Votes after roll call:

Yeas—Dunn, Spicola

SB 1052—A bill to be entitled An act relating to the Spanish-speaking populace of the state; creating a Commission on the Spanish-speaking Populace of Florida within the Office of the Governor; providing for its membership, operation, and duties; requiring annual reports; providing an effective date.

—was read the second time by title. On motion by Senator Winn, by two-thirds vote SB 1052 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Table with 4 columns: Mr. President, Graham, Peterson, Thomas, Pat; Castor, Hair, Plante, Tobiassen; Chamberlin, Henderson, Poston, Trask; Childers, Don, Holloway, Renick, Vogt; Childers, W. D., Johnston, Saylor, Ware; Firestone, Lewis, Scarborough, Williamson; Gallen, MacKay, Scott, Wilson; Glisson, McClain, Skinner, Winn; Gorman, Myers, Thomas, Jon, Zinkil

Nays—None

Votes after roll call:

Yeas—Dunn, Spicola

SB 386—A bill to be entitled An act relating to the tax exemption for total and permanently disabled persons; amending s. 196.101(3), (5), Florida Statutes, 1976 Supplement; providing for certificate of disability from two licensed physicians; revising form of certificate to provide that physicians fill in number of licensing chapter and name of licensing board; providing an effective date.

—was read the second time by title.

Senator Glisson moved the following amendment which was adopted:

Amendment 1—On page 1, line 20, after "state" add: one of which shall be a licensed medical doctor (M.D.)

On motion by Senator Glisson, by two-thirds vote SB 386 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—33

Table with 4 columns: Mr. President, Gorman, Poston, Trask; Barron, Graham, Renick, Vogt; Castor, Hair, Saylor, Ware; Chamberlin, Henderson, Scarborough, Williamson; Childers, Don, Holloway, Scott, Wilson; Childers, W. D., Lewis, Skinner, Zinkil; Firestone, MacKay, Thomas, Jon; Gallen, McClain, Thomas, Pat; Glisson, Peterson, Tobiassen

Nays—2

Johnston Plante

Votes after roll call:

Yeas—Dunn, Myers, Spicola

HB 871—A bill to be entitled An act relating to the practice of chiropractic; amending s. 460.138, Florida Statutes, authorizing the Florida State Board of Chiropractic Examiners to impose a fine for violations of chapter 460, Florida Statutes, or rules adopted thereunder, in lieu of suspension or revocation of a license; authorizing the board to require payment of administrative proceeding costs; providing an effective date.

—was read the second time by title. On motion by Senator Glisson, by two-thirds vote HB 871 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

Table with 4 columns: Mr. President, Graham, Peterson, Vogt; Castor, Hair, Plante, Ware; Chamberlin, Henderson, Poston, Williamson; Childers, Don, Holloway, Renick, Wilson; Childers, W. D., Johnston, Scarborough, Winn; Firestone, Lewis, Scott, Zinkil; Gallen, MacKay, Skinner; Glisson, McClain, Thomas, Pat; Gorman, Myers, Tobiassen

Nays—1

Thomas, Jon

Votes after roll call:

Yeas—Dunn, Spicola

SB 418, companion bill to HB 871, was laid on the table.

SB 1301 was taken up and on motions by Senator Jon Thomas, the rules were waived and by two-thirds vote HB 1270 was with-

drawn from the Committees on Health and Rehabilitative Services and Appropriations and placed on the calendar. On motion by Senator Jon Thomas—

**HB 1270**—A bill to be entitled An act relating to 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.

—a companion measure, was substituted for SB 1301 and read the second time by title. On motion by Senator Jon Thomas, by two-thirds vote HB 1270 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Gorman	Myers	Thomas, Pat
Barron	Graham	Peterson	Tobiassen
Castor	Hair	Plante	Vogt
Chamberlin	Henderson	Poston	Ware
Childers, Don	Holloway	Renick	Williamson
Childers, W. D.	Johnston	Scarborough	Wilson
Firestone	Lewis	Scott	Winn
Gallen	MacKay	Skinner	Zinkil
Glisson	McClain	Thomas, Jon	

Nays—None

Votes after roll call:

Yeas—Dunn, Spicola

SB 1301 was laid on the table.

**HB 388**—A bill to be entitled An act relating to purchasing; creating s. 287.057, Florida Statutes; placing certain conditions upon the purchase of professional and technical services by the state and its agencies; providing for written agreement and for methods of billing for such services; providing for competitive selection and negotiation with regard to purchase of such services through other personal services; providing prohibitions and exceptions; providing that the conditions of this act do not apply to contracts for such services in effect on the effective date of this act; providing an effective date.

—was read the second time by title. On motion by Senator Jon Thomas, by two-thirds vote HB 388 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Gorman	Peterson	Trask
Barron	Graham	Poston	Vogt
Castor	Henderson	Renick	Ware
Chamberlin	Holloway	Scarborough	Williamson
Childers, Don	Johnston	Scott	Wilson
Childers, W. D.	Lewis	Skinner	Winn
Firestone	MacKay	Thomas, Jon	Zinkil
Gallen	McClain	Thomas, Pat	
Glisson	Myers	Tobiassen	

Nays—1

Plante

Votes after roll call:

Yeas—Hair, Spicola

SB 608, companion bill to HB 388, was laid on the table.

**CS for HB 1767**—A bill to be entitled An act relating to saltwater conservation; amending s. 370.16(14) and (16)(f), Florida Statutes, 1976 Supplement; providing a special 3-month oyster season in a portion of the waters of Franklin County and restricting the size of oysters that may be taken during the special season; providing an effective date.

—was read the second time by title. On motion by Senator Barron, by two-thirds vote CS for HB 1767 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Gorman	Myers	Thomas, Pat
Barron	Graham	Peterson	Tobiassen
Castor	Hair	Plante	Trask
Chamberlin	Henderson	Poston	Vogt
Childers, Don	Holloway	Renick	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Firestone	Lewis	Scott	Wilson
Gallen	MacKay	Skinner	Winn
Glisson	McClain	Thomas, Jon	

Nays—None

Votes after roll call:

Yeas—Dunn, Spicola

**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 second time by title. On motion by Senator Jon Thomas, by two-thirds vote SB 1384 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Gorman	Myers	Tobiassen
Barron	Graham	Peterson	Trask
Castor	Hair	Poston	Vogt
Chamberlin	Henderson	Renick	Ware
Childers, Don	Holloway	Scarborough	Wilson
Childers, W. D.	Johnston	Scott	Winn
Firestone	Lewis	Skinner	Zinkil
Gallen	MacKay	Thomas, Jon	
Glisson	McClain	Thomas, Pat	

Nays—1

Plante

Votes after roll call:

Yeas—Dunn, Spicola

By the Committee on Judiciary-Criminal and Senator Henderson—

**CS for SB 1444**—A bill to be entitled An act relating to public defenders; amending s. 27.50, Florida Statutes; providing additional qualification requirements for public defenders; amending s. 27.51, Florida Statutes; specifying the types of cases in which the public defender is required to represent indigent persons and in which defense counsel must be assigned; amending s. 27.52, Florida Statutes; replacing the procedure for a determination of insolvency with a procedure for determination of indigency; amending s. 27.53(2), (3), Florida Statutes, 1976 Supplement; providing that certain attorneys, other than public defenders, appointed to represent indigent defendants, shall be entitled to legal fees fixed by the trial judge; amending s. 27.55, Florida Statutes; providing that the salary of the public defender in any newly created judicial circuit shall be in accordance with s. 27.5301, Florida Statutes; amending s. 27.58, Florida Statutes; providing that part II of chapter 27, Florida Statutes, shall be supplemental to any county or municipal ordinance relating to public defenders or assigned defense counsel; amending s. 27.59, Florida Statutes; empowering public defenders, assistant public defenders, and investigators of public defenders to have

certain access to prisoners; deleting any time requirement for access to prisoners; providing an effective date.

—was read the first time by title and SB 1444 was laid on the table.

On motion by Senator Henderson, by two-thirds vote CS for SB 1444 was read the second time by title.

Senator Williamson moved the following amendments which were adopted:

**Amendment 1**—On page 4, strike lines 25 through 31 and lines 1 through 4 on page 5 and renumber subsequent sections.

**Amendment 2**—On page 1 in title, lines 9-12, after the semi-colon strike “amending s. 27.52, Florida Statutes; replacing the procedure for a determination of insolvency with a procedure for determination of indigency,”

On motion by Senator Henderson, by two-thirds vote CS for SB 1444 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36

Mr. President	Gorman	Myers	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Firestone	Lewis	Scott	Wilson
Gallen	MacKay	Skinner	Winn
Glisson	McClain	Thomas, Jon	Zinkil

Nays—None

Votes after roll call:

Yeas—Dunn, Peterson, Spicola

**HB 1853**—A bill to be entitled An act relating to the Department of Transportation; amending ss. 20.23(2)(d) and (3), 330.261(2), and 330.27(4), Florida Statutes, redesignating the Division of Mass Transit Operations of the Department of Transportation as the Division of Public Transportation Operations; providing an effective date.

—was read the second time by title. On motion by Senator Firestone, by two-thirds vote HB 1853 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—32

Mr. President	Gorman	Myers	Thomas, Jon
Barron	Graham	Plante	Thomas, Pat
Castor	Hair	Poston	Tobiassen
Childers, Don	Henderson	Renick	Trask
Childers, W. D.	Holloway	Sayler	Vogt
Firestone	Johnston	Scarborough	Ware
Gallen	Lewis	Scott	Winn
Glisson	McClain	Skinner	Zinkil

Nays—None

Votes after roll call:

Yeas—Dunn, Peterson

**SB 821**—A bill to be entitled An act relating to cancer; requiring certain hospitals to report information relating to cancer patients and treatment to the Department of Health and Rehabilitative Services; providing that failure of a hospital to comply with reporting requirements is grounds for suspension or revocation of its license; requiring the department to establish a statewide cancer registry program; providing uses for information; providing for confidentiality; providing an effective date.

—was read the second time by title.

The Committee on Health and Rehabilitative Services offered the following amendments which were moved by Senator Firestone and adopted:

**Amendment 1**—On page 1, line 22, insert after the word “treatment”: for cancer

**Amendment 2**—On page 1, line 22, insert after the word “follow-up”: by the department

On motion by Senator Firestone, by two-thirds vote SB 821 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36

Mr. President	Graham	Peterson	Thomas, Pat
Barron	Hair	Plante	Tobiassen
Castor	Henderson	Poston	Trask
Childers, Don	Holloway	Renick	Vogt
Childers, W. D.	Johnston	Sayler	Ware
Firestone	Lewis	Scarborough	Williamson
Gallen	MacKay	Scott	Wilson
Glisson	McClain	Skinner	Winn
Gorman	Myers	Thomas, Jon	Zinkil

Nays—None

Votes after roll call:

Yeas—Dunn, Spicola

**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 State Veterans Administration satellite clinic in such areas and to report back to Congress in 6 months the results of such study.

—was read the second time in full. On motion by Senator W. D. Childers, HM 641 was adopted and certified to the House. The vote on adoption was:

Yeas—32

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Renick	Trask
Chamberlin	Henderson	Sayler	Vogt
Childers, W. D.	Lewis	Scarborough	Ware
Firestone	MacKay	Scott	Williamson
Gallen	McClain	Skinner	Wilson
Glisson	Myers	Thomas, Jon	Winn

Nays—None

Votes after roll call:

Yeas—Dunn, Spicola

**HB 1140**—A bill to be entitled An act relating to durable power of attorney; amending s. 709.08(1), Florida Statutes, adding brothers and sisters as permissible family power of attorneys; providing an effective date.

—was read the second time by title. On motion by Senator W. D. Childers by two-thirds vote HB 1140 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Graham	Plante	Trask
Barron	Hair	Poston	Vogt
Castor	Henderson	Renick	Ware
Chamberlin	Holloway	Sayler	Williamson
Childers, Don	Johnston	Scarborough	Wilson
Childers, W. D.	Lewis	Scott	Winn
Firestone	MacKay	Skinner	Zinkil
Gallen	McClain	Thomas, Jon	
Glisson	Myers	Thomas, Pat	
Gorman	Peterson	Tobiassen	

Nays—None

Votes after roll call:

Yeas—Dunn, Spicola

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 and effective date.

—was read the second time by title.

Senator Henderson moved the following amendments which were adopted:

**Amendment 1**—On page 2, in between lines 23 and 24 insert: Section 2. There is hereby appropriated \$130,562 from the Industrial Relations Commission Trust Fund and four positions are established to carry out the provisions of this act

(Renumber subsequent section.)

**Amendment 2**—On page 1 in title, line 10, after the semicolon insert: providing an appropriation;

On motion by Senator Henderson, by two-thirds vote SB 744 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	Graham	McClain	Thomas, Pat
Castor	Hair	Myers	Trask
Childers, Don	Henderson	Peterson	Vogt
Firestone	Holloway	Poston	Ware
Gallen	Johnston	Renick	Wilson
Glisson	Lewis	Sayler	Winn
Gorman	MacKay	Thomas, Jon	Zinkil

Nays—1

Chamberlin

Votes after roll call:

Yeas—W. D. Childers, Spicola, Tobiassen, Williamson

CS for HB 833—A bill to be entitled An act relating to local government units; amending s. 125.66(2), (3), and (6), Florida Statutes, 1976 Supplement, and repealing subsection (5) thereof, to specify procedures by which counties shall enact certain ordinances or resolutions which rezone real property; amending s. 166.041(3), Florida Statutes, 1976 Supplement, to specify procedures by which municipalities shall enact certain ordinances which rezone real property; amending s. 163.3181(1) and (2), Florida Statutes, 1976 Supplement, and repealing subsection (3) thereof, specifying procedures for adoption of ordinances dealing with a land use plan; amending s. 163.3184(7), Florida Statutes, providing procedures for adopting elements of a local government comprehensive plan; amending s. 163.3187, Florida Statutes, specifying procedures for amending elements of an adopted comprehensive plan; providing an effective date.

—was read the second time by title. On motion by Senator Henderson, by two-thirds vote CS for HB 833 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

Mr. President	Graham	Peterson	Trask
Barron	Hair	Poston	Vogt
Castor	Henderson	Renick	Ware
Chamberlin	Holloway	Sayler	Wilson
Childers, Don	Johnston	Scarborough	Winn
Firestone	Lewis	Scott	Zinkil
Gallen	MacKay	Skinner	
Glisson	McClain	Thomas, Jon	
Gorman	Myers	Thomas, Pat	

Nays—None

Votes after roll call:

Yeas—W. D. Childers, Dunn, Spicola, Tobiassen, Williamson

SB 876, companion bill to CS for HB 833, was laid on the table.

SB 1299 was taken up and on motion by Senator Ware—

HB 651—A bill to be entitled an act relating to motor vehicle licenses; amending and adding a new subsection 5. to s. 320.01 (1)(b), Florida Statutes, 1976 Supplement, increasing the allowable body length of certain recreational vehicles; providing a definition of "fifth wheel recreation trailer"; providing an effective date.

—a companion measure was substituted therefor and read the second time by title. On motion by Senator Ware, by two-thirds vote HB 651 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—32

Mr. President	Glisson	MacKay	Thomas, Jon
Barron	Gorman	McClain	Thomas, Pat
Castor	Graham	Myers	Trask
Chamberlin	Hair	Peterson	Vogt
Childers, Don	Henderson	Poston	Ware
Dunn	Holloway	Renick	Wilson
Firestone	Johnston	Sayler	Winn
Gallen	Lewis	Scott	Zinkil

Nays—None

Votes after roll call:

Yeas—W. D. Childers, Spicola, Tobiassen, Williamson

SB 1299 was laid on the table.

SB 1437—A bill to be entitled An act relating to interest and usury; amending s. 687.03(3), Florida Statutes, 1976 Supplement; providing a method for spreading an advance or forbearance over the stated term of a loan in order to compute the effective rate of interest; providing an effective date.

—was read the second time by title. On motion by Senator Ware by two-thirds vote SB 1437 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Mr. President	Glisson	MacKay	Thomas, Jon
Barron	Gorman	McClain	Thomas, Pat
Castor	Graham	Myers	Trask
Chamberlin	Hair	Peterson	Vogt
Childers, Don	Henderson	Poston	Ware
Dunn	Holloway	Renick	Winn
Firestone	Johnston	Sayler	Zinkil
Gallen	Lewis	Scott	

Nays—None

Votes after roll call:

Yeas—W. D. Childers, Spicola, Tobiassen, Williamson

HB 868—A bill to be entitled An act relating to energy resources; creating s. 377.702, Florida Statutes, providing a state energy policy; providing an effective date.

—was read the second time by title. On motion by Senator Henderson, by two-thirds vote HB 868 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—32

Mr. President	Dunn	Graham	Lewis
Barron	Firestone	Hair	MacKay
Castor	Gallen	Henderson	McClain
Chamberlin	Glisson	Holloway	Peterson
Childers, Don	Gorman	Johnston	Poston

Renick	Scott	Trask	Wilson
Saylor	Skinner	Vogt	Winn
Scarborough	Thomas, Pat	Ware	Zinkil

Nays—None

Votes after roll call:

Yeas—W. D. Childers, Myers, Spicola, Tobiassen, Williamson

**SB 829**—A bill to be entitled An act relating to homestead tax exemptions; amending s. 196.101(2), Florida Statutes, 1976 Supplement; providing that any real estate used and owned as a homestead by a bed- or house-confined totally and permanently disabled person who in the opinion of two licensed physicians requires substantial custodial care, be exempt from taxation; providing an effective date.

—was read the second time by title.

The Committee on Economic, Community and Consumer Affairs offered the following amendment which was moved by Senator Wilson:

**Amendment 1**—On page 1, lines 21-23, strike “, or bed- or house-confined, and who in the opinion of two licensed physicians requires substantial custodial care,” and insert: or who in the opinion of two licensed physicians is bed- or house-confined and requires substantial custodial care,

The Committee on Finance, Taxation and Claims offered the following amendment to Amendment 1 which was moved by Senator Wilson and adopted:

**Amendment 1A**—On page 1, line 2, after the word “substantial” insert: and permanent

Amendment 1 as amended was adopted.

Senator Holloway moved the following amendments which were adopted:

**Amendment 2**—On page 1, strike all of lines 14-17, inclusive, and insert: Section 1. Subsections (1) and (2) of section 196.101, Florida Statutes, 1976 Supplement, are amended to read:

196.101 Exemption for totally and permanently disabled persons.—

(1) Any real estate used and owned as a homestead by any quadriplegic shall be exempt from taxation and the provisions of subsection (4) relating to income shall not apply to such persons.

**Amendment 3**—On page 1 in title, lines 3 and 4, strike “s. 196.101(2), Florida Statutes, 1976 Supplement” and insert: s. 196.101(1), (2), Florida Statutes, 1976 Supplement; providing an exemption from income limitations

On motion by Senator Wilson, by two-thirds vote SB 829 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36

Mr. President	Gorman	Myers	Thomas, Jon
Castor	Graham	Peterson	Thomas, Pat
Chamberlin	Hair	Poston	Tobiassen
Childers, Don	Henderson	Renick	Trask
Childers, W. D.	Holloway	Saylor	Vogt
Dunn	Johnston	Scarborough	Ware
Firestone	Lewis	Scott	Wilson
Gallen	MacKay	Skinner	Winn
Glisson	McClain	Spicola	Zinkil

Nays—None

Vote after roll call:

Yea—Williamson

SB 880 was taken up and on motion by Senator Wilson—

**HB 372**—A bill to be entitled An act relating to inquests of the dead; creating ss. 936.001, 936.002, and 936.003, Florida Statutes, providing a definition; providing a new procedure for inquests of the dead; requiring inquests to be open to the public; vesting certain duties of the coroner in the medical examiner; repealing ss. 936.02—936.22, Florida Statutes, abolishing the present provisions relating to inquests of the dead; providing an effective date.

—a companion measure was substituted therefor and read the second time by title. On motion by Senator Wilson, by two-thirds vote HB 372 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

Mr. President	Graham	Peterson	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Saylor	Wilson
Childers, W. D.	Johnston	Scarborough	Winn
Firestone	Lewis	Skinner	Zinkil
Gallen	MacKay	Spicola	
Glisson	McClain	Thomas, Jon	
Gorman	Myers	Thomas, Pat	

Nays—None

Vote after roll call:

Yea—Williamson

SB 880 was laid on the table.

By the Committee on Judiciary-Civil and Senator McClain—

**CS for SB 781**—A bill to be entitled An act relating to elections; creating ss. 98.451-98.491, Florida Statutes; providing for supplemental and alternative procedure for identifying an elector at the polls through the use of data processing equipment and records; providing for challenges to electors; providing an effective date.

—was read the first time by title and SB 781 was laid on the table.

On motions by Senator McClain, by two-thirds vote CS for SB 781 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Gorman	Myers	Thomas, Jon
Castor	Graham	Peterson	Thomas, Pat
Chamberlin	Hair	Poston	Tobiassen
Childers, Don	Henderson	Renick	Trask
Childers, W. D.	Holloway	Saylor	Vogt
Dunn	Johnston	Scarborough	Wilson
Firestone	Lewis	Scott	Winn
Gallen	MacKay	Skinner	Zinkil
Glisson	McClain	Spicola	

Nays—None

Vote after roll call:

Yea—Williamson

SB 378 was taken up and on motion by Senator Johnston, the rules were waived and by two-thirds vote HB 1008 was withdrawn from the Committee on Commerce and placed on the calendar. On motion by Senator Johnston—

**HB 1008**—A bill to be entitled An act relating to the payment of wages or salary; creating s. 532.04, Florida Statutes; authorizing the payor of wages or salary to deposit such wages or salary directly to the account of the payee in a financial institution by electronic or other medium under certain circumstances; providing certain prohibitions; providing a civil remedy; providing an effective date.

—a companion measure, was substituted for SB 378 and read the second time by title. On motion by Senator Johnston, by two-thirds vote HB 1008 was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—32

Mr. President	Gorman	McClain	Thomas, Jon
Castor	Graham	Myers	Thomas, Pat
Chamberlin	Hair	Peterson	Tobiassen
Childers, Don	Henderson	Poston	Trask
Childers, W. D.	Holloway	Renick	Vogt
Dunn	Johnston	Scarborough	Wilson
Firestone	Lewis	Scott	Winn
Glisson	MacKay	Spicola	Zinkil

## Nays—None

## Vote after roll call:

Yea—Williamson

SB 378 was laid on the table.

SB 382—A bill to be entitled An act relating to the Comptroller; creating s. 17.075, Florida Statutes; authorizing the Comptroller to establish the form of state warrants and to change the form as necessary or appropriate; providing for the countersigning of warrants by the Governor; providing that state warrants may provide for direct deposit of funds to the account of the beneficiary in a financial institution under certain circumstances; providing an effective date.

—was read the second time by title.

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

**Amendment 1**—On page 1, line 25, strike the word “State” and insert: If authorized in writing by the beneficiary of such payment or disbursement, state

**Amendment 2**—On page 1, line 29, strike “Such direct” and insert: The written authorization of a beneficiary shall be filed with the Comptroller. Direct

On motion by Senator Johnston, by two-thirds vote SB 382 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

## Yeas—33

Mr. President	Graham	Peterson	Trask
Barron	Hair	Poston	Vogt
Castor	Henderson	Renick	Ware
Chamberlin	Holloway	Scarborough	Wilson
Childers, Don	Johnston	Scott	Winn
Childers, W. D.	Lewis	Spicola	Zinkil
Firestone	MacKay	Thomas, Jon	
Glisson	McClain	Thomas, Pat	
Gorman	Myers	Tobiassen	

## Nays—None

## Vote after roll call:

Yea—Williamson

SB 1047—A bill to be entitled An act relating to fraudulent practices; creating s. 817.035, Florida Statutes, prohibiting persons from engaging in schemes to defraud; requiring certain proof in a prosecution; providing penalties; 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 Zinkil and adopted:

**Amendment 1**—On page 2, line 2, strike “other”

On motion by Senator Zinkil, by two-thirds vote SB 1047 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

## Yeas—32

Mr. President	Gorman	Myers	Thomas, Pat
Barron	Graham	Peterson	Tobiassen
Castor	Henderson	Poston	Trask
Chamberlin	Holloway	Renick	Vogt
Childers, Don	Johnston	Scarborough	Ware
Childers, W. D.	Lewis	Scott	Wilson
Firestone	MacKay	Spicola	Winn
Glisson	McClain	Thomas, Jon	Zinkil

## Nays—None

## Votes after roll call:

Yeas—Hair, Williamson

By the Committee on Commerce and Senators Zinkil and Williamson—

CS for SB 199—A bill to be entitled An act relating to escalation clauses in leases for recreational facilities, land, or other commonly used facilities serving condominiums and cooperatives; amending ss. 718.401(8) and 719.401(8), Florida Statutes, 1976 Supplement, to prohibit the inclusion or enforcement of escalation clauses in net leases for recreational facilities, land, or other commonly used facilities serving condominiums and cooperatives; providing a definition for net lease; providing an effective date.

—was read the first time by title and SB 199 was laid on the table.

On motions by Senator Zinkil, by two-thirds vote CS for SB 199 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—32

Mr. President	Glisson	MacKay	Spicola
Castor	Gorman	McClain	Thomas, Jon
Chamberlin	Graham	Peterson	Thomas, Pat
Childers, Don	Hair	Poston	Tobiassen
Childers, W. D.	Henderson	Renick	Vogt
Dunn	Holloway	Scarborough	Wilson
Firestone	Johnston	Scott	Winn
Gallen	Lewis	Skinner	Zinkil

## Nays—None

## Votes after roll call:

Yeas—Myers, Williamson

SB 664 was taken up and on motion by Senator Hair, the rules were waived and by two-thirds vote HB 1107 was withdrawn from the Committee on Governmental Operations and placed on the calendar. On motion by Senator Hair—

HB 1107—A bill to be entitled An act relating to public meetings; amending s. 286.011, Florida Statutes, which provides that meetings of state and local agencies shall be open to the public, to include all appellate courts and to provide for assessment of attorneys’ fees against agencies and certain individuals found in violation of said section; authorizing the award of attorney’s fees under certain circumstances; prohibiting public meetings at certain locations; providing for reimbursement of attorney’s fees under certain circumstances; providing an effective date.

—a companion measure, was substituted for SB 664 and read the second time by title.

The Committee on Judiciary-Civil offered the following amendments which were moved by Senator Hair and adopted:

**Amendment 1**—On page 1, line 25, strike “including all appellate courts”

**Amendment 2**—On page 2, lines 25 and 26, strike “it was filed in bad faith, or was frivolous” and insert: that the defendant or defendants did not act in violation of this section

**Amendment 3**—On page 2, line 23; on page 2, line 26; and on page 3, line 8, strike the word “shall” and insert: may

Senator Hair moved the following amendments which were adopted:

**Amendment 4**—On page 2, line 31, after the period (.) insert: Provided, however, that this section shall not apply to a state attorney or his duly authorized assistants or any officer charged with enforcing the provisions of this act.

**Amendment 5**—On page 3, strike all of line 16 and insert: which discriminates

**Amendment 6**—On page 3, between lines 24 and 25, insert: (8) Whenever any board or commission of any state agency or authority or any agency or authority of any county, municipality, or any political subdivision is involved in any litigation, the board or commission may meet with the attorney representing the board or commission in the litigation for the purpose of deciding or discussing future action in the litigation and any such meeting shall not be public. A written record of any such meeting shall be made by the board, commission, agency or authority, and at the conclusion of the litigation this record shall be made public. Such written record shall be exempt from s. 119.07(1) until being made public as aforesaid. The attorney-client privilege shall apply to such meeting and the written record thereof until the final conclusion of the litigation.

**Amendment 7**—On page 1 in title, line 13, after the semi-colon insert: providing that a board or commission may meet with its attorney in a private meeting not open to the public regarding pending litigation, the minutes of which meeting are exempt from s. 119.07(1) until the final conclusion of such litigation at which time such minutes shall be made public;

**Amendment 8**—On page 1 in title, lines 5 and 6, strike the words “to include all appellate courts and”

On motion by Senator Hair, by two-thirds vote HB 1107 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Williamson
Childers, W. D.	Johnston	Scarborough	Winn
Firestone	Lewis	Scott	Zinkil
Gallen	MacKay	Spicola	
Glisson	McClain	Thomas, Jon	
Gorman	Peterson	Thomas, Pat	

Nays—None

Votes after roll call:

Yea—Myers

Nay—Dunn

SB 664 was laid on the table.

SB 673 was taken up and on motion by Senator Hair, the rules were waived and by two-thirds vote HB 2124 was withdrawn from the Committee on Commerce and placed on the calendar. On motion by Senator Hair—

**HB 2124**—A bill to be entitled An act relating to the Florida Consumer Finance Act; amending s. 516.18(3), Florida Statutes, relating to interest rates on loans legally made in, and to a resident of, another state; repealing s. 516.05 (2) (b), Florida Statutes, relating to the authority of the Department of Banking and Finance to grant a license to a person to make and collect loans under the provisions of the Florida Consumer Finance Act, eliminating the requirement that approval must be based upon a finding that the issuance of such a license will promote the convenience and advantage of the community; providing an effective date.

—a companion measure, was substituted for SB 673 and read the second time by title. On motion by Senator Hair, by two-thirds vote HB 2124 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Graham	Peterson	Thomas, Pat
Barron	Hair	Plante	Tobiassen
Castor	Henderson	Poston	Trask
Chamberlin	Holloway	Renick	Vogt
Childers, W. D.	Johnston	Sayler	Ware
Firestone	Lewis	Scarborough	Williamson
Gallen	MacKay	Scott	Winn
Glisson	McClain	Skinner	Zinkil
Gorman	Myers	Spicola	

Nays—1

Childers, Don

Vote after roll call:

Nay—Wilson

SB 673 was laid on the table.

**SB 927**—A bill to be entitled An act relating to the Florida Cosmetology Law; amending s. 447.20(1), (3), Florida Statutes; requiring the State Board of Cosmetology to establish and maintain a main office which is to be designated by resolution of the board and other offices, no more than one in a district, necessary for the board to perform its duties; providing an effective date.

—was read the second time by title. On motion by Senator Peterson by two-thirds vote SB 927 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30

Mr. President	Gorman	Myers	Thomas, Pat
Barron	Graham	Peterson	Tobiassen
Castor	Hair	Plante	Vogt
Childers, Don	Henderson	Poston	Williamson
Childers, W. D.	Johnston	Renick	Winn
Firestone	Lewis	Scott	Zinkil
Gallen	MacKay	Skinner	
Glisson	McClain	Thomas, Jon	

Nays—3

Chamberlin Sayler Ware

Votes after roll call:

Yeas—Spicola, Trask, Wilson

**SB 504**—A bill to be entitled An act relating to public officers and employees; adding ss. 112.313(7)(c), (10)(c), Florida Statutes; providing that public officers and employees may serve as volunteer firemen and may be compensated for such service; providing an effective date.

—was read the second time by title. On motion by Senator Peterson, by two-thirds vote SB 504 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Johnston	Sayler	Williamson
Childers, W. D.	Lewis	Scarborough	Winn
Firestone	MacKay	Scott	Zinkil
Gallen	McClain	Skinner	
Glisson	Myers	Thomas, Jon	

Nays—None

Votes after roll call:

Yeas—Spicola, Wilson

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

## INTRODUCTION

By Senators Trask, Brantley, Barron, Castor, Chamberlin, Don Childers, W. D. Childers, Dunn, Firestone, Gallen, Glisson, Gordon, Gorman, Graham, Hair, Henderson, Holloway, Johnston, Lewis, MacKay, McClain, Myers, Peterson, Plante, Poston, Renick, Saylor, Scarborough, Scott, Skinner, Spicola, Jon Thomas, Pat Thomas, Tobiassen, Vogt, Ware, Williamson, Wilson, and Winn—

SCR 1492—A Concurrent Resolution commending Hon. Alfred A. McKethan, and naming the Pine Island State Park in Hernando County the Alfred A. McKethan State Park.

—was read the first time in full. On motion by Senator Trask by two-thirds vote SCR 1492 was read the second time by title, adopted, and certified to the House. The vote on adoption was:

Yeas—36

Mr. President	Gorman	Myers	Spicola
Barron	Graham	Peterson	Thomas, Jon
Castor	Hair	Plante	Thomas, Pat
Chamberlin	Henderson	Poston	Tobiassen
Childers, Don	Holloway	Renick	Trask
Childers, W. D.	Johnston	Saylor	Vogt
Dunn	Lewis	Scarborough	Ware
Firestone	MacKay	Scott	Williamson
Glisson	McClain	Skinner	Winn

Nays—None

The President introduced Mr. McKethan to the Senate.

## Consent Calendar, continued

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 second time by title.

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

**Amendment 1**—On page 1, line 20, after the word "county" insert: with a population of at least 1 million persons according to the 1970 federal census

**Amendment 2**—On page 1, line 26, strike "airport facilities. In the event of expiration or revocation" and insert: airport's terminal facilities. In the event of expiration or revocation

**Amendment 3**—On page 1 in title, strike all of lines 1 through 7 and through the word "county;" on page 8 and insert: A bill to be entitled An act relating to the Beverage Law; adding subsection (9) to s. 561.20, Florida Statutes, 1976 Supplement, providing for issuance of special airport licenses for certain counties by the Division of Beverage of the Department of Business Regulation;

On motion by Senator Poston, by two-thirds vote SB 1295 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—35

Mr. President	Graham	Peterson	Thomas, Pat
Castor	Hair	Poston	Tobiassen
Chamberlin	Henderson	Renick	Trask
Childers, Don	Holloway	Saylor	Vogt
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Glisson	McClain	Spicola	Zinkil
Gorman	Myers	Thomas, Jon	

Nays—None

Vote after roll call:

Yea to Nay—Peterson

SB 1089 was taken up and on motion by Senator Poston, the rules were waived and by two-thirds vote HB 2141 was withdrawn from the Committee on Transportation and placed on the calendar. On motion by Senator Poston—

HB 2141—A bill to be entitled An act relating to outdoor theaters; amending ss. 555.01, 555.03, 555.05, and 555.08, Florida Statutes, relating to regulation of outdoor theaters; redesignating affected roads and designating responsibility for administration of certain regulatory provisions including issuance of qualifying certificates; repealing s. 555.06, Florida Statutes, relating to ramps and speaker equipment; providing an effective date.

—a companion measure, was substituted for SB 1089 and read the second time by title. On motion by Senator Poston, by two-thirds vote HB 2141 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Gorman	Myers	Thomas, Jon
Castor	Graham	Peterson	Thomas, Pat
Chamberlin	Hair	Poston	Tobiassen
Childers, Don	Henderson	Renick	Vogt
Childers, W. D.	Holloway	Saylor	Williamson
Dunn	Johnston	Scarborough	Wilson
Firestone	Lewis	Scott	Winn
Gallen	MacKay	Skinner	Zinkil
Glisson	McClain	Spicola	

Nays—None

SB 1089 was laid on the table.

SB 833 was taken up and on motion by Senator Ware—

HB 1157—A bill to be entitled An act relating to beach and shore preservation; amending s. 161.091(1)(a)-(c), Florida Statutes, and adding a paragraph; authorizing the Department of Natural Resources to pay up to 75 percent of specified types of erosion control project costs; removing requirements that local interests pay at least 25 percent of the costs of such projects; authorizing the department to pay up to 75 or 100 percent of certain additional costs relating to navigation channel or dredging projects; authorizing the department to pay the full cost of certain erosion control research; providing an effective date.

—a companion measure was substituted therefor. On motion by Senator Ware, by two-thirds vote HB 1157 was read the second time by title.

Senators Ware, Barron and Gallen offered the following amendment which was moved by Senator Ware:

**Amendment 1**—On page 1, line 19, insert new Section 1 and renumber subsequent sections:

Section 1. Section 161.053, Florida Statutes, is amended by adding subsections (9), (10), (11), (12), (13), and (14) to read:

161.053 Coastal construction and excavation; regulation on county basis.—

(9) Counties and municipalities are hereby authorized to adopt and implement coastal regulation programs pursuant to the provisions of this section.

(10) Within 180 days of the effective date of this act, the department shall adopt rules governing:

(a) The procedures by which alterations and variances from the coastal construction setback lines established by the department may be obtained consistent with the provisions of this section.

(b) Procedures to be followed by counties or municipalities to obtain approval of local coastal regulation program by the department.

(11) In instances where local governments have created and implemented a coastal regulation program which recognizes by special building construction codes and ordinances acceptable to the department, special hazard zones associated with beach front construction and, such program has been approved by the department, the local governing body shall then be responsible for implementing the provisions of this chapter including the enforcement of the setback line and the granting of variances.

(a) The governing body shall authorize a variance. If in the immediate contiguous or adjacent area a number of existing structures have established a reasonably continuous and uniform construction line closer to the line of mean high water than the foregoing, and if said existing structures have not been unduly affected by erosion.

(b) The governing body shall authorize a variance to repair an existing structure or to reconstruct a structure, including repair or reconstruction of a foundation, which structure has been damaged or destroyed by a natural disaster.

(12) In developed areas where seawalls of considerable length have been constructed on a common, or near common alignment, the coastal construction setback line may be located at the seawall (face) if local construction codes prohibit habitable structures within an appropriate area landward of such seawall alignment.

(13) In the event any local government desires to develop and implement a coastal development program the department shall provide all available data on coastal engineering studies, field surveys, reports, past and present erosion trends and other pertinent data on file to assist such local government in developing local setback ordinances and coastal building codes. The department shall cooperate with the local governments by providing staff consultation when requested.

(14) At the public meeting, the department or governing body shall notify the public of the manner in which the setback line may be altered by written request of individual riparian owners, how variances may be obtained, and the means by which local coastal regulations programs may be approved.

Senator Graham moved the following amendment to Amendment 1 which failed:

**Amendment 1A**—On page 2, strike lines 7 through 22 and renumber subsequently.

Amendment 1 was adopted.

Senator Hair moved the following title amendment which was adopted:

**Amendment 2**—On page 1, line 3, after the semi-colon insert: amending s. 161.053, Florida Statutes, by adding subsections (9), (10), (11), (12), (13) and (14) authorizing counties and municipalities to adopt and implement coastal regulations; authorizing variances; requiring department cooperation with local governments;

On motion by Senator Plante, by two-thirds vote HB 1157 was placed at the beginning of the Special Order Calendar to be taken up at 2:15 p.m. this day.

**SB 525**—A bill to be entitled An act relating to the Correctional Work Program Trust Fund; amending s. 945.18, Florida Statutes, 1976 Supplement; providing for disposition of certain moneys in the fund; providing an effective date.

—was read the second time by title.

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

**Amendment 1**—On page 1, strike all of lines 21-27 and insert: year exceeds ~~\$1,500,000~~ \$5,000,000, one-half of such amount as is determined by the Auditor General to be in excess of this amount shall be deposited in the General Revenue Fund, and the other half shall be utilized by the department for the

On motion by Senator Pat Thomas, by two-thirds vote SB 525 as amended was read the third time by title, passed, ordered

engrossed and then certified to the House. The vote on passage was:

Yeas—36

Mr. President	Glisson	McClain	Skinner
Barron	Gorman	Myers	Thomas, Jon
Castor	Graham	Peterson	Thomas, Pat
Chamberlin	Hair	Plante	Tobiassen
Childers, Don	Henderson	Poston	Trask
Childers, W. D.	Holloway	Renick	Vogt
Dunn	Johnston	Sayler	Williamson
Firestone	Lewis	Scarborough	Winn
Gallen	MacKay	Scott	Zinkil

Nays—None

Vote after roll call:

Yea—Spicola

**SB 570**—A bill to be entitled An act relating to memorials, museums, and fine arts; amending ss. 265.13, 265.14, 265.15, 265.151, 592.13, Florida Statutes, redesignating the Stephen Foster Memorial and the Stephen Foster Memorial Board of Trustees as the Stephen Foster Center and the Stephen Foster Center Board of Trustees, respectively; authorizing the board to erect and maintain a center for the performing arts; providing an effective date.

—was read the second time by title. On motion by Senator Skinner, by two-thirds vote SB 570 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Gorman	Peterson	Tobiassen
Barron	Graham	Plante	Trask
Castor	Hair	Poston	Vogt
Chamberlin	Henderson	Renick	Williamson
Childers, Don	Holloway	Sayler	Wilson
Childers, W. D.	Johnston	Scarborough	Winn
Dunn	Lewis	Scott	Zinkil
Firestone	MacKay	Skinner	
Gallen	McClain	Thomas, Jon	
Glisson	Myers	Thomas, Pat	

Nays—None

Vote after roll call:

Yea—Spicola

Senator Barron presiding

**SB 1423**—A bill to be entitled An act relating to dentistry; amending ss. 466.11, 466.12, and 466.25(1), (2), Florida Statutes; providing for service of process by assistant secretary-treasurers, service of accusation by assistant secretary-treasurers, personal service of accusations; providing an effective date.

—was read the second time by title. On motion by Senator Scott, by two-thirds vote SB 1423 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Barron	Gorman	Peterson	Tobiassen
Castor	Graham	Poston	Trask
Chamberlin	Hair	Renick	Vogt
Childers, Don	Henderson	Sayler	Williamson
Childers, W. D.	Holloway	Scarborough	Winn
Dunn	Johnston	Scott	Zinkil
Firestone	Lewis	Skinner	
Gallen	MacKay	Spicola	
Glisson	McClain	Thomas, Pat	

Nays—None

Vote after roll call:

Yea—Myers

**HB 1594**—A bill to be entitled An act relating to horse shows and sales; amending s. 535.11, Florida Statutes; providing definitions; prohibiting the administration of certain drugs to horses prior to or during a show or sale except under specified conditions; providing responsibilities of trainers; providing for examination and testing of horses by veterinarians representing the Department of Agriculture and Consumer Services; providing for searches by representatives of the department and confiscation of containers suspected of containing reserpine; providing exemption from liability; providing duties of horse show and sales companies; providing for forfeiture of prizes and trophies; amending s. 535.12, Florida Statutes; creating s. 535.14, Florida Statutes, providing for rules; providing penalties; providing an effective date.

—was read the second time by title. On motion by Senator Gallen, by two-thirds vote HB 1594 was read the third time by title, passed and certified to the House. The vote on passage was:

**Yeas—35**

Barron	Graham	Peterson	Thomas, Pat
Castor	Hair	Poston	Tobiassen
Chamberlin	Henderson	Renick	Trask
Childers, Don	Holloway	Sayler	Vogt
Dunn	Johnston	Scarborough	Williamson
Firestone	Lewis	Scott	Wilson
Gallen	MacKay	Skinner	Winn
Glisson	McClain	Spicola	Zinkil
Gorman	Myers	Thomas, Jon	

Nays—None

Vote after roll call:

Yea—W. D. Childers

**SB 332**—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.051(2)(a), Florida Statutes; providing that all members who elected to transfer to the Florida Retirement System on or before July 1, 1972, shall be subject to the provisions of such system retroactively to November 30, 1970; providing for appropriate contributions; providing an effective date.

—was read the second time by title.

The Committee on Personnel, Retirement and Collective Bargaining offered the following amendments which were moved by Senator Gallen and adopted:

**Amendment 1**—On page 2, strike all of lines 3 through 5 and insert: under said chapter through November 30, 1975, or until fully insured for disability benefits under social security, whichever is the earliest date, and thereafter no such rights

**Amendment 2**—On page 2, line 23, after the words "provisions of s. 121.091" strike the period (.) and insert: ; provided however, that such retroactive coverage to November 30, 1970, shall be optional for any person who transferred pursuant to subparagraph 1.

On motion by Senator Gallen, by two-thirds vote SB 332 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

**Yeas—36**

Barron	Gorman	Myers	Thomas, Pat
Castor	Graham	Peterson	Tobiassen
Chamberlin	Hair	Poston	Trask
Childers, Don	Henderson	Renick	Vogt
Childers, W. D.	Holloway	Scarborough	Ware
Dunn	Johnston	Scott	Williamson
Firestone	Lewis	Skinner	Wilson
Gallen	MacKay	Spicola	Winn
Glisson	McClain	Thomas, Jon	Zinkil

Nays—None

**HB 721**—A bill to be entitled An act relating to motion pictures; providing that it shall be false, misleading, and deceptive advertising to exhibit a preview of a 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 second time by title.

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

**Amendment 1**—On pages 1 and 2, strike lines 25-31 on page 1, and lines 1-3 on page 2 and insert: Section 1. Advertising of previews or trailers, standards.—

(1) Any motion picture theater owner or operator who desires to exhibit on the same program, a motion picture which has received a "G" rating, and advertises such motion picture as "G" rated, and a preview or trailer of a motion picture which motion picture has not received a "G" rating, shall in all such advertising of the program give notice to the public of the exhibition of the preview or trailer as provided in subsections (2) and (3).

(2) The advertisement of the preview or trailer which is required by section 1 shall conform to the following standards:

(a) In the case of printed matter or marquees, such advertising shall be contiguous to, in the same type size as, and contain the same kind of information as the advertisement for the motion picture which has received a "G" rating and is to be shown on the same program.

(b) In the case of oral advertising and television advertising, the text used for the broadcast of such trailer or preview shall contain the same kind of information as and be broadcast in the same manner, form, detail, and time as the text advertising the motion picture which has received a "G" rating and is to be shown on the same program.

(c) In the case of any other form of advertisement, such dissemination shall be in the same manner, form, detail, time, and place as that used for the motion picture which motion picture has received a "G" rating and is shown on the same program.

(3) For the purposes of this act, advertisement or advertising shall include but not be limited to marquee, poster, flier, newspaper, television, radio and billboard.

**Section 2. Penalty.—**

Any person violating the provisions of this section is guilty of a misdemeanor of the second degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084, Florida Statutes.

**Section 3. This act shall take effect October 1, 1977.**

**Amendment 2**—On page 1 in title, strike lines 1-21 and insert: A bill to be entitled An act relating to motion pictures; requiring notice where there is to be exhibited on the same program with a motion picture which has received a "G" rating, a preview or trailer of a motion picture which motion picture has not received a "G" rating; providing standards of conformance for advertising; providing types of advertising; providing a penalty; providing an effective date.

WHEREAS, The Motion Picture Association of America has always been opposed to censorship, and

WHEREAS, self regulation eliminates the need for censors, and

WHEREAS, prior censorship is in direct opposition to freedom of speech, and

WHEREAS, a code has been adopted in order to inform the public of the nature of material exhibited on motion picture programs, and

WHEREAS, motion picture patrons are attending such programs which have been identified as rated "G" but have been exposed to previews of forthcoming pictures which have received a different rating, and

WHEREAS, the Legislature recognizes the need to inform the public of the exhibition of a preview of a picture which picture has not been assigned a rating of "G" on the same program with a picture which has been assigned a rating of "G", NOW THEREFORE,

On motion by Senator Gallen, by two-thirds vote HB 721 as amended was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—37

Barron	Graham	Plante	Trask
Castor	Hair	Poston	Vogt
Chamberlin	Henderson	Saylor	Ware
Childers, Don	Holloway	Scarborough	Williamson
Childers, W. D.	Johnston	Scott	Wilson
Dunn	Lewis	Skinner	Winn
Firestone	MacKay	Spicola	Zinkil
Gallen	McClain	Thomas, Jon	
Glisson	Myers	Thomas, Pat	
Gorman	Peterson	Tobiassen	

Nays—None

Vote after roll call:

Yea—Renick

SB 749, a companion bill to HB 721, was laid on the table.

By the Committee on Education and Senators MacKay and Dunn—

CS for SB 462—A bill to be entitled An act relating to the use of public school buses for other public purposes; providing for agreements between school districts and other public agencies for the use of school buses for public purposes, including the transportation of the elderly or the physically or mentally handicapped; providing for the assumption of the proportionate share of the costs; providing for indemnification of loss and holding the school board harmless from liability; providing required levels of liability insurance coverage; providing for the nonuse of certain marking devices when school buses are used for nonschool purposes; amending s. 234.041(1), Florida Statutes; providing an exemption from provision making it unlawful to use a school bus for other purposes without making certain changes; amending s. 236.083(7), (9), (10), Florida Statutes; providing for pilot projects using school buses for transportation of the elderly or the physically or mentally handicapped; providing an effective date.

—was read the first time by title and SB 462 was laid on the table.

On motions by Senator MacKay, by two-thirds vote CS for SB 462 was read the second time by title and by two-thirds vote was read the third time by title and passed. The vote on passage was:

Yeas—36

Barron	Gorman	Plante	Thomas, Pat
Castor	Graham	Poston	Tobiassen
Chamberlin	Hair	Renick	Trask
Childers, Don	Henderson	Saylor	Vogt
Childers, W. D.	Holloway	Scarborough	Ware
Dunn	Johnston	Scott	Williamson
Firestone	MacKay	Skinner	Wilson
Gallen	McClain	Spicola	Winn
Glisson	Myers	Thomas, Jon	Zinkil

Nays—None

Vote after roll call:

Yea—Peterson

On motion by Senator Peterson, the Senate reconsidered the vote by which CS for SB 462 passed. Further consideration of CS for SB 462 was deferred.

SB 601—A bill to be entitled An act relating to education; amending ss. 230.23(4)(n) and 236.081(6)(b), Florida Statutes, 1976 Supplement, to expand the transitional categorical program for the severely and profoundly retarded to include all profoundly handicapped children as defined by rules of the State Board of Education; providing an effective date.

—was read the second time by title.

The Committee on Appropriations offered the following amendment which was moved by Senator Castor:

Amendment 1—On page 1, line 27, strike everything after the enacting clause and insert: Section 1. Paragraph (n) of subsection (4) of section 230.23, Florida Statutes, 1976 Supplement, is amended to read:

230.23 Powers and duties of school board.—The school board, acting as a board, shall exercise all powers and perform all duties listed below:

(4) ESTABLISHMENT, ORGANIZATION, AND OPERATION OF SCHOOLS.—Adopt and provide for the execution of plans for the establishment, organization, and operation of the schools of the district, as follows:

(n) Exceptional children.—

1. Each school board shall provide an appropriate program of special instruction for exceptional children. Such program shall be implemented in annual increments so that all exceptional children shall be served, except that all severely and profoundly handicapped retarded children as defined in the rules adopted by the state board shall be served by 1977-1978.

2. Pursuant to regulations to be adopted by the State Board of Education, a school board may submit to the commissioner a proposal for a grant for programs for the severely and profoundly retarded. Upon the request of any school board, the department shall provide such technical assistance to the school board as is necessary to develop and submit a proposed program for the severely and profoundly retarded. The department may use its own staff or such consultants as may be necessary to accomplish this purpose. The district school boards shall give priority to the programs serving the maximum number of persons within the limits of resources available and to programs which will allow for matching funds or for joint funding from the Federal Government or other public or private sources.

Section 2. Paragraph (c) of subsection (1), and paragraph (b) of subsection (6) of section 236.081, Florida Statutes, are amended to read:

236.081 Funds for current operation of schools. The annual allocation from the Florida Education Finance Program to each district for current operation of schools shall be determined as follows:

(1) COMPUTATION OF THE BASIC AMOUNT TO BE INCLUDED FOR CURRENT OPERATION.—The following procedure shall be followed in determining the annual allocation to each district for current operation:

(c) Determination of programs.—Cost factors based on desired relative cost differences between the following programs are hereby established. However, the application of cost factors in part-time programs for exceptional students shall be limited to a maximum of twelve twenty-fifths of a student membership in a given program during a week. The criteria for qualification for the special programs shall be determined by the rules adopted by regulations of the state board. Cost factors for special programs for exceptional students shall be used to fund programs, approved by the department, as provided by law for exceptional students under the minimum age for enrollment in kindergarten.

1. Basic programs.—	Cost Factor
a. Kindergarten and grades 1, 2, and 3 .....	1.234
b. Grades 4, 5, 6, 7, 8, and 9 .....	1.00
c. Grades 10, 11, and 12 .....	1.10
2. Special programs for exceptional students.—	
a. Educatable mentally retarded .....	2.30
b. Trainable mentally retarded .....	3.00
c. Physically handicapped .....	3.50
d. Physical and occupational therapy part-time .....	6.00
e. Speech and hearing therapy part-time .....	10.00
f. Deaf .....	4.00
g. Visually handicapped part-time .....	10.00
h. Visually handicapped .....	3.50
i. Emotionally disturbed part-time .....	7.50
j. Emotionally disturbed .....	3.70
k. Socially maladjusted .....	2.30
l. Specific learning disability part-time .....	7.50
m. Specific learning disability .....	2.30
n. Gifted part-time .....	3.00

o. Hospital and homebound part-time .....	15.00
p. Profoundly handicapped .....	5.20
3. Special vocational-technical programs.—	
a. Vocational education I .....	4.26
b. Vocational education II .....	2.64
c. Vocational education III .....	2.18
d. Vocational education IV .....	1.69
e. Vocational education V .....	1.40
f. Vocational education VI .....	1.17
4. Special adult general education programs.—	
a. Adult basic education and adult high school	1.28
b. Community service .....	0.675

(6) CATEGORICAL PROGRAMS.—The legislature hereby provides for the establishment of selected categorical programs to assist in the development and maintenance of activities giving indirect support to the programs previously funded. These categorical appropriations may be funded as general and transitional categorical programs. It is the intent of the Legislature that no transitional categorical program shall be funded for more than 4 fiscal years from the date of original authorization or from July 1, 1973, whichever is later. Such programs are as follows:

- (b) Transitional.—
- 1. ~~Bilingual program as provided by law.~~
- 2. ~~Driver education as provided by law.~~
- 3. ~~Elementary school counselors as provided by law.~~
- 4. ~~Occupational specialists and placement specialists as provided by law.~~
- 5. ~~Safe school program as provided by law.~~
- 1. 6. Comprehensive health education as provided by law.
- 2. 7. Exceptional child support services as provided by law.
- 8. ~~Severely and profoundly retarded as provided by law.~~
- 9. ~~Career education programs provided by law.~~

Section 3. This act shall take effect July 1, 1977.

Senator Castor moved the following amendments to Amendment 1 which were adopted:

Amendment 1A—On page 3, line 31, strike "5.20" and insert: 4.80

Amendment 1B—On page 4, between lines 21 and 22, insert: (a) General.—

- 1. Comprehensive school construction and debt service as provided by law.
- 2. Community schools as provided by law.
- 3. Educational leadership training act programs as provided by law.
- 4. School lunch programs for the needy as provided by law.
- 5. Instructional material funds as provided by law.
- 6. Vocational improvement fund as provided by law.
- 7. Student transportation as provided by law.
- 8. Student development services as provided by law.

Amendment 1C—On page 5, line 3, renumber section 3 to section 4 and insert a new section 3:

Section 3. Section 236.088, Florida Statutes, is created to read:

236.088 Student development services allocation.—The Department of Education shall allocate an amount as prescribed annually by the Legislature to each district in the same ratio as the full-time equivalent student membership in the program categories established in s. 236.081 (1) (c), exclusive of special adult general education programs of the state for the prior year for student development services. These services shall include any or all of the following: career education, elementary guidance counselors, and occupational specialists and placement specialists.

On motion by Senator Castor, the Senate reconsidered the vote by which Amendment 1C was adopted. Amendment 1C was withdrawn.

Amendment 1 as amended was adopted.

The Committee on Appropriations offered the following amendment which was moved by Senator Castor:

Amendment 2—On page 1, strike all of lines 1 through 23 and insert: A bill to be entitled An act relating to education; amending subsections 230.23(4)(n) and 236.081 (1)(c), Florida Statutes, 1976 Supplement; requiring each school board to provide a program of special instruction for profoundly handicapped children rather than severely and profoundly retarded children; prescribing the cost factor for a program for the profoundly handicapped and amending program cost category weights; amending subsection 236.081(6)(B) Florida Statutes, 1976 Supplement; deleting certain transitional categorical programs; providing an effective date.

Senator Castor moved the following amendments to Amendment 2 which were adopted:

Amendment 2A—On page 1, line 11, insert after "(6)": (a) and

Amendment 2B—On page 1, line 11, insert after the semicolon (;): adding student development services as a general categorical program;

Amendment 2 as amended was adopted.

On motion by Senator Castor, by two-thirds vote SB 601 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

Barron	Graham	Plante	Thomas, Pat
Castor	Hair	Poston	Tobiassen
Childers, Don	Henderson	Renick	Trask
Childers, W. D.	Johnston	Saylor	Vogt
Firestone	Lewis	Scarborough	Winn
Gallen	McClain	Scott	Zinkil
Glisson	Myers	Skinner	
Gorman	Peterson	Thomas, Jon	

Nays—None

Vote after roll call:

Yea—Spicola

SB 1070 was taken up and on motion by Senator Castor, the rules were waived and by two-thirds vote HB 621 was withdrawn from the Committee on Health and Rehabilitative Services and placed on the calendar. On motion by Senator Castor—

HB 621—A bill to be entitled An act relating to financial assistance; adding paragraph (d) to s. 409.185(3), Florida Statutes, excluding burial plots and crypts from consideration in determinations of eligibility for financial assistance from the Department of Health and Rehabilitative Services; providing an effective date.

—a companion measure, was substituted for SB 1070 and read the second time by title. On motion by Senator Castor, by two-thirds vote HB 621 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Barron	Gorman	Peterson	Thomas, Pat
Castor	Graham	Poston	Tobiassen
Chamberlin	Hair	Renick	Trask
Childers, Don	Henderson	Saylor	Vogt
Childers, W. D.	Johnston	Scarborough	Ware
Dunn	Lewis	Scott	Williamson
Firestone	MacKay	Skinner	Wilson
Gallen	McClain	Spicola	Winn
Glisson	Myers	Thomas, Jon	Zinkil

Nays—1

Plante

SB 1070 was laid on the table.

SB 681 was taken up and on motion by Senator Pat Thomas, the rules were waived and by two-thirds vote HB 1037 was withdrawn from the Committee on Natural Resources and Conservation and placed on the calendar. On motion by Senator Pat Thomas—

HB 1037—A bill to be entitled An act relating to saltwater fisheries and conservation; amending s. 370.16(35)(a) and (d), Florida Statutes, 1976 Supplement, and adding paragraph (e) thereto, providing that shells from oysters and clams shucked commercially in Florida shall be the property of the Division of Marine Resources of the Department of Natural Resources; excepting oysters used directly in the half-shell trade; providing that moneys derived from the sale of such shells shall be deposited into the General Revenue Fund; requiring notice of the intent of the division to collect said shells and the period of time in which the division intends to collect such shells; providing an effective date.

—a companion measure, was substituted for SB 681 and read the second time by title. On motion by Senator Pat Thomas, by two-thirds vote HB 1037 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

Barron	Hair	Sayler	Vogt
Castor	Henderson	Scarborough	Ware
Childers, Don	Johnston	Scott	Williamson
Childers, W. D.	Lewis	Skinner	Wilson
Firestone	McClain	Spicola	Winn
Gallen	Myers	Thomas, Jon	Zinkil
Glisson	Peterson	Thomas, Pat	
Gorman	Poston	Tobiassen	
Graham	Renick	Trask	

Nays—1

Plante

SB 681 was laid on the table.

The President presiding

SB 520—A bill to be entitled An act relating to psychotic and emotionally disturbed children; providing for purchase by the Department of Health and Rehabilitative Services of services of approved residential care facilities; providing definitions; providing for administration by the department; providing an effective date.

—was read the second time by title. On motion by Senator Graham, by two-thirds vote SB 520 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Gorman	Myers	Thomas, Pat
Barron	Graham	Peterson	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Firestone	Lewis	Scott	Wilson
Gallen	MacKay	Skinner	Winn
Glisson	McClain	Thomas, Jon	Zinkil

Nays—None

Vote after roll call:

Yea—Spicola

By the Committee on Personnel, Retirement, and Collective Bargaining and Senators Sayler, Johnston, Williamson and Scarborough—

CS for SB 762—A bill to be entitled An act relating to the protection of public employees retirement benefits; creating part

VII, chapter 112, Florida Statutes; providing for the implementation of Section 14 of Article X, State Constitution, relating to governmental retirement systems; providing that this act is applicable to all state, county, special district, and municipal retirement systems and prevails over conflicting existing laws and ordinances; providing for actuarial reviews; providing for prompt deposit of employee and employer contributions, meeting of normal costs, and amortization of unfunded liabilities; providing limitations on retirement benefits; providing certain general administrative provisions relating to retirement systems; providing that provisions relieving a fiduciary from liability are void; providing for purchase of insurance to cover losses incurred by an act or omission of a fiduciary; providing for civil actions; providing that a retirement system or plan may sue or be sued as an entity; providing for notice and review of denials of benefits; prohibiting special laws or general laws of local application relating to the requirements of the act; providing severability; providing an effective date.

—was read the first time by title and SB 762 was laid on the table.

On motion by Senator Sayler, by two-thirds vote CS for SB 762 was read the second time by title.

Senator Zinkil moved the following amendments which were adopted:

Amendment 1—On page 7, line 2, strike the words: “pertaining to” and insert: in conflict with

Amendment 2—On page 1 in title, line 27, strike the words: “relating to” and insert: in conflict with

On motion by Senator Sayler, by two-thirds vote CS for SB 762 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—37

Mr. President	Gorman	Peterson	Trask
Barron	Graham	Poston	Vogt
Castor	Hair	Renick	Ware
Chamberlin	Henderson	Sayler	Williamson
Childers, Don	Holloway	Scarborough	Wilson
Childers, W. D.	Johnston	Scott	Winn
Dunn	Lewis	Skinner	Zinkil
Firestone	MacKay	Thomas, Jon	
Gallen	McClain	Thomas, Pat	
Glisson	Myers	Tobiassen	

Nays—None

Vote after roll call:

Yea—Spicola

By the Committee on Economic, Community and Consumer Affairs and Senator Sayler—

CS for SB 772—A bill to be entitled An act relating to local resource recovery and management programs; amending s. 403.706(1), (2), Florida Statutes; providing for the establishment, within a specified time period, of a local resource recovery and management program by interlocal agreement of a county or counties and all municipalities therein or by special act of the Legislature; directing that such program include an implementation schedule subject to certain requirements; providing for program control and review at the local level; providing that the Department of Environmental Regulation determine the practicality of resource recovery and management programs; amending s. 403.710(1), (4), Florida Statutes, and adding subsection (9) to said section; providing that the chairman of the Resource Recovery Council be selected by the members of the council; limiting the review by the council of local programs to those areas required to plan for resource recovery; providing for termination of the council and transfer of its records and property to the department; repealing s. 403.710, Florida Statutes, relating to the Resource Recovery Council, effective October 1, 1979; providing an effective date.

—was read the first time by title and SB 772 was laid on the table.

On motion by Senator Sayler, by two-thirds vote CS for SB 772 was read the second time by title.

Senator Sayler moved the following amendments which were adopted:

**Amendment 1**—On page 2, strike all of lines 7 through 9 and insert: established by special act of the Legislature or interlocal agreement between counties or between municipalities or between municipalities and counties in those areas designated under the rule adopted pursuant to s. 403.705 ~~all counties and~~

**Amendment 2**—On page 2, line 14, strike the words: "collection, transportation," and insert: ~~collection, transportation, receiving in bulk,~~

**Amendment 3**—On page 1, lines 7 and 8, strike "of a county or counties and all municipalities therein"

On motion by Senator Sayler, by two-thirds vote CS for SB 772 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—35

Mr. President	Glisson	Myers	Thomas, Pat
Barron	Gorman	Peterson	Tobiassen
Castor	Graham	Poston	Trask
Chamberlin	Hair	Renick	Vogt
Childers, Don	Henderson	Sayler	Ware
Childers, W. D.	Holloway	Scarborough	Williamson
Dunn	Johnston	Scott	Wilson
Firestone	Lewis	Skinner	Zinkil
Gallen	McClain	Thomas, Jon	

Nays—None

Vote after roll call:

Yea—Spicola

**HB 46**—A bill to be entitled An act relating to State Uniform Traffic Control; amending s. 316.123(2) and creating s. 316.1235, Florida Statutes, providing procedures for stopping and proceeding at four-way stop intersections and intersections in which the traffic lights are inoperative; providing an effective date.

—was read the second time by title. On motion by Senator Poston, by two-thirds vote HB 46 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Hair	Poston	Trask
Childers, Don	Henderson	Renick	Vogt
Childers, W. D.	Holloway	Sayler	Ware
Dunn	Johnston	Scarborough	Williamson
Firestone	Lewis	Skinner	Wilson
Gallen	MacKay	Spicola	Winn
Glisson	Myers	Thomas, Jon	Zinkil
Gorman	Peterson	Thomas, Pat	
Graham	Plante	Tobiassen	

Nays—2

McClain            Scott

**HB 1768**—A bill to be entitled An act relating to saltwater fisheries and conservation; amending s. 370.082(1) and (4), Florida Statutes, adding Franklin County to a list of counties in which it is unlawful to set, lay out, or fish any gill net, wing net or similar device unattended in any of the waters of the county; authorizing the use of such nets or devices in Franklin County for research under certain circumstances; requiring such nets or devices to be marked by lights when fished during certain hours; providing for the confiscation of unmarked nets or devices; providing an effective date.

—was read the second time by title. On motion by Senator Barron, by two-thirds vote HB 1768 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Chamberlin	Hair	Poston	Vogt
Childers, Don	Henderson	Sayler	Ware
Childers, W. D.	Holloway	Scarborough	Williamson
Dunn	Johnston	Scott	Wilson
Firestone	Lewis	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—1

Castor

Vote after roll call:

Nay to Yea—Castor

**HB 2155**—A bill to be entitled An act relating to land boundaries and platting; amending s. 177.071(1)(c) and (2), Florida Statutes, 1976 Supplement, relating to approval of plats; providing for mutual acceptance of only one plat by governing bodies when a plat lies within more than one boundary; providing for charter county control through ordinance; providing an effective date.

—was read the second time by title.

The Committee on Judiciary-Civil offered the following amendments which were moved by Senator Vogt and adopted:

**Amendment 1**—On page 2, line 4, strike the words "charter county" and insert: county chartered under Article VIII, section 6(e), Florida Constitution

**Amendment 2**—On page 1 in title, strike all of line 8 through and including line 9 and insert: providing for control through ordinance by a county chartered under Article VIII, section 6(e), Florida Constitution; providing an effective date.

On motion by Senator Vogt, by two-thirds vote HB 2155 as amended was read the third time by title, passed, and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Graham	Plante	Thomas, Pat
Castor	Hair	Poston	Tobiassen
Chamberlin	Henderson	Renick	Trask
Childers, Don	Johnston	Sayler	Vogt
Childers, W. D.	Lewis	Scarborough	Ware
Firestone	MacKay	Scott	Williamson
Gallen	McClain	Skinner	Wilson
Glisson	Myers	Spicola	Winn
Gorman	Peterson	Thomas, Jon	Zinkil

Nays—None

**SB 668**—A bill to be entitled An act relating to assessments; amending s. 193.062, Florida Statutes; requiring that tangible personal property tax returns be filed by April 15; 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 Trask and adopted:

**Amendment 1**—On page 1, line 14, strike "1" and insert: 15

**Amendment 2**—On page 1 in title, line 4, insert after the word "property": and inventory

On motion by Senator Trask, by two-thirds vote SB 668 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—35

Mr. President	Glisson	Myers	Thomas, Jon
Barron	Gorman	Plante	Thomas, Pat
Castor	Graham	Poston	Tobiassen
Chamberlin	Hair	Renick	Trask
Childers, Don	Henderson	Sayler	Vogt
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	

Nays—None

SB 1243—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending s. 570.18, Florida Statutes, to provide the correct number of divisions; amending s. 570.21(1), Florida Statutes, to permit publication of bulletins by the Division of Administration; amending s. 570.29, Florida Statutes, to provide for inclusion of the Division of Consumer Services and the Division of Forestry within the department; amending s. 570.30, Florida Statutes, relating to the Division of Administration and its powers and duties; clarifying the statutes to properly reflect the functioning structure of the Division of Administration; creating the Bureau of Management Systems and the Bureau of Public Fairs and Expositions within the division; providing an effective date.

—was read the second time by title. On motion by Senator Trask, by two-thirds vote SB 1243 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Gorman	Peterson	Thomas, Jon
Castor	Graham	Plante	Thomas, Pat
Chamberlin	Hair	Poston	Tobiassen
Childers, Don	Henderson	Renick	Trask
Childers, W. D.	Johnston	Sayler	Vogt
Dunn	Lewis	Scarborough	Williamson
Firestone	MacKay	Scott	Winn
Gallen	McClain	Skinner	Zinkil
Glisson	Myers	Spicola	

Nays—None

By the Committee on Health and Rehabilitative Services and Senators Graham, Gordon and MacKay—

CS for SB 178—A bill to be entitled An act relating to adult protective services; providing legislative intent; providing definitions; authorizing the Department of Health and Rehabilitative Services to provide protective services; providing conditions under which the department shall provide such services; providing that services be received voluntarily unless ordered by the court, guardian, or provided in an emergency; providing for emergency services; providing for emergency temporary protective placement; providing for a report when emergency services are rendered; providing for voluntary protective placement; providing for confidentiality; providing for reports of abuse; providing for promulgation of rules; providing for agency cooperation; authorizing fees; providing for immunity; providing penalties; providing an effective date.

—was read the first time by title and SB 178 was laid on the table.

On motion by Senator Graham, by two-thirds vote CS for SB 178 was read the second time by title.

Senator Jon Thomas moved the following amendments which were adopted:

**Amendment 1**—On page 7, lines 26 through 27, strike all of Section 13 and insert: Section 13. It is the intent of the Legislature to encourage the provision of care for the elderly in family-type living arrangements in private homes as an alternative to institutional or nursing home care for such persons. The provisions of sections 13 through 19 of this act are intended to be supplemental to the provisions of chapter 400, Florida Statutes, relating to the licensing and regulation of nursing

homes and adult congregate living facilities, and shall not operate to exempt any person who is otherwise subject to regulation under the provisions of said chapter.

Section 14. As used in sections 13 through 19 of this act:

(1) "Elderly person" means any person 65 years of age or over who is currently a resident of this state and has resided in this state for no less than 1 year.

(2) "Home care for the elderly" means a full-time family-type living arrangement in a private home under which a person or group of persons provides, on a nonprofit basis, basic services of maintenance and supervision, and any necessary specialized services as may be needed, for three or fewer elderly relatives or nonrelatives.

(3) "Department" means the Department of Health and Rehabilitative Services.

Section 15. The department shall by rule establish minimum standards and procedures for the provision of home care for the elderly, and for the approval of persons wishing to provide such care. Any person who is approved by the department to provide such care for an elderly person shall be eligible for the subsidy payments described in section 17.

Section 16. In accordance with the provisions of s. 400.402, Florida Statutes, persons caring for an adult who is related by blood or marriage shall not be subject to the provisions of the Adult Congregate Living Facilities Act. If, however, the home care to be provided by such person under this act is found by the department to be unfit, the person wishing to provide home care shall be notified by the department of such unfitness, and the person shall not be eligible for subsidy payments under this act. A person wishing to provide care under this act, but whose home has been found unfit by the department, may petition the circuit court having jurisdiction over the home found unfit, and the court shall resolve the question of fitness.

Section 17. Subsidy payments.—The department shall establish by rule by January 1, 1978, a schedule of subsidy payments to be made to persons providing home care for certain eligible elderly persons. Payments shall be no less than 10 percent of the prevailing rate paid by the department for the lowest level of nursing home care under s. 409.266, Florida Statutes, and no greater than 45 percent of said amount. Payments shall be based on the financial status of the person receiving care. Payments shall include, but not be limited to:

(1) A support and maintenance element to include costs of housing, food, clothing, and incidentals.

(2) Payments for medical, pharmaceutical, and dental services essential to maintain the health of the elderly person and not covered by medicare, medicaid, or any form of insurance.

(3) Where necessary, special supplements to provide for any service and specialized care required to maintain the health and well-being of the elderly person.

Section 18. Eligibility for services.—Criteria for determining eligibility for this program shall be the same as criteria used to determine eligibility for assistance under Title XVI of the Social Security Act, as the same exists on the effective date of sections 13 through 19 of this act, or shall be the same as financial criteria used to determine eligibility for nursing home care under s. 409.266, Florida Statutes.

Section 19. The department shall develop a plan for the implementation of a program of uniform subsidy payments to persons providing home care for the elderly.

Section 20. This act shall take effect on October 1, 1977 except for sections 13 through 19 which will take effect July 1, 1977.

**Amendment 2**—On page 1, line 24, strike the word "This" and insert: Sections 1 through 12 of this

**Amendment 3**—On page 2, line 18, after the word "in" insert: sections 1 through 12 of

Senator Vogt moved the following amendment which was adopted:

**Amendment 4**—On page 5, line 14, strike "14" and insert: 4

Senator Jon Thomas moved the following amendment which was adopted:

**Amendment 5**—On page 1 in title, lines 1 through 20, strike all of title and insert: A bill to be entitled An act relating to adult protective services and to the Department of Health and Rehabilitative Services; providing legislative intent; providing definitions; authorizing the Department of Health and Rehabilitative Services to provide protective services; providing conditions under which the department shall provide such services; providing that services be received voluntarily unless ordered by the court, guardian, or provided in an emergency; providing for emergency services; providing for emergency temporary protective placement; providing for a report when emergency services are rendered; providing for voluntary protective placement; providing for confidentiality; providing for reports of abuse; providing for promulgation of rules; providing for agency cooperation; authorizing fees; providing for immunity; providing penalties; requiring the department to establish and implement a program of subsidy payments to certain approved persons providing home care for the elderly; providing for minimum standards; providing for notification to certain homes found unfit; providing for resolution of the question of fitness by the circuit court; providing for eligibility for the program; providing an effective date.

On motion by Senator Graham, by two-thirds vote CS for SB 178 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36

Mr. President	Gorman	Myers	Thomas, Jon
Castor	Graham	Peterson	Thomas, Pat
Chamberlin	Hair	Plante	Tobiassen
Childers, Don	Henderson	Poston	Trask
Childers, W. D.	Holloway	Renick	Vogt
Dunn	Johnston	Sayler	Williamson
Firestone	Lewis	Scarborough	Wilson
Gallen	MacKay	Skinner	Winn
Glisson	McClain	Spicola	Zinkil

Nays—None

**SB 1104**—A bill to be entitled An act relating to district school board employees and officers; amending s. 230.234, Florida Statutes, 1976 Supplement; authorizing the indemnification of a district school board officer or employee against whom a judgment in a civil action has been entered; providing an effective date.

—was read the second time by title.

The Committee on Education offered the following amendment which was moved by Senator Winn and adopted:

**Amendment 1**—On page 1, line 22, strike "shall" and insert: may be required to

On motion by Senator Winn, by two-thirds vote SB 1104 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—37

Mr. President	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Williamson
Childers, W. D.	Johnston	Scarborough	Wilson
Dunn	Lewis	Scott	Winn
Firestone	MacKay	Skinner	Zinkil
Gallen	McClain	Spicola	
Glisson	Myers	Thomas, Jon	
Gorman	Peterson	Thomas, Pat	

Nays—None

**HB 1391**—A bill to be entitled An act relating to saltwater fisheries and conservation; amending s. 370.13(2)(h) and (3),

Florida Statutes, 1976 Supplement; providing for the revocation of the permit of any person, firm, or corporation which violates provisions relating to the taking or possessing of stone crabs during certain months; prohibiting such person, firm, or corporation from catching or having in his possession any stone crab during the period of revocation; repealing s. 370.132, Florida Statutes, abolishing redundant provisions relating to the closed season for stone crabs; providing an effective date.

—was read the second time by title. On motion by Senator Renick, by two-thirds vote HB 1391 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Graham	Peterson	Thomas, Jon
Castor	Hair	Plante	Thomas, Pat
Childers, Don	Henderson	Poston	Tobiassen
Childers, W. D.	Holloway	Renick	Trask
Dunn	Johnston	Sayler	Vogt
Firestone	Lewis	Scarborough	Williamson
Gallen	MacKay	Scott	Winn
Glisson	McClain	Skinner	Zinkil
Gorman	Myers	Spicola	

Nays—None

SB 984, a companion bill to HB 1391, was laid on the table.

By the Committee on Education and Senators MacKay, Spicola and Skinner—

**CS for SB's 454 and 1119**—A bill to be entitled An act relating to the Board of Regents; amending s. 240.191, Florida Statutes; adding students, faculty, and professional practitioners of universities to the list of persons and entities for whom the board is authorized to provide comprehensive general liability insurance; providing for the inclusion of professional liability insurance within the meaning of comprehensive general liability insurance; deleting the requirement that the Department of General Services approve certain rules of the board; providing for delegation of authority; amending s. 240.103(2), Florida Statutes; authorizing the Board of Regents to settle uncollectible delinquent accounts; providing an effective date.

—was read the first time by title and Senate Bills 454 and 1119 were laid on the table.

On motions by Senator MacKay, by two-thirds vote CS for SB's 454 and 1119 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	
Gorman	Peterson	Thomas, Pat	

Nays—None

**SB 220**—A bill to be entitled An act relating to ancient motor vehicles; amending s. 325.12, Florida Statutes; providing that licensed ancient motor vehicles are exempt from safety equipment inspection requirements; repealing s. 325.18, Florida Statutes, concerning safety equipment inspection of ancient automobiles; providing an effective date.

—was read the second time by title. On motion by Senator Williamson by two-thirds vote SB 220 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Gorman	Peterson	Thomas, Pat
Castor	Hair	Plante	Tobiassen
Chamberlin	Henderson	Poston	Trask
Childers, Don	Holloway	Renick	Vogt
Childers, W. D.	Johnston	Sayler	Ware
Dunn	Lewis	Scarborough	Williamson
Firestone	MacKay	Skinner	Wilson
Gallen	McClain	Spicola	Winn
Glisson	Myers	Thomas, Jon	Zinkil

Nays—None

Vote after roll call:

Yea—Graham

**HCR 163**—A concurrent resolution requesting the National Railroad Passenger Corporation to reinstitute the "Gulf Wind" passenger train between Jacksonville, Florida, and New Orleans, Louisiana, as an experimental route.

—was read the second time in full. On motion by Senator W. D. Childers, HCR 163 was adopted and certified to the House. The vote on adoption was:

Yeas—34

Mr. President	Graham	Poston	Tobiassen
Castor	Hair	Renick	Trask
Chamberlin	Henderson	Sayler	Vogt
Childers, W. D.	Holloway	Scarborough	Ware
Childers, Don	Johnston	Scott	Williamson
Firestone	Lewis	Skinner	Wilson
Gallen	MacKay	Spicola	Winn
Glisson	McClain	Thomas, Jon	
Gorman	Plante	Thomas, Pat	

Nays—None

Vote after roll call:

Yea—Peterson

On motion by Senator Ware, the Senate reconsidered the vote by which—

**HB 1037**—A bill to be entitled An act relating to saltwater fisheries and conservation; amending s. 370.16(35)(a) and (d), Florida Statutes, 1976 Supplement, and adding paragraph (e) thereto, providing that shells from oysters and clams shucked commercially in Florida shall be the property of the Division of Marine Resources of the Department of Natural Resources; excepting oysters used directly in the half-shell trade; providing that moneys derived from the sale of such shells shall be deposited into the General Revenue Fund; requiring notice of the intent of the division to collect said shells and the period of time in which the division intends to collect such shells; providing an effective date.

—passed this day.

**HB 1037** passed and was certified to the House. The vote on passage was:

Yeas—36

Mr. President	Gorman	Myers	Thomas, Jon
Castor	Graham	Peterson	Thomas, Pat
Chamberlin	Hair	Plante	Tobiassen
Childers, Don	Henderson	Poston	Trask
Childers, W. D.	Holloway	Renick	Vogt
Dunn	Johnston	Scarborough	Ware
Firestone	Lewis	Scott	Williamson
Gallen	MacKay	Skinner	Winn
Glisson	McClain	Spicola	Zinkil

Nays—None

Senator Spicola moved that the Senate reconsider the vote by which CS for SB 772 passed as amended this day. The motion was adopted and the bill was placed on the calendar pending roll call.

On motion by Senator Zinkil, the Senate reconsidered the vote by which SB 1052 passed this day.

Pending further consideration of SB 1052, on motions by Senator Zinkil, the rules were waived and by two-thirds vote HB 1616 was withdrawn from the Committees on Governmental Operations, Executive Business and Appropriations and placed on the calendar.

On motion by Senator Zinkil—

**HB 1616**—A bill to be entitled An act relating to the Spanish-speaking populace of the state; creating a Commission on the Spanish-speaking Populace of Florida within the Department of Community Affairs; providing for its membership, operation, and duties; requiring annual reports; providing an effective date.

—a companion measure, was substituted for SB 1052 and read the second time by title. On motion by Senator Zinkil, by two-thirds vote HB 1616 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Gorman	Myers	Thomas, Pat
Castor	Graham	Peterson	Tobiassen
Chamberlin	Hair	Plante	Trask
Childers, Don	Henderson	Poston	Vogt
Childers, W. D.	Holloway	Renick	Ware
Dunn	Johnston	Scarborough	Williamson
Firestone	Lewis	Scott	Winn
Gallen	MacKay	Skinner	Zinkil
Glisson	McClain	Thomas, Jon	

Nays—None

SB 1052 was laid on the table.

On motion by Senator Don Childers 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 returns as requested—

By Senator Don Childers—

**SB 598**—A bill to be entitled An act relating to public schools; amending s. 233.17, Florida Statutes; altering the term of adoption for instructional materials; amending sections 233.14 and 233.16, Florida Statutes; providing conforming technical amendments; providing for a price escalation clause; providing an effective date.

*Allen Morris, Clerk*

On motion by Senator Don Childers, the Senate reconsidered the vote by which SB 598 as amended, contained in the above message, passed on May 30.

On motion by Senator Don Childers, the Senate reconsidered the vote by which the Senate refused to concur in House Amendment 2.

**House Amendment 2**—On page 1, line 25, after "States" insert: , *provided that such increase shall not exceed 10 percent of the existing price*

Senator Don Childers moved the following amendment to House Amendment 2 which was adopted:

**Amendment 1**—On page 1, strike all of lines 1 and 2 and also strike all of lines 19-28 on page 1 of the bill.

On motion by Senator Don Childers, the Senate concurred in House Amendment 2 as amended and the House was requested to concur in the Senate amendment to the House amendment.

SB 598 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

## Yeas—36

Mr. President	Graham	Peterson	Thomas, Pat
Castor	Hair	Plante	Tobiassen
Childers, Don	Henderson	Poston	Trask
Childers, W. D.	Holloway	Renick	Vogt
Dunn	Johnston	Scarborough	Ware
Firestone	Lewis	Scott	Williamson
Gallen	MacKay	Skinner	Wilson
Glisson	McClain	Spicola	Winn
Gorman	Myers	Thomas, Jon	Zinkil

## Nays—1

Chamberlin

Vote after roll call:

Yea to Nay—Graham

On motion by Senator Gallen, the rules were waived and the Senate recessed at 12:00 noon to reconvene at 1:30 p.m. in lieu of 1:00 p.m. as scheduled.

## AFTERNOON SESSION

The Senate was called to order by the President at 1:30 p.m. A quorum present—39:

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Saylor	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

## SPECIAL ORDER

The Senate resumed consideration of—

**HB 1157**—A bill to be entitled An act relating to beach and shore preservation; amending s. 161.091(1)(a)-(c), Florida Statutes, and adding a paragraph; authorizing the Department of Natural Resources to pay up to 75 percent of specified types of erosion control project costs; removing requirements that local interests pay at least 25 percent of the costs of such projects; authorizing the department to pay up to 75 or 100 percent of certain additional costs relating to navigation channel or dredging projects; authorizing the department to pay the full cost of certain erosion control research; providing an effective date.

Senator Graham moved the following amendment which was adopted:

**Amendment 3**—On page 4, between lines 13 and 14, insert: Section 2. Subsection (9) is added to section 161.052, Florida Statutes, to read:

161.052 Coastal construction and excavation; regulation.—

(9) *The department may make recommendations to the Governor and Cabinet as head of the department as to the purchase of the fee or any lessee interest in any lands seaward of the setback requirement as environmentally endangered lands or as outdoor recreation lands.*

Section 3. Subsection (9) is added to section 161.053 Florida Statutes to read:

161.053 Coastal construction and excavation; regulation on a county basis.—

(9) *Concurrent with the establishment of a coastal construction setback line, the department shall make recommendations to the Governor and Cabinet as head of the department as to the purchase of the fee or any lesser interest in the lands seaward of the setback line as environmentally endangered lands or as outdoor recreation lands; provided, however, as to those setback lines established pursuant to this section prior to the effective date of this amendment, the department may*

*make recommendations as to the purchase of the fee or any lesser interest in the lands as environmentally endangered lands or as outdoor recreation lands.*

(Renumber subsequent section.)

Senators Ware, Barron and Gallen offered the following amendment which was moved by Senator Ware and adopted:

**Amendment 4**—On page 1 in title, line 3, after the semicolon insert: adding s. 161.053(9)-(14), Florida Statutes; authorizing counties and municipalities to adopt and implement coastal regulation programs; requiring local governments which have implemented such a program to implement chapter 161, Florida Statutes, providing circumstances for granting variances; authorizing the locating of setback lines at the seawall under certain conditions; requiring the department to adopt rules and to provide data to local governments; providing for public notice of manner for altering setback lines, for obtaining variances, and for approval of local coastal regulations programs;

Senator Graham moved the following amendment which was adopted:

**Amendment 5**—On page 1 in title, line 14, after the semicolon insert: adding ss. 161.052 (9), 161.053 (9). Florida Statutes; providing for recommendations by the Department of Natural Resources as to purchase as environmentally endangered or outdoor recreation lands of the fee or lesser interest in land seaward of the setback requirements of s. 161.052, Florida Statutes, or of the coastal construction setback lines established under s. 161.053, Florida Statutes.

On motion by Senator Ware, by two-thirds vote HB 1157 as amended was read the third time by title, passed, and certified to the House. The vote on passage was:

## Yeas—32

Mr. President	Gorman	Peterson	Tobiassen
Castor	Hair	Plante	Trask
Chamberlin	Henderson	Poston	Vogt
Childers, Don	Holloway	Renick	Ware
Childers, W. D.	Johnston	Saylor	Williamson
Firestone	Lewis	Scott	Wilson
Gallen	McClain	Thomas, Jon	Winn
Glisson	Myers	Thomas, Pat	Zinkil

## Nays—2

Graham MacKay

## Abstained from Voting

I am not voting on HB 1157 as I have a property interest which may be substantially affected by the bill.

*Guy Spicola, 22nd District*

Consideration of SCR 1332 was deferred.

By the Committees on Appropriations and Governmental Operations and Senators Graham, MacKay, Dunn, Winn, Firestone, Castor, W. D. Childers and Barron—

**CS for CS for SB 23, SB's 372, 735, 1111 and 1376**—A bill to be entitled An act relating to budgeting; amending s. 215.32(2)(c), Florida Statutes; prescribing conditions for transfer of moneys in the Working Capital Fund to the General Revenue Fund; adding s. 216.011(1)(ee), (ff), Florida Statutes; providing definitions; amending s. 216.023, Florida Statutes; providing for biennial budgets; amending the introductory paragraph and subsection (4) of s. 216.031, Florida Statutes, and adding subsections (5) and (6) to said section; prescribing contents of biennial budgets for operational expenditures; amending s. 216.043, Florida Statutes; prescribing contents of biennial budgets for fixed capital outlay; amending s. 216.044, Florida Statutes; clarifying language; creating s. 216.045, Florida Statutes; providing for supplemental appropriations; amending s. 216.081, Florida Statutes; conforming language; adding s. 216.091(5), Florida Statutes; requiring copies of certain statements to be furnished to legislative appropriations committees; amend-

ing s. 216.162, Florida Statutes; prescribing contents of and providing for budgets to be furnished to the Legislature and its members; amending s. 216.181(1), (2), (5), Florida Statutes; providing for approved budget for operations and fixed capital outlay; amending ss. 216.182(2), 216.192(2), Florida Statutes; providing for the appropriations committees of the Legislature to advise the Administration Commission of certain matters; amending s. 216.212(2), Florida Statutes; prescribing regulations with respect to budget requests involving federal funds; amending s. 216.231(1), Florida Statutes; prescribing regulations relating to the release of certain appropriated funds; amending s. 216.262(1)(b), Florida Statutes, 1976 Supplement; requiring the Department of Administration to delegate to any state agency certain authority with respect to authorized positions; amending ss. 216.271(1), 216.275, Florida Statutes; conforming language; amending s. 216.301(1), Florida Statutes; providing for the reversion of certain funds; amending s. 216.311, Florida Statutes; conforming provisions; providing an effective date.

—which was read the first time by title and CS for SB 23 and Senate Bills 372, 735, 1111 and 1376 were laid on the table.

On motions by Senator Graham, by two-thirds vote CS for CS for SB 23 and SB's 372, 735, 1111 and 1376 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—32

Mr. President	Hair	Peterson	Spicola
Castor	Henderson	Plante	Thomas, Jon
Chamberlin	Holloway	Poston	Tobiassen
Childers, Don	Johnston	Renick	Trask
Childers, W. D.	Lewis	Saylor	Vogt
Firestone	MacKay	Scarborough	Wilson
Glisson	McClain	Scott	Winn
Graham	Myers	Skinner	Zinkil

Nays—None

By the Committee on Education and Senators Graham, Lewis, Peterson and MacKay—

CS for SB 696—A bill to be entitled An act relating to educational facilities; providing an appropriation; amending various sections of chapters 235 and 236 and s. 230.776, Florida Statutes; providing definitions; clarifying existing terminology; deleting obsolete provisions; making current provisions applicable to school boards also apply to community college boards of trustees, the Board of Trustees of the Florida School for the Deaf and the Blind and in certain portions the Board of Regents; providing intent and purpose; providing that the State Board of Education adopt rules for the administration of the Office of Educational Facilities Construction; providing that the respective boards be within the jurisdiction of the Office of Educational Facilities Construction; providing for interdepartmental cooperation; providing that said office administer the Public Education Capital Outlay and Debt Service Trust Fund, update the uniform building code for facilities construction and capital improvement, and shall delegate its inspection process to the respective boards; providing that such boards may permit use of educational facilities for other purposes and may dispose of unnecessary property; requiring a survey for suitable space; authorizing the construction or location of educational facilities on leased private property under certain conditions; providing that the respective boards establish comprehensive programs of safety and sanitation, provide for periodic inspection of educational plants, and correct deficiencies; providing for inspection of plants by other public agencies; authorizing rules prescribing standards for maintenance and operation of educational plants; providing for emergency drills for all education facilities; providing for educational plant surveys and for the adoption, submission, review, and approval of proposed educational facilities programs based on the surveys; providing for adoption of capital outlay budgets by the respective boards, for site planning, selection of sites, and renovation of sites; providing for coordination with local governments; providing for cooperative development and use of educational facilities; providing for the use of relocatable facilities, for provision and use of design criteria, for the lease of facilities, and for construction procedures; providing for facilities construction; requiring that educational facilities be constructed in compliance

with the State Uniform Building Code for Public Educational Facilities Construction and that the applicable board supervise and inspect construction; providing for approval of construction, alteration, renovation, repair, purchasing, or leasing of an educational plant over a certain cost by the Office of Educational Facilities Construction; deleting provisions for school fallout shelters; providing for legal effect of the Uniform Building Code; providing requirements with respect to advertising and awarding of and entering into contracts for construction, repair, or alteration of educational facilities; providing for substance of contracts, contractors' bonds, penalties for not adhering to plans, contract changes, payments, and expenditures for improvements to educational facilities; providing for submission of comprehensive budget request by the Commissioner of Education for all levels of education and the elements to be included in the request; providing for transfer, distribution, and allocation of appropriations and moneys for capital outlay projects and for records maintained by the office identifying advances, transfers, investments, sinking funds and revenue receipts by source; providing for a 5 year appropriation and cash management program; providing that the Public Education Capital Outlay and Debt Service Trust Fund includes premiums and accrued interest from the sale of public education bonds; appropriating such premiums and interest to such fund; providing for advance funding; providing for financing of approved capital outlay projects; providing for educational plant and annual debt service needs; providing for allocation of funds; providing for expenditure of funds allocated for such purpose; repealing s. 235.30, Florida Statutes, relating to a school board providing for inspection and supervision of building construction; repealing s. 235.43(1), Florida Statutes, relating to the discretion of the Commissioner of Education to organize the functions of the Department of Education which pertain to educational facilities; repealing s. 236.013(2), (4)-(9), (11), (12), (14), Florida Statutes; relating to definitions re-enacted elsewhere by the act; repealing ss. 236.612-236.617, Florida Statutes, relating to revenue bonds; providing an effective date.

—was read the first time by title and SB 696 was laid on the table.

On motions by Senator Graham, by two-thirds vote CS for SB 696 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Graham	Peterson	Thomas, Jon
Castor	Hair	Plante	Thomas, Pat
Chamberlin	Henderson	Poston	Tobiassen
Childers, Don	Holloway	Renick	Trask
Childers, W. D.	Johnston	Saylor	Vogt
Dunn	Lewis	Scarborough	Ware
Firestone	MacKay	Scott	Wilson
Glisson	McClain	Skinner	Winn
Gorman	Myers	Spicola	Zinkil

Nays—None

Vote after roll call:

Yea—Williamson

Consideration of HB 2064 was deferred.

By the Committee on Commerce and Senators MacKay and Peterson—

CS for SB 1262—A bill to be entitled An act relating to unemployment compensation; repealing s. 443.03(5)(n), (o); amending s. 443.03(5)(b); defining certain employment; amending s. 443.04(1), (2)(b), Florida Statutes; requiring unemployment benefits to be paid through the claims office; requiring claimants to report in person to certify for and to receive benefits; prohibiting mailing of unemployment compensation benefits; providing exceptions; excluding from computation the wages earned for employment from which a claimant was discharged for misconduct connected with his work; amending s. 443.05(1)(b), Florida Statutes; requiring unemployed individuals to register for work at the Florida State Employment Service instead of an unemployment compensation claims office; amending s. 443.06(1), (2), (8), Florida Statutes; adding s. 443.06(9), Florida Statutes; including wages for employment from which an individual was discharged for

misconduct when determining weekly benefit amount for purposes of terminating a disqualification period; requiring the Division of Employment Security of the Department of Commerce to establish by rule criteria for determining the suitability of work after considering the duration of unemployment; providing for disqualification for benefits under certain conditions; providing that certain retirement, pension, and annuity benefits shall be offset against unemployment compensation benefits notwithstanding the source of the contribution; defining misconduct; amending s. 443.08(2)(a), (3)(b), (5), (6), Florida Statutes; changing the initial tax rate from 1 percent to 2.7 percent after January 1, 1978; providing a method of computing the tax rate after January 1, 1978 to allow tax rate adjustment after 8 calendar quarters; providing that state, county, and municipal governmental units may elect the contribution method of financing benefits; establishing a Public Employers Unemployment Compensation Benefit Account as part of the Florida Unemployment Compensation Trust Fund; providing a contributory system of financing unemployment compensation benefits to be available for governmental entities at their option; 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 for compensation and expenses; authorizing the board to charge fees for publication and copies of records and documents; providing for review of orders of the board; providing severability; providing an effective date.

—was read the first time by title and SB 1262 was laid on the table.

On motion by Senator MacKay, by two-thirds vote CS for SB 1262 was read the second time by title.

Senator Trask moved the following amendment which was adopted:

**Amendment 1**—On page 11, line 3, insert: Section 5. Subsections (2) and (3) of section 443.07, Florida Statutes, are amended to read:

443.07 Procedure concerning claims.—

(2) **FILING OF CLAIM.**—Claims for benefits shall be made in accordance with such regulations as the commission may prescribe and shall be accompanied by a fee sufficient to cover the cost of postage for mailing the notices of the initial determination.

(3) **DETERMINATION.**—

(a) **In general.**—An initial determination upon a claim filed pursuant to subsection (2) shall be made promptly by an examiner designated by the division and shall include a statement as to whether and in what amount claimant is entitled to benefits and, in the event of a denial, shall state the reasons therefor. A determination with respect to the first week of a benefit year shall also include a statement as to whether the claimant has been paid the wages required under s. 443.05(1)-(e), and if so, the first day of the benefit year, his weekly benefit amount, and the maximum total amount of benefits payable to him with respect to a benefit year. The claimant, his most recent employing unit, and all employers whose accounts would be charged with benefits pursuant to such determination, shall be promptly notified by certified mail, return receipt requested, of such initial determination, and such determination shall be final unless within 10 days after the mailing of such notices to the parties' last known addresses, or in the absence of such mailing, within 10 days after the delivery of such notice, appeal or written request for reconsideration is filed by the claimant or other party entitled to such notice.

(b) **Determinations in labor dispute cases.**—Whenever any claim involves the application of the provisions of s. 443.06(4), the examiner handling the claim shall, if so directed by the division, promptly transmit such claim to a special examiner designated by the division to make a determination upon the issues involved under that subsection or upon such claims. Such special examiner shall make the determination thereon after such investigation as he deems necessary, and after affording the parties entitled to notice an opportunity for a fair hearing in accordance with the provisions of this section with respect to hearings and determinations of appeals referees. The parties shall be promptly notified by certified mail, return receipt requested, of the determination, together with the reason therefor, and such determination shall be deemed to be the

final decision on the claim, unless within 10 days after the mailing of notices to the parties' last known addresses, or, in the absence of such mailing, within 10 days after the delivery of such notice, appeal is filed with the commission or notice of review is entered by that body.

(c) **Redeterminations.**—

1. The division may reconsider a determination whenever it finds that an error has occurred in connection therewith, or whenever new evidence or information pertinent to such determination has been discovered subsequent to any previous determination or redetermination. No such redetermination shall be made after 1 year from the date the claim was filed, unless it appears that the disqualification imposed by s. 443.06(6) is applicable, in which case the redetermination may be made at any time within 2 years from the date of the making of such false or fraudulent representation. Notice of redetermination shall be promptly given to the claimant and to any employers entitled to notice thereof in the manner prescribed in this section with respect to notice of an initial determination. If the amount of benefits is increased upon such redetermination an appeal therefrom solely with respect to the matters involved in such increase may be filed in the manner and subject to the limitations provided in subsection (4) of this section. If the amount of benefits is decreased upon such redetermination, the matters involved in such decrease shall be subject to review in connection with an appeal by claimant from any determination upon a subsequent claim for benefits which may be affected in amount or duration by such redetermination. Subject to the same limitations and for the same reasons, the division may reconsider its determination in any case in which the final decision has been rendered by an appeals referee, the commission, or a court, and may apply to the body or court which rendered such final decision to issue a revised decision.

2. In the event that an appeal involving an original determination is pending as of the date a redetermination thereof is issued, such appeal unless withdrawn, shall be treated as an appeal from such redetermination.

(d) **Notice of determination or redetermination pursuant to s. 443.06.**—Notice of any determination or redetermination which involves the application of the provisions of s. 443.06, together with the reasons therefor, shall be promptly given to the claimant and to any employer entitled to notice thereof, such notice to be given in the manner provided in subsection (3) hereof, provided that the commission shall by regulation prescribe the manner and procedure pursuant to which employers within the base period of a claimant may become entitled to such notice.

(Renumber subsequent sections.)

Senator MacKay moved the following amendment which was adopted:

**Amendment 2**—On page 6, lines 6-8, strike the underlined language

Senator MacKay moved the following amendment:

**Amendment 3**—On page 6, line 22, strike "Florida State Employment Service" and insert: Division

Senator Pat Thomas presiding

Amendment 3 was adopted by the following vote:

Yeas—19

Castor	Firestone	Myers	Thomas, Pat
Chamberlin	Hair	Poston	Wilson
Childers, Don	Holloway	Renick	Winn
Childers, W. D.	Johnston	Spicola	Zinkil
Dunn	MacKay	Thomas, Jon	

Nays—16

Barron	Henderson	Scarborough	Trask
Gallen	McClain	Scott	Vogt
Glisson	Peterson	Skinner	Ware
Gorman	Plante	Tobiassen	Williamson

Vote after roll call:

Yea—Graham

Senator MacKay moved the following amendments which were adopted:

Amendment 4—On page 8, line 7, strike "Florida State Employment Service" and insert: Division

Amendment 5—On page 6, line 30, insert: (e)1. He has been paid wages for insured work equal to 20 times his average weekly wages during his base period; provided, that no unemployed individual shall be eligible to receive benefits if his average weekly wage is less than \$20.

2. Further provided that if wages earned for work during any week within his base period are excluded, he shall be deemed to have earned wage credits during that week in an amount equal to the weekly average of all wages earned during all other weeks in which wage credits were earned in his base period; provided however no benefits shall be paid pursuant to subparagraph (e)2 after October 1, 1977.

The President presiding

Amendment 6—On page 6, strike all of lines 15 and 16 and insert: Section 3. Paragraphs (b) and (e) of subsection (1) of section 443.05, Florida Statutes, are amended to read:

On motion by Senator Gallen the Senate proceeded to consideration of—

LOCAL BILL CALENDAR

SB 1487—A bill to be entitled An act relating to Escambia County; repealing the Escambia County Electronic Data Processing Management Act, chapter 67-1373, Laws of Florida, and all amendments thereto; providing for the transfer of all the assets of the Escambia electronic data processing management board to the school board of Escambia County; providing for the assumption of all liabilities and obligations of the Escambia electronic data processing management board by the school board of Escambia County; providing for the transfer of all employees of the Escambia electronic data processing management board to employment by the school board of Escambia County; providing for the continued contribution to employee pension and insurance plans; providing for continued utilization of the data processing equipment by all agencies; providing for the creation of the Electronic Data Processing Advisory Board; providing severability; providing an effective date.

—was read the second time by title. On motion by Senator W. D. Childers, by two-thirds vote SB 1487 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Table with 4 columns: Mr. President, Gorman, Peterson, Thomas, Pat; Barron, Graham, Plante, Tobiassen; Castor, Hair, Poston, Trask; Chamberlin, Henderson, Renick, Vogt; Childers, Don, Holloway, Saylor, Ware; Childers, W. D., Johnston, Scarborough, Williamson; Dunn, Lewis, Scott, Wilson; Firestone, MacKay, Skinner, Winn; Gallen, McClain, Spicola, Zinkil; Glisson, Myers, Thomas, Jon

Nays—None

SB 1488—A bill to be entitled An act relating to the City of Pensacola; amending sections 5-8, 10, 11, 14, of chapter 63-1775, Laws of Florida, as amended; providing that special meetings of the Board of Civil Service of the City of Pensacola may be called by any member and that such meetings are public; specifying a quorum; requiring the concurrence of a majority of the board for any order, judgment or decision; providing that the attorney for the board assist the board in the performance of its duties and act as hearing officer; authorizing the board to select a director, rather than a secretary, and providing for his term and duties; authorizing the board to employ a staff; authorizing the board to utilize classified service em-

ployees from the personnel department; requiring the city to provide the board with offices; providing for the inclusion in the budget of the city of money for salaries of board employees and for office expenses; authorizing the director and staff of the board to participate in the general pension and retirement fund; providing that the attorney, director, and staff of the board are not under the administrative service of the city; deleting provisions relating to restrictions on employment, on membership in the classified service of the city, on participation in the general pension and retirement fund, and on eligibility for retirement; providing for an applicant's or employee's right to a hearing before the board for arbitrary treatment or discrimination; repealing section 9 of chapter 63-1775, Laws of Florida, relating to terms of office of the secretary and attorney of the board; providing an effective date.

—was read the second time by title. On motion by Senator Tobiassen, by two-thirds vote SB 1488 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Table with 4 columns: Mr. President, Gorman, Peterson, Thomas, Pat; Barron, Graham, Plante, Tobiassen; Castor, Hair, Poston, Trask; Chamberlin, Henderson, Renick, Vogt; Childers, Don, Holloway, Saylor, Ware; Childers, W. D., Johnston, Scarborough, Williamson; Dunn, Lewis, Scott, Wilson; Firestone, MacKay, Skinner, Winn; Gallen, McClain, Spicola, Zinkil; Glisson, Myers, Thomas, Jon

Nays—None

On motion by Senator Gorman, by two-thirds vote SB 1489 was withdrawn from the Committee on Rules and Calendar and placed on the local calendar.

SB 1489—A bill to be entitled An act relating to the Greater Orlando Aviation Authority; amending section 5, chapter 57-1658, Laws of Florida, as amended; providing procedures for the design and construction of new permanent facilities or major additions to existing facilities; providing an effective date.

—was read the second time by title. On motion by Senator Gorman, by two-thirds vote SB 1489 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Table with 4 columns: Mr. President, Gorman, Peterson, Thomas, Pat; Barron, Graham, Plante, Tobiassen; Castor, Hair, Poston, Trask; Chamberlin, Henderson, Renick, Vogt; Childers, Don, Holloway, Saylor, Ware; Childers, W. D., Johnston, Scarborough, Williamson; Dunn, Lewis, Scott, Wilson; Firestone, MacKay, Skinner, Winn; Gallen, McClain, Spicola, Zinkil; Glisson, Myers, Thomas, Jon

Nays—None

SB 1491—A bill to be entitled An act relating to Escambia County, Florida; amending Chapter 76-370, Laws of Florida, providing for a system of personnel administration for classified employees of the County of Escambia including noninstructional employees of the District School Board; defining purpose of act, composition of Board; authorizing a staff; identifying classified and unclassified service; defining duties of the board, status of present and future employees; providing for a classification plan; authorizing unlimited number of positions; providing for various leaves and holidays; setting standards for personnel selection; ensuring employees the right to participate in activities of employee organizations; outlining the appointment process; permitting transfers; providing for suspension and dismissals for cause, investigations and hearings; mandating certain prohibitions; authorizing a pay plan; providing a penalty for violations; requiring reports of personnel actions, annual reports and inspection of public records of the board; requiring the Board of County Commissioners to fund system and

provide facilities; defining certain terms; providing severance and savings clause; providing an effective date.

--was read the second time by title. On motion by Senator Tobiassen, by two-thirds vote SB 1491 was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

## Nays—None

**HB 542**—A bill to be entitled An act relating to Charlotte County; amending section 1 of chapter 76-343, Laws of Florida, prohibiting any person from using more than one trawl net, regardless of size, for the taking of shrimp in certain Charlotte County waters; providing a penalty; providing an effective date.

On motion by Senator Gallen, by two-thirds vote HB 542 was read the second time by title.

Senator Henderson moved the following amendment which was adopted:

**Amendment 1**—On page 1, strike lines 24 and 25 and insert: Section 2. This act shall take effect July 1, 1977.

On motion by Senator Gallen, by two-thirds vote HB 542 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

## Nays—None

**HB 865**—A bill to be entitled An act relating to the municipal hospital board of the City of Tallahassee; amending sections 1-5 of chapter 65-2299, Laws of Florida, which provide for the appointment to and membership of said board, and prescribe the powers and duties of said board and the qualification of members thereof; providing an effective date.

On motions by Senator Pat Thomas, by two-thirds vote HB 865 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

## Nays—None

**HB 866**—A bill to be entitled An act relating to Leon County; repealing chapter 67-1638, Laws of Florida, relating to purchase of supplies and materials by the school board; providing an effective date.

On motions by Senator Pat Thomas, by two-thirds vote HB 866 was read the second time by title, and by two-thirds was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

## Nays—None

**HB 880**—A bill to be entitled An act relating to the City of Tampa, Hillsborough County; amending section 23 of chapter 73-643, Laws of Florida, as amended, deleting provisions which prohibit elected city officials from using their offices to publicly support, endorse, or oppose partisan candidates for county or state office; providing an effective date.

On motions by Senator Spicola, by two-thirds vote HB 880 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

## Nays—None

**HB 881**—A bill to be entitled An act relating to the City of Tampa, Hillsborough County; amending section 8.07 of the Revised Charter of the City of Tampa of 1975 to prescribe standards of conduct for officers and employees of the city; providing an effective date.

On motions by Senator Spicola, by two-thirds vote HB 881 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

## Nays—None

**HB 950**—A bill to be entitled An act relating to the Tampa Sports Authority; amending section 2 of chapter 65-2307, Laws of Florida, as amended, reducing the membership of the Tampa Sports Authority from 15 to 11 members after existing members serve their present terms; providing for appointment and terms of new members and matters relative thereto; providing an effective date.

On motions by Senator Spicola, by two-thirds vote HB 950 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

**HB 1261**—A bill to be entitled An act relating to Manatee County; amending section 5 of chapter 75-434, Laws of Florida, as amended by chapter 76-421, Laws of Florida; providing that the local government study commission of Manatee County shall file the plan or plans on or before December 1, 1977, extending the terms of membership on such commission through such date; providing an effective date.

On motions by Senator Gallen, by two-thirds vote HB 1261 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

**HB 1278**—A bill to be entitled An act relating to the City of Fort Pierce and St. Lucie County; repealing chapter 21238, Laws of Florida, 1941, as amended, which allows said city and county to operate a recreation program; providing for the transfer of all property and funds of the Fort Pierce and St. Lucie County Recreation Board; providing an effective date.

On motions by Senator Johnston, by two-thirds vote HB 1278 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

**HB 1279**—A bill to be entitled An act relating to the St. Lucie County-Fort Pierce Fire District, amending Section 15 of chapter 59-1806, Laws of Florida, as amended; authorizing the board of commissioners of the fire district to acquire necessary emergency equipment and employ personnel for the operation of emergency ambulance service within the district; providing an effective date.

On motions by Senator Johnston, by two-thirds vote HB 1279 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

**HB 1324**—A bill to be entitled An act relating to Hillsborough County, and particularly to the Hillsborough County board of consumer affairs and appeals; amending section 2 of chapter 75-394, Laws of Florida, to clarify legislative intent; adding subsection (2) to section 5 of chapter 75-394, Laws of Florida, providing for the declaration of unfair, deceptive or unconscionable trade practices as unlawful; adding subsection (3) to section 5 of chapter 75-394, Laws of Florida, providing for the legislative intent that due consideration and great weight be given to interpretations of the Federal Trade Commission and the federal courts of the Federal Trade Commission Act; amending section 6(5)(a) of chapter 75-394, Laws of Florida, and adding section 6(5)(e) to said chapter to further define the definition of a deceptive trade practice; amending section 6(5)(c) of chapter 75-394, Laws of Florida, to clarify the definition of harassment; amending section 7 of chapter 75-394, Laws of Florida, by placing the Hillsborough County board of consumer affairs and appeals under the administrative direction of the county administrator subject to the supervision of the board of county commissioners; amending section 9 of chapter 75-394, Laws of Florida, by appointing a director for the Hillsborough County department of consumer affairs and Hillsborough County board of consumer affairs and appeals, and by providing for the transfer without any salary loss or accrued benefit's loss of any employee of the Hillsborough County office of consumer services or the department of consumer affairs to Hillsborough County civil service classification; amending section 13 of chapter 75-394, Laws of Florida, to further specify the type of costs the board of consumer affairs and appeals is entitled to recover from a violator; amending section 14(5) of chapter 75-394, Laws of Florida, to allow for individual remedies and the possible recovery of damages, attorney's fees, and court costs; amending section 18 of chapter 75-394, Laws of Florida, to clarify the powers given to and imposed upon deputized inspectors; providing an effective date.

On motions by Senator Spicola, by two-thirds vote HB 1324 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

**HB 1325**—A bill to be entitled An act relating to the regulation of expenditure of funds of the Tampa Port Authority; amending section 30 of chapter 23338, Laws of Florida, 1945, as amended, to add new language concerning the expenditure of budgeted funds and to delete the \$5,000.00 limitation on the contingency fund for promotion; providing an effective date.

On motions by Senator Spicola, by two-thirds vote HB 1325 was read the second time by title, and by two-thirds vote read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

## Nays—None

HB 1326—A bill to be entitled An act relating to the Hillsborough County Civil Service Board; amending section 8 of chapter 69-1121, Laws of Florida, relating to benefits of employment; providing for retention of benefits due to transference to a permanent classified position; providing an effective date.

On motions by Senator Castor, by two-thirds vote HB 1326 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—38

Mr. President	Gorman	Peterson	Tobiassen
Barron	Graham	Plante	Trask
Castor	Hair	Poston	Vogt
Chamberlin	Henderson	Renick	Ware
Childers, Don	Holloway	Sayler	Williamson
Childers, W. D.	Johnston	Scarborough	Wilson
Dunn	Lewis	Scott	Winn
Firestone	MacKay	Skinner	Zinkil
Gallen	McClain	Thomas, Jon	
Glisson	Myers	Thomas, Pat	

## Nays—1

Spicola

HB 1327—A bill to be entitled An act relating to Hillsborough County and the Tampa Sports Authority; amending section 8 of chapter 65-2307, Laws of Florida, as amended by chapters 69-1656 and 74-615, Laws of Florida, providing for the appropriation by the City of Tampa and Hillsborough County of certain funds to the Tampa Sports Authority annually; repealing chapter 69-1656, section 2 of chapter 73-633, chapter 74-614, and section 4 of chapter 74-615, Laws of Florida, relating to present revenue sources of the Tampa Sports Authority and taxation of leasehold interest in property owned by the Tampa Sports Authority; providing an effective date.

On motion by Senator Spicola, by two-thirds vote HB 1327 was read the second time by title.

Senators Spicola, McClain and Castor offered the following amendments which were moved by Senator Spicola and adopted:

**Amendment 1**—On page 1, lines 26-31, and lines 1-14 on page 2, strike all of Section 8 and insert: Section 8. Other Revenues. The City of Tampa and the County of Hillsborough are each authorized separately or jointly to enter into cooperation agreements with the Tampa Sports Authority upon such terms and conditions as the parties shall agree providing for the appropriation and expenditure of non-ad valorem monies of the City or the County or both, to the payment of operation and maintenance costs or debt service costs, or both or any part thereof, of the Authority while bonds issued by the Authority are outstanding.

**Amendment 2**—On page 1 in title, strike all of lines 6 through 8 and insert: authorizing the City of Tampa and Hillsborough County to enter into cooperation agreements with the Tampa Sports Authority for certain purposes;

On motion by Senator Spicola, by two-thirds vote HB 1327 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

## Nays—None

HB 1342—A bill to be entitled An act relating to the City of Lakeland, Polk County; providing definitions; providing a statement of policy; providing a method for defining the downtown area; creating a board to be known as the Lakeland Downtown Development Authority; providing for composition of the board; providing for appointment, term of office, compensation, bonding, and liability of the members of the board; providing for filling vacancies in office; providing for bylaws and internal governance of the board; prescribing the functions and powers of the board; providing for the county to levy an ad valorem tax of not more than 2 mills; providing for records and fiscal management; providing for the issuance of revenue certificates; providing for succession by the city if the board ceases to exist or operate; providing for a referendum; prescribing the scope of this act; providing for liberal interpretation; providing an effective date.

On motions by Senator Trask, by two-thirds vote HB 1342 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

## Nays—None

HB 1344—A bill to be entitled An Act amending the Amended Charter of the City of Lakeland, 1976, Division II, Sections 2 and 3, to restate the terms of members of the Civil Service Board; providing an effective date.

On motions by Senator Trask, by two-thirds vote HB 1344 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

## Nays—None

HB 1350—A bill to be entitled An act relating to Clewiston Drainage District, Hendry County; authorizing the levy of

a Restoration Tax for specified purposes for the years 1977-1981, both inclusive; providing an effective date.

On motions by Senator Johnston, by two-thirds vote HB 1350 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

HB 1351—A bill to be entitled An act relating to the Pelican Bay Improvement District, Collier County; amending subsections (1) and (8) of section 2, chapter 74-462, Laws of Florida, relating to definitions; adding subsection (8) to section 3, chapter 74-462, Laws of Florida, creating an advisory committee; adding subsections (21), (22), (23), (24), and (25) to section 5, chapter 74-462, Laws of Florida, allowing additional powers; providing an effective date.

On motions by Senator Williamson, by two-thirds vote HB 1351 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

CS for HB 1352—A bill to be entitled An act relating to the North Naples Fire Control District, Collier County; amending section 9 of chapter 61-2032, Laws of Florida, as amended, to increase the maximum millage rate to 1 1/2 mills; providing for a referendum.

On motions by Senator Williamson, by two-thirds vote CS for HB 1352 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

HB 1353—A bill to be entitled An act relating to Disston Island Conservancy District, a drainage district in Hendry and Glades Counties, Florida, as created by chapter 9977, Laws of Florida, 1923, as amended; granting additional powers to said district; providing an effective date.

On motions by Senator Williamson, by two-thirds vote HB 1353 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

HB 1358—A bill to be entitled An act relating to the Sugarland Drainage District, Hendry and Glades Counties and to Flaghole Drainage District dividing Sugarland Drainage District into zones; authorizing the levy of maintenance taxes; authorizing a levy of a maintenance indebtedness tax; determining taxes on parcels less than one acre; determining benefits; transferring certain lands from the boundaries of Sugarland Drainage District to the boundaries of Flaghole Drainage District created under chapter 28540, Laws of Florida, 1953, as amended; authorizing the Board of Sugarland Drainage District to provide for special maintenance areas; defining the borrowing power of the Board of Sugarland Drainage District; authorizing that the Board of Sugarland Drainage District may enter into arrangements with other like districts for a pro-rata share of district office and administration costs; repealing chapter 75-382, Laws of Florida, relating to the Sugarland Drainage District maintenance tax, to conform with this act; providing an effective date.

On motions by Senator Williamson, by two-thirds vote HB 1358 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

HB 1359—A bill to be entitled An act relating to Spring Lake Improvement District in Highlands County, Florida; amending Section 2, Chapter 71-669, Laws of Florida, to include certain lands within the boundaries of the district; amending Section 9 thereof by adding a subsection (25) providing for streetlights; providing an effective date.

On motions by Senator Williamson, by two-thirds vote HB 1359 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

**HB 1392**—A bill to be entitled An act relating to the North Naples Fire Control District, Collier County; amending section 4 of chapter 61-2032, Laws of Florida, as amended, authorizing the district to provide rescue services and to provide all authorized services outside the county in cooperation with another governmental entity; providing an effective date.

On motions by Senator Williamson, by two-thirds vote HB 1392 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

## Nays—None

**HB 1393**—A bill to be entitled An act relating to the East Naples Fire Control District, Collier County; amending section 4 of chapter 61-2034, Laws of Florida, authorizing the district to provide rescue services and to provide all authorized services outside the county in cooperation with another governmental entity; providing an effective date.

On motions by Senator Williamson, by two-thirds vote HB 1393 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

## Nays—None

**HB 1394**—A bill to be entitled An act relating to Collier County; providing for the creation and establishment of a fire control and rescue district composed of certain described territory located in said county to be known as the Big Corkscrew Island Fire Control and Rescue District; providing for the creation and election of a district board; defining its duties, powers, and authority; providing for the raising of funds within said district by taxation on all property therein and the methods of levying, collecting, and disbursing said funds; providing for a referendum.

On motions by Senator Williamson, by two-thirds vote HB 1394 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

## Nays—None

**HB 1446**—A bill to be entitled An act relating to the City of Jacksonville, Duval County; amending section 3.02 of Article 3 of chapter 67-1320, Laws of Florida, as amended, being the charter of the City of Jacksonville, by adding an additional specific power of the consolidated government to assure and enforce equal employment opportunity and to require affirmative action in connection therewith by the consolidated government, including its independent agencies; providing an effective date.

On motions by Senator Scarborough, by two-thirds vote HB 1446 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

## Nays—None

**HB 1447**—A bill to be entitled An act relating to the City of Jacksonville; amending certain sections of, and adding certain sections to, chapter 67-1320, Laws of Florida, as amended; revising the charter of the City of Jacksonville to provide for filling vacancies that occur in the offices of members of the council, mayor, sheriff, supervisor of elections, property appraiser, and tax collector; providing for special elections to fill vacancies occurring more than 2 years prior to the next general consolidated government elections and for interim appointments or successors in such cases; providing for permanent succession to fill vacancies occurring less than 2 years prior to the next general consolidated government elections; providing for temporary succession to the office of mayor if the incumbent is suspended in the exercise of his office; providing an effective date.

On motions by Senator Scarborough, by two-thirds vote HB 1447 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

## Nays—None

**HB 1448**—A bill to be entitled An act relating to the collection of certain revenues of the City of Jacksonville and the Jacksonville Electric Authority; amending section 11.01 of article 11 of chapter 67-1320, Laws of Florida, as amended, section 7(6) of chapter 67-1569, Laws of Florida, to provide for the collectors and manner of collection of certain revenues of the city and the authority; providing an effective date.

On motions by Senator Scarborough, by two-thirds vote HB 1448 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—39

Mr. President	Chamberlin	Dunn	Glisson
Barron	Childers, Don	Firestone	Gorman
Castor	Childers, W. D.	Gallen	Graham

Hair	Myers	Scott	Vogt
Henderson	Peterson	Skinner	Ware
Holloway	Plante	Spicola	Williamson
Johnston	Poston	Thomas, Jon	Wilson
Lewis	Renick	Thomas, Pat	Winn
MacKay	Sayler	Tobiassen	Zinkil
McClain	Scarborough	Trask	

Nays—None

**HB 1449**—A bill to be entitled An act relating to the Duval County Hospital Authority, Duval County; amending sections 3, 7(d) and (j), and 16(c) of chapter 63-1305, Laws of Florida, as amended; providing for the removal of board members; extending financial disclosure and conflict of interest provisions; providing that any lease of real property by the Authority shall be of public record; restricting the ability of the Authority to sell land; providing that the Authority shall use the legal services of the City of Jacksonville; providing an effective date.

On motions by Senator Scarborough, by two-thirds vote HB 1449 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

**HB 1450**—A bill to be entitled An act relating to the Jacksonville Area Planning Board; amending sections 2, 3(b), and 4 of chapter 61-2329, Laws of Florida, as amended; providing for the removal of board members; extending financial disclosure and conflict of interest provisions; providing that the board shall use the legal services of the City of Jacksonville; providing that any lease of real property by the board shall be of public record; restricting the ability of the board to sell land; amending certain bidding procedures; providing an effective date.

On motions by Senator Scarborough, by two-thirds vote HB 1450 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

**HB 1451**—A bill to be entitled An act relating to the Jacksonville Electric Authority, City of Jacksonville; amending chapter 67-1569, Laws of Florida, as amended; providing for the removal of board members; extending financial disclosure and conflict of interest provisions; providing that any lease of real property by the authority shall be of public record; restricting the ability of the authority to sell land; providing that the authority shall use the legal services of the City of Jacksonville; amending certain bidding procedures; providing an effective date.

On motions by Senator Scarborough, by two-thirds vote HB 1451 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

**HB 1452**—A bill to be entitled An act relating to Duval County; adding section 14.14 to article 14 of chapter 67-1320, Laws of Florida, as amended, authorizing the Duval County School Board to enter into agreements for group life, accidental death and dismemberment, and hospital, medical and surgical insurance for members and employees of said board and their families; authorizing payment by said board for all or part of the premiums therefor; authorizing deductions from salaries of such employees for the balance of such costs; providing an effective date.

On motions by Senator Scarborough, by two-thirds vote HB 1452 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

**HB 1474**—A bill to be entitled An act relating to Pasco County; authorizing certain County Officers of Pasco County or persons formerly holding any such office, who have had in their possession or control for one year or more unclaimed funds belonging to unknown persons or to persons whose addresses are unknown after diligent search, to pay the same to the Board of County Commissioners of Pasco County; providing for notice to be given to persons claiming any interest in said funds and the manner of establishing their claim to said funds; providing for the forfeiture of such funds after ninety days without claim; providing for application therefor within five years after publication of said notice; releasing such County Officer or former officer from further responsibility there-with; providing for this act to be cumulative; providing an effective date.

On motions by Senator Peterson, by two-thirds vote HB 1474 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

**HB 1478**—A bill to be entitled An act relating to Palm Beach County; amending chapter 31120, Laws of Florida, 1955, relating to the construction by the Board of County Commis-

sioners of Palm Beach County of improvements on streets, highways, boulevards, avenues, lanes and alleys within subdivisions when said streets, highways, boulevards, avenues, lanes and alleys have been accepted as County roads including any and all improvements incidental to road purposes under certain terms and conditions; amending sections 6, 7, and 8 of chapter 31120, Laws of Florida, 1955, for the purpose of providing for the recordation of Certificates of Indebtedness in order to impart notice of the special assessments levied under the provisions of chapter 31120; providing an effective date.

On motions by Senator Johnston, by two-thirds vote HB 1478 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Myers	Ware
Childers, W. D.	Johnston	Peterson	Williamson
Dunn	Lewis	Plante	Wilson
Firestone	MacKay	Poston	Winn
Gallen	McClain	Renick	Zinkil
Glisson	Myers	Thomas, Jon	

## Nays—None

HB 1479—A bill to be entitled An act relating to Palm Beach County; reenacting The Palm Beach County Environmental Control Act for purposes of consolidation and further amendment; providing short title; providing for Declaration of Intent; providing definitions; providing for an Environmental Control Board; providing organization, duties, and powers; providing for Environmental Control Officer appointment, duties, and powers; providing exemptions; providing for hearing board organization, duties, and powers; providing for appeals from actions or decisions of Environmental Control Officer; providing procedure; providing for judicial review; providing for civil enforcement; providing for enforcement of hearing board orders and injunctive relief; providing criminal penalties; providing civil penalties; providing for civil fines to be liens; providing for refusal to obey subpoenas; providing for construction in relation to other law; providing for no change in powers of Health Department; repealing chapters 70-362, 74-563, 75-466, and 76-458, Laws of Florida; providing severability, providing an effective date.

On motion by Senator Johnston, by two-thirds vote HB 1479 was read the second time by title.

Senator Lewis moved the following amendment which was adopted:

Amendment 1—On page 14, strike all of lines 3 through 9 and insert: Section 12. Judicial review.—The Environmental Control Office or any person aggrieved by any action or decision of the Hearing Board may seek judicial review as provided by s. 120.68, Florida Statutes. No action shall be taken to collect fines imposed for violation of this act until judgment becomes final.

On motion by Senator Johnston, by two-thirds vote HB 1479 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—38

Mr. President	Gorman	Peterson	Tobiassen
Barron	Graham	Plante	Trask
Castor	Hair	Poston	Vogt
Chamberlin	Henderson	Renick	Ware
Childers, Don	Holloway	Saylor	Williamson
Childers, W. D.	Johnston	Scarborough	Wilson
Dunn	Lewis	Skinner	Winn
Firestone	MacKay	Spicola	Zinkil
Gallen	McClain	Thomas, Jon	
Glisson	Myers	Thomas, Pat	

## Nays—1

Scott

HB 1481—A bill to be entitled An act relating to Pahokee Drainage District authorizing the issuance of bonds; providing the purposes for which the proceeds of the bonds may be used; providing for a restoration tax to be used for payment of interest and principal of the bonds; providing for compensation to be paid to the Board of Supervisors; amending section 6 of chapter 13715, Laws of Florida, 1929, as amended, changing the name of the District to Pahokee Water Control District; increasing the amount of Maintenance Taxes authorized; determining the benefits of the Restoration Tax and the Maintenance Tax; providing severability; providing an effective date.

On motions by Senator Don Childers, by two-thirds vote HB 1481 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Saylor	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

## Nays—None

HB 1483—A bill to be entitled An act relating to Acme Improvement District in Palm Beach County, Florida; amending s. 1, chapter 28557, Laws of Florida, 1953, as amended by chapter 30391, Laws of Florida, 1955, chapter 57-1103, Laws of Florida, and chapter 75-470, Laws of Florida, to include all of Sections 3 and 4, Township 45 South, Range 41 East, Palm Beach County, Florida lying Northeast of Government Levee L-40; and a parcel of land in Township 44½ South, Range 41 East, Palm Beach County, Florida being bound on the North by the South line of Section 33, Township 44 South, Range 41 East; bound on the south by the North line of Section 4, Township 45 South, Range 41 East; bound on the East by a line between the Southeast corner of said Section 33, Township 44 South, Range 41 East and the Northeast corner of said Section 4, Township 45 South, Range 41 East; and bound on the West by Government Levee L-40 right-of-way; and a parcel of land in Township 44½ South, Range 41 East, Palm Beach County, Florida being bound on the North by the South line of Section 34, Township 44 South, Range 41 East; bound on the South by the North line of Section 3, Township 45 South, Range 41 East; bound on the East by a line between the Southeast corner of said Section 34, Township 44 South, Range 41 East and the Northeast corner of said Section 3, Township 45 South, Range 41 East; and bound on the West by a line between the Southwest corner of said Section 34, Township 44 South, Range 41 East and the Northeast corner of said Section 3, Township 45 South, Range 41 East; providing for an effective date.

On motions by Senator Don Childers, by two-thirds vote HB 1483 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Saylor	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

## Nays—None

**HB 1485**—A bill to be entitled An act relating to the West Palm Beach Downtown Development Authority, Palm Beach County; amending section 3 of chapter 67-2170, Laws of Florida, increasing and expanding the Downtown area description and extending the annual 1 mill tax levy to the entire area within the district of the Downtown Development Authority, including the newly annexed area; providing for a referendum election; providing an effective date.

On motions by Senator Don Childers, by two-thirds vote HB 1485 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

**Yeas—39**

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

**Nays—None**

**HB 1488**—A bill to be entitled An act relating to East Shore Drainage District, Palm Beach County; amending section 8(b) and (d), of chapter 20694, Laws of Florida, 1941, as amended, relating to the amount of Maintenance Taxes authorized; providing for compensation for the members of the Board of Directors; authorizing the pooling and sharing of expenses with other like districts; providing an effective date.

On motions by Senator Don Childers, by two-thirds vote HB 1488 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

**Yeas—39**

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

**Nays—None**

**HB 1489**—A bill to be entitled An act relating to South Shore Drainage District created by Chapter 17259, Laws of Florida, 1935; repealing all parts of Chapter 25287, Laws of Florida, 1949 and Chapter 26737, Laws of Florida, 1951; amending Section 8 of Chapter 17259, Laws of Florida, 1935; amending Section 19, Chapter 17259, Laws of Florida, 1935; providing an effective date.

On motions by Senator Don Childers, by two-thirds vote HB 1489 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

**Yeas—39**

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

**Nays—None**

**HB 1490**—A bill to be entitled An act relating to the Lake Worth Downtown Development Authority, Palm Beach County; amending section 8 of chapter 72-592, Laws of Florida, the "Lake Worth Downtown Development Authority Act," increasing the tax rate from 1 mill on each dollar of tax base to 3 mills on each dollar of tax base to commence the fiscal year beginning October 1, 1977, following approval by referendum; providing that a lower millage rate may be set by the Downtown Development Authority, and thereafter increased by said Authority in compliance with applicable law; providing for a referendum; setting forth the ballot and the means to determine the eligible voters; providing an effective date.

On motions by Senator Don Childers, by two-thirds vote HB 1490 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

**Yeas—39**

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

**Nays—None**

**HB 1491**—A bill to be entitled An act relating to Palm Beach County; amending section 1 of chapter 74-565, Laws of Florida, as amended, adopting the Standard Building Code, 1976 Edition, the Standard Gas Code, 1976 Edition, the Standard Plumbing Code, 1975 Edition with the 1976 Revisions, the National Electric Code, 1975 Edition, and the Standard Mechanical Code, 1976 Edition; providing an effective date.

On motions by Senator Don Childers, by two-thirds vote HB 1491 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

**Yeas—39**

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

**Nays—None**

**HB 1496**—A bill to be entitled An act relating to the City of LaBelle, Hendry County; amending the territorial limits of said city to exclude that portion of Government Lots 1 and 2 of Section 4, Township 43 South, Range 29 East, lying North of the Caloosahatchee River Canal; providing for the assessment of taxes for retirement of any outstanding bonded indebtedness; providing an effective date.

On motions by Senator Williamson, by two-thirds vote HB 1496 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

**Yeas—39**

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

**Nays—None**

**HB 1505**—A bill to be entitled An act relating to the City of Jacksonville; amending section 6.02 of Chapter 67-1320, Laws of Florida, being the charter of the City of Jacksonville, to provide that the council may not reduce the salary of the mayor during a term unless adopted or approved by the council at least ninety days prior to the consolidated government primary election immediately preceding such term; providing a restriction on any increase in the salary of the mayor; providing an effective date.

On motions by Senator Scarborough, by two-thirds vote HB 1505 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

## Nays—None

**HB 1512**—A bill to be entitled An act relating to the South Venice Special Tax Road District, Sarasota County; amending sections 3, 4, 5, 7, 9 and 12 of Chapter 57-1839, Laws of Florida, as amended, relating to the date of electing, the term of office, and the budget and taxing powers of the trustees; removing the requirement of an election to determine the special tax, and the provision that the supervisor may be a trustee; providing for a referendum.

On motions by Senator Henderson, by two-thirds vote HB 1512 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

## Nays—None

**HB 1527**—A bill to be entitled An act relating to Indian River County; providing definitions; prohibiting persons from taking or attempting to take fish, except with hook and line, pole and line, rod and reel, or cast net thrown by hand, in all waters of the Indian River in Indian River County, Florida, within 100 yards of any bridge which traverses the Indian River or the Sebastian Inlet, or within 100 feet of any canal or other artificial waterway in the county; prohibiting any person from throwing or attempting to throw a cast net from any bridge which traverses the Indian River, with the exception of the Sebastian Inlet bridge; providing for enforcement; repealing chapter 21304, Laws of Florida, 1941, and chapter 67-1511, Laws of Florida, relating to fishing on or around bridges in Indian River County; providing an effective date.

On motions by Senator Don Childers, by two-thirds vote HB 1527 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—39

Mr. President	Chamberlin	Dunn	Glisson
Barron	Childers, Don	Firestone	Gorman
Castor	Childers, W. D.	Gallen	Graham

Hair	Myers	Scott	Vogt
Henderson	Peterson	Skinner	Ware
Holloway	Plante	Spicola	Williamson
Johnston	Poston	Thomas, Jon	Wilson
Lewis	Renick	Thomas, Pat	Winn
MacKay	Sayler	Tobiassen	Zinkil
McClain	Scarborough	Trask	

## Nays—None

**HB 1539**—A bill to be entitled An act relating to Palm Beach County; amending chapter 75-469, Laws of Florida, pertaining to the East Beach Water Control District; providing a presumption that when any canal, drainage ditch, water management facility, pumping stations or maintenance right-of-way has been constructed, maintained or repaired continuously or uninterrupted for 4 years by the district, such right-of-way shall be deemed to be dedicated to the public to the extent to which it has been so actually maintained, repaired, or used for the prescribed period; establishing prima facie evidence of ownership in the district of such right-of-way dedication; providing for the vesting of all such right, title, easement and appurtenances in the district; providing an effective date.

On motions by Senator Don Childers, by two-thirds vote HB 1539 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

## Nays—None

**CS for HB 1540**—A bill to be entitled An act relating to Pelican Lake Sub-Drainage District in Palm Beach County authorizing the issuance of bonds; providing the purposes for which the proceeds of the bonds may be used; providing for a restoration tax to be used for payment of interest and principal of the bonds; providing for compensation to be paid to the Board of Supervisors; changing the name of the District to Pelican Lake Water Control District; determining the benefits of the Restoration Tax and the Maintenance Tax; authorizing the sharing of expenses with other like districts; providing for severability; providing for an effective date.

On motions by Senator Don Childers, by two-thirds vote CS for HB 1540 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

## Nays—None

**HB 1593**—A bill to be entitled An act relating to the Duval County Beaches Public Hospital Board; amending sections 1, 9, and 14 of chapter 25807, Laws of Florida, 1949, as amended, and adding section 19 thereto; providing for the removal of board members; extending financial disclosure and conflict of interest provisions; providing that any lease of real property by the hospital board shall be of public record; restricting the ability of the hospital board to sell land; providing that the hospital board shall use the legal services of the City of Jacksonville;

amending certain bidding procedures; providing an effective date.

On motions by Senator Scarborough, by two-thirds vote HB 1593 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

HB 1607—A bill to be entitled An act relating to the North Fort Myers Fire Control District, Lee County, Florida; amending section 2 of chapter 30925, Laws of Florida, 1955, as amended, providing per diem for board members; adding new paragraphs to section 3 of chapter 30925, Laws of Florida, 1955, providing for power to borrow money to a certain limitation, to issue revenue anticipation certificates, and to pledge such liens and certificate revenue to pay the certificates; exempting the board from liability for repayment of loans; providing an effective date.

On motions by Senator Don Childers, by two-thirds vote HB 1607 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

HB 1608—A bill to be entitled An act relating to Lee County; authorizing the Board of County Commissioners to appoint agents to be designated as animal control enforcement officers; authorizing those agents designated as animal control enforcement officers limited power to issue citations for violations of Lee County Ordinance 76-8 and amendments thereto; providing an effective date.

On motions by Senator Don Childers, by two-thirds vote HB 1608 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

HB 1609—A bill to be entitled An act relating to the Iona-McGregor Fire Protection and Rescue Service District, Lee County; amending section 11(4) and (5), and adding a new section 19, to chapter 75-421, Laws of Florida, changing the fiscal year and time for filing annual reports, and granting the power of eminent domain to be exercised within 5 (five) years of the passage of this act solely for the purpose of obtaining property described herein for construction of a fire station; providing an effective date.

On motions by Senator Don Childers, by two-thirds vote HB 1609 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

HB 1635—A bill to be entitled An act relating to the City of Jacksonville, Jacksonville Electric Authority; amending section 5 of chapter 74-516, Laws of Florida, as amended, extending the expiration date of amendments to chapter 67-1569, Laws of Florida, from 1977 to 1979; amending section 3 of chapter 75-407, Laws of Florida, as amended, extending the termination of amendments to chapter 67-1569, Laws of Florida, from 1977 to 1979; amending subsection (2) of section 10 of chapter 67-1569, Laws of Florida, as amended, removing bidding provision exemption for the purchase of products and services necessary for nuclear-powered generation facilities; providing an effective date.

On motions by Senator Scarborough, by two-thirds vote HB 1635 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

HB 1645—A bill to be entitled An act relating to Clay County Hospital Authority, amending sections 2, 3, and 4 of chapter 30280, Laws of Florida, 1955, providing for an increase in the maximum number of beds allowed; providing for the elimination of the prohibition against members of the medical profession serving on the board of directors; authorizing the board of directors to acquire real or personal property and borrow money to operate the hospital and related facilities; providing an effective date.

On motions by Senator Skinner, by two-thirds vote HB 1645 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Childers, Don	Gallen	Hair
Barron	Childers, W. D.	Glisson	Henderson
Castor	Dunn	Gorman	Holloway
Chamberlin	Firestone	Graham	Johnston

Lewis	Poston	Spicola	Ware
MacKay	Renick	Thomas, Jon	Williamson
McClain	Sayler	Thomas, Pat	Wilson
Myers	Scarborough	Tobiassen	Winn
Peterson	Scott	Trask	Zinkil
Plante	Skinner	Vogt	

Nays—None

**HB 1671**—A bill to be entitled An act creating the Pinellas Sports Authority for the planning, developing and maintaining of a comprehensive complex of sports and recreational facilities; providing for the method and manner of the appointment of and terms of its membership; providing for its powers, functions, privileges, duties and responsibilities; providing for the issuance by the authority of revenue bonds and refunding bonds to carry out the purposes of this act and for the rights and remedies of bondholders; providing for sources of revenues; authorizing municipalities and the Board of County Commissioners of Pinellas County to appropriate funds to the authority; authorizing the leasing or conveying of real or personal property to the authority by the City of St. Petersburg or Pinellas County; providing for receipt of competitive bids; providing for employees of the authority to be subject to the provisions of civil service; providing an effective date.

On motions by Senator Ware, by two-thirds vote HB 1671 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

**HB 1672**—A bill to be entitled An act relating to The Pinellas County Museum, Aquarium, Marine and Botanical Garden Authority; repealing chapter 20076, Laws of Florida, 1939, which created such authority as an agency of the state; providing an effective date.

On motions by Senator Ware, by two-thirds vote HB 1672 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

**HB 1674**—A bill to be entitled An act relating to Pinellas County; authorizing the Pinellas County Housing Authority to administer and operate the Section 8 Housing Assistance Payments Program as set forth in the 1974 United States Housing and Community Development Act within the corporate limits of certain municipalities in Pinellas County; the provisions of s. 421.27(3) Florida Statutes, notwithstanding; providing for adoption of a resolution and cooperation agreement between the cities and the Authority prior to such administration and operation; providing an effective date.

On motions by Senator Ware, by two-thirds vote HB 1674 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

**HB 1677**—A bill to be entitled An act relating to the Port of St. Petersburg; repealing chapter 12490, Laws of Florida, 1927, and chapter 73-601, Laws of Florida, relating to pilots of the Port of St. Petersburg; providing an effective date.

On motions by Senator Ware, by two-thirds vote HB 1677 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

**HB 1680**—A bill to be entitled An act relating to consumer protection in Pinellas County; repealing Sec. Fourteen of Chapter 76-471, Laws of Florida, 1976, which provided for a stay of proceedings before the Pinellas County Board of Consumer Affairs; providing an effective date.

On motions by Senator Ware, by two-thirds vote HB 1680 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

**HB 1681**—A bill to be entitled AN ACT relating to Pinellas County; amending Chapter 73-600 Laws of Florida; creating a new section 8; providing for the effect of annexation of unincorporated areas; renumbering sections 8, 9, 10, 11, 12 and 13; providing for an effective date.

On motions by Senator Ware, by two-thirds vote HB 1681 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

HB 1682—A bill to be entitled An act relating to Pinellas County; amending Section 5 of chapter 75-491, Laws of Florida, Section 8 of chapter 75-491, Laws of Florida, relating to the Pinellas Park Water Management District and providing for expansion of the area; providing an effective date.

On motions by Senator Ware, by two-thirds vote HB 1682 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

HB 1684—A bill to be entitled AN ACT relating to Pinellas County, pertaining to personnel; establishing a personnel system for employees of the Board of County Commissioners, Clerk of the Circuit Court, Property Appraiser and Supervisor of Elections; providing for a classified service; providing for exempt positions; creating a Personnel Board; providing for appointments, size, term of office, removal and qualifications of members of the Personnel Board; providing for compensation of members of the Personnel Board; providing duties of the Personnel Board; creating a personnel department; providing for the appointment and removal of a Director of Personnel; providing qualifications and duties of the Director of Personnel; providing for job descriptions, a job classification schedule and a pay plan; providing for department rules and regulations; providing for present employees; prohibiting certain political activities; providing for hearings and investigations; providing for funding; providing for continuation of membership, rules and regulations, and actions of the Personnel Board; ratifying prior actions; repealing Chapter 75-488, Laws of Florida; providing for severability; providing for conversion to local ordinance upon passage of Charter; and providing an effective date.

On motions by Senator Ware, by two-thirds vote HB 1684 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Renick	Trask
Chamberlin	Henderson	Poston	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

HB 1702—A bill to be entitled An act relating to Jackson County; amending section 1 of chapter 63-1445, Laws of Florida, increasing from \$5,000 to \$7,500 the annual payment by Jackson County to the Jackson County Agricultural Center; providing an effective date.

On motions by Senator Pat Thomas, by two-thirds vote HB 1702 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

HB 1717—A bill to be entitled An act relating to Okaloosa County, Ocean City-Wright Fire Control District; amending subsection (1) of section 9 of chapter 73-565, Laws of Florida, as amended, providing that the board of commissioners shall set the rate of assessment in accordance with the general laws of the State of Florida; providing an effective date.

On motions by Senator Tobiassen, by two-thirds vote HB 1717 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

HB 1733—A bill to be entitled An act relating to the "Ozona-Palm Harbor-Crystal Beach Special Fire Control District;" Pinellas County, amending Section 1 of chapter 61-2661, Laws of Florida, 1961, to redefine the boundaries of said District; and amending Section 5 of chapter 61-2661, Laws of Florida, 1961, to increase the maximum special assessments authorized to be levied; and to provide for a referendum.

On motions by Senator Sayler, by two-thirds vote HB 1733 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

HB 1741—A bill to be entitled An act relating to the City of Perry, Taylor County; renaming a street within the city as the "Byron Butler Parkway"; authorizing the placement of signs, plaques, monuments, or statues; providing an effective date.

On motions by Senator Pat Thomas, by two-thirds vote HB 1741 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

## Nays—None

HB 1743—A bill to be entitled An act relating to Volusia County; amending chapter 11272, Laws of Florida, 1925, as amended, renaming the Halifax Hospital District as the "Halifax Hospital Medical Center"; amending section 7 of chapter 11272, Laws of Florida, as amended, removing the limitation upon the interest rate on notes of the district and upon the total dollar amount which the district can borrow upon such notes; restricting the amount of such indebtedness to the amount of the district's current annual tax revenues; amending section 8(2) of chapter 11272, Laws of Florida, 1925, as amended, removing the limitation upon the rate of interest which bonds of the district may bear; amending sections 1 and 2 of chapter 59-1953, Laws of Florida, as amended, providing that the administrator and chief fiscal officer of the hospital center, rather than the board of commissioners of the district, the chairman thereof, and the administrator, are authorized to sign checks and warrants of the district; providing an effective date.

On motions by Senator Dunn, by two-thirds vote HB 1743 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

## Nays—None

HB 1761—A bill to be entitled An act relating to the City of Jacksonville; amending section 19.02 of chapter 67-1320, Laws of Florida, as amended; increasing the monthly salary of members of the Civil Service Board; providing an effective date.

On motions by Senator Scarborough, by two-thirds vote HB 1761 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

## Nays—None

HB 1784—A bill to be entitled An act relating to the Town of Campbellton, Jackson County; amending section 2 of chapter 10436, Laws of Florida, 1925, as amended, redefining the town boundaries; repealing chapter 24422, Laws of Florida, 1947, abolishing a reorganization of the town; providing an effective date.

On motions by Senator Pat Thomas, by two-thirds vote HB 1784 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

## Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

## Nays—None

HB 2037—A bill to be entitled An act relating to the Jacksonville Port Authority; amending sections 1(b) and (d), 3(6), 4(a), and 15(a) of chapter 63-1447, Laws of Florida, as amended, and adding a subsection to section 1 of said chapter; providing for the removal of board members; providing that the authority shall use the legal services of the City of Jacksonville; extending financial disclosure and conflict of interest provisions; providing that any lease of real property by the authority shall be of public record; restricting the ability of the authority to sell land; providing a further budget limitation; amending certain bidding procedures; providing an effective date.

On motion by Senator Scarborough, by two-thirds vote HB 2037 was read the second time by title.

Senators Brantley, Scarborough, and Hair offered the following amendments which were moved by Senator Scarborough and adopted:

**Amendment 1**—On page 5, line 26 through 31, strike all and on page 6 strike lines 1 through 19, and insert: nothing

Renumber subsequent sections.

**Amendment 2**—On page 1 in title, lines 14, 15, strike "providing a further budget limitation;" and insert: nothing

On motion by Senator Scarborough, by two-thirds vote HB 2037 as amended was read the third time by title, passed, and certified to the House. The vote on passage was:

## Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

## Nays—None

HB 1673—A bill to be entitled An act relating to special laws relating to Pinellas County and the municipalities therein; creating the "Pinellas Sundown Act"; expressing legislative intent; repealing the following obsolete special laws: chapter 61-2680, Laws of Florida, relating to the Pinellas County Judiciary Council; chapter 29417, Laws of Florida, 1953, relating to the Traffic and Rate Bureau; chapter 71-869, Laws of Florida, relating to the Clearwater Beach Bridge Authority; chapter 70-891, Laws of Florida, relating to the Pinellas County Sewer System Authority; chapters 74-577 and 76-472, Laws of Florida, relating to the 911 emergency telephone number sys-

tem; chapter 70-892, Laws of Florida, relating to submission of proposed local population legislation for the 1971 session; and chapter 71-875, Laws of Florida, relating to professional negotiation rights of teachers in Pinellas County public schools; repealing the following special laws and converting them into ordinances of the county or municipality to which such laws are applicable: chapter 57-1727, Laws of Florida, relating to regulation of trades; chapter 69-1493, Laws of Florida, relating to the board of adjustment for zoning regulations; chapter 72-659, Laws of Florida, relating to community redevelopment projects; chapter 74-604, Laws of Florida, relating to the St. Petersburg Arts Commission; chapter 74-603, Laws of Florida, relating to the St. Petersburg Downtown Improvement Authority; and chapters 70-635 and 75-358, Laws of Florida, relating to the Clearwater Downtown Development Board; requiring the board of county commissioners to review specified special laws and the agencies created thereunder, after June 30, 1977, and before January 1, 1978, to determine if there is a public need for services provided under said special laws and if that need is being adequately met; providing review criteria; providing for a report of findings and recommendations to the Pinellas County legislative delegation no later than February 1, 1978; providing severability; providing an effective date.

On motions by Senator Sayler, by two-thirds vote HB 1673 was read the second time by title, and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

**SPECIAL ORDER, continued**

The Senate resumed consideration of—

CS for SB 1262—A bill to be entitled An act relating to unemployment compensation; repealing s. 443.03(5)(n), (o); amending s. 443.03(5)(b); defining certain employment; amending s. 443.04(1), (2)(b), Florida Statutes; requiring unemployment benefits to be paid through the claims office; requiring claimants to report in person to certify for and to receive benefits; prohibiting mailing of unemployment compensation benefits; providing exceptions; excluding from computation the wages earned for employment from which a claimant was discharged for misconduct connected with his work; amending s. 443.05(1)(b), Florida Statutes; requiring unemployed individuals to register for work at the Florida State Employment Service instead of an unemployment compensation claims office; amending s. 443.06(1), (2), (8), Florida Statutes; adding s. 443.06(9), Florida Statutes; including wages for employment from which an individual was discharged for misconduct when determining weekly benefit amount for purposes of terminating a disqualification period; requiring the Division of Employment Security of the Department of Commerce to establish by rule criteria for determining the suitability of work after considering the duration of unemployment; providing for disqualification for benefits under certain conditions; providing that certain retirement, pension, and annuity benefits shall be offset against unemployment compensation benefits notwithstanding the source of the contribution; defining misconduct; amending s. 443.08(2)(a), (3)(b), (5), (6), Florida Statutes; changing the initial tax rate from 1 percent to 2.7 percent after January 1, 1978; providing a method of computing the tax rate after January 1, 1978 to allow tax rate adjustment after 8 calendar quarters; providing that state, county, and municipal governmental units may elect the contribution method of financing benefits; establishing a Public Employers Unemployment Compensation Benefit Account as part of the Florida Unemployment Compensation Trust Fund; providing a contributory system of financing unemployment compensation benefits to be avail-

able for governmental entities at their option; 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 for compensation and expenses; authorizing the board to charge fees for publication and copies of records and documents; providing for review of orders of the board; providing severability; providing an effective date.

Senator MacKay moved the following amendments which were adopted:

**Amendment 7**—On page 7-8, lines 10-31, strike from the word "division" on line 10 through line 31 on page 7 and through line 4 on page 8 and insert: (a) Disqualification for voluntary quitting shall continue for the full period of unemployment next ensuing after he has left his work voluntarily without good cause and until such individual has become reemployed and has earned wages equal to or in excess of 10 times his weekly benefit amount; and provided, further, that good cause as used in this subsection shall include only such cause as is attributable to the employer or consists of illness or disability of the individual requiring separation from his employment. An individual shall not be disqualified under this subsection for voluntarily leaving temporary employment to return immediately when called to employment by the permanent employer who temporarily terminated his employment within the previous 6 calendar months.

(b) Disqualification for being discharged for misconduct connected with his work shall continue for the full period of unemployment next ensuing after having been discharged and until such individual has become reemployed and has earned wages not less than 10 times his weekly benefit amount and for not more than 52 weeks which immediately follow such week, as determined by the division in each case according to the circumstances in each case or the seriousness of the misconduct, pursuant to rules of the division enacted for determinations of disqualification of benefits for misconduct.

**Amendment 8**—On pages 10-11, beginning on line 26, strike all of subsections (b), (c) and (d) and insert: a new (b)

(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 interest or of the employee's duties and obligations to his employer.*

**Amendment 9**—On page 1 in title, line 4, insert following 443.03(5)(b): and (e)

**Amendment 10**—On page 1 in title, lines 21-25, strike following the "," on line 21, strike through the "," on line 25

Senators Wilson and Ware offered the following amendment which was moved by Senator Wilson and adopted:

**Amendment 11**—On page 6, line 22, insert after "division": which shall be responsible for notification of the Florida State Employment Service

On motion by Senator Trask the Senate reconsidered the vote by which Amendment 1 was adopted. By permission Senator Trask withdrew Amendment 1.

On motion by Senator MacKay, by two-thirds vote CS for SB 1262 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—39

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, W. D.	Holloway	Sayler	Ware
Childers, Don	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Wilson
Firestone	MacKay	Skinner	Winn
Gallen	McClain	Spicola	Zinkil
Glisson	Myers	Thomas, Jon	

Nays—None

**HB 2064**—A bill to be entitled An act relating to taxation; providing for the levy of a local option tourist development tax by any county or subcounty special district within the state; providing an exception; providing for limitations and restrictions on the use of revenues derived from said tax; providing for restrictions on terms of ordinances; providing for a referendum; providing penalties; providing an effective date.

—was read the second time by title.

Senator Dunn moved the following amendment which was adopted:

**Amendment 1**—On page 1, line 29, strike “or subcounty special district”

Senators Dunn and Plante offered the following amendment which was moved by Senator Dunn and adopted:

**Amendment 2**—On page 2, line 6, after the period insert: A county may elect to levy and impose the tourist development tax in a subcounty special district of the county; provided, however, if a county so elects to levy and impose the tax on a subcounty special district basis, the district shall embrace all or a significant contiguous portion of the county and the county shall assist the Department of Revenue in identifying the rental units subject to tax in the district.

Senators Plante and Dunn offered the following amendments which were moved by Senator Dunn and adopted:

**Amendment 3**—On page 3, line 3, strike the “.” after “provisions of this act” and insert: ; provided, however, the Department of Revenue may authorize a quarterly return and payment when the tax remitted by the dealer for the preceding quarter did not exceed \$25.00.

**Amendment 4**—On page 3, between lines 22 and 23 insert: (10) The Department of Revenue shall promulgate such rules and shall prescribe and publish such forms as may be necessary to effectuate the purposes of this act.

**Amendment 5**—On page 5, line 26, after the period insert: The council shall continuously review expenditures of revenues from the tourist development trust fund and shall receive at least quarterly expenditure reports from the county governing board or its designee. Expenditures which the council believes to be unauthorized shall be reported to the county governing board and the Department of Revenue. The governing board and the Department shall review the council’s findings and take appropriate administrative or judicial action to insure compliance with this act.

**Amendment 6**—On page 6, line 7, strike the period and insert: ; provided, however, these purposes may be implemented through service contracts and leases with persons who maintain and operate adequate existing facilities.

**Amendment 7**—On page 3, line 31, strike “authorize the levy and imposition of the tax.” and insert: approve the ordinance authorizing the levy and imposition of the tax in accordance with s. 6 of this act.

Senator Jon Thomas moved the following amendment which failed:

**Amendment 8**—On page 3, line 18, after the period insert: However, one-fourth of the revenues collected pursuant to this act shall be retained by the Department of Revenue to be deposited in a trust fund established to be used by the Department of Commerce for the purpose of promoting the economic development of the state and for promoting tourism in the state.

Senators Dunn and Plante offered the following amendment which was moved by Senator Dunn and adopted:

**Amendment 9**—On page 1 in title, lines 4-5, strike “a subcounty special district within the state;” and insert: authorizing such tax to be levied within a subcounty special district;

Senator Dunn moved that the rules be waived and HB 2064 as amended be read the third time by title. The motion failed to receive the required two-thirds vote. The vote was:

Yeas—23

Castor	Graham	Peterson	Trask
Dunn	Holloway	Plante	Vogt
Firestone	Johnston	Poston	Ware
Gallen	MacKay	Scarborough	Wilson
Glisson	McClain	Scott	Winn
Gorman	Myers	Spicola	

Nays—16

Mr. President	Childers, W. D.	Renick	Thomas, Pat
Barron	Hair	Sayler	Tobiassen
Chamberlin	Henderson	Skinner	Williamson
Childers, Don	Lewis	Thomas, Jon	Zinkil

On motion by Senator Barron the Senate reconsidered the vote by which HB 2064 failed to be placed on third reading.

On motion by Senator Dunn, by two-thirds vote HB 2064 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—23

Castor	Graham	Scarborough	Trask
Childers, W. D.	McClain	Scott	Vogt
Dunn	Myers	Skinner	Ware
Firestone	Peterson	Spicola	Wilson
Gallen	Plante	Thomas, Pat	Winn
Gorman	Poston	Tobiassen	

Nays—12

Mr. President	Henderson	MacKay	Thomas, Jon
Barron	Johnston	Renick	Williamson
Hair	Lewis	Sayler	Zinkil

Votes after roll call:

Yea to Nay—W. D. Childers, Tobiassen

**SB 1231**—A bill to be entitled An act relating to unemployment compensation; amending s. 443.03(5)(a), (b), (d), (i), (l), (n), (o), (7), (11), (13)(b), Florida Statutes; redefining the terms “employment”, “employer”, “state”, and “wages” for the purposes of the Unemployment Compensation Law; adding s. 443.03(17), Florida Statutes; defining “educational institution” for the purposes of such law; amending s. 443.04(5)(a), Florida Statutes; redefining “national and state ‘on’ and ‘off’ indicators” and “exhaustee” for the purposes of payment of extended benefits; amending s. 443.05(3), Florida Statutes; providing eligibility conditions for benefits based on services performed for educational institutions or institutions of higher education; adding s. 443.05(5), (6), (7), Florida Statutes; establishing benefit eligibility conditions for individuals participating in sports or athletic events or training therefor; providing that wages for insured work include wages paid for previously uncovered services; providing that certain benefits paid to individuals whose base period wages include wages for previously uncovered services not be charged to the employer or the employer’s experience rating account; amending s. 443.06(1), (7), Florida Statutes; deleting pregnancy as an exception to good cause for separation from employment; providing for the denial of benefits based on alien status; amending s. 443.08(5), Florida Statutes; providing optional methods of financing benefits paid to employees of governmental entities; amending s. 443.09(2)(c), Florida Statutes; providing for termination of coverage by governmental entities; repealing s. 443.08(6), Florida Statutes, relating to financing of benefits paid to employers of political subdivisions of the state; 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 36, lines 19 and 20, strike “and that portion of section 3 of this act amending s. 443.05(3), Florida Statutes,”

**Amendment 2**—On page 7, line 29, strike “Islands” and insert: Islands’

**Amendment 3**—On page 17, line 6, strike “(h)” and insert: (H)

**Amendment 4**—On page 29, line 26, insert after the word “instructional”: a comma

On motion by Senator MacKay, by two-thirds vote SB 1231 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—31

Mr. President	Glisson	McClain	Trask
Barron	Gorman	Poston	Vogt
Castor	Graham	Renick	Ware
Chamberlin	Henderson	Saylor	Williamson
Childers, Don	Holloway	Scott	Wilson
Childers, W. D.	Johnston	Thomas, Jon	Winn
Firestone	Lewis	Thomas, Pat	Zinkil
Gallen	MacKay	Tobiassen	

Nays—None

Votes after roll call:

Yeas—Hair, Peterson, Spicola

**SB 1012**—A bill to be entitled An act relating to the Public Service Commission; repealing ss. 347.08, 347.09, 347.10, 347.11, 347.12, 347.13, 347.14, 347.15, 347.16, 347.17, and 347.18, Florida Statutes, relating to regulation of certain bridges, causeways, tunnels, toll highways, and ferries; amending s. 350.11, Florida Statutes, redefining common carrier as related to vessels; creating s. 350.125, Florida Statutes, requiring a certificate of public convenience and necessity to operate as a common carrier any vessel of 10 tons net or over; specifying contents of applications for certificates and filing fees therefor; specifying notice, hearing and disposition requirements for applications for certificates; providing that the Public Service Commission may consider and act upon an application without a hearing in the absence of any protest against said application; providing that such certificates be subject to the provisions of ss. 323.041, 323.06, 323.07 and 323.08, Florida Statutes; providing an exemption; providing that the provisions of s. 350.125, Florida Statutes, shall also apply to applications for the operation of ferry facilities; providing for the transfer to chapter 338 of bridge franchises under the Public Service Commission for regulation by the Florida Department of Transportation; providing an effective date.

—was read the second time by title.

Senator Graham moved the following amendment which failed:

**Amendment 1**—On page 8, line 21, insert: Section 6. Subsection (10) of section 323.01, Florida Statutes, is amended to read:

**323.01 Definitions.**—In construing part I of this chapter, where the context permits, the word, phrase or term:

(10) “Charter carriage” or “service” means the transportation of a group of persons who, pursuant to a common purpose and a single contract, have acquired the exclusive use of a motor bus of a greater capacity than nine, including the driver, in which to travel together as a group to a specified destination or for a particular itinerary agreed upon in advance or modified or rearranged after having left the point of origin. Charter carriage shall not be deemed to include sightseeing over public roads and highways for which individual tickets are sold, nor shall certificates issued on or after October 1, 1970, limited to sightseeing, racetrack operations, or worker bus carriage, include the right to engage in charter carriage. Charter carriage shall

not be deemed to include property or cargo carriage of any nature. Charter carriage, as defined herein, in the interest of safety on the highways and safety of the traveling public, shall be performed only by regular route common carriers of passengers as set forth in s. 323.14, whose motor vehicles meet the specifications of this part and are operated under the supervision and the rules and regulations of the commission. A point authorized to be served on the regular route of a carrier in charter carriage means any point at which a carrier may originate passengers in its regular route service.

Section 2. Section 323.14, Florida Statutes, is amended to read:

323.14 Detour authority; charter carriage.—

(1) Any motor common carrier holding a certificate may depart from the route described in the certificate if compelled to detour on account of the closing of roads or bridges, pursuant to rules and regulations adopted by the commission.

(2) Authority to engage in charter operation shall not be granted as a matter of right in any certificates issued subsequent to October 1, 1970, except in certificates issued pursuant to application filed prior to that date, unless the applicant has proved in an appropriate proceeding that public convenience and necessity requires such operation. In no event may the commission grant charter rights except in conjunction with the grant of regular route certificates to motor common carriers of passengers. Any such certificates authorizing the transportation of passengers in charter carriage will include the authority to depart from its authorized routes of carriage to transport a party of passengers to any point or place in the state, provided the charter party originates at an authorized point authorized to be served on the regular route of the carrier. The carrier may originate charter parties from points it is not authorized to serve on or off its regular routes if those points are not served by another regular route motor common carrier authorized to originate charter carriage from such point per-form charter carriage.

(3) Charter rights are not severable by sale, transfer, assignment, or any other means whatsoever from the certificate of which the charter rights are a part. However, any charter rights granted after October 1, 1970, which duplicate the rights of any existing motor common carrier of passengers may be sold, transferred, or assigned only to an existing certificated motor common carrier of passengers whose rights are duplicated by the charter rights.

(3)(4) Any regular route motor common carrier of passengers holding a certificate prior to October 1, 1970, authorizing the transportation of passengers, baggage, mail, and light express, and any such carrier receiving any certificate issued pursuant to application for same pending prior to that date, shall have as a matter of right (unless restricted by its certificate from engaging in charter carriage) the authority to depart from its authorized routes of carriage to transport in charter carriage a party of passengers to any point or place in the state, if such charter party originates at a point authorized to be served on the regular route of the carrier. The carrier may originate charter parties from points it is not authorized to serve on or off its regular routes if those points are not served by another regular route motor common carrier authorized to perform charter carriage.

(4)(5) The provisions of subsections (2) and (3) (4) shall not be construed to affect in any way the charter rights held by motor common carriers in this state prior to October 1, 1970, and such motor common carriers of passengers holding certificates on that date may depart from their authorized routes of carriage for the purpose of transporting in charter carriage a party of passengers to a point or points not on such routes if such charter party originated on the route of or at points served by the carrier.

(5)(6) Carriers either holding or granted charter rights pursuant to subsections (2), (3) (4), and (4) (5), are entitled to the protection afforded by this chapter when an applicant seeks duplicate charter rights.

(6)(7) Common carriers of passengers may, under reasonable rules and regulations of the commission, arrange for and receive for charter services such compensation as may be agreed upon between the carrier and the party or parties to be served, and the compensation may include charges for services and expenses in addition to transportation charges.

(7)(9) In the event an authorized carrier or carriers cannot perform a charter trip, the commission shall have the authority, pursuant to rules and regulations of the commission, to order any certificated motor common carrier of passengers to perform the charter trip.

(And renumber.)

Senator Vogt moved that the rules be waived and SB 1012 be read the third time by title. The motion failed.

On motion by Senator MacKay the Senate reconsidered the vote by which SB 1012 failed to be placed on third reading.

On motion by Senator MacKay, by two-thirds vote SB 1012 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Mr. President	Graham	Poston	Tobiassen
Barron	Hair	Renick	Trask
Castor	Henderson	Sayler	Vogt
Childers, W. D.	MacKay	Scarborough	Ware
Firestone	McClain	Scott	Williamson
Gallen	Myers	Spicola	Wilson
Glisson	Peterson	Thomas, Jon	Winn
Gorman	Plante	Thomas, Pat	

Nays—4

Childers, Don	Johnston	Lewis	Zinkil
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HB 1627—A bill to be entitled An act relating to fraudulent practices; repealing s. 817.42, Florida Statutes, relating to the advertising of former or comparative prices; amending s. 817.41(5), Florida Statutes, to clarify provisions relative to award of costs, attorney's fees, and damages in civil actions brought for violation of provisions relating to misleading advertising; providing an effective date.

—was read the second time by title. On motion by Senator Myers, by two-thirds vote HB 1627 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—29

Mr. President	Henderson	Sayler	Vogt
Castor	Holloway	Scarborough	Ware
Chamberlin	Johnston	Scott	Williamson
Childers, Don	Lewis	Skinner	Wilson
Childers, W. D.	McClain	Thomas, Jon	Winn
Firestone	Myers	Thomas, Pat	
Glisson	Poston	Tobiassen	
Gorman	Renick	Trask	

Nays—3

Graham	MacKay	Zinkil
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Votes after roll call:

Yeas—Dunn, Peterson, Spicola

Nay to Yea—Zinkil

On motion by Senator Pat Thomas, 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 passed as amended CS for HB 1787 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By the Committees on Finance & Taxation and Community Affairs and Representative Ready—

CS for CS for HB 1787—A bill to be entitled An act relating to public financing for housing; creating the "Florida Housing

Finance Authority Law"; providing definitions; authorizing the creation of a housing finance authority by ordinance; providing for the functioning of such authorities to alleviate a shortage of housing and capital for investment in housing; providing for membership, powers, and duties; authorizing a county to exercise the powers of such authority until members are appointed; prohibiting members and employees from acquiring or having certain interests with respect to a qualifying housing development; requiring disclosures of interest; providing for removal of members; authorizing such authorities to make, purchase, and sell loans for qualifying housing developments; prohibiting the financing of qualifying housing developments for profit; authorizing such authorities to issue bonds and limiting sources from which such bonds are payable; providing for validation proceedings; providing for remedies of an obligee; exempting bonds together with income and interest thereon from taxation; providing severability; providing an effective date.

—was read the first time by title. On motion by Senator Pat Thomas, the rules were waived and the bill was placed on the calendar.

## SPECIAL ORDER, Continued

CS for SB 1244, by the Committee on Commerce, was read the first time by title and SB 1244 was laid on the table. Pending further consideration of CS for SB 1244, on motion by Senator Pat Thomas, CS for CS for HB 1787, a companion measure, was substituted therefor. On motions by Senator Pat Thomas, by two-thirds vote CS for CS for HB 1787 was read the second time by title and by two-thirds vote was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—27

Barron	Gorman	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Holloway	Renick	Vogt
Childers, Don	Johnston	Sayler	Ware
Childers, W. D.	MacKay	Scott	Winn
Firestone	McClain	Thomas, Jon	Zinkil
Glisson	Myers	Thomas, Pat	

Nays—2

Henderson	Lewis
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Votes after roll call:

Yeas—Dunn, Graham, Peterson, Spicola

CS for SB 1244 was laid on the table.

SB 1253—A bill to be entitled An act relating to ad valorem taxation of tangible personal property; adding s. 195.027(4)(c), Florida Statutes, 1976 Supplement; providing that the assessed value of any item of tangible personal property not exceed the depreciated value of such item when depreciated pursuant to the straight line method allowed by the United States Internal Revenue Code; providing an effective date.

—was read the second time by title. On motion by Senator Poston, by two-thirds vote SB 1253 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—28

Mr. President	Hair	Poston	Thomas, Pat
Barron	Henderson	Renick	Tobiassen
Childers, W. D.	Holloway	Sayler	Trask
Dunn	Johnston	Scarborough	Vogt
Gallen	Lewis	Scott	Ware
Glisson	Peterson	Skinner	Winn
Gorman	Plante	Thomas, Jon	Zinkil

Nays—3

Firestone	Graham	Myers
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Votes after roll call:

Yea—Spicola

Senator Gallen presiding

SB 1188 was taken up and on motion by Senator Barron—

HB 2123—A bill to be entitled An act relating to unemployment compensation; amending s. 443.06(8), Florida Statutes; eliminating the provisions for reduction of unemployment compensation benefits by Social Security benefits; providing that certain retirement, pension, and annuity benefits shall be offset against unemployment compensation benefits notwithstanding the source of the contribution; providing an effective date.

—a companion measure was substituted therefor and read the second time by title. On motion by Senator Barron, by two-thirds vote HB 2123 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—29

Barron	Hair	Renick	Trask
Childers, Don	Holloway	Saylor	Vogt
Childers, W. D.	Johnston	Scarborough	Ware
Firestone	MacKay	Scott	Winn
Gallen	Myers	Skinner	Zinkil
Glisson	Peterson	Thomas, Jon	
Gorman	Plante	Thomas, Pat	
Graham	Poston	Tobiassen	

Nays—None

Vote after roll call:

Yea—Spicola

SB 1188 was laid on the table.

SB 663—A bill to be entitled An act relating to mortgage brokerage; amending ss. 494.03(1), 494.04(1)-(3), Florida Statutes; clarifying language; providing for declaration of intention to become U. S. citizen for licensing; providing that a mortgage solicitor negotiate loans only for broker with whom he is employed; creating s. 494.041, Florida Statutes; providing requirements for mortgage loans where the security is vacant land registered under chapter 478, Florida Statutes; amending s. 494.05(1)(f), (4), Florida Statutes; authorizing suspension of licenses for certain actions; deleting certain language to conform to the Administrative Procedure Act; creating ss. 494.051, 494.072, Florida Statutes; providing that certain papers of financial examiner are competent evidence; providing for cease and desist orders, orders to refund overcharges, and administrative fines; amending s. 494.08(3),(6), Florida Statutes; providing that brokerage fee or commission include certain abstract charges; removing exemption in acceptance of deposit or application for mortgage loan without delivery of statement of costs; providing an effective date.

—was read the second time by title.

Senator MacKay moved the following amendments which were adopted:

Amendment 1—On page 3, line 6, after the word “which” insert: has a face amount of \$35,000 or less and

Amendment 2—On page 3, line 17, after the word “state” insert: or a title letter from a title company authorized to do business in this state

On motion by Senator Scott the Senate reconsidered the vote by which Amendment 2 was adopted.

By permission Senator MacKay withdrew Amendment 2.

Amendment 3—On page 3, line 19, after the word “property.” insert: A notice stating the priority of the mortgage shall be placed on the face of each mortgage in an amount over \$35,000 issued pursuant to this section.

Senators W. D. Childers and Barron offered the following amendments which were moved by Senator Barron and adopted:

Amendment 4—On page 8, lines 8 and 9, insert new Section 8 and renumber subsequent section.

Section 8. Section 494.081, Florida Statutes, is created to read:

494.081 Fees and Charges not Deemed Interest or Finance Charge.—All fees and charges authorized by this act and received by a mortgage broker or mortgage solicitor licensed under this Act shall not be deemed as interest or finance charges provided however, that a licensed broker lending its own funds shall be subject to the provisions of Chapter 687, F.S. A licensed mortgage broker who lends the funds of an affiliate lender shall not be deemed in violation of Chapter 687, F.S. unless the Department determines that the purpose of such action is designed to avoid the provisions of Chapter 687, F.S. The Department shall adopt rules for this section.

Amendment 5—On page 1 in title, line 26, insert following the “;”: providing that certain fees or charges shall not be deemed interest;

On motion by Senator Barron, by two-thirds vote SB 663 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—34

Barron	Gorman	Peterson	Tobiassen
Castor	Graham	Plante	Vogt
Chamberlin	Hair	Poston	Ware
Childers, Don	Henderson	Renick	Williamson
Childers, W. D.	Holloway	Scott	Wilson
Dunn	Johnston	Skinner	Winn
Firestone	Lewis	Spicola	Zinkil
Gallen	MacKay	Thomas, Jon	
Glisson	McClain	Thomas, Pat	

Nays—None

HB 1213—A bill to be entitled An act relating to public officers and employees; amending s. 112.061(6)(a), Florida Statutes, 1976 Supplement, to provide for per diem and subsistence allowance for persons traveling out of state in order to conduct state business; providing an effective date.

—was read the second time by title. On motion by Senator Pat Thomas, by a two-thirds vote HB 1213 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—31

Barron	Graham	Myers	Thomas, Jon
Castor	Hair	Plante	Thomas, Pat
Childers, Don	Henderson	Poston	Tobiassen
Childers, W. D.	Holloway	Renick	Trask
Firestone	Johnston	Scarborough	Vogt
Gallen	Lewis	Scott	Ware
Glisson	MacKay	Skinner	Winn
Gorman	McClain	Spicola	

Nays—None

On motion by Senator W. D. Childers 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 concurred in Senate Amendment 1 to House Amendment 9, Amendments 3 and 5 to House Amendment 15; refused to concur in Senate Amendment 4 to House Amendment 15 and Senate Amendment 1 to House Amendment 16 to SB 40 and requests the Senate to recede and passed SB 40, as amended.

Allen Morris, Clerk

By Senators Graham and Williamson—

SB 40—A bill to be entitled An act relating to condominiums; amending s. 718.501(3)(b), Florida Statutes, 1976 Supplement; reducing from \$25 to \$10 the fee required for filing with the Division of Florida Land Sales and Condominiums a complaint alleging a violation of the Condominium Act and seeking investigation, arbitration or enforcement by the division; providing an effective date.

On motions by Senator W. D. Childers, the Senate receded from Senate Amendment 4 to House Amendment 15 and Senate Amendment 1 to House Amendment 16.

SB 40 passed as amended and the action of the Senate was certified to the House. The vote on passage was:

Yeas—34

Barron	Gorman	Peterson	Thomas, Pat
Castor	Graham	Poston	Tobiassen
Chamberlin	Hair	Renick	Vogt
Childers, Don	Henderson	Sayler	Ware
Childers, W. D.	Holloway	Scarborough	Williamson
Dunn	Johnston	Scott	Winn
Firestone	Lewis	Skinner	Zinkil
Gallen	MacKay	Spicola	
Glisson	McClain	Thomas, Jon	

Nays—1

Plante

Votes after roll call:

Yea—Wilson

Yea to Nay—Peterson

The bill was ordered engrossed and then enrolled.

On motion by Senator W. D. Childers, the rules were waived and the Senate reverted to—

**MOTIONS RELATING TO COMMITTEE REFERENCE**

On motions by Senator W. D. Childers, the rules were waived and by two-thirds vote House Bills 226 and 522 were withdrawn from the Committee on Commerce.

The Senate recessed at 3:45 p. m. because of electrical power failure.

The Senate was called to order by the President at 4:00 p. m. A quorum present—39:

Mr. President	Gorman	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Holloway	Sayler	Ware
Childers, W. D.	Johnston	Scarborough	Williamson
Dunn	Lewis	Scott	Winn
Firestone	MacKay	Skinner	Zinkil
Gallen	McClain	Spicola	
Glisson	Myers	Thomas, Jon	

Senator Graham moved that the Senate reconsider the vote by which HB 1107 passed.

Senator Gallen raised a point of order stating that the bill was not in possession of the Senate, therefore the motion was out of order.

The President ruled the point well taken.

Senator Graham moved that the House be requested to return HB 1107 to the Senate. The motion failed.

Senator Barron moved that the rules be waived and the following bill be introduced notwithstanding the fact that the final day had passed for introduction of bills:

By Senators Barron and Pat Thomas—

SB 1493—A bill to be entitled An act relating to the Tallahassee Civic Center; naming the Tallahassee Civic Center at Tallahassee, Florida, as the "Donald L. Tucker Civic Center"; directing the Tallahassee Civic Center Improvement Authority to erect suitable markers; providing an effective date.

By unanimous consent the motion was adopted and SB 1493 was read the first time by title. On motion by Senator Barron, the rules were waived and SB 1493 was placed on the calendar.

On motion by Senator Barron, by unanimous consent SB 1493 was taken up out of order and by two-thirds vote read the second time by title. On motion by Senator Barron, by two-thirds vote SB 1493 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—22

Mr. President	Glisson	Peterson	Thomas, Pat
Barron	Hair	Poston	Trask
Castor	Henderson	Scarborough	Wilson
Dunn	Lewis	Scott	Winn
Firestone	McClain	Skinner	
Gallen	Myers	Spicola	

Nays—None

Votes after roll call:

Yeas—W. D. Childers, Tobiassen

**SPECIAL ORDER, Continued**

HB 1347—A bill to be entitled An act relating to cosmetology; amending s. 477.03(1), Florida Statutes, 1976 Supplement, redefining the term "teaching and practice of cosmetology" for the purposes of the Florida Cosmetology Law; providing an effective date.

—was read the second time by title. On motion by Senator Gallen, by two-thirds vote HB 1347 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Gorman	Poston	Tobiassen
Barron	Graham	Renick	Trask
Chamberlin	Hair	Sayler	Vogt
Childers, Don	Holloway	Scarborough	Ware
Childers, W. D.	Johnston	Scott	Wilson
Dunn	MacKay	Skinner	Winn
Firestone	McClain	Spicola	Zinkil
Gallen	Myers	Thomas, Jon	
Glisson	Peterson	Thomas, Pat	

Nays—None

Senator MacKay presiding

By the Committee on Personnel, Retirement and Collective Bargaining and Senators Pat Thomas, Tobiassen, W. D. Childers, Myers, Gordon and Barron—

CS for SB 66—A bill to be entitled An act relating to the Florida Retirement System; amending s. 121.021(29), Florida Statutes; redefining normal retirement date; amending s. 121.071(2), Florida Statutes; increasing the rate of contribution in behalf of regular members; providing that certain retirees shall not participate in another state or local retirement system; prohibiting local government entities from requiring certain retirees to participate in local government retirement plans; providing an effective date.

—was read the first time by title and SB 66 was laid on the table.

On motion by Senator Pat Thomas, by two-thirds vote CS for SB 66 was read the second time by title.

The Committee on Appropriations offered the following amendment which was moved by Senator Tobiassen and failed:

**Amendment 1**—On page 2, lines 22 through 26, after the word "members." on line 22, strike the remainder of line 22 and all of lines 23 through 26 and insert: Effective October 1, 1978, each employee who is a regular member shall contribute 1 percent of his gross compensation each pay period. It is further provided that any member who accumulates 30 years of creditable service, regardless of age, 10 years of which service are not subsequent to January 1, 1978, may still retire with said 30 years of creditable service provided that the member contributes 1 percent of his gross annual compensation for each year of creditable service, up to a maximum of 10 years, which were not accumulated subsequent to January 1, 1978.

Senators Chamberlin, Scarborough and Pat Thomas offered the following amendment which was moved by Senator Chamberlin:

**Amendment 2**—On page 2, line 23, strike "10.42" and insert: 10

Senator Saylor moved the following substitute amendment which was adopted:

**Amendment 3**—On page 2, line 23, strike "10.42" and insert: 10.2

**The President presiding**

**Point of Order**

Senator Lewis raised a point of order stating that since the amendment offered by the Appropriations Committee failed, CS for SB 66 would have a substantial impact on appropriations and therefore the bill should be recommitted to the Appropriations Committee.

Senator Scarborough, speaking to the point, stated the bill had been referred to and considered by the Appropriations Committee and in addition, the effective date was October 1, 1978, which would give ample time for study to make sure it was actuarially sound and that money would be available to fund the program, which is required by the Constitution.

The President ruled that because the bill had been to the Appropriations Committee and because the effective date was beyond that of the next legislative session, the point, as it related to fiscal impact and returning the bill to the committee on Appropriations, was not well taken.

Senators MacKay and Pat Thomas offered the following amendment which was moved by Senator MacKay and adopted:

**Amendment 4**—On page 2, line 11, add: Section 2. Subsection (7) of s. 121.051, Florida Statutes, is amended to read:

121.051 Participation in the system.—

(7) JOINT REPRESENTATIVES; FEDERAL CIVIL SERVICE.—All state and county cooperative extension personnel holding appointments by the United States Department of Agriculture for extension work in agriculture and home economics in the state shall be joint representatives of the University of Florida and the United States Department of Agriculture unless otherwise expressly provided in the project agreement. Such personnel shall be deemed governed by the requirements of Federal Civil Service, as written in the agreement between the University of Florida and the United States Department of Agriculture. Such personnel so governed by the requirements of Federal Civil Service shall not be prohibited from participating in any retirement or social security program or act administered by the state ~~except those members covered under s. 238-13, as of November 30, 1970.~~

Senator MacKay moved the following amendment which was adopted:

**Amendment 5**—On page 1 in title, line 5, add: amending s. 121.051(7), Florida Statutes; providing for participation of county agents in the Florida Retirement System;

On motion by Senator Pat Thomas, by two-thirds vote CS for SB 66 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

**Yeas—32**

Mr. President	Gallen	Myers	Thomas, Jon
Barron	Glisson	Peterson	Thomas, Pat
Castor	Graham	Poston	Tobiassen
Chamberlin	Hair	Renick	Trask
Childers, Don	Holloway	Scarborough	Ware
Childers, W. D.	Johnston	Scott	Wilson
Dunn	MacKay	Skinner	Winn
Firestone	McClain	Spicola	Zinkil

**Nays—6**

Gorman	Plante	Vogt	Williamson
Lewis	Saylor		

SB 864 was taken up and on motion by Senator Glisson, the rules were waived and by two-thirds vote HB 1103 was withdrawn from the Committee on Corrections, Probation and Parole and placed on the calendar. On motion by Senator Glisson—

**HB 1103**—A bill to be entitled An act relating to the Department of Offender Rehabilitation; amending s. 947.175, Florida Statutes, providing for notice by the department to local criminal justice agencies prior to the release, on work release, of an inmate; providing an effective date.

—a companion measure, was substituted for SB 864 and read the second time by title.

Senator Glisson moved the following amendments which were adopted:

**Amendment 1**—On page 1, line 16, strike "appropriate local criminal justice agencies" and insert: sheriff and state's attorney ~~appropriate local criminal justice agencies~~

**Amendment 2**—On page 1, line 20, insert after the word "sheriff": and the state's attorney

On motion by Senator Glisson, by two-thirds vote HB 1103 as amended was read the third time by title, passed, and certified to the House. The vote on passage was:

**Yeas—32**

Mr. President	Glisson	Plante	Thomas, Jon
Castor	Gorman	Poston	Thomas, Pat
Chamberlin	Graham	Renick	Tobiassen
Childers, Don	Hair	Saylor	Trask
Childers, W. D.	Johnston	Scarborough	Vogt
Dunn	MacKay	Scott	Ware
Firestone	McClain	Skinner	Winn
Gallen	Peterson	Spicola	Zinkil

**Nays—None**

SB 864 was laid on the table.

**SB 1034**—A bill to be entitled An act relating to home warranty associations; creating part II of chapter 634, Florida Statutes, consisting of ss. 634.301-634.327; providing definitions; providing for promulgation of rules by the Department of Insurance; requiring persons who provide home warranties to be licensed; providing qualifications for licensure; requiring deposits, bonds, or letters of credit to be filed with the department; providing procedures for the application and issuance of licenses and for the payment of license fees; providing for license renewal; providing grounds and procedures for the suspension or revocation of licenses; providing the duration of suspensions and revocations; providing for departmental approval of home warranty forms; requiring home warranty associations to file annual statements with the department; providing a penalty; providing for the examination of home warranty associations; providing for the appointment of the Insurance Commissioner to receive service of legal process in actions against associations; providing procedures for such

service; requiring the registration of persons who solicit, negotiate, advertise, or effectuate home warranty contracts; providing for the reporting and accounting of funds; providing grounds and procedures for compulsory and discretionary refusal, suspension, or revocation of registrations of contracting sales agents; providing for administrative fines; providing for the distribution of taxes and fees; restricting the business practices of associations; prohibiting an insurer or association from fronting for an unauthorized insurer or unlicensed association; providing a penalty; providing an effective date.

—was read the second time by title.

The Committee on Commerce offered the following amendment which was moved by Senator Hair and adopted:

**Amendment 1**—On page 20, line 14, insert a new section 634.327 and renumber:

634.327. This act shall not apply to any program offering a warranty on a new home which is underwritten by an insurer licensed to do business in the state of Florida and the insurance policy underwriting such program has been filed with and approved by the Department of Insurance as required by law.

Senator Hair moved the following amendment which was adopted:

**Amendment 2**—On page 2, line 17, after the comma strike “and 634.327” and insert: 634.327, and 634.328

The Committee on Commerce offered the following amendment which was moved by Senator Hair and adopted:

**Amendment 3**—On page 2, in title, line 8, after the word “Penalty”, insert: , providing an exception,

Senator Hair moved the following amendment which was adopted:

**Amendment 4**—On page 1 in title, line 4, strike “634.327” and insert: 634.328

On motion by Senator Hair, by two-thirds vote SB 1034 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—34

Mr. President	Gorman	Plante	Thomas, Pat
Castor	Graham	Poston	Tobiassen
Chamberlin	Hair	Renick	Trask
Childers, Don	Henderson	Sayler	Vogt
Childers, W. D.	Johnston	Scarborough	Ware
Dunn	Lewis	Scott	Winn
Firestone	MacKay	Skinner	Zinkil
Gallen	McClain	Spicola	
Glisson	Peterson	Thomas, Jon	

Nays—None

Vote after roll call:

Yea—Holloway

**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 second time by title.

Senator MacKay moved the following amendment:

**Amendment 1**—On page 2, line 8, insert: (6) This section shall not apply to any beach or seashore recreation area owned by any county, municipality or other political subdivision of the state, or by any special tax district, during the time that the acquisition costs of such beach or seashore recreation area

are an obligation upon the ad valorem property tax revenues of any such public agency. However, a county, municipality or other political subdivision of the state, or a special tax district, may elect to comply with the requirements of this section as a condition of acceptance of funds from any other public agency to assist in the acquisition, improvement or operation of a beach or seashore recreation area.

Senator Gallen moved the following amendment to Amendment 1:

**Amendment 1A**—On page 1, line 4, after “acquisition” insert: or operation

Amendment 1A was adopted by the following vote:

Yeas—17

Mr. President	Johnston	Sayler	Williamson
Childers, W. D.	McClain	Scott	Zinkil
Dunn	Peterson	Thomas, Jon	
Gallen	Plante	Tobiassen	
Henderson	Poston	Trask	

Nays—14

Castor	Gorman	MacKay	Thomas, Pat
Chamberlin	Graham	Myers	Vogt
Firestone	Holloway	Scarborough	
Glisson	Lewis	Spicola	

Further consideration of SB 1287 with pending amendment was deferred.

**CS for SB 462**—A bill to be entitled An act relating to the use of public school buses for other public purposes; providing for agreements between school districts and other public agencies for the use of school buses for public purposes, including the transportation of the elderly or the physically or mentally handicapped; providing for the assumption of the proportionate share of the costs; providing for indemnification of loss and holding the school board harmless from liability; providing required levels of liability insurance coverage; providing for the nonuse of certain marking devices when school buses are used for nonschool purposes; amending s. 234.041(1), Florida Statutes; providing an exemption from provision making it unlawful to use a school bus for other purposes without making certain changes; amending s. 236.083(7), (9), (10), Florida Statutes; providing for pilot projects using school buses for transportation of the elderly or the physically or mentally handicapped; providing an effective date.

—was taken up pending roll call, having been reconsidered this day.

On motion by Senator MacKay, the Senate reconsidered the vote by which CS for SB 462 was placed on third reading.

Senator Plante moved the following amendments which were adopted:

**Amendment 1**—On page 1, lines 30 and 31, and on page 2, line 1, strike “or agencies established or identified pursuant to Public Law 89-73 of the Congress of the United States, as from time to time amended.”

**Amendment 2**—On page 4, lines 21 and 22, strike “institutions, agencies, or organizations” and insert: “institutions or agencies”

**Amendment 3**—On page 2, lines 16-26, strike everything after “section.” on line 16, and all of lines 17 through 26

On motion by Senator MacKay, by two-thirds vote CS for SB 462 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	Graham	Poston	Vogt
Castor	Henderson	Renick	Ware
Chamberlin	Lewis	Saylor	Wilson
Dunn	MacKay	Scott	Winn
Firestone	McClain	Spicola	Zinkil
Gallen	Myers	Thomas, Jon	
Glisson	Peterson	Thomas, Pat	
Gorman	Plante	Trask	

Nays—2

Childers, Don Johnston

Votes after roll call:

Yeas—W. D. Childers, Hair, Holloway

CS for SB 772—A bill to be entitled An act relating to local resource recovery and management programs; amending s. 403.706(1), (2), Florida Statutes; providing for the establishment, within a specified time period, of a local resource recovery and management program by interlocal agreement of a county or counties and all municipalities therein or by special act of the Legislature; directing that such program include an implementation schedule subject to certain requirements; providing for program control and review at the local level; providing that the Department of Environmental Regulation determine the practicality of resource recovery and management programs; amending s. 403.710(1), (4), Florida Statutes, and adding subsection (9) to said section; providing that the chairman of the Resource Recovery Council be selected by the members of the council; limiting the review by the council of local programs to those areas required to plan for resource recovery; providing for termination of the council and transfer of its records and property to the department; repealing s. 403.710, Florida Statutes, relating to the Resource Recovery Council, effective October 1, 1979; providing an effective date.

—was taken up pending roll call, having been reconsidered this day.

On motion by Senator MacKay, the Senate reconsidered the vote by which CS for SB 772 was placed on third reading.

Senator Spicola moved the following amendment:

**Amendment 4**—Strike the underlined language and insert: all counties and municipalities shall adopt, either solely or in cooperation with other counties and municipalities,

On motion by Senator Gallen, the rules were waived and time of adjournment was extended until after consideration of motions relating to committee reference.

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

**MOTIONS RELATING TO COMMITTEE REFERENCE**

On motion by Senator Gallen, the rules were waived and by two-thirds vote HB 2287 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Trask, the rules were waived and by two-thirds vote SB 469 was withdrawn from the Committee on Commerce.

On motion by Senator Lewis, the rules were waived and by two-thirds vote SB 1414 was withdrawn from the Committee on Appropriations.

**ENROLLING REPORTS**

SB 68	SB 967	SB 527
SB 82	SB 1062	CS for SB 645
CS for SB 569	SB 1067	SB 836
CS for SB 593	SB 37	SB 1196
SB 651	SB 63	SB 1232
SB 660	SB 65	
SB 690	SB 164	

—have been enrolled, signed by the required Constitutional Officers and filed with the Governor on May 31, 1977.

*Joe Brown, Secretary*

SM 1061 has been enrolled, signed by the required Constitutional Officers and filed with the Secretary of State on May 31, 1977.

*Joe Brown, Secretary*

**CO-INTRODUCERS**

Senator Peterson—CS for SB 1262 and SB 1231; Senator Wilson—Senate Bills 462 and 178; Senator Hair—CS for CS for SB 23 and SB's 372, 735, 1111 and 1376.

**CORRECTION AND APPROVAL OF JOURNAL**

The Journal of May 30 was corrected and approved.

Pursuant to the motion by Senator Gallen, the Senate adjourned at 5:10 p.m. to convene at 9:00 a.m., June 1.