



Journal of the Senate

Number 5-Special Session

Tuesday, June 14, 1977

The Senate was called to order by the President at 10:30 a.m.
A quorum present—35:

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

Excused: Senators Pat Thomas, Renick and Vogt for the morning session; Senators Gordon and Williamson.

Prayer by Senator Zinkil:

Dear Lord, we ask thy guidance as we go into these final days of intensive work to fund the necessary services for the citizens of the State of Florida.

May we respect life as we work to solve problems of family and nation, economy and ecology. Spirit of God, spark our faith, hope and love into new action each day. Fill our lives with wonder and awe in your presence which penetrates all creation. Amen.

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

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 Amendments and passed HB 16-A, as amended.

Allen Morris, Clerk

The Honorable Lew Brantley, President

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

By Senator Peterson—

SB 29-A—A bill to be entitled An act relating to educational facilities; 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 unnes-

sary property; requiring a survey for suitable space; authorizing the exercise of the right of eminent domain by boards of trustees; 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 criminal penalties for defacing educational buildings or vehicles; 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 exceptions to recommendations in educational plant survey; 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 and allocation of funds to construct such facilities; providing for the use of relocatable facilities, for provision and use of prototype 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; 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 requests 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; authorizing the acquisition of radio and television facilities by boards of trustees; providing an appropriation; repealing s. 235.30, Florida Statutes, relating to a school board providing for inspection and supervision of building construction; repealing s. 236.013(2), (4)-(9), (11), (12), (14), Florida Statutes, relating to definitions reenacted elsewhere by the act; repealing ss. 236.612-236.617, Florida Statutes, relating to revenue bonds; providing an effective date.

—and requests the concurrence of the Senate.

Allen Morris, Clerk

House Amendment 1—On page 4, line 22, strike everything after the enacting clause and insert the following: Section 1. Section 236.084, Florida Statutes, 1976 Supplement, is transferred and renumbered as section 235.435, Florida Statutes, and is amended to read:

(Substantial rewording of section. See s. 236.084, F. S., 1976 Supp., for present text.)

235.435 Funds for comprehensive educational facilities construction and debt service.—The annual allocation from the Public Education Capital Outlay and Debt Service Trust Fund to each district school board, community college board of trustees, Board of Regents, for the comprehensive educational facilities construction and debt service program shall be determined as follows:

(1) Pursuant to regulations of the state board, the commissioner shall determine annually the projected educational plant and annual debt service needs for each board and report this to the Legislature. In determining the needs of the state system of public education the office shall recommend and the commissioner shall use uniform standards for all types of like space regardless of the level of education. These standards shall also establish a uniform utilization rate of 80 percent of all postsecondary facilities based on 45 hours per week Monday through Friday. In section 235.42, the intent of the Legislature is to assure that facilities to provide needed, adequate student stations for all students be constructed as rapidly as possible. The commissioner in determining the annual needs of the boards shall provide for adequate student stations within the state system of public education before any needs for other priority projects are considered. In making the report the commissioner shall include at least the following elements:

(a) Projected student membership for the next 5-year period.

(b) Projected number of unhoused students.

(c) Costs of correcting deficiencies which produce unsafe, unhealthy, or unsanitary environments; air-conditioning; remodeling and renovations.

(d) Current construction cost data as determined by the state board. Information for determining construction cost data shall be taken from item analyses of educational plant expenditures as reported in the Boards' annual financial reports to the commissioner.

(e) Five-year projected cost of amortizing the annual payment of the ad valorem bonded indebtedness of the district.

(f) Cost of site acquisition and improvement.

(g) Amount of additional resources available pursuant to the provisions of s. 9(a)(2) and (d), Art. XII of the State Constitution as amended in 1974.

(h) Amount of funds from other sources available and earmarked for capital outlay purposes. However, funds available and earmarked for capital outlay purposes from the current tax levied on nonexempt property by the district school board for operating expenses shall not be considered in determining the unmet need until the district school board encumbers or expends such funds.

(i) District housing index for public schools.

(j) Square footage requirements for program groups.

(k) Special instructional facilities needed to improve the program, but not necessarily to increase the student stations.

(l) Amount of funds derived from voted ad valorem taxes in excess of 10 mills which were expended for construction projects which would have been funded by the state under provisions of this section during the 5 years immediately prior to the beginning of each fiscal year, except that those funds utilized for payment on bonded indebtedness shall not be included in the calculations required by this subsection.

(m) Relocatables provided under s. 235.211 shall be included in the district school inventory of educational facilities, but shall only be rated at one-half of actual student capacity for purposes of the inventory and future needs determination.

(2) The commissioner shall determine annually the amount allocated to each board from the funds appropriated for the purpose of implementing this section as follows:

(a) Determine the costs of the projected educational plant needs, the 5-year projected debt service needs, and the expenditures of ad valorem taxes in excess of 10 mills for each school district, as determined in subsection (1).

(b) Determine the projected additional resources available under the provisions of s. 9(d), Art. XII of the State Constitution as amended in 1972, and the projected amount available to each board from other fund sources allocated for educational plants.

(c) From the costs of the projected educational plant needs for each board and the 5-year projected debt service needs for each district school board subtract the projected additional resources available and add the expenditure of ad valorem taxes in excess of 10 mills, as determined in paragraph (a). The result shall represent the estimated cost of unfunded educational plant and debt service needs for each board.

(d) The funds appropriated annually for the purpose of implementing this section shall be allocated to the respective boards in proportion to their percentage of the state total of unfunded educational plant and debt service needs as determined in subsection (1) for the fiscal year immediately preceding the fiscal year for which the funds are appropriated.

(3) Funds accruing to a board from the provisions of this section shall be expended on capital outlay needs recommended by a survey or surveys authorized by the rules of the state board. However, at least one-tenth of a district school board and community college board of trustees annual allocation shall be expended, as required by s. 235.06, on correction of deficiencies which produce an unsafe, unhealthy, or unsanitary environment for occupants of educational facilities. In addition, repayment of the principal on loans provided in s. 237.161 for capital outlay needs that are eligible under this section may be made.

(4) Each board allocated funds under this section shall submit to the commissioner a projection of its schedule of eligible capital outlay disbursements for specified periods, as prescribed by Section 235.42, F.S. Upon approval by the commissioner, the comptroller shall disburse the funds.

Section 2. Section 235.221, Florida Statutes, 1976 Supplement, subsections (1) and (2) thereof are amended to read:

235.221 Special Facilities Construction Account; creation; use by school districts; conditions and procedures.—

(1) The office shall establish, as a part of the Public Education Capital Outlay and Debt Service Trust Fund, a separate account in an amount established by law or in the General Appropriations Act, to be known as the Special Facility Construction Account. The Special Facility Construction Account shall be used to provide necessary construction funds to school districts that have urgent construction needs but lack sufficient resources at present ~~and cannot reasonably anticipate sufficient resources for these purposes within the period of the next 5 years~~ from currently authorized sources of revenue.

(2) Those school districts having an urgent fixed capital outlay need and applying in need of such facilities shall:

(a) Have the facilities recommended in an up-to-date school plant survey;

(b) Present evidence that the requested facilities are for the one local project that is highest in order of priority for the district;

(c) Present evidence that existing cash resources and resources to be reasonably anticipated within the next 5 fiscal years will not provide the resources necessary to construct these facilities;

(d) Adopt an official resolution requesting advance funding from the Special Facility Construction Account in an amount which shall not exceed 7 times the most recent annual allocation of the school board under provisions of s. 9(a)(2), Art. XII of the State Constitution and s. 235.435 and in an amount which, when added to the district's current fixed capital outlay funds available cash resources, will provide sufficient funds with which to fund the above need ~~construct those needed and highest priority facilities; and~~

(e) Officially waive any future annual allocations of state capital outlay funds from the Educational Facilities Construction Working Capital Trust Fund until the total amount of the advance such time that the advancement is repaid or for the next 7 fiscal years, whichever is the earlier.

Section 3. Section 235.165, Florida Statutes, is created to read:

235.165 Exception to recommendations in educational plant survey.—Exception to the recommendations in the educational plant survey may be allowed if a board deems that it will be advantageous to the welfare of the educational system or that it will make possible a substantial saving of funds. A board requesting such an exception shall present a full statement, in writing, setting forth all the facts in the case to the State Board of Education through the Commissioner of Education, who shall make a recommendation on the request. The state board shall determine whether any exception to the recommendations of the educational plant survey shall be approved.

Section 31. This act shall take effect July 1, 1977.

On motion by Senator Peterson, the Senate refused to concur in the House amendment and the House was requested to recede, and in the event the House refused to recede a conference committee was requested. The action of the Senate was certified to the House.

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has passed as amended HB 36-A and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representatives Forbes and Boyd—

HB 36-A—A bill to be entitled An act relating to community redevelopment; amending s. 163.340(1) and (9), Florida Statutes, redefining the terms "agency" or "community redevelopment agency" and the term "community redevelopment project"; creating ss. 163.356 - 163.358, Florida Statutes; providing for the creation of a community redevelopment agency; providing that the governing body may act as a community redevelopment agency; providing for conferring the powers and duties of a community redevelopment agency upon certain existing boards or authorities; providing that certain powers continue to vest in the governing body; amending s. 163.360, Florida Statutes, providing requirements relating to community redevelopment plans; creating s. 163.361, Florida Statutes, providing for the modification of community redevelopment plans; creating s. 163.362, Florida Statutes, providing for the contents of community redevelopment plans; creating s. 163.367, Florida Statutes, restricting acquisition of interest in a community redevelopment project; amending s. 163.370(3), (4), (11), and (14), Florida Statutes; providing community redevelopment agencies with certain powers; deleting provisions relating to imposition of restriction under certain statutory provisions; amending s. 163.375(1), Florida Statutes, providing that a community redevelopment agency may exercise the power of eminent domain; amending s. 163.380, Florida Statutes; providing disposal of property in a community redevelopment area; including community redevelopment agencies; amending s. 163.385, Florida Statutes, 1976 Supplement, providing for the issuance of revenue bonds by a county, municipality or community redevelopment agency; creating s. 163.387, Florida Statutes, providing for the establishment of a redevelopment trust fund; amending s. 163.390, Florida Statutes, relating to conditions under which such bonds are considered legal investments; amending s. 163.395, Florida Statutes, relating to exempt property, to include community redevelopment agencies; amending s. 163.400(1), Florida Statutes, relating to cooperation by public bodies; amending ss. 163.405 and 163.445, Florida Statutes, relating to title of purchaser and assistance by state agencies, to include community redevelopment agencies; repealing ss. 163.420 and 163.425, Florida Statutes, 1976 Supplement, relating to powers of counties and municipalities in carrying out community redevelopment projects and to creation of community redevelopment agencies, and s. 163.435, Florida Statutes, relating to prohibitions against acquiring interest in community redevelopment projects; providing a severability clause; providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committee on Economic, Community and Consumer Affairs.

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has passed HB 37-A and HB 35-A and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Craig—

HB 35-A—A bill to be entitled An act relating to ad valorem tax exemptions; creating s. 196.1985, Florida Statutes; providing exemption for property owned and used by labor organizations for certain purposes; amending s. 196.2001(1)(d), Florida Statutes, 1976 Supplement, granting an ad valorem tax exemption to certain nonprofit sewer and water companies whose rates for services are established by the Farmers Home Administration; exempting community halls owned by a nonprofit corporation from ad valorem taxation; providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committee on Finance, Taxation and Claims.

By the Committee on Finance & Taxation—

HB 37-A—A bill to be entitled An act relating to taxation; amending s. 220.03(1)(h) and (2)(c), Florida Statutes, 1976 Supplement, relating to definitions applicable to corporate income taxation, to redefine the term "Internal Revenue Code"; providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committee on Finance, Taxation and Claims.

On motion by Senator Gallen, the following remarks by Senators Poston, Barron and Holloway were spread upon the Journal:

Senator Poston: Mr. President, I'd like to speak on a point of personal privilege.

Mr. President: Have you been offended, Senator?

Senator Poston: Yes sir.

Mr. President: The Senator is recognized.

Senator Poston: Mr. President, we have up here the news media which is supposed to report facts and report the truth but we have a man, Mr. Tom Fiedler of The Miami Herald, who doesn't know the facts and doesn't know the truth.

I've been labeled as a "Pork Chopper", which is perfectly alright. I find nothing wrong with being a conservative member of the Democratic Party and fighting within that party for what I believe is right and just. But, when he puts in the newspaper in Dade County that Senator Jack Gordon, Democrat of Miami Beach, was forced to withdraw his bid to become the first Senate President from Dade County in sixty years in part because he felt he couldn't count on the trio—that's Poston, Holloway and Renick—to stick with him in the face of concerted opposition by Barron and Senate President Lew Brantley, that's too much. Recently in balloting for the Allen Morris Award the article goes on, to determine most effective senator, Renick told Barron he was voting for him rather than the other favorite, Senator Ken Myers. Barron was a narrow victor over Myers for the award.

I don't think the newspapers have any business trying to tell people down here how to vote. Of course they do all the time and that's not unusual.

Mr. Fiedler is not unusual in the fact that when you talk with him, he asks you something and you give him a straight answer, he has the beautiful ability to twist what you say and to put it in the press perhaps completely opposite what you said and, to a degree that you don't recognize it as being the truth.

I think that it's irresponsible when people try to align the various members of this delegation from Dade County. We

do have our differences. We also have our similarities. We also work very hard for what we think is right for our county. We don't always agree and I think that's the way it should be. We're not elected as a team, we're elected as individuals to do what we think is right.

I think it would be appropriate that we try to urge the news media to be accurate. There was a bill on the floor that had to do with Senator Dunn's proposal concerning ex-felons and when they are given back their constitutional rights. I felt it would be wrong and inappropriate for this Legislature to tell a person who has been given back his citizenship where to work or how he can work and under what circumstances, so I supported an amendment to the bill that would allow anyone who has been given back his constitutional rights to work anywhere he saw fit. Four members of our delegation voted in the affirmative on that particular issue but there were only three of us written up in the newspaper. Now, why do they choose and pick and nitpick certain members, either requesting it or trying to line up races for the coming months, which is perfectly alright.

It's been rumored that the leader of the gay rights movement in Dade County would like to run for my seat and I want the whole world to know that I'd be happy to have him as an opponent. I have no qualms about it whatsoever. I rather think members of the Senate will be very happy to support me in that effort. Thank you, Mr. President.

Mr. President: Thank you very much, Senator Poston. Senator from the 3rd.

Senator Barron: Seldom do I take time to comment on the irresponsibility of the press. But I want to just point out the facts in this weekend's article in the St. Petersburg Times and The Miami Herald. The Miami Herald was concerned about the fact that some of the members of the Senate from there were opposed to apparently the urban coalition. They didn't point out the fact that the most liberal member of the Senate from Dade County, Senator Jack Gordon, was the strongest and probably the most effective fighter from his hospital bed against the urban coalition. I think they should have made note of that.

They were inaccurate in their remarks about Senator Renick. I was talking to another member of the Senate when Senator Renick walked by with his ballot and said he was going to vote. That member of the Senate and I were talking about a delicate issue relative to parliamentary procedure. Senator Renick didn't say who he was going to vote for; he didn't show anybody his ballot. The press asked me about that and I told them that. They printed exactly the opposite. I have no idea who he voted for, nor do I care.

Now, in that great bastion of protection of the press and speaker of the truth, the St. Petersburg Times, this week, in one article they wrote a great story about Governor Collins, who was in fact a courageous member of the Legislature. They pointed out in that article that the only supporter and "non-Pork Chopper" in north Florida this side of the Suwannee River who helped keep the schools open in Florida was a fellow named Barron and Governor Collins was very complimentary of that fellow for helping him keep the schools open in times of racial strife. The article said that Barron voted against the "Pork Choppers".

In another article written by the same writer, they said that fellow Barron was a "Pork Chopper" and that other people from Dade County were aligned with him. So, with that great consistency and with nothing else to do, I think we should take a moment to recognize the accuracy of the press.

Senator Poston: Mr. President, I was just handed a letter and I think it would be appropriate perhaps that this be placed in the record. This letter was directed to Mr. John McMullen, Executive Editor of The Miami Herald, No. 1 Herald Plaza, Miami, Florida:

"Dear John:

This is a formal request for you to print a correction of the malicious lie that appeared on Page 4-E of your Sunday newspaper in a column written by Tom Fiedler and Robert D. Shaw, Jr. I am referring to that portion of the article which starts in the second column with the words, "Sen. Jack Gordon (D., Miami Beach) was forced to withdraw his bid to become the

first Senate president from Dade County in 60 years in part because he felt he couldn't count on the trio to stick with him in the face of concerted opposition by Barron and Senate President Lew Brantley (D., Jacksonville). More recently, in balloting for the Allen Morris Award to determine the "Most Effective Senator," Renick told Barron he was voting for him rather than for the other favorite, Sen. Ken Myers (D., Miami). Barron was a narrow victor over Myers for the award."

This statement is a lie because at no time did I have any conversation or feeling that Ralph Poston, Richard Renick or Vernon Holloway would renege on their pledges to support me for the Senate presidency. I consider the article malicious because it tends to create, at a minimum, bad personal relations between each of these three fellow Senators and myself who could only assume from reading the article that this statement, that I "Couldn't count on the trio" could only have come from me. It is interesting to note that I had a long conversation with Tom Fiedler last Thursday or Friday morning in relationship to a piece of phosphate industry propaganda, which you printed as straight news in your business section, and he failed to even ask me about this.

I might add, in looking at the rest of the column, that the matter of permitting attorneys to represent clients who are targets of the Grand Jury was a question raised by me and by Senator Myers, as well as by Senator Barron, and that was supported sufficiently by every attorney in the Senate to raise other serious questions as to the trampling of constitutional liberty which existed in the draft of the bill so that the bill was returned to the Committee by a vote of 37 to 0, as I recall, or 37 to 1, but that one vote was not Senator Dunn's.

I would like to reiterate to you what I told you at lunch at the Miami Club several months ago, that all of the members of the Dade Senate Delegation were supportive of my campaign for the presidency and remained loyal until I chose to withdraw in favor of Senator Lewis.

I might add, by way of some gratuitous advice, that reporting the Dade Delegation in a way that tends to create and emphasize divisions as well as to denigrate their efforts is probably the main reason it is so difficult for the Delegation to be as successful as we would like to be. It is this style of reporting—what one might call, "Anything for a dirty dig" which makes the Herald's coverage of the Legislature both the laughing stock and the wonder of the other dailies in the State who recognize their communities have something to gain from a well-functioning delegation.

Sincerely,
Jack D. Gordon"

Mr. President, I'd like to ask that these words be spread on the Journal.

Mr. President: Is there objection? Without objection it is so ordered.

Senator Holloway: Mr. President, Senators, I didn't know about this article. Unfortunately the particular section of the Miami Herald called "The Viewpoint" was not delivered to my home Sunday. Yesterday morning I went to the office and picked up the phone to call Fiedler to compliment him on an article he'd written that I thought was a very good report of the appropriations activities here in Tallahassee, but my secretary said, "Just a minute, before you do that maybe you should read this article that was in the paper yesterday."

In my years here in Tallahassee I have done my best, conscientiously and seriously, to represent the people that sent me here and the people in these other 66 counties that I'm elected as a state senator now to represent. I've done it without persuasion from Dempsey Barron or Ralph Poston or President Brantley or anyone else.

This article, I want to tell you, this article in here is absolutely an untruth in various places. For example, with reference to Senator Jack Gordon; I love this man who sits right here. I think the world and all of Senator Lewis, but since Jack Gordon was from my county, and prior to that Senator Myers had a bid in for President of the Senate and I supported him to the bitter end, and I supported Jack Gordon over a man I think is one of the most qualified, but I did this out of loyalty to Jack Gordon because he's a fine man and he's from our county.

So Jack Gordon knows this is a complete untruth in this article. But in addition to that, it says I'm under the thumb of Senator Barron over here. I want to tell you that is absolutely untrue and I think all of you know this.

It also says that I changed my vote on a bill that came out of Judiciary-Criminal Committee. I happen to be vice-chairman of Judiciary-Criminal and it wasn't the pressure of the Governor that caused me to change my vote in the afternoon as this article says. In the first place, I didn't change my vote; the issue came up again and I had conferred with my chairman, Senator Dunn. He and I conferred on this issue and I was convinced by the chairman that I should vote in the manner in which I did in the afternoon. This article says I was one of the three lobbied by the Governor and changed my vote. Well, Governor, that's not true. You didn't do it. Senator Dunn, thank you for changing my mind. I think it was appropriate.

Just for the record, I want you and I want the people who watch Channel 2 to know once more that this is not true. I wouldn't say this is the typical type reporting that The Miami Herald does but I'll tell you truthfully that it's typical of this particular person who nitpicks and does not take the time to print the facts. These facts are distorted and wrong. Thank you very much.

On motion by Senator Gallen, the rules were waived and the Senate recessed at 10:55 a.m. to reconvene at 4:00 p.m.

AFTERNOON SESSION

The Senate was called to order by the President at 4:00 p.m. A quorum present—38:

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	Wilson
Dunn	Lewis	Scott	Winn
Firestone	MacKay	Skinner	Zinkil
Gallen	McClain	Spicola	
Glisson	Myers	Thomas, Jon	

By direction of the President, the following Proclamation of the Governor was read:

State of Florida
Executive Department
PROCLAMATION OF THE GOVERNOR

WHEREAS, the Legislature of the State of Florida is now in Special Session, having been convened pursuant to a Proclamation of the Governor issued on June 3, 1977, and

WHEREAS, it is in the best interest of the citizens of the State of Florida that this Special Session of the Legislature be extended in order to permit full and adequate consideration of urgently needed legislation, as set forth in the aforesaid Proclamation of the Governor, and

WHEREAS, it is necessary and in the best interest of the State to amend the Proclamation of the Governor of June 3, 1977, in order to expand the call of the Special Session so that the Legislature may consider additional legislative business,

NOW, THEREFORE, I, REUBIN O'D. ASKEW, Governor of the State of Florida, in obedience to my constitutional duty and by virtue of the power and authority vested in me by Section 3, Article III, Constitution of Florida (1968), do hereby proclaim as follows:

1. That Paragraph one (1) of the Proclamation of the Governor dated the 3rd day of June A. D. 1977, be and the same is hereby amended to read:

"1. The Legislature of the State of Florida is convened for the sole and exclusive purpose of considering the enactment of the following:

- (a) A General Appropriations Bill,
- (b) Such legislation as is necessary to adequately and properly finance the General Appropriations Bill,
- (c) A compensatory Education Act and such other legislation necessary to implement the General Appropriations Bill,
- (d) Legislation relating to tax relief,
- (e) Legislation relating to the Canal Authority; providing for transfer of the Canal Authority to the Department of Natural Resources; prohibiting acquisition of lands for construction of the canal; prohibiting expenditure of funds for promotion of the canal; and providing for development of a plan for disposition of canal lands,
- (f) Legislation relating to financial disclosure requirements for certain public officers and employees."

2. That the Proclamation of the Governor dated the 3rd day of June A. D. 1977, be and the same is hereby amended to extend the period of the Special Session to and until 12 o'clock midnight, Friday, the 17th day of June A. D. 1977.

3. Except as amended by this Proclamation, the Proclamation of the Governor dated the 3rd day of June A. D. 1977, is ratified and confirmed.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed at Tallahassee, the Capitol, this 14th day of June, 1977.

REUBIN O'D. ASKEW
GOVERNOR

ATTEST:
BRUCE A. SMATHERS
SECRETARY OF STATE

INTRODUCTION

By Senator Zinkil—

SB 3-A—A bill to be entitled An act relating to taxation; amending ss. 212.03(1), (3), (6), 212.031(1)(c), (d), 212.04(1), 212.06(1)(a), and 212.08(3), Florida Statutes; amending ss. 212.05(1)(a), (2)-(6), 212.055(1), and 212.12(10), (11), Florida Statutes, 1976 Supplement; increasing the tax on sales, use, storage, consumption, rentals, admissions, communications services, and other transactions taxed under chapter 212, Florida Statutes; providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committee on Finance, Taxation and Claims.

By Senator Graham—

SB 4-A—A bill to be entitled An act relating to the Beverage Law; adding s. 561.01(12), Florida Statutes; providing a definition for "net purchase price"; amending ss. 561.50, 561.55(1), Florida Statutes; providing that the beverage tax shall be paid as a percentage of the net purchase price of alcoholic beverages; providing for remittance of tax and filing of required reports to the Division of Beverage of the Department of Business Regulation for the previous calendar month; amending ss. 563.05, 564.06, 565.12, Florida Statutes; providing that the beverage tax on malts, wines, and liquors shall be a percentage of the net purchase price; providing an exemption; deleting requirement for payment of tax by vendors; providing for levy and payment

of tax on alcoholic beverages in possession of a distributor on October 1, 1977; providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committee on Finance, Taxation and Claims.

By Senator Graham—

SB 5-A—A bill to be entitled An act relating to ad valorem tax relief; creating part II, chapter 196, Florida Statutes; providing for annual grants of tax relief from ad valorem taxes to qualified households; providing definitions and procedures; providing for administration by the Department of Revenue; providing penalties; providing for confidentiality; providing an appropriation; providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committee on Finance, Taxation and Claims.

By Senator Graham—

SB 6-A—A bill to be entitled An act relating to taxation; authorizing school districts to levy a tax on all transactions taxed under chapter 212, Florida Statutes, upon approval of electors of the district; providing a period for which the tax is

effective; providing for the deposit of revenues from the tax in the General Revenue Fund; providing an annual appropriation to school districts levying the tax; providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committees on Education; and Finance, Taxation and Claims.

By Senator Graham—

SB 7-A—A bill to be entitled An act relating to malt beverage taxation; amending s. 563.05, Florida Statutes; deleting the excise tax exemption for malt beverages sold to post exchanges, ship service stores, and base exchanges located in military, naval, or air force reservations within the state; providing an effective date.

—was determined by the President to be within the purview of the Governor's call, read the first time by title and referred to the Committee on Finance, Taxation and Claims.

CORRECTION AND APPROVAL OF JOURNAL

The Journals of June 10 and 13 were corrected and approved.

On motion by Senator Gallen, the Senate adjourned at 4:08 p.m. to convene at 9:30 a.m., Wednesday, June 15.