



# Journal of the Senate

Number 18

Monday, May 1, 1978

The Senate was called to order by the President at 2:00 p.m. A quorum present—38:

Mr. President	Gordon	Peterson	Thomas, Pat
Barron	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	

Excused: Senator Gorman until 4:30 p.m.; Senator Ware until 4:00 p.m.

Prayer by Senator Peterson:

Let us pray. Gracious Father, look down on us here today and make us wise where we are not wise and give us strength where we are weak. Help us in all ways that you know how that we do not. We ask you to forgive us where we have stumbled during this session and have erred in our ways. Give us another chance to do things in thy will. We ask you to bless all we do today and we thank you for all the blessings that you have given us. We ask in thy name. Amen.

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

## REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Monday, May 1, 1978:

CS for SB 101	SB 412	SB 406
HCR 1702	SB 789	SB 371
SB 525	SB 703	SB 367
CS for SB 108	SB 704	SB 75
CS for SB 557	SB 860	SB 770
SB 576	CS for SB 719	SB 637
SB 445	SB 720	CS for SB 193
SB 427	SB 224	SB 195
SB 492	CS for SB 169	CS for SB 261
CS for SB 165	SB 298	SB 43
SB 499	SB 313	SB 448
SB 954	SB 339	

Respectfully submitted,  
*W. D. Childers, Chairman*

The Special Master-Claims recommends the following pass: HB 64, HB 898

The bills were referred to the Committee on Finance, Taxation and Claims under the original reference, pursuant to Rule 4.8.

The Committee on Health and Rehabilitative Services recommends Committee Substitutes for the following: SB 629, SB 649

The bills with Committee Substitutes attached were referred to the Committee on Appropriations under the original reference.

The Committee on Finance, Taxation and Claims recommends a Committee Substitute for the following: SB 657

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

The Committee on Finance, Taxation and Claims recommends a Committee Substitute for the following: SB 590

The Committee on Commerce recommends Committee Substitutes for the following:

CS for SB 166 (as offered by the Committee on Health and Rehabilitative Services)	SB 346
	SB 508
	SB 688

The Committee on Transportation recommends a Committee Substitute for the following: SB 425

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

The Committee on Finance, Taxation and Claims recommends the following not pass: SB 54, SB 202

The bills were laid on the table.

## Report of Subcommittee to Standing Committee

The Judiciary-Criminal Subcommittee of the Judiciary-Criminal Committee recommends unfavorably to the standing committee: SB 394 and SB 751.

Also agendaed but not acted upon (no recommendation): SB 752

## MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Lewis, the rules were waived and by two-thirds vote SB 1001 was withdrawn from the Committee on Appropriations.

On motions by Senator Vogt, by two-thirds vote Senate Bills 402 and 404 were withdrawn from the committees of reference and indefinitely postponed.

On motion by Senator Scott, by two-thirds vote SB 885 was withdrawn from the committee of reference and indefinitely postponed.

On motion by Senator Scarborough, the rules were waived and by two-thirds vote SB 909 was also referred to the Committee on Commerce.

On motion by Senator Jon Thomas, by two-thirds vote SB 934 was withdrawn from the committees of reference and indefinitely postponed.

On motions by Senator Renick, by two-thirds vote SB 213 was withdrawn from the committees of reference and indefinitely postponed.

On motions by Senator Castor, the rules were waived and by two-thirds vote, Senate Bills 664 and 904 were withdrawn from the Committee on Finance, Taxation and Claims.

On motion by Senator Lewis, the rules were waived and SB 1100 was ordered immediately certified to the House.

## REQUESTS FOR EXTENSION OF TIME

May 1, 1978

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

SB 26 by Senator Zinkil SB 558 by Senator Skinner  
SB 338 by Senator Trask

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

SB 2 by Senator Saylor SB 608 by Senator Glisson  
SB 24 by Senator Saylor SB 617 by Senator Gallen  
SB 27 by Senator Renick SB 631 by Senator MacKay  
SB 34 by Senator Graham SB 780 by Senator Saylor  
SB 36 by Senator Graham SB 795 by Senator Firestone  
SB 81 by Senator William- SB 801 by Senator W. D.  
son Childers  
SB 116 by Senator Zinkil SB 803 by Senator Jon  
SB 142 by Senator William- Thomas  
son  
SB 145 by Senator Henderson SB 639 by Senator Henderson  
SB 150 by Senator MacKay SB 651 by Senator Hair  
SB 161 by Senator Cham- HB 69 by Representative  
berlin Robinson  
HB 233 by Community Affairs  
SB 221 by Senator Graham Committee and  
SB 238 by Senator Henderson Representative  
SB 241 by Senator Holloway Lockward  
SB 242 by Senator Henderson SB 539 by Senator Peterson  
SB 254 by Senator Johnston SB 845 by Senator Wilson  
SB 255 by Senator Zinkil SB 852 by Senator Firestone  
SB 256 by Senator Dunn SB 853 by Senator Firestone  
SB 283 by Senator Cham- SB 664 by Senator Castor  
berlin SB 881 by Senator Pat  
SB 286 by Senator Cham- Thomas  
berlin SB 890 by Senator W. D.  
Childers  
SJR 314 by Senator Saylor SB 903 by Senator Cham-  
berlin  
SB 347 by Senator Myers SB 904 by Senator Castor  
SB 353 by Senator Gordon SB 915 by Senator Don  
SB 377 by Senator Graham Childers  
SB 397 by Senator Firestone HB 244 by Community Affairs  
SB 442 by Senator Gordon Committee and  
SB 460 by Senator Plante Representative  
SB 464 by Senator Saylor McPherson  
SB 494 by Senator MacKay  
SB 518 by Senator Don  
Childers  
SB 519 by Senator Don  
Childers  
SB 527 by Senator Gordon  
SB 533 by Senator Hair  
SB 553 by Senator Hair  
SB 554 by Senator Hair SB 817 by Senator Dunn  
SB 556 by Senator Wilson SB 832 by Senator William-  
son  
SB 573 by Senator Castor  
SB 593 by Senator Gordon  
SB 599 by Senator Gordon SB 839 by Senator Zinkil

The Committee on Finance, Taxation and Claims requests an extension of 15 days for consideration of the following:

SB 121 by Senator Jon Thomas

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

SB 821 by Senator Dunn SB 835 by Senator Trask,  
SB 822 by Senator Dunn et al

The Committee on Health and Rehabilitative Services requests an extension of 14 days for consideration of the following:

SB 672 by Senator Glisson SB 697 by Senator Gordon  
SB 693 by Senators Tobias- SB 855 by Senators Dunn and  
sen, Brantley and Firestone  
Hair

The Committee on Judiciary-Civil requests an extension of 15 days for consideration of the following:

CS for SB 156 by Judiciary- SB 204 by Senators Johnston  
Criminal Commit- and Dunn  
tee (Senator SB 213 by Senator Renick  
Dunn) SB 258 by Senator Dunn

SB 272 by Senator Saylor SB 643 by Senator Firestone  
SB 307 by Senator Chamber- SB 644 by Senator Firestone  
lin SB 662 by Senator Gordon  
CS/SB 476 by Transporta- SB 792 by Senator Firestone  
tion Committee SB 796 by Senator Hair  
(Senator Poston) SB 797 by Senator Castor  
SB 497 by Senator Myers SB 816 by Senator Dunn  
SB 507 by Senator Dunn SB 837 by  
SB 526 by Senator Scott Senators Jon  
SB 535 by Senator Henderson SB 858 by Thomas and Zinkil  
SB 536 by Judiciary-Civil Senators Dunn,  
Committee Myers, Vogt, and  
Gordon  
SB 544 by Senator Dunn SB 900 by Senator Trask  
SB 586 by Senator Jon  
Thomas

The Committee on Judiciary-Criminal requests an extension of 15 days for consideration of the following:

SB 461 by Senator Jon SB 854 by Senator Dunn  
Thomas SB 868 by Senator Dunn  
SB 767 by Committee on SB 884 by Senator Scott  
Transportation and others  
SB 805 by Senator W. D. SB 907 by Senator Renick  
Childers HB 79 by Representative  
SB 815 by Senator Dunn Barrett

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

SB 1 by Senator Saylor SB 531 by Senator Trask  
SB 177 by Senator Saylor SB 790 by Senator Vogt  
SB 376 by Senator Graham SB 800 by Senator Vogt  
SB 505 by Senator Gallen SB 804 by Senator Jon  
SB 524 by Senator Gordon Thomas  
SB 530 by Senator Vogt

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

SB 28 by Senator Vogt SB 341 by Senator Saylor  
SB 30 by Senator Dunn SB 352 by Senator Saylor  
SB 85 by Senator Graham SB 583 by Senator William-  
son  
SB 111 by Senator Graham SB 606 by Senator Don  
SB 162 by Senator Jon Thomas Childers  
SB 217 by Senator Tobiassen SB 632 by Senators MacKay  
SB 289 by Senator Graham and Pat Thomas

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

SB 46 by Senator Graham SB 559 by Senator Poston  
SB 88 by Senator Graham SB 560 by Senator Poston  
SB 187 by Senator Graham SB 582 by Senator Vogt  
SB 200 by Senator Holloway SB 616 by Senator Gallen  
SB 229 by Senator Glisson SB 641 by Senator Firestone  
SB 431 by Senator Johnston SB 793 by Senator Pat  
SB 449 by Senator Renick Thomas  
SB 496 by Senator Scott SB 819 by Senator Wilson  
SB 532 by Senator Tobiassen

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

SB 35 by Senator Graham CS/SB 128 by Committee on  
SB 39 by Senator Graham Corrections and  
SB 44 by Senator Graham Senator Gorman  
SB 58 by Senator Glisson SB 131 by Senator Don  
SB 59 by Senator Saylor Childers  
SB 72 by Senator Henderson CS/SB 136 by Committee on  
SB 94 by Senator Graham Education and  
SB 96 by Senator Graham Senator Peterson  
SB 103 by Senator Johnston SB 137 by Senator Dunn  
SB 107 by Senators Pat CS/SB 139 by Committee on  
Thomas and Natural Resources  
Glisson and Senator Scott  
SB 109 by Senator Myers SB 181 by Senator Pat  
CS/CS/SB 119 by Committees Thomas  
on Health and Re- CS/SB 185 by Committee on  
habilitative Serv- Economic, Com-  
ices and Judiciary- munity and Con-  
Criminal & Senator sumer Affairs and  
Dunn Senators J.

SB 188 by Thomas and Glisson  
 SB 191 by Senator Henderson  
 SB 197 by Senator Tobiasen  
 SB 219 by Committee on Transportation and Senators Zinkil and Scott  
 SB 225 by Senator Glisson  
 SB 248 by Senator Firestone  
 SB 249 by Senator Chamberlin  
 SB 268 by Senator Myers  
 SB 278 by Senator Firestone  
 SB 292 by Senator Johnston  
 SB 297 by Senator Zinkil  
 CS/SB 325 by Senator Castor  
 CS/SB 333 by Committee on Education and Senators Tobiasen and Castor  
 CS/SB 333 by Committee on Judiciary-Criminal and Senators Pat Thomas and Glisson  
 SB 335 by Senator Gordon  
 SB 345 by Senators Don Childers and Gordon  
 SB 355 by Senator Plante  
 SB 357 by Senator Chamberlin  
 SB 361 by Senator Holloway  
 SB 363 by Senator Holloway  
 SB 368 by Senator MacKay  
 CS/SB 373 by Committee on Agriculture and Senator Vogt  
 SB 381 by Senator Holloway  
 SB 388 by Senator Myers  
 SB 391 by Senator Scarborough  
 CS/SB 396 by Committee on Agriculture and Senators Peterson and Trask  
 SB 400 by Senator Vogt  
 SB 411 by Senator Zinkil  
 SB 420 by Senator Renick  
 SB 436 by Senator MacKay  
 SB 437 by Committee on Personnel, Retirement and Collective Bargaining  
 SB 451 by Senator Renick  
 SB 452 by Senator Saylor  
 SB 453 by Senator Graham  
 SB 462 by Senator Jon Thomas

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

SB 325 by Senator Saylor  
 SB 456 by Senator Pat Thomas  
 SB 749 by Senator Myers and others  
 SB 756 by Senator Plante  
 SB 758 by Senator Gallen  
 SB 764 by Senator Gallen  
 SB 774 by Senator W. D. Childers

SB 470 by Senator Johnston  
 SB 488 by Senator Vogt  
 SB 489 by Senator Vogt  
 SB 490 by Senator Vogt  
 SB 498 by Senator Myers  
 SB 504 by Senators Peterson and Pat Thomas  
 SB 512 by Senator Zinkil  
 SB 521 by Senator Gordon  
 SB 523 by Senator Gordon  
 SB 537 by Senator Firestone  
 SB 540 by Senators Holloway and Poston  
 SJR 546 by Senators Jon Thomas and W. D. Childers  
 CS/SB 571 by Committee on Education and Senator MacKay  
 SB 581 by Senator Don Childers  
 SB 585 by Senator Jon Thomas  
 SB 588 by Senator Jon Thomas  
 SB 591 by Senator Trask  
 SB 594 by Senator Gordon  
 SB 609 by Senator Plante  
 SB 648 by Senator Gallen  
 SB 668 by Senator Jon Thomas  
 CS/SB 671 by Committee on Transportation and Senator W. D. Childers  
 SB 678 by Senator Pat Thomas et al  
 SB 680 by Senator Glisson  
 SB 689 by Senator Plante  
 SB 706 by Senator Castor  
 SB 733 by Senator Plante  
 SB 747 by Senator Pat Thomas  
 SB 755 by Senator Castor  
 SB 769 by Senator Barron  
 SB 772 by Senators Wilson and Vogt  
 SB 783 by Senator Vogt  
 SB 802 by Senator Jon Thomas  
 SB 813 by Senator Pat Thomas  
 SB 836 by Senator Trask  
 SB 859 by Senators Ware and Gallen  
 SB 948 by Senators Wilson and Vogt  
 SB 967 by Senator Gallen  
 SB 1001 by Senator Saylor

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

SB 32 by Senator Jon Thomas  
 SB 38 by Senator Graham  
 SB 76 by Senator Saylor (by request)  
 SB 82 by Senator Tobiasen

SB 95 by Senator Graham  
 SB 173 by Senator Vogt  
 SB 194 by Senator Vogt  
 SB 198 by Senator Glisson  
 SB 210 by Senator Glisson  
 SB 237 by Senator Glisson

SB 305 by Senator Firestone  
 SB 322 by Senators Tobiasen and Castor  
 SCR 382 by Senator Firestone  
 SB 424 by Senator Scarborough  
 SB 446 by Senator Firestone  
 SB 506 by Senator Trask  
 SB 564 by Senators W. D. Childers, Brantley, et al  
 SB 612 by Senator McClain  
 SB 787 by Senator Pat Thomas  
 SB 799 by Senator Zinkil

The Committee on Finance, Taxation and Claims requests an extension of 15 days for consideration of the following:

SB 16 by Senator Gordon  
 SB 230 by Senator Glisson

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

SB 732 by Senator MacKay  
 SB 740 by Senator Tobiasen  
 SB 742 by Senator Castor  
 SB 765 by Senator Glisson

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has passed SB 692.

*Allen Morris, Clerk*

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has adopted SCR 811.

*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 and passed as amended HB 251.

*Allen Morris, Clerk*

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has passed as amended HB 1025 and requests the concurrence of the Senate.

*Allen Morris, Clerk*

By Representative Mixson and others—

HB 1025—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; amending the introductory paragraph and subsections (1) and (3) of s. 570.23, Florida Statutes, providing for members who represent grape growers and foliage plants on the State Agricultural Advisory Council; providing an effective date.

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

On motion by Senator Trask, by two-thirds vote HB 1025 was withdrawn from the Committee on Agriculture.

On motion by Senator Trask, by unanimous consent HB 1025 was taken up out of order. On motions by Senator Trask, by two-thirds vote HB 1025 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—31

Mr. President	Gordon	Plante	Thomas, Pat
Castor	Hair	Renick	Tobiasen
Chamberlin	Holloway	Saylor	Trask
Childers, Don	Johnston	Scarborough	Vogt
Childers, W. D.	Lewis	Scott	Williamson
Dunn	MacKay	Skinner	Wilson
Firestone	McClain	Spicola	Winn
Glisson	Peterson	Thomas, Jon	

Nays—None

Votes after roll call:

Yea—Graham, Myers

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

#### INTRODUCTION

By Senator Jon Thomas—

**SCR 1320**—A concurrent resolution proclaiming the month of May as Older Americans Month.

—which was read the first time in full. On motion by Senator Jon Thomas, the rules were waived and SCR 1320 was placed on the calendar.

On motions by Senator Jon Thomas, SCR 1320 was taken up out of order by unanimous consent and by two-thirds vote read the second time by title, adopted and certified to the House. The vote was:

Yeas—34

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

Nays—None

Votes after roll call:

Yea—Graham, Myers

On motion by Senator Jon Thomas, the rules were waived and SCR 1320 was ordered immediately certified to the House.

#### SPECIAL ORDER

**CS for SB 101**—A bill to be entitled An act relating to bookmaking; amending s. 849.25, Florida Statutes; redefining bookmaking; providing penalties; providing for conspiracy; providing an exception; creating s. 550.361, Florida Statutes; prohibiting bookmaking at a pari-mutuel track or fronton; denying attendance to tracks and frontons of known bookmakers; providing penalties; specifying duties of track employees with regard to bookmaking; requiring the display of warning against bookmaking; providing exceptions; repealing s. 849.24, Florida Statutes, relating to bookmaking; providing an effective date.

—was read the third time by title, having been read the second time and amended April 26.

Senator Spicola moved the following amendment which was adopted:

**Amendment 7**—On page 1 in title, lines 4 and 9, after “penalties;” in each place insert: prohibiting the suspension, deferral, or withholding of an adjudication of guilt in certain instances;

Senator Henderson moved the following amendment which failed:

**Amendment 8**—On page 1, after line 29, insert new subsection (2) and renumber subsequent subsections:

(2) Whoever engages in bookmaking to the extent that in any one calendar day he receives or accepts less than five bets or receives bets totalling less than \$50, or engages in a common bookmaking scheme with three or less persons, shall be guilty of a misdemeanor of the first degree, punishable as provided in s. 775.082, s. 775.083, or s. 775.084. Any person who has been convicted of violating this subsection and thereafter

violates this subsection shall be guilty of a felony of the third degree, punishable as provided in s. 775.082, 775.083, or s. 775.084.

Senator Myers moved the following amendments which failed:

**Amendment 9**—Strike lines 1-17 on page 2 and lines 1-7 on page 3 and renumber.

**Amendment 10**—On page 4 strike lines 1 and 2 and insert: pool for another person.

Senator Henderson moved the following amendment which failed:

**Amendment 11**—On page 4, line 2, strike “or other reward.” and insert a period

Senator Scarborough moved the following amendment which failed:

**Amendment 12**—On page 2, line 8, strike subsection (4)

The vote was:

Yeas—12

Firestone	Plante	Scott	Williamson
Henderson	Poston	Skinner	Wilson
Holloway	Scarborough	Thomas, Jon	Winn

Nays—19

Castor	Gallen	McClain	Thomas, Pat
Chamberlin	Glisson	Myers	Trask
Childers, Don	Johnston	Peterson	Vogt
Childers, W. D.	Lewis	Renick	Zinkil
Dunn	MacKay	Spicola	

Vote after roll call:

Nay—Graham

CS for SB 101 as amended was read by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—22

Castor	Gallen	McClain	Trask
Chamberlin	Glisson	Poston	Vogt
Childers, Don	Graham	Renick	Winn
Childers, W. D.	Holloway	Skinner	Zinkil
Dunn	Johnston	Spicola	
Firestone	MacKay	Thomas, Pat	

Nays—11

Barron	Myers	Scarborough	Williamson
Henderson	Peterson	Scott	Wilson
Lewis	Plante	Thomas, Jon	

Votes after roll call:

Yea—Hair, Sayler, Tobiassen

Nay—Gordon

Nay to Yea—Peterson

Senator Spicola moved that the rules be waived and CS for SB 101 after being engrossed be immediately certified to the House. The motion failed.

**HCR 1702**—A concurrent resolution urging Florida’s Congressional Delegation to request the United States Congress to appoint the United States Army Corps of Engineers to do an engineering and economic feasibility study of The Total Concept plan within the State of Florida.

—was read the second time in full. On motion by Senator W. D. Childers, HCR 1702 was adopted and certified to the House. The vote on adoption was:

Yeas—28

Mr. President	Glisson	Peterson	Thomas, Pat
Castor	Gordon	Renick	Tobiassen
Chamberlin	Henderson	Scarborough	Trask
Childers, Don	Holloway	Scott	Williamson
Childers, W. D.	MacKay	Skinner	Wilson
Firestone	McClain	Spicola	Winn
Gallen	Myers	Thomas, Jon	Zinkil

Nays—2

Barron Poston

Vote after roll call:

Yea—Saylor

SB 525—A bill to be entitled An act relating to the Board of Regents; amending s. 240.011(1), Florida Statutes; making the student member of the Board of Regents a voting member of such board; providing an effective date.

—was read the second time by title.

Senator Holloway moved the following amendment which was adopted:

Amendment 1—On page 1, line 19, strike "Voting"

On motion by Senator Gordon, 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—33

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

Nays—4

Childers, Don Gallen Johnston McClain

Vote after roll call:

Yea—Spicola

By the Committee on Commerce and Senator McClain—

CS for SB 108—A bill to be entitled An act relating to owners and operators of motor vehicles; amending s. 324.051(2) (a), Florida Statutes; requiring the Department of Highway Safety and Motor Vehicles to suspend the license or operating privilege of each operator and registrations of the owner of any vehicle involved in certain accidents within a specified time after receiving notice of such accident; deleting requirement that such suspensions only follow certain judgments or convictions; providing additional exemptions from such suspensions; repealing section 42, chapter 77-468, Laws of Florida, appearing as s. 318.22, Florida Statutes, relating to creation of the fund and collection of revenue for the fund through increased traffic fines; providing an effective date.

—was read the first time by title and SB 108 was laid on the table.

On motion by Senator McClain, by two-thirds vote CS for SB 108 was read the second time by title.

Senator McClain moved the following amendments which were adopted:

Amendment 1—On page 1, after line 22, strike everything and insert:

Section 1. Paragraph (a) of subsection (1) and subsection (2) of section 324.051, Florida Statutes, are amended to read:

324.051 Reports of accidents; suspensions of licenses and registrations.—

(1)(a) *Every law enforcement officer who, in the regular course of duty either at the time of and at the scene of the accident or thereafter by interviewing participants or witnesses, investigates a motor vehicle accident in which property damage exceeds \$500 or in which bodily injury or death occurs, shall forward a written report of the accident to the department within 24 hours of completing the investigation. However, when the investigation of an accident will take more than 7 days to complete, a preliminary copy of the accident report shall be forwarded to the department within 24 hours of the occurrence of the accident to be followed by a final report within 24 hours after completion of the investigation. The report shall be on a form and contain information consistent with the requirements of s. 316.068. Any sheriff, police department, or peace officer of this state shall, within 10 days following any accident within the purview of this chapter coming to its or his attention, report such accident in writing to the department. Such report shall contain the following information: Date and place of the accident, description of the cars involved, the names and addresses of owners or operators, the extent of the damage, and such other information as the department may require.*

(2)(a) Thirty days after receipt of notice of any judgment being rendered due to an accident described in paragraph (1)(a) involving a motor vehicle within this state which has resulted in bodily injury or death to any person, a judgment of liability for damage of \$500 or more to property, or a traffic conviction for a violation of s. 316.027 or s. 316.028, the department shall suspend the license of each the operator against whom such judgment or conviction applies and all registrations of the owner of the vehicles operated by such operator whether or not involved in such accident and, in the case of a non-resident owner or operator, shall suspend such nonresident's operating privilege in this state, unless such operator or owner shall, prior to the expiration of such 30 days, be found by the department to be exempt from the operation of this chapter, based upon evidence in its files satisfactory to the department that:

1. No injury was caused to the person or property of anyone other than such operator or owner.

2. The motor vehicle was legally parked at the time of such accident.

3.1. The motor vehicle was owned by the United States Government, this state, or any political subdivision of this state or any municipality therein.

4.2. Such operator or owner has been finally adjudicated not to be liable for damages by a civil court of competent jurisdiction.

5.3. Such operator or owner has secured a duly acknowledged written agreement providing for release from liability by all parties injured as the result of said accident and has complied with one of the provisions of s. 324.031.

6.4. Such operator or owner has deposited with the department security to conform with s. 324.061 when applicable and has complied with one of the provisions of s. 324.031.

7.5. One year has elapsed since such owner or operator was suspended pursuant to subsection 324.051(4), the owner or operator has complied with one of the provisions of s. 324.031, and no bill of complaint of which the department has notice has been filed in a court of competent jurisdiction.

(b) This subsection shall not apply:

1. To such operator or owner if such operator or owner had in effect at the time of such accident or traffic conviction an automobile liability policy with respect to all of the registered motor vehicles owned by such operator or owner.

2. To such operator, if not the owner of such motor vehicle, if there was in effect at the time of such accident or traffic conviction an automobile liability policy or bond with respect to his operation of motor vehicles not owned by him.

3. To such operator or owner if the liability of such operator or owner for damages resulting from such accident is, in the judgment of the department, covered by any other form of liability insurance or bond.

4. To any person who has obtained from the department a certificate of self-insurance, in accordance with s. 324.171, or to any person operating a motor vehicle for such self-insurer.

5. *Such owner or operator was not charged with a moving traffic violation which caused or contributed to the cause of a motor vehicle accident, or such owner or operator was subsequently not found guilty of said moving traffic violation.*

No such policy or bond shall be effective under this subsection unless it contains limits of not less than those specified in subsection 324.021(7).

Section 2. Subsection (1) of section 324.072, Florida Statutes, is amended to read:

324.072 Proof required upon certain convictions.—

(1) Upon *the suspension or revocation of a license pursuant to the provisions of ss. 318.15, s. 322.26, or 322.27 by reason of conviction or forfeiture of bail*, the department shall suspend the registration for all motor vehicles registered in the name of such person, either individually or jointly with another, except that it shall not suspend such registration, unless otherwise required by law, if such person has previously given or shall immediately give, and thereafter maintain, proof of financial responsibility with respect to all motor vehicles registered by such person, in accordance with this chapter.

Section 3. This act shall take effect October 1, 1978.

**Amendment 2**—On page 1 in title, strike all of lines 2 through 18 and insert: An act relating to owners and operators of motor vehicles; amending s. 324.051(1)(a) and (2), Florida Statutes; changing the time period in which accident report forms must be forwarded by investigating law enforcement officers to the Department of Highway Safety and Motor Vehicles; changing the kinds of accidents which must be reported and the information contained in the report; requiring the department to suspend the license or operating privilege of each operator and registrations of the owner of any vehicle involved in certain accidents within a specified time after receiving notice of such accident; deleting requirement that such suspensions only follow certain judgments or convictions; providing additional exemptions from such suspension; changing an exemption relating to final adjudications of liability; amending s. 324.072(1), Florida Statutes, increasing the instances in which the department is required to suspend a person's motor vehicle registrations if his operator's license has been suspended or revoked; providing an effective date.

Senator MacKay offered the following amendment which was moved by Senator McClain and adopted:

**Amendment 3 to the bill as amended**—On page 3, line 3, after the word "suspend" insert: , after due notice and opportunity to be heard,

On motion by Senator McClain, by two-thirds vote CS for SB 108 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

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

Nays—None

Vote after roll call:

Yea—Spicola

By the Committee on Natural Resources and Conservation and Senators Wilson, Renick and Skinner—

CS for SB 557—A bill to be entitled An act relating to salt-water fisheries and conservation; amending s. 370.12(2), Florida Statutes; relating to protection of manatees or sea cows; citing and declaring the State of Florida to be a refuge and sanctuary for the manatee; providing authority of the Department of Natural Resources to determine entitlement to a permit to possess manatees; providing for concurrence of the U.S. Department of the Interior; providing that it shall be unlawful to capture, kill, wound, annoy, etc., manatees without specified permit; specifying the species known as the manatee or sea cow as *Trichechus manatus*; increasing penalties; providing for confiscation of certain items; providing for regulation of motorboat traffic in certain areas; providing for future regulation; providing for interagency cooperation; providing an effective date.

—was read the first time by title and SB 557 was laid on the table.

On motions by Senator Wilson, by two-thirds vote CS for SB 557 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	Gordon	Plante	Thomas, Pat
Castor	Graham	Poston	Tobiassen
Chamberlin	Hair	Renick	Trask
Childers, Don	Henderson	Sayler	Vogt
Childers, W. D.	Holloway	Scarborough	Williamson
Dunn	Johnston	Scott	Winn
Firestone	Lewis	Skinner	Winn
Gallen	Myers	Spicola	Zinkil
Glisson	Peterson	Thomas, Jon	

Nays—None

SB 576—A bill to be entitled An act relating to the state comprehensive plan; adding s. 23.0112(5), Florida Statutes; defining the state comprehensive plan as the goals and objectives contained in the plan; amending s. 23.0114, Florida Statutes; providing for the preparation and revision of the plan; amending s. 23.013, Florida Statutes; eliminating provisions for approval of the plan by legislative act; providing that specific goals and objectives contained in the plan may only be implemented or enforced through specific acts of the Legislature; providing that nothing in the plan or revisions thereto will have the force and effect of law except as specifically authorized by law; repealing s. 2, chapter 77-306, Laws of Florida, relating to the effective date of the plan; repealing s. 23.018, Florida Statutes, relating to the authority of the Department of Administration to establish a schedule for adoption of certain plans; providing an effective date.

—was read the second time by title.

The Committee on Natural Resources and Conservation offered the following amendments which were moved by Senator Vogt and adopted:

**Amendment 1**—On page 1, lines 29, and 30 and on page 4, line 13 strike "*and objectives*" and insert: , *objectives, and policies*

**Amendment 2**—On page 2, line 16, strike "*and, objectives, and policies*" and insert: , *objectives, and policies*

**Amendment 3**—On page 4, line 9, after the word "*plan*" insert: , *or the policies set forth therein,*

**Amendment 4**—On page 2, strike all of line 13 and insert: *comprehensive plan shall be advisory only, except as specifically authorized by law, and shall be based on*

**Amendment 5**—On page 1 in title, line 5 and on page 1, line 11 strike "*and objectives*" and insert: , *objectives, and policies*

Senator Spicola moved the following amendment which failed:

**Amendment 6**—On page 1, line 25, strike everything after the enacting clause and insert: Section 1. Any elements, parts, or other portions of the proposed state comprehensive plan submitted to either the 1977 or 1978 regular session of the Legislature shall not become effective as state policy until after the close of the 1979 regular session of the Legislature.

Section 2. Section 2 of chapter 77-306, Laws of Florida, and section 23.018, Florida Statutes, are hereby repealed.

Section 3. This act shall take effect July 1, 1978.

On motion by Senator Vogt, by two-thirds vote SB 576 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—23

Barron	Hair	Plante	Thomas, Jon
Childers, W. D.	Holloway	Poston	Thomas, Pat
Dunn	Lewis	Renick	Tobiassen
Firestone	McClain	Sayler	Trask
Gallen	Myers	Scarborough	Vogt
Glisson	Peterson	Skinner	

Nays—10

Castor	Graham	MacKay	Zinkil
Chamberlin	Henderson	Spicola	
Gordon	Johnston	Winn	

Vote after roll call:

Nay—Wilson

**SB 445**—A bill to be entitled An act relating to the Municipal Firemen's Pension Trust Fund; amending s. 175.021, Florida Statutes; restating the legislative declaration; amending s. 175.032(1), Florida Statutes; providing a definition of "firefighter" and "volunteer firefighter" and deleting the definition of "fireman"; amending s. 175.041(1), Florida Statutes; redesignating the fund as the Municipal Firefighters' Pension Trust Fund; providing a change in the approval of firefighting equipment; amending s. 175.311, Florida Statutes; prohibiting discrimination in the formulation of benefits; amending s. 175.351(11), Florida Statutes; requiring Department of Insurance approval for implementing or changing pension plan; directing that changes in terminology in the Florida Statutes be made; providing an effective date.

—was read the second time by title.

Senator Dunn moved the following amendment which failed:

**Amendment 1**—On page 2, line 14, strike the word "solely"

Senator Holloway moved the following amendment which was adopted:

**Amendment 2**—On page 4, line 30, after "national origin," insert: sex,

On motion by Senator Firestone, by two-thirds vote SB 445 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	Glisson	Peterson	Thomas, Jon
Barron	Graham	Poston	Trask
Castor	Hair	Renick	Williamson
Chamberlin	Holloway	Sayler	Winn
Childers, Don	Johnston	Scarborough	Zinkil
Childers, W. D.	Lewis	Scott	
Firestone	McClain	Skinner	
Gallen	Myers	Spicola	

Nays—1

Dunn

Votes after roll call:

Yeas—Tobiassen, Vogt, Pat Thomas, Wilson

**SM 427**—A memorial to the President and Congress of the United States, urging the adoption of a policy of no trade agreements between the United States and Cuba until the Cuban Government accounts for American and Cuban lives and compensates Americans for the confiscation of their property.

—was read the second time in full. On motion by Senator Plante, SM 427 was adopted and certified to the House. The vote on adoption was:

Yeas—32

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

Nays—None

Votes after roll call:

Yeas—Scott, Vogt

**SB 492**—A bill to be entitled An act relating to the Savings Association Act; amending s. 665.091(1), Florida Statutes; prescribing the time when the annual meeting of the members of a savings association shall be held; amending s. 665.121, Florida Statutes; prescribing the time for the annual publication of each association's financial statement; amending s. 665.391(2), (5), Florida Statutes; limiting the current restriction on anticipatory payment penalty charges of 2 percent to any loan of less than \$100,000, to any loan to any occupant of home property, and to any loan to any borrower who intends to occupy home property; providing that mortgage liens by associations to secure future advances may be made in accordance with the same provisions of law as govern future advances secured by other mortgages; amending s. 665.381(2)(d), Florida Statutes; prescribing which loans will be considered in determining whether the required minimum assets are invested in direct real estate loans; amending s. 665.703(5), Florida Statutes; prescribing the time, place, and procedures for fixing meetings of the board of directors of capital stock associations; providing an effective date.

—was read the second time by title. On motion by Senator MacKay, by two-thirds vote SB 492 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Vote after roll call:

Yea—Peterson

SB 165 and CS for SB 165 by the Committee on Corrections, Probation and Parole were taken up, together with:

By the Committee on Health and Rehabilitative Services and Senators Pat Thomas, Dunn, Renick, Johnston, MacKay and Chamberlin—

**CS for CS for SB 165**—A bill to be entitled An act relating to corrections; creating the "Florida Youthful Offender Act"; providing legislative intent and definitions; providing for the classification of persons as youthful offenders; providing for

judicial disposition of youthful offenders; providing for commitment to the custody of the department; providing for judicial consideration of aggravating circumstances; providing for the suspension of sentence by the court; providing defendant access to certain information in the presentence report; providing for adoption of rules for the extension of the limits of confinement; providing a penalty, as an escape, for failure to return to designated place of confinement at designated time; providing for maximum terms of community control programs; providing for designation of facilities; authorizing orders for distribution of income earned by youthful offenders; providing for the sealing, expunction, and access of records; providing for consequences of violation of the terms of the program; providing for participation in mutual participation agreements; amending ss. 959.115(1), (5), 959.116(1), Florida Statutes; authorizing the court to place minors in a community control program; providing severability; providing an effective date.

—which was read the first time by title and SB 165 and CS for SB 165 were laid on the table.

On motions by Senator Pat Thomas, by two-thirds vote CS for CS for SB 165 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—34

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

Nays—None

Votes after roll call:

Yeas—Peterson, Jon Thomas

SB 499—A bill to be entitled An act relating to district school depositories; adding subsection (4) to s. 237.211, Florida Statutes; authorizing district school boards to establish the form of warrants for the payment or disbursement of moneys out of the school depository; authorizing direct deposit of funds under certain circumstances; providing an effective date.

—was read the second time by title.

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

**Amendment 1**—On page 1, following the period on line 31 insert: *The State Board of Education shall adopt rules prescribing minimum security measures that must be implemented by any school board prior to establishing the system authorized herein.*

**Amendment 2**—On page 1 in title, line 8, after the semicolon “;” insert: requiring the State Board of Education to adopt certain rules;

On motion by Senator Plante, by two-thirds vote SB 499 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, Jon
Castor	Hair	Plante	Thomas, Pat
Chamberlin	Henderson	Poston	Tobiassen
Childers, Don	Holloway	Renick	Trask
Childers, W. D.	Johnston	Saylor	Vogt
Dunn	Lewis	Scarborough	Williamson
Firestone	MacKay	Scott	Wilson
Gallen	McClain	Skinner	Winn
Glisson	Myers	Spicola	Zinkil

Nays—None

Vote after roll call:

Yea—Barron

SB 954—A bill to be entitled An act relating to the Florida Advisory Council on Intergovernmental Relations; amending s. 163.704(4), Florida Statutes; requiring that the chairman of the council be elected from among its legislator members; amending s. 163.705, Florida Statutes; providing that certain of the functions and duties of the council be discretionary; providing for emphasis to be given to the discussion and study of specified intergovernmental problems; deleting provisions relating to council input to the Constitution Revision Commission; requiring council analysis and reporting of certain government actions adversely affecting counties and municipalities; amending s. 163.706(1), (4), Florida Statutes; providing for semiannual council meetings at the call of the chairman; providing for public meetings and hearings and for their conduct in accordance with chapter 286, Florida Statutes; providing an effective date.

—was read the second time by title.

Senator W. D. Childers moved the following amendments which were adopted:

**Amendment 1**—On page 4, strike all of lines 16-19

**Amendment 2**—On page 2, lines 10-12, strike “with primary emphasis on double taxation, local government debt management, and the funding of the state-mandated programs and facilities”

On motion by Senator W. D. Childers, by two-thirds vote SB 954 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	Peterson	Thomas, Pat
Barron	Graham	Plante	Tobiassen
Castor	Hair	Poston	Trask
Chamberlin	Henderson	Renick	Vogt
Childers, Don	Johnston	Scarborough	Williamson
Childers, W. D.	Lewis	Scott	Wilson
Dunn	MacKay	Skinner	Winn
Firestone	McClain	Spicola	Zinkil
Gallen	Myers	Thomas, Jon	

Nays—None

SB 412 was taken up and on motion by Senator Peterson, by two-thirds vote HB 875 was withdrawn from the Committee on Finance, Taxation and Claims and placed on the calendar.

On motion by Senator Peterson—

HB 875—A bill to be entitled An act relating to ad valorem tax administration; amending s. 195.106(1), Florida Statutes; providing circumstances under which the Department of Revenue shall pass upon and order refunds of taxes; providing for certain refunds to be made directly by tax collector; creating s. 197.0161, Florida Statutes; providing for calculation of interest under chapter 197; amending s. 197.062(2), Florida Statutes, relating to the time period for advertising delinquent personal property taxes and for payment of such taxes; amending s. 197.241(5), Florida Statutes; providing that escheatment of land shall be to the county in which it is located; amending s. 197.072(3), Florida Statutes, relating to notice of taxes by mail; providing an effective date.

—a companion measure, was substituted for SB 412 and read the second time by title. On motion by Senator Peterson, by two-thirds vote HB 875 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Dunn	Hair	McClain
Barron	Firestone	Henderson	Myers
Castor	Gallen	Johnston	Peterson
Childers, Don	Glisson	Lewis	Plante
Childers, W. D.	Graham	MacKay	Poston

Renick	Spicola	Trask	Wilson
Scarborough	Thomas, Jon	Vogt	Winn
Scott	Thomas, Pat	Williamson	Zinkil
Skinner	Tobiassen		

Nays—None

Vote after roll call:

Yea—Chamberlin

SB 412 was laid on the table.

SB 789—A bill to be entitled An act relating to the Department of Banking and Finance; amending s. 17.27(1)-(3), Florida Statutes; authorizing the department to destroy general correspondence and records in accordance with the schedule and notices established by the Division of Archives, History, and Records Management of the Department of State; requiring approval by the Auditor General of schedules and notices relating to financial records; authorizing the department to reproduce documents and records; providing an effective date.

—was read the second time by title. On motion by Senator Vogt, by two-thirds vote SB 789 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

SB 703—A bill to be entitled An act relating to citrus; amending s. 601.901(1), (2), Florida Statutes; authorizing the Florida Citrus Commission to establish by order the maximum extent of freeze damage or freeze related injury to be permitted in fruit used in preparation of frozen concentrated products; providing an exception from chapter 120, Florida Statutes; prescribing effective date and expiration date of such orders; providing an effective date.

—was read the second time by title. On motion by Senator Trask, by two-thirds vote SB 703 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—None

SB 704—A bill to be entitled An act relating to grapefruit; amending s. 601.16, Florida Statutes; prescribing minimum maturity standards for grapefruit for fresh and processed use; providing exceptions; permitting the Florida Citrus Commission to reduce the minimum soluble solids requirements for pink and red seedless grapefruit and for all processed grapefruit; providing an effective date.

—was read the second time by title. On motion by Senator Trask, by two-thirds vote SB 704 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

SB 860—A bill to be entitled An act relating to administrative procedures; amending s. 120.52(1)(b), Florida Statutes; providing an exception from the definition of agency for entities created under the provisions of chapter 361, Part II, Florida Statutes; amending s. 120.54(2)(a), (7), (11)(b), Florida Statutes; deleting certain requirements from the economic impact statement of a rule; requiring that the citation for law implemented be to the Florida Statutes or the Laws of Florida; providing the time for filing certain rules; amending s. 120.565, Florida Statutes; providing that a declaratory statement set out the agency's opinion as to applicability of a statute, rule, or order to the petitioner only; amending s. 120.68(3), Florida Statutes, providing that a petition to an agency for a stay is not a prerequisite to a petition for a supersedeas; amending s. 120.71, Florida Statutes; providing an exemption from s. 112-3143, Florida Statutes, to permit an agency head or member thereof to be disqualified from serving in an agency proceeding; providing an effective date.

—was read the second time by title. On motion by Senator Gallen, by two-thirds vote SB 860 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

By the Committee on Commerce and Senators MacKay and Graham—

CS for SB 719—A bill to be entitled An act relating to horse-racing; amending s. 550.38(1), Florida Statutes, requiring the permanent standing of a stallion in Florida to be eligible for stallion awards; providing for the death of a stallion; providing that s. 550.38, Florida Statutes, as amended by chapter 77-167, Laws of Florida, relating to breeder awards for Florida-bred horses, shall not expire on July 1, 1979; providing an effective date.

—was read the first time by title and SB 719 was laid on the table.

On motion by Senator MacKay, by two-thirds vote CS for SB 719 was read the second time by title.

Senator MacKay moved the following amendments which were adopted:

**Amendment 1**—On page 3, line 13, between the words "act" and "shall" insert: and the provisions of subsection (4) of s. 550.42, Florida Statutes, 1975, as amended by section 16 of chapter 77-167, Laws of Florida, and appearing as subsection (3) of s. 550.42, Florida Statutes, 1977,

**Amendment 2**—On page 1, line 10, after the semicolon ";" insert: providing that the provisions of subsection (4) of s. 550.42, Florida Statutes, 1975, as amended by section 16 of Chapter 77-167, Laws of Florida, and appearing as subsection

(3) of s. 550.42, Florida Statutes, 1977, relating to the funding of such awards, shall not expire on July 1, 1979;

On motion by Senator MacKay, by two-thirds vote CS for SB 719 as amended was read the third time by title, passed and ordered engrossed. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Nay—Peterson

On motion by Senator MacKay, the rules were waived and CS for SB 719 after being engrossed was ordered immediately certified to the House.

On motion by Senator MacKay, consideration of SB 720 was deferred.

SB 224—A bill to be entitled An act relating to the issuance and sale of revenue bonds; amending s. 159.26, Florida Statutes; amending s. 159.27(5), Florida Statutes, and adding a new subsection to said section; providing for the issuance of revenue bonds by counties, municipalities, special districts, and other local governmental bodies and agencies to finance certain tourist-related attractions, subject to approval of a constitutional amendment authorizing same; defining the term "tourist-related attraction"; providing an effective date.

—was read the second time by title.

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

**Amendment 1**—On page 2, line 30 after the word "plants"; on page 3, line 11 after the word "plants"; on page 3, line 29 after the word "plant"; on page 4, line 5 after the word "facility"; and on page 4, line 19 after the word "plants" insert: , *agricultural storage and processing facilities*

Senators Graham and W. D. Childers offered the following substitute amendment which was moved by Senator Graham and adopted:

**Amendment 2**—On page 4 strike lines 25-29 and insert: Section 3. Section 159.26, Florida Statutes, is amended to read:

159.26 Legislative findings and purposes.—The Legislature finds and declares that, in order to improve the prosperity and welfare of the state and its inhabitants, to improve living conditions, to promote effective and efficient pollution control throughout the state, to promote the industrial economy of the state, and to increase purchasing power and opportunities for gainful employment, it is necessary and in the public interest to facilitate the financing of capital projects for industrial or manufacturing plants, *predominantly agricultural processing and storage facilities*, and pollution-control facilities within the state; to facilitate and encourage the planning and development of these capital projects without regard to the boundaries between counties, municipalities, special districts, and other local governmental bodies or agencies in order to more effectively and efficiently serve the interests of the greatest number of people in the widest area practicable; and to otherwise effectuate the purpose of s. 10(c) of Art. VII of the State Constitution through the authorization of the issuance of revenue bonds by counties, municipalities, special districts, and other local governmental bodies or agencies for industrial or manufacturing plants or pollution-control facilities to the extent that

the interest on such bonds is exempt from income taxes under the then-existing laws of the United States. The elimination, mitigation, abatement, control, or prevention of air and water pollution constitutes a proper public purpose. Local agencies are encouraged to facilitate the financing of the costs of pollution-control facilities by utilizing revenue bonds authorized by s. 10(c) of Art. VII to accomplish this public purpose.

Section 4. Subsection (5) of section 159.27, Florida Statutes, is amended to read:

159.27 Definitions.—The following words and terms, unless the context clearly indicates a different meaning, shall have the following meanings:

(5) "Project" means any capital project comprising an industrial or manufacturing plant, *predominantly agricultural processing and storage facilities*, or any pollution-control facility, including one or more buildings and other structures, whether or not on the same site or sites; any rehabilitation, improvement, renovation, or enlargement of, or any addition to, any buildings or structures for use as a factory, mill, processing plant, assembly plant, fabricating plant, industrial distribution center, repair, overhaul, or service facility, test facility or pollution-control facility, and other facilities, including research and development, for manufacturing, processing, assembling, repairing, overhauling, servicing, testing, or handling of any products or commodities embraced in any industrial or manufacturing plant, *predominantly agricultural processing and storage facilities*, or for controlling pollution; and including also the sites thereof and other rights in land therefor whether improved or unimproved, machinery, equipment, site preparation and landscaping, and all appurtenances and facilities incidental thereto, such as warehouses, utilities, access roads, railroad sidings, truck docking and similar facilities, parking facilities, dockage, wharfage, and other improvements necessary or convenient for any manufacturing or industrial plant or any pollution-control facility.

Section 5. This act shall take effect July 1, 1978, except that sections 1 and 2 shall take effect January 2, 1979, if an amendment to the State Constitution which authorizes the issuance of revenue bonds to finance tourist related attractions and facilities is approved by the electors at the general election to be held in November 1978.

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

**Amendment 3**—On page 4, line 22, insert after the word "marine": , *sports facility*

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

**Amendment 4**—On page 4, line 27, after the word "finance" insert: *agricultural storage and processing facilities and*

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

**Amendment 5**—On page 1 in title, line 9, after the word "certain" insert: *agricultural storage and processing facilities and*

On motion by Senator Firestone, by two-thirds vote SB 224 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	Graham	Myers	Tobiassen
Barron	Hair	Peterson	Trask
Chamberlin	Henderson	Poston	Vogt
Childers, Don	Holloway	Renick	Williamson
Childers, W. D.	Johnston	Scarborough	Winn
Firestone	Lewis	Skinner	Zinkil
Gallen	MacKay	Thomas, Jon	
Glisson	McClain	Thomas, Pat	

Nays—2

Castor Spicola

Vote after roll call:

Yea—Wilson

By the Committee on Health and Rehabilitative Services and Senator Firestone—

CS for SB 169—A bill to be entitled An act relating to hospitals; requiring each hospital licensed by the state to offer, in writing, a pap test and a breast examination for cancer to every female 18 years of age or older admitted to said hospital; providing exceptions; requiring informed consent; requiring explanation of the test results to the patient; requiring each hospital to keep records; absolving hospitals of liability; providing an effective date.

—was read the first time by title and SB 169 was laid on the table.

On motion by Senator Firestone, by two-thirds vote CS for SB 169 was read the second time by title.

Senator Jon Thomas moved the following amendments which were adopted:

Amendment 1—On page 1, line 16, strike “pap test” and insert: cystologic examination for cancer of the cervix

Amendment 2—On page 1 in the title, line 4, strike “pap test” and insert: cystologic examination for cancer of the cervix

On motion by Senator Firestone, by two-thirds vote CS for SB 169 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—26

Mr. President Glisson Poston Vogt
Castor Gordon Renick Ware
Chamberlin Graham Scarborough Wilson
Childers, Don Hair Skinner Winn
Childers, W. D. Holloway Spicola Zinkil
Dunn MacKay Tobiasen
Firestone Myers Trask

Nays—11

Gallen Lewis Saylor Thomas, Pat
Henderson McClain Scott Williamson
Johnston Peterson Thomas, Jon

SB 298—A bill to be entitled An act relating to the Department of Offender Rehabilitation; creating s. 945.155, Florida Statutes; prohibiting the department from manufacturing cigarettes or providing cigarettes to inmates at state expense; providing an effective date.

—was read the second time by title.

Senator Pat Thomas moved the following amendments which were adopted:

Amendment 1—On page 1, line 16, after the word “facility” insert: unless such cigarettes are determined to have a calmativ or otherwise salutary effect on the inmate receiving such cigarettes

Amendment 2—On page 1 in title, line 6, after the word “expense” insert: except in certain circumstances

On motion by Senator Pat Thomas the Senate reconsidered the vote by which Amendment 2 was adopted.

On motion by Senator Renick, further consideration of SB 298 was deferred.

SB 313—A bill to be entitled An act relating to the tax on sales, use and other transactions; amending s. 212.17(3), Florida Statutes; extending the time period during which a dealer may take a credit for taxes paid on worthless accounts and allowing a refund for such payments; providing an effective date.

—was read the second time by title.

The Committee on Finance, Taxation and Claims offered the following amendment which was moved by Senator Holloway and adopted.

Amendment 1—On page 1, line 20, strike “36” and insert: 12

Pending further consideration of SB 313 as amended, on motion by Senator Holloway, by two-thirds vote HB 476 was withdrawn from the Committee on Finance, Taxation and Claims and placed on the calendar. On motion by Senator Holloway—

HB 476—A bill to be entitled An act relating to the tax on sales, use and other transactions; amending s. 212.17(3), Florida Statutes; extending the time period during which a dealer may take a credit for taxes paid on worthless accounts and allowing a refund for such payments; providing an effective date.

—a companion measure, was substituted for SB 313 and read the second time by title. On motion by Senator Holloway, by two-thirds vote HB 476 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Renick

SB 313 was laid on the table.

SB 339—A bill to be entitled An act relating to the tax on sales, use, and other transactions; amending s. 212.08(5), Florida Statutes; providing an exemption from such tax for liquified petroleum gas or other fuel used to heat a structure in which started pullets or broilers are raised; providing an effective date.

—was read the second time by title. On motion by Senator Trask, by two-thirds vote SB 339 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

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

Nays—1

Zinkil

SB 406—A bill to be entitled An act relating to the Department of Agriculture and Consumer Services; adding s. 585.01(8), Florida Statutes; defining “dairy cattle”; amending s.

585.10, Florida Statutes; providing that such department may reimburse the owner of dairy cattle condemned and destroyed because of tuberculosis or brucellosis in an amount not to exceed \$100; providing an effective date.

—was read the second time by title. On motion by Senator Trask, by two-thirds vote SB 406 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
Barron	Hair	Renick	Vogt
Castor	Henderson	Saylor	Ware
Childers, Don	Holloway	Scarborough	Williamson
Childers, W. D.	Johnston	Scott	Wilson
Dunn	Lewis	Skinner	Winn
Gallen	MacKay	Spicola	Zinkil
Glisson	McClain	Thomas, Jon	
Gordon	Myers	Thomas, Pat	
Gorman	Peterson	Tobiassen	

Nays—None

Votes after roll call:

Yeas—Chamberlin, Firestone

SB 371—A bill to be entitled An act relating to judgment liens; creating s. 55.147, Florida Statutes; providing for transfer of judgment liens to security provided the Clerk of the Circuit Court in the form of a sum of money or surety bond; setting the amount of such security; requiring the security to be conditioned upon the payment of the amount of the judgment, interest, and court costs; providing duties of the Clerk of the Circuit Court relating to the making and recording of certificates of transfer; prescribing clerks' fees; 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 Gallen and adopted:

**Amendment 1**—On page 1, strike everything after the enacting clause and insert: Section 1. Subsection (2) of section 55.10, Florida Statutes, is amended to read:

*(Substantial rewording of subsection. See s. 55.10(2), F.S., for present text.)*

55.10 Judgments and decrees; lien of all, generally: transfer of liens of security.—

(2) Pending an appeal taken from a money judgment, the judgment lien resulting therefrom may be transferred from the property to which it attaches to other security by either depositing in the office of the Clerk of the Circuit Court a sum of money or by filing in the clerk's office a bond executed as surety by a surety insurer licensed to do business in this state. The deposit or bond shall be in an amount equal to the amount of the judgment plus 2-years' interest on the amount at the applicable rate, any court costs taxed in the trial court, and \$500 to apply to any appellate court costs that may be taxed in the appellate proceedings. The deposit or bond shall be conditioned to pay the amount of the judgment, interest, and all court costs taxed against the judgment debtor in the trial court and appellate proceedings. The term "appellate proceedings" shall include appellate proceedings in a district court of appeal or in the Supreme Court. Upon receiving the deposit or bond, the clerk shall make and record a certificate showing the transfer of the judgment lien to the security and mail a copy of the certificate to the judgment creditor and his attorney of record by registered or certified mail. Upon filing of the certificate, all property of the judgment debtor shall be released from the judgment lien pending the appeal and the lien shall be transferred to the security. The clerk shall charge a fee for making and serving such a certificate of transfer equal to the fee charged for making and serving a certificate transferring a mechanic's lien to security. No judgment lien shall be transferred pursuant to this section until an appellate proceeding has been commenced. The security provided pursuant to this section shall be treated as a deposit in court.

Section 2. Subsections (3) and (4) of section 55.10, Florida Statutes, as created by chapter 77-462, Laws of Florida, are hereby repealed.

Section 3. This act shall take effect October 1, 1978.

**Amendment 2**—On page 1 in title, strike all of lines 2 through 13 and insert: An act relating to judgment liens; amending s. 55.10(2), Florida Statutes; providing for transfer of judgment liens to security provided the Clerk of the Circuit Court in the form of a sum of money or surety bond; setting the amount of such security; requiring the security to be conditioned upon the payment of the amount of the judgment, interest, and court costs; providing duties of the Clerk of the Circuit Court relating to the making and recording of certificates of transfer; prescribing clerks' fees; repealing s. 55.10(3), (4), Florida Statutes, as created by chapter 77-462, Laws of Florida; providing an effective date.

On motion by Senator Gallen, by two-thirds vote SB 371 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	Gordon	Peterson	Trask
Barron	Gorman	Poston	Vogt
Castor	Graham	Renick	Ware
Chamberlin	Hair	Saylor	Williamson
Childers, Don	Henderson	Scarborough	Wilson
Childers, W. D.	Holloway	Skinner	Winn
Dunn	Johnston	Spicola	Zinkil
Firestone	Lewis	Thomas, Jon	
Gallen	MacKay	Thomas, Pat	
Glisson	McClain	Tobiassen	

Nays—None

SB 367—A bill to be entitled An act relating to deposits of state money; amending s. 18.10, Florida Statutes; authorizing the State Board of Administration to invest state money in state and federal savings and loan associations; requiring such investments to meet certain collateral security requirements; providing that deposits of such money in savings and loan associations are not automatically barred because of certain financial relationships between such associations and municipal or state officers; providing an effective date.

—was read the second time by title. On motion by Senator MacKay, by two-thirds vote SB 367 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Gordon	Myers	Tobiassen
Barron	Gorman	Peterson	Trask
Castor	Graham	Poston	Vogt
Chamberlin	Hair	Renick	Ware
Childers, Don	Henderson	Scarborough	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

On motions by Senator W. D. Childers, by two-thirds vote the following bills were placed on the special order calendar for May 2, to be followed by the bills remaining on the special order calendar for this day.

SB 473	SB 534	SB 500	SB 575
SB 688	SB 754	SB 274	SB 276
SB 205	SB 110	SB 552	SB 551
HB 935	SB 326	SB 296	SB 481

Senator Ware moved that the Senate reconsider the vote by which SB 499 passed this day.

The motion was placed on the calendar for consideration May 2.

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

**MOTIONS RELATING TO COMMITTEE REFERENCE**

On motion by Senator Ware, the rules were waived and by two-thirds vote HB 192 was withdrawn from the Committees on Commerce; Finance, Taxation and Claims; and Appropriations.

On motion by Senator McClain, the rules were waived and CS for SB 108 after being engrossed was ordered immediately certified to the House.

On motions by Senator Lewis, the rules were waived and by two-thirds vote Senate Bills 642, 671, 512 and 503 were withdrawn from the Committee on Appropriations.

On motion by Senator Gallen, SB 1289 was withdrawn prior to introduction.

Without objection, the following statement by Senator Gallen was printed in the Journal: "Senate Bill 1289 was not intended to be filed. I had been requested to have the bill drawn but had refused to introduce it. One of the people in my office made an error and filed it at the deadline Friday. I would like the record to reflect that it was never my intention to file that bill."

On motion by Senator Holloway, by two-thirds vote SB 1020 was withdrawn from the Committee on Commerce.

On motion by Senator MacKay, the rules were waived and SB 367 was ordered immediately certified to the House.

On motions by Senator Scarborough, the rules were waived and by two-thirds vote Senate Bills 655, 656, 657, 658, 659, 660 and 661 were withdrawn from the Committee on Commerce.

On motion by Senator Pat Thomas, by two-thirds vote SB 1158 was withdrawn from the committee of reference and indefinitely postponed.

**Votes Recorded**

By permission, Senator Graham was recorded as voting yea on the passage of HCR 1134 and SB 692 on April 27.

**SPECIAL ORDER, continued**

SB 75—A bill to be entitled An act relating to the Florida Energy Conservation in Buildings Act of 1974; adding s. 255.-252(4), Florida Statutes; providing legislative intent; creating ss. 255.257-255.262, Florida Statutes; providing for the development and implementation of a state energy management plan by the Division of Building Construction and Property Management of the Department of General Services; providing for appointment of energy management coordinators by state executive, legislative, and judicial departments; providing an appropriation; providing an effective date.

—was read the second time by title.

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

**Amendment 1**—On page 2, lines 15, 18, 19 and 23 and on page 3, line 3, strike the word "department" and insert: agency

**Amendment 2**—On page 1 in title, line 13, strike the word "departments" and insert: agencies

Senator W. D. Childers moved the following amendments which were adopted:

**Amendment 3**—On page 2, line 13, strike ", Legislative Branch,"

**Amendment 4**—On page 1 in title, line 12, strike ", legislative,"

On motion by Senator Henderson, by two-thirds vote SB 75 as amended was read the third time by title.

Senator Holloway moved the following amendment which was adopted by two-thirds vote:

**Amendment 5**—On page 1, line 24, insert after "facilities": , or provide for the renovation,

SB 75 as amended was read by title, passed, ordered engrossed and then certified to the House. The vote was:

Yeas—38

Mr. President	Gordon	Myers	Thomas, Jon
Barron	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	
Glisson	McClain	Spicola	

Nays—None

SB 770—A bill to be entitled An act relating to libraries; creating s. 257.125, Florida Statutes, and amending s. 119.07-(2)(b), Florida Statutes, to require that certain registration and circulation records of public libraries shall be confidential information; providing a penalty; providing an effective date.

—was read the second time by title.

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

**Amendment 1**—On page 1, lines 18 and 19, strike "or to any law enforcement agency of this state"

On motion by Senator Plante, by two-thirds vote SB 770 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	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	Sayler	Vogt
Gallen	Lewis	Scarborough	Ware
Glisson	MacKay	Scott	Wilson
Gordon	McClain	Skinner	

Nays—2

Dunn Firestone

Vote after roll call:

Nay to Yea—Firestone

SB 637—A bill to be entitled An act relating to life insurance; amending s. 626.9541(17)(a), Florida Statutes; permitting the solicitation or sale of life insurance, or collection of life insurance premiums, through a credit card facility or organization under certain circumstances; providing an effective date.

—was read the second time by title.

The Committee on Commerce offered the following amendment which was moved by Senator McClain and adopted:

**Amendment 1**—On page 2, line 11, strike "additional" and insert: *finance*

On motion by Senator W. D. Childers, the rules were waived and the Senate reverted to—

SB 209 has been enrolled, signed by the required Constitutional Officers and presented to the Governor on May 1, 1978.

*Joe Brown, Secretary*

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

*The Honorable Lew Brantley, President*

I am directed to inform the Senate that the House of Representatives has adopted SCR 1320.

*Allen Morris, Clerk*

The concurrent resolution was ordered enrolled.

#### ENROLLING REPORTS

SB 175, SB 516 and SB 70 have been enrolled, signed by the required Constitutional Officers and presented to the Governor on April 27, 1978.

*Joe Brown, Secretary*

SB 18 and SB 74 have been enrolled, signed by the required Constitutional Officers and presented to the Governor on April 28, 1978.

*Joe Brown, Secretary*

#### CO-INTRODUCERS

Senator Hair—SB 737; Senator MacKay—SB 960

#### CORRECTION AND APPROVAL OF JOURNAL

The Journal of April 28 was corrected and approved.

The Journal of April 27 was corrected and approved as follows: Page 238, counting from bottom of column 1, line 7, strike "Graham" and insert: Jon Thomas

Page 238, column 2, line 2, strike "Graham" and insert: Jon Thomas

The hour of adjournment having arrived, a point of order was called and the Senate adjourned at 5:00 p.m. to convene at 8:30 a.m., May 2, 1978 for the purpose of introduction and reference of resolutions, memorials, bills and joint resolutions and thereafter to reconvene at 9:00 a.m.