



Journal of the Senate

Number 24

Tuesday, May 9, 1978

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

INTRODUCTION

By Senators Poston and Renick—

SB 1326—A bill to be entitled An act relating to the City of Key West; amending section 5, article VII, chapter A of chapter 23374, Laws of Florida, 1945, as amended; providing a procedure for the filling of vacancies on the city commission of the City of Key West; providing a rule of construction; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senators Poston and Renick—

SB 1327—A bill to be entitled An act relating to Monroe County; repealing chapter 63-1650, Laws of Florida, as amended, relating to a civil service system and civil service board for the employees of the Sheriff of Monroe County; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senators Poston and Renick—

SB 1328—A bill to be entitled An act relating to Monroe County; amending section 1 of chapter 69-1321, Laws of Florida, as amended; providing for the membership of the career service council of Monroe County; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senators Poston and Renick—

SB 1329—A bill to be entitled An act relating to Monroe County; repealing chapters 27654 and 27746, Laws of Florida, 1951, as amended, and chapters 61-2349, 71-776, 71-777, and 71-779, Laws of Florida, relating to the ownership and maintenance of a public hospital by Monroe County, the levy of taxes therefor by the City of Key West, and the administration of the affairs of said hospital after its closing; providing for the disposition of all equipment, records, and funds of said hospital; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senators Poston and Renick—

SB 1330—A bill to be entitled An act relating to Monroe County; repealing chapters 75-444 and 75-447, Laws of Florida, which provide for traveling expenses and per diem for the County Property Appraiser while attending to official business beyond the limit of said county; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senators Poston and Renick—

SB 1331—A bill to be entitled An act relating to the City of Key West; amending section 2 of chapter 70-762, Laws of Florida; authorizing the city to exercise its police powers extending 600 feet into the adjacent tidal waters for certain purposes; providing a rule of construction; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senators Poston and Renick—

SB 1332—A bill to be entitled An act relating to the City of Key West; amending section 6 of article VII of chapter A of chapter 23374, Laws of Florida, 1945, as amended; providing compensation for the mayor and city commissioners of the City of Key West; providing a rule of construction; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senators Poston and Renick—

SB 1333—A bill to be entitled An act relating to The Lower Florida Keys Hospital District, Monroe County; amending section 8 of chapter 67-1724, Laws of Florida; authorizing the establishment of services related to the operation and maintenance of a hospital; authorizing the board to own, operate, or contract for an ambulance service and establish and maintain such service on hospital premises; amending section 34, chapter 67-1724, Laws of Florida; providing for the regulation of any nursing home, nursing home staff, ambulance service, and such other services as the hospital may establish; providing for limitation of liability; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senator Glisson—

SB 1334—A bill to be entitled An act relating to Lake County; amending sections 1 and 2 of chapter 67-1609, Laws of Florida, declaring emergency medical treatment and service to be a county purpose; authorizing the board of county commissioners to acquire equipment for, pay the costs of, and charge fees for such treatment and service and to render such treatment and service free to indigent persons; authorizing the board to enter into agreements with certain agencies and entities including private nonprofit hospitals to provide such treatment and service; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senator Glisson—

SB 1335—A bill to be entitled An act relating to Lake County; declaring the establishment, construction, operation and maintenance of certain hospitals in the county to be a public purpose and that the operation thereof by the Leesburg Hospital As-

sociation, Inc., is for the public good; providing an effective date.

Proof of publication of the required notice was attached.

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

By Senator Glisson—

SB 1336—A bill to be entitled An act relating to Lake County; providing for the relief of the Leesburg Hospital Association, Inc.; authorizing and directing the Board of County Commissioners of Lake County to pay certain funds to the association; providing an effective date.

Proof of publication of the required notice was attached.

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has passed as amended CS for HB 332 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Judiciary and Representative Kutun and others—

CS for HB 332—A bill to be entitled An act relating to the Division of Florida Land Sales and Condominiums of the Department of Business Regulation; amending s. 718.104(4)(e), Florida Statutes, relating to certain amendments to declarations of condominium; adding subsection (4) to s. 718.105, Florida Statutes, requiring condominium developers to deliver certain documents or funds to the clerk with respect to certain declarations of condominium; creating ss. 718.124 and 719.111, Florida Statutes, providing that condominium and cooperative apartment unit owners or associations shall be entitled to reasonable attorney's fees in actions which result from certain contracts or leases between the unit owners or association and developers when the unit owners or the association prevails in such actions; providing for applicability; amending s. 718.501 (3)(a), Florida Statutes, lowering the annual fee each condominium association must pay to the Division of Florida Land Sales and Condominiums of the Department of Business Regulation; amending s. 718.501(2), Florida Statutes, authorizing the advisory board of the division to utilize hearing officers with respect to controversies between condominium unit owners and their associations; providing that the proceedings shall be conducted in accordance with chapter 120, Florida Statutes; providing the proceedings shall not be transcribed by a court reporter unless provided by the affected parties at their own expense; authorizing the board to disregard the hearing officer's findings under certain circumstances; providing an effective date.

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

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has passed as amended HB 1621 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Nelson and others—

HB 1621—A bill to be entitled An act relating to lobbying; creating s. 11.045, Florida Statutes; providing definitions; requiring lobbyists to file a registration statement with a joint legislative office stating certain information under oath; requiring semiannual expenditure reports; providing for advisory opinions by the appropriate legislative committee; providing that the joint legislative office shall maintain certain records; requiring investigation of alleged violations and the recommendation of penalties; providing for the imposition of the penalties by the Legislature; providing a penalty; amending s.

11.061, Florida Statutes, requiring state employee lobbyists to register with the joint legislative office; providing an effective date.

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

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has passed as amended HB 571 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Hollingsworth and others—

HB 571—A bill to be entitled An act relating to obscene literature; creating s. 847.0125, Florida Statutes; providing definitions; prohibiting the display of certain materials to minors in a retail establishment; providing a penalty; providing an effective date.

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

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has passed HB 2007 and requests the concurrence of the Senate.

Allen Morris, Clerk

By the Committee on Natural Resources—

HB 2007—A bill to be entitled An act relating to saltwater fisheries and conservation; creating s. 370.157, Florida Statutes; providing for an area closed to certain types of shrimping gear; providing a boundary description; providing a penalty; providing an effective date.

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

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has passed HB 272 and CS for HB 410 and requests the concurrence of the Senate.

Allen Morris, Clerk

By Representative Hodges and others—

HB 272—A bill to be entitled An act relating to the Suwannee River Authority; amending section 1 of chapter 74-403, Laws of Florida, correcting Madison county authorization for appropriation of funds to the Authority; providing for a 75/25 matching appropriation from the general revenue of the state for the Suwannee River Authority; providing an effective date.

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

By the Committee on Agriculture & General Legislation and Representative Hazouri—

CS for HB 410—A bill to be entitled An act relating to forest protection; creating s. 590.091, Florida Statutes; authorizing the Division of Forestry of the Department of Agriculture and Consumer Services, with the concurrence of the governing body of each affected county or city, to designate certain railroad rights-of-way as known fire hazard areas; requiring railroads operating in the state to maintain their rights-of-way so designated in an approved condition as prescribed by the division and to provide adequate firebreaks; providing an effective date.

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

The Senate recessed at 8:34 a.m.

The Committee on Agriculture recommends the following pass: SB 1315

The bill was referred to the Committee on Judiciary-Civil under the original reference.

The Committee on Agriculture recommends the following pass: SB 1156 with 2 amendments

The Committee on Commerce recommends the following pass: HB 829

The Committee on Judiciary-Civil recommends the following pass: CS for HB 320.

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 1172

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

The Committee on Governmental Operations recommends the following pass: SB 952

The Committee on Economic, Community and Consumer Affairs recommends the following pass: SB 970

The bills contained in the foregoing reports were referred to the Committee on Natural Resources and Conservation under the original reference.

The Committee on Governmental Operations recommends the following pass: SB 1077

The Committee on Health and Rehabilitative Services recommends the following pass: SM 737 with 1 amendment

The Committee on Judiciary-Civil recommends the following pass: SB 1039

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

The Committee on Agriculture recommends the following pass: SB 1146

The Committee on Appropriations recommends the following pass:

SB 107 with 2 amendments	SB 191 with 1 amendment
CS for SB 119 with 1 amendment	CS for SB 325
SB 131 with 3 amendments	CS for SB 649 with 1 amendment

The Committee on Commerce recommends the following pass:

SB 238	SB 1147	HB 733
SB 475	HB 6	

The Committee on Governmental Operations recommends the following pass:

SB 399 with 1 amendment	HB 719
SB 1233 with 3 amendments	

The Committee on Health and Rehabilitative Services recommends the following pass:

SB 1088 with 3 amendments	SB 1276 with 1 amendment
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The Committee on Judiciary-Civil recommends the following pass:

CS for SB 156 with 2 amendments	SB 1032 with 1 amendment
SB 979	SB 1074

The Committee on Personnel, Retirement and Collective Bargaining recommends the following pass: SB 85, SB 942

The Committee on Economic, Community and Consumer Affairs recommends the following pass:

SB 839 with 3 amendments	HB 377
SB 890	HB 486 with 4 amendments
HB 244	

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

The Committee on Education recommends a Committee Substitute for the following: SCR 960

The Committee on Judiciary-Criminal recommends a Committee Substitute for the following: SB 369

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

The Committee on Economic, Community and Consumer Affairs recommends Committee Substitutes for the following: SB 518, SB 763

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

The Committee on Appropriations recommends a Committee Substitute for the following: SB 470

The Committee on Commerce recommends a Committee Substitute for the following: SB 1308

The Committee on Economic, Community and Consumer Affairs recommends a Committee Substitute for the following: SB 630

The Committee on Judiciary-Civil recommends a Committee Substitute for the following: SB 682, SB 1058

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

The Committee on Commerce recommends the following not pass: SB 1112

The Committee on Governmental Operations recommends the following not pass: SB 927

The Committee on Personnel, Retirement and Collective Bargaining recommends the following not pass:

SB 30	SB 677	SB 965
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The Committee on Economic, Community and Consumer Affairs recommends the following not pass: SB 753

The bills contained in the foregoing reports were laid on the table.

Bills Referred to Subcommittee

SB 899 has been referred to the Select Subcommittee on Agriculture, composed of Senators Alan Trask and Pat Thomas, which will report to the full committee within 15 days.

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Trask, the rules were waived and by two-thirds vote HB 1991 was also referred to the Committee on Agriculture.

On motion by Senator Scarborough, the rules were waived and the Committee on Commerce was granted permission to consider SB 1161 instead of SB 1061 on May 11.

On motion by Senator Johnston, by two-thirds vote SB 933 was withdrawn from the committees of reference and indefinitely postponed.

On motions by Senator W. D. Childers, by two-thirds vote Senate Bills 686 and 801 were withdrawn from the Committee on Commerce.

On motion by Senator Zinkil, by two-thirds vote SB 31 was removed from the calendar and referred to the Committee on Governmental Operations.

On motion by Senator Zinkil, the rules were waived and by two-thirds vote SB 955 was withdrawn from the Committee on Governmental Operations.

On motion by Senator Myers, by two-thirds vote SB 1000 was removed from the local bill calendar and referred to the Committee on Transportation.

On motions by Senator Myers, the rules were waived and by two-thirds vote SB 1083 and HB 1167 were withdrawn from the Committee on Transportation.

On motion by Senator Myers, the rules were waived and the Committee on Transportation was granted permission to consider SB 1000 on May 10.

On motion by Senator Lewis, the rules were waived and the Committee on Appropriations was granted permission to consider SB 1274 on May 9.

On motions by Senator Lewis, the rules were waived and by two-thirds vote Senate Bills 780, 874, 910, 939 and 702 and HB 54 were withdrawn from the Committee on Appropriations.

On motions by Senator W. D. Childers, the rules were waived and by two-thirds vote SB 1202 was withdrawn from the Committees on Commerce, Governmental Operations and Appropriations and referred to the Committee on Rules and Calendar.

On motions by Senator Henderson, by two-thirds vote Senate Concurrent Resolutions 574 and 810 were withdrawn from the Committee on Rules and Calendar.

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

INTRODUCTION

By Senators Poston, Plante, Ware, Zinkil, Scarborough, W. D. Childers, Trask, Pat Thomas, Renick, Tobiassen, Scott, Skinner and Hair—

SR 1339—A resolution declaring the week of May 5 to May 12 to be **START WORKING FOR OURSELVES WEEK**.

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

On motions by Senator Poston, by two-thirds vote SR 1339 was withdrawn from the Committee on Rules and Calendar and by two-thirds vote placed first on the special order calendar.

On motion by Senator Gordon, the rules were waived and the Committee on Finance, Taxation and Claims was granted permission to consider SB 1247 on May 10.

REQUESTS FOR EXTENSION OF TIME

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

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|--------------------------------|---------------------------|
| SB 383 by Senator Trask | SB 867 by Senator Spicola |
| SB 650 by Senator Don Childers | SB 878 by Senator MacKay |
| SB 41 by Senator Graham | SB 888 by Senator Graham |

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

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|--------------------------|--------------------------|
| SB 684 by Senator Gordon | SB 928 by Senator Gallen |
| SB 927 by Senator Saylor | SB 929 by Senator Gallen |

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| SB 931 by Senator Gallen | SB 994 by Senator Zinkil (by request) |
| SB 944 by Senator Zinkil | SB 1008 by Senator Gallen |
| SB 951 by Senator Jon Thomas, et al | SB 1009 by Senator Gallen |
| SB 952 by Senators Saylor, Ware and Chamberlin | SB 1011 by Senator Castor |

The Committee on Health and Rehabilitative Services requests an extension of 15 days for consideration of the following:

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|--------------------------------------|--------------------------------|
| SB 482 by Senator Renick | SB 971 by Senator Henderson |
| SB 580 by Senator Gallen | SB 981 by Senator Jon Thomas |
| SM 737 by Senator McClain and others | SB 992 by Senator Jon Thomas |
| SB 924 by Senators Dunn and Zinkil | SB 1014 by Senator Lori Wilson |
| SB 964 by Senator Chamberlin | |

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

- SB 666 by Senator Plante

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

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| SB 933 by Senator Johnston | SB 1066 by Senator Trask |
| SB 935 by Senator Jon Thomas | SB 1084 by Senator Henderson |
| SB 938 by Senator Holloway | SB 1085 by Senator Henderson |
| SB 949 by Senator Henderson | SB 1086 by Senator Henderson |
| SB 976 by Senator McClain | SB 1099 by Senator Holloway |
| SB 977 by Senator Jon Thomas | SB 1104 by Senator Holloway |
| SB 978 by Senator Jon Thomas | SB 1127 by Senator Scarborough |
| SB 984 by Senators Peterson and Trask | SB 1129 by Senator Scarborough |
| SB 987 by Senator Chamberlin | SB 1157 by Senator W. D. Childers |
| SB 1016 by Senator Williamson | SB 1162 by Senator Saylor |
| SB 759 by Senator Gallen | SB 1169 by Senator McClain |
| SB 760 by Senator Gallen | SB 1175 by Senator Gordon |
| SB 768 by Senator Holloway | SB 1182 by Senator Jon Thomas |
| SB 728 by Senator Gordon | SB 1184 by Senator Pat Thomas |
| CS for HB 456 by House Judiciary Committee—Representative Kiser | SB 1185 by Senator Vogt |
| SB 1050 by Senator Gordon | HB 861 by Veterans Affairs Committee and Representative Lockward |
| | SB 349 by Senator Gordon |

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

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| SB 287 by Senator Chamberlin | SB 962 by Senator Plante |
| SB 306 by Senator Firestone | SB 973 by Senator Williamson |
| SB 330 by Senator Skinner | SB 974 by Senator Williamson |
| SB 336 by Senator Gordon | SB 990 by Senator Johnston |
| SB 390 by Senator Gallen | SB 1006 by Senator Scarborough |
| SB 409 by Senator Jon Thomas | SB 1012 by Senator McClain and others |
| SB 467 by Senator Myers | SB 1013 by Senator Hair |
| SB 625 by Senator Vogt | HB 601 by Representatives Culbreath, Lehman and others |
| SB 812 by Senator MacKay and others | |
| SB 936 by Senator Poston | |
| SB 945 by Senator Glisson | |
| SB 959 by Senator Hair | |

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

SB 989 by Senator Gallen
SB 1023 by Senator Poston,
et al

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

SB 701 by Senator Renick SB 892 by Senator Johnston
(by request)

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

CS for SB 130 by Judiciary-Criminal Committee	SB 1097 by Senator Scott
SB 444 by Senator Dunn	SB 1101 by Senator Holloway
SB 596 by Senator Gordon	SB 1111 by Senator Dunn
SB 698 by Senator Barron	SB 1115 by Senator Graham
SB 711 by Senator Johnston	SB 1124 by Senator Johnston
SB 757 by Senator Williamson	SB 1125 by Senator Johnston
SB 762 by Senator Gallen	SB 1126 by Senator Johnston
SB 920 by Senator Hair	SB 1130 by Senator Hair
SB 930 by Senator Gallen	SB 1132 by Senator Saylor
SJR 969 by Senator Gallen	SB 1136 by Senator Don Childers
SB 991 by Senator Johnston	SB 1142 by Senator Hair
SB 1018 by Senator Williamson	SB 1159 by Senator Pat Thomas
SB 1019 by Senator Williamson	SB 1183 by Senator Plante
SB 1030 by Senator Dunn	HB 286 by Representatives Thompson and Fechtcl
SB 1037 by Judiciary-Civil Committee	CS for HB 448 by Elections Committee (Representative James)
SB 1063 by Senator Ware	
SB 1082 by Senator Vogt	

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

HB 624 by Representative Craig	SB 956 by Senator W. D. Childers
HB 583 by Representative Jennings	SB 1022 by Senator Johnston
SB 674 by Senator Myers	SB 1033 by Senator Don Childers
SB 717 by Senator MacKay	SB 1103 by Senator Holloway
SB 751 by Senator Graham	SB 1110 by Senator Gordon
SB 752 by Senator Graham	

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

HB 367 by Representative Richmond	SB 718 by Senator MacKay
HB 738 by Representative Hector	SB 932 by Senator Gallen
SB 696 by Senator Scott	SB 1007 by Senator Renick
	SB 206 by Senators Zinkil and Spicola

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

SB 666 by Senator Plante	and Collective Bargaining
SB 713 by Senator Tobiasen	
SB 940 by Committee on Personnel, Retirement and Collective Bargaining	SB 942 by Committee on Personnel, Retirement and Collective Bargaining
SB 941 by Committee on Personnel, Retirement	SB 946 by Senator Plante
	SB 965 by Senator McClain

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

SB 450 by Senator Renick	SB 1131 by Senator Saylor
SB 622 by Senator Vogt	SB 1144 by Senator Glisson
SB 916 by Senator Poston	SB 1150 by Senators Saylor, Ware and Chamberlin
SB 972 by Senator Johnston	HB 1167 by Representative Nelson
SB 1056 by Senator Poston	
SB 1083 by Senator Vogt	
SB 1102 by Senator Holloway	
SB 1107 by Senators W. D. Childers and Tobiasen	

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

SB 669 by Senator J. Thomas	SB 986 by Senator Ware (by request)
SB 690 by Senator Poston	SB 993 by Senator Scott
SB 919 by Senator Tobiasen	SB 1017 by Senator Williamson
SB 921 by Senator Dunn	SB 723 by Senator Glisson
SB 926 by Senator Ware	SB 727 by Senator Castor
SB 961 by Senator Peterson	SB 731 by Senator MacKay
SB 982 by Senators Plante and Saylor	
SB 985 by Senator Ware	

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

SB 511 by Senator Dunn

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

SB 1043 by Senator Plante	CS/HB 180 by Committee on Standards and Conduct, and others
SB 1105 by Senator Holloway	CS/HB 245 by Committee on Standards and Conduct, and others
SB 1116 by Senator Tobiasen	CS/HB 398 by Committee on Standards and Conduct, and others
SB 1119 by Senator Renick	HB 701 by Representative Sidney Martin
SB 1137 by Senator Spicola	
SB 1140 by Senator Pat Thomas (by request)	
SB 1160 by Senator Pat Thomas (by request)	
SB 1180 by Senator Jon Thomas	

The Committee on Health and Rehabilitative Services requests an extension of 15 days for consideration of the following:

SB 98 by Senator Graham	SB 1060 by Senator Gordon
SB 99 by Senator Graham	SB 1062 by Senator Gordon
SB 120 by Senator Glisson	SB 1089 by Senator Jon Thomas
SB 179 by Senator Saylor	SB 1096 by Senator Scarborough
SB 222 by Senator Gordon	SB 1098 by Senators Williamson and Jon Thomas
SB 233 by Senator Dunn	SB 1122 by Senator Plante
SB 334 by Senator Pat Thomas	SB 1133 by Senator Gordon
SB 501 by Senator Ware	SB 1149 by Senator Ware
SB 502 by Senator Dunn	SB 1164 by Senator Gordon
SB 607 by Senator Glisson	SB 1174 by Senator Gordon
SB 794 by Senator Gordon	SB 1176 by Senator Gordon
SB 825 by Senator Glisson	
SB 1038 by Senator Gordon	
SB 1051 by Senator Gordon	

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

SB 1026 by Senator Scarborough	SB 1181 by Senator Jon Thomas
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The Committee on Rules and Calendar requests an extension of 15 days for consideration of the following:

HM 242 by Committee on Veterans Affairs and others	HCR 1435 by Representative Smith
HM 243 by Committee on Veterans Affairs and others	HM 1614 by Committee on Agriculture and General Legislation
HJR 969 by Representative Mixson and others	

MESSAGES FROM THE GOVERNOR

The Governor advised that he had filed in the office of the Secretary of State Senate Bills 175, 516, 70 and 74 which he had approved on May 3, 1978; and Senate Bills 75, 147, 209, 414 and 692, which he had approved on May 8, 1978.

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 545, CS for SB 719.

Allen Morris, Clerk

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has passed SB 235, SB 492.

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 192.

Allen Morris, Clerk

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives has concurred in Senate amendments and passed as amended HB 724.

Allen Morris, Clerk

The Honorable Lew Brantley, President

I am directed to inform the Senate that the House of Representatives again has refused to recede from House Amendments to SB 1100 and acceded to the request of the Senate for a conference committee. The Speaker has appointed Representatives Fortune, Dixon, Andrews, Morgan, Bloom, Craig, Bell and Maxwell. Alternates: Fulford and T. Lewis as the conferees on the part of the House.

Allen Morris, Clerk

The President appointed Senators Lewis, Gordon, W. D. Childers, Peterson, Plante, Spicola, Trask and Hair as conferees on the part of the Senate.

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

MOTIONS RELATING TO COMMITTEE REFERENCE

On motions by Senator W. D. Childers, by two-thirds vote SCR 1322 was withdrawn from the Committee on Rules and Calendar and placed second on special order calendar.

SPECIAL ORDER

SR 1339—A resolution declaring the week of May 5 to May 12 to be START WORKING FOR OURSELVES WEEK.

On motion by Senator Poston, by two-thirds vote SR 1339 was read the second time in full and adopted. The vote was:

Yeas—22

Mr. President	Gorman	Poston	Ware
Barron	Hair	Renick	Wilson
Childers, Don	Henderson	Sayler	Winn
Childers, W. D.	Holloway	Thomas, Pat	Zinkil
Firestone	MacKay	Tobiassen	
Glisson	McClain	Trask	

Nays—8

Castor	Gordon	Lewis	Thomas, Jon
Chamberlin	Graham	Myers	Vogt

Vote after roll call:

Yea—Spicola

SR 1322—A resolution commemorating Mother's Day, May 14, 1978.

On motion by Senator W. D. Childers, SR 1322 was read the second time in full and adopted. The vote was:

Yeas—34

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

Nays—None

Votes after roll call:

Yeas—Spicola, 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 taken up with pending Amendment 3, which was withdrawn.

Senator Dunn moved the following amendments which were adopted:

Amendment 4—On page 2, strike all of lines 14-20 and insert: (1)(a) "Firefighter means any person employed in a constituted fire department or public safety department or public safety agency of any municipality (or special fire control district established by Florida Law prior to 1963), whose duty it is to extinguish fires, to protect life, and to protect property or "firefighter" means any public safety officer responsible for performing both police and fire services who are certified as police officers and/or firefighters.

Amendment 5—On page 5, between lines 23 and 24, insert: a new Section 7 and renumber subsequent sections.

Section 7. Section 175.122, Florida Statutes, 1977, is hereby repealed effective July 1, 1979.

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—32

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

Nays—None

Votes after roll call:

Yea—W. D. Childers, Scott, Spicola

On motion by Senator Firestone, the rules were waived and the Senate immediately reconsidered the vote by which SB 445 as amended passed.

Senator Dunn moved the following amendment which was adopted:

Amendment 6—On page 1 in title, line 19, after the semi-colon “;” insert: repealing s. 175.122, Florida Statutes, which places limitations on the disbursement of moneys from the fund to municipalities;

SB 445 as further amended was read by title, passed and ordered engrossed. The vote on passage was:

Yeas—32

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

Nays—None

Votes after roll call:

Yea—Scott, Jon Thomas, Zinkil

On motion by Senator Firestone, the rules were waived and SB 445 after being engrossed was ordered immediately certified to the House.

SB 151—A bill to be entitled An act relating to comprehensive planning by local governments; renumbering s. 163.3164(9)-(19), Florida Statutes, and adding a new subsection (9) to said section; amending s. 163.3177(4), Florida Statutes; providing that the goal for coordination of local comprehensive plans be to assure that such plans are consistent with the growth potential of the area; 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 MacKay and adopted:

Amendment 1—On page 2, lines 10-11, strike “are consistent with” and insert: do not exceed

Amendment 2—On page 1 in title, line 9, strike “are consistent with” and insert: do not exceed

On motion by Senator MacKay, by two-thirds vote SB 151 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—28

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

Nays—4

Poston	Sayler	Spicola	Ware
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Votes after roll call:

Yea—Jon Thomas, Zinkil

SB 244—A bill to be entitled An act relating to temporary motor vehicle tags; renumbering s. 320.131(4), Florida Statutes, and adding a new subsection (4) to said section; providing for the issuance of temporary tags to owners of certain vehicles; prescribing the cost of such tags and period of effectiveness; providing penalties; providing an effective date.

—was read the second time by title. On motion by Senator Holloway, by two-thirds vote SB 244 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—30

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

Nays—None

Vote after roll call:

Yea—Scott

SB 302 was taken up and on motions by Senator MacKay, by two-thirds vote HB 272 was withdrawn from the Committees on Natural Resources and Conservation; and Appropriations.

On motions by Senator MacKay—

HB 272—A bill to be entitled An act relating to the Suwannee River Authority; amending section 1 of chapter 74-403, Laws of Florida, correcting Madison county authorization for appropriation of funds to the Authority; providing for a 75/25 matching appropriation from the general revenue of the state for the Suwannee River Authority; providing an effective date.

—a companion measure, was substituted for SB 302 and by two-thirds vote read the second time by title. On motion by Senator MacKay, by two-thirds vote HB 272 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

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

Nays—None

Vote after roll call:

Yea—Scott

SB 302 was laid on the table.

SR 861—A Senate resolution expressing support for the position of the National Rifle Association on the subject of gun control legislation.

—was read the second time in full.

Senator Tobiassen moved the following amendments which were adopted:

Amendment 1—On page 1, line 22, strike everything after the resolving clause and insert: That the Senate hereby goes on record opposing the Bureau of Alcohol, Tobacco and Firearms regulations proposed by the United States Department of the Treasury in the March 21, 1978, *Federal Register*, requiring the reporting of all firearms transactions in federally licensed commerce to be centrally maintained by the federal government, and

BE IT FURTHER RESOLVED that since the proposed regulations exceed the powers conferred by Congress on the United States Department of the Treasury, that the Senate of the State of Florida requests that the proposed regulations be withdrawn, and

BE IT FURTHER RESOLVED that the Secretary of the Senate shall transmit a copy of this resolution to the President of the United States, to each member of the Florida delegation to the United States Congress and to the Director of the Bureau of Alcohol, Tobacco and Firearms.

Amendment 2—On page 1 in title, strike everything before the resolving clause and insert: A Senate resolution disapproving proposed regulations of the United States Department of the Treasury requiring centralized registration of firearms and other matters.

WHEREAS, the Bureau of Alcohol, Tobacco and Firearms of the United States Department of the Treasury has proposed regulations which, although called "quantity reporting of firearms disposition", would constitute centralized federal registration of firearms, and

WHEREAS, the United States Congress has specifically rejected federal gun registration and centralized recordkeeping in the 1968 Gun Control Act and on numerous occasions since then, and

WHEREAS, there has been no claim that the Bureau of Alcohol, Tobacco and Firearms has been unable to trace firearms successfully under the present tracing system, and

WHEREAS, the increased paperwork, computerization and cost of manufacture would be overburdensome to the taxpayer and the consumer, and

WHEREAS, the proposed regulations are an attempt to accomplish by regulation what Congress has refused to authorize by legislation, NOW, THEREFORE,

Senator Holloway moved that further consideration of SR 861 be deferred. The motion failed by the following vote:

Yeas—15

Castor	Gordon	Johnston	Vogt
Chamberlin	Graham	Lewis	Williamson
Dunn	Hair	Myers	Wilson
Firestone	Holloway	Scarborough	

Nays—18

Mr. President	Henderson	Scott	Trask
Barron	MacKay	Skinner	Ware
Childers, W. D.	McClain	Thomas, Jon	Zinkil
Gallen	Poston	Thomas, Pat	
Gorman	Renick	Tobiassen	

On motion by Senator Tobiassen, by two-thirds vote SR 861 as amended was read by title, adopted and ordered engrossed. The vote on adoption was:

Yeas—29

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

Nays—4

Gordon	Myers	Castor	Chamberlin
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Votes after roll call:

Yeas—Glisson, Holloway

By the Committee on Agriculture and Senator Vogt—

CS for SB 373—A bill to be entitled An act relating to environmental control; adding subsection (8) to s. 403.021, Florida

Statutes, and amending ss. 403.088(1), 403.141(4), 403.813(2) (g), and 403.817(2), Florida Statutes; establishing responsibility of the Department of Environmental Regulation with respect to control of disease carrying vectors and pests; modifying provisions relative to the application of pesticides to waters in the state; modifying civil liability provisions to exempt certain applications of chemicals from liability for damages; excepting maintenance of certain insect control structures from certain permit requirements; modifying requirements relative to deposit of spoil material; providing protection to landowners with respect to certain mosquito control activities; providing an effective date.

—was read the first time by title and SB 373 was laid on the table.

On motion by Senator Vogt, by two-thirds vote CS for SB 373 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 5, line 13, after the word "Services," insert: pursuant to s. 403.088(1) as amended by this act,

Amendment 2—On page 2, strike all of lines 24 through 31 and insert: safety, as well as environmental factors. Approved programs must provide that only chemicals approved for the particular use by the Federal Environmental Protection Agency or by the Florida Department of Agriculture and Consumer Services may be employed and that they be applied in accordance with registered label instructions, state standards for such application, and the provisions of the Florida Pesticide Act, chapter 487 the department is authorized to permit the

Amendment 3—On page 6, lines 18-19, strike "nor loss of development rights,"

On motion by Senator Vogt, by two-thirds vote CS for SB 373 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	Myers	Trask
Barron	Gorman	Poston	Vogt
Castor	Graham	Renick	Ware
Chamberlin	Hair	Sayler	Williamson
Childers, Don	Henderson	Scarborough	Wilson
Childers, W. D.	Holloway	Scott	Winn
Dunn	Johnston	Skinner	Zinkil
Firestone	Lewis	Thomas, Jon	
Gallen	MacKay	Thomas, Pat	
Glisson	McClain	Tobiassen	

Nays—None

On motion by Senator Vogt, the rules were waived and CS for SB 373 after being engrossed was ordered immediately certified to the House.

Senator Gordon moved that the Senate reconsider the vote by which SB 774 passed on May 4.

The motion was placed on the calendar for consideration May 10.

Senator Dunn moved that the Senate reconsider the vote by which SR 861 was adopted this day.

The motion was placed on the calendar for consideration May 10.

SB 378—A bill to be entitled An act relating to the district school system; amending s. 230.2311(1), Florida Statutes, relating to early childhood and basic skills development programs; requiring basic skills to be developed through certain basic programs; adding s. 236.013(6), Florida Statutes; defining

the term "basic programs" as it relates to the Florida Education Finance Program; providing an effective date.

—was read the second time by title.

Senator Don Childers moved the following amendments which were adopted:

Amendment 1—On page 2, lines 7-14, strike all of Section 2.

Amendment 2—On page 1 in title, strike all of lines 7-9 and "program" on line 10.

On motion by Senator Firestone, by two-thirds vote SB 378 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36

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

Nays—None

Explanation of Vote on SB 378

The purpose and intent of SB 378 is to provide an equal opportunity for all Florida students to receive a comprehensive general education by clearly stating to local school districts that state education dollars should be used in all areas of curriculum to include language arts, music, physical education, visual and performing arts, and social studies. I believe that a balanced education will aid in the development of the other basic skills.

George Firestone, 36th District
Betty Castor, 23rd District
Warren Henderson, 25th District

SB 1003—A bill to be entitled An act relating to purchases made by the Joint Legislative Management Committee; amending s. 11.147(4)(a), Florida Statutes; requiring competitive bids on purchases in excess of \$2,500; providing an effective date.

—was read the second time by title. On motion by Senator Tobiassen, by two-thirds vote SB 1003 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

By the Committee on Agriculture—

CS for SB 395—A bill to be entitled An act relating to the Florida Avocado, Mango, and Lime Sales Law; amending s. 570.55, Florida Statutes; providing that such law may be enforced by a highway patrol officer; defining "transporter"; defining person; requiring each transporter to have in his possession a trip ticket and specifying the information to be included on such ticket; authorizing the Department of Agriculture and Consumer Services to prepare and distribute trip tickets; specifying trip ticket form and method of handling;

authorizing confiscation of the cargo of transporters who violate such requirement; providing penalties; providing an effective date.

—was read the first time by title and SB 395 was laid on the table.

On motions by Senator Trask, by two-thirds vote CS for SB 395 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

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

Nays—None

Vote after roll call:

Yea—McClain

SB 403—A bill to be entitled An act relating to the Department of Natural Resources; adding s. 370.01(18), Florida Statutes; defining "saltwater products"; amending s. 370.06(2)-(5), Florida Statutes; requiring certain persons to pay an annual license tax before engaging in the taking of saltwater products from Florida waters; providing for the issuance of such licenses by the Department of Natural Resources; providing for the deposit of proceeds from the sale of such licenses; providing the term of the license year for saltwater products dealers; providing for the inspection by certain officers of all licenses issued under the fish and game laws; providing for the collection by the Department of Natural Resources of certain license taxes and fees; providing an effective date.

—was read the second time by title. On motion by Senator Vogt, by two-thirds vote SB 403 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—None

Vote after roll call:

Yea—MacKay

SB 417—A bill to be entitled An act relating to the Uniform Commercial Code; reenacting s. 671.201(37) and amending s. 679.312(3) and (4), Florida Statutes, providing for priorities among conflicting security interests in the same collateral; providing an effective date.

—was read the second time by title. On motion by Senator Hair, by two-thirds vote SB 417 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

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

Myers	Scarborough	Tobiassen	Williamson	Hair	McClain	Scott	Vogt
Poston	Skinner	Trask	Wilson	Henderson	Myers	Skinner	Ware
Renick	Thomas, Jon	Vogt	Winn	Holloway	Poston	Thomas, Jon	Wilson
Saylor	Thomas, Pat	Ware	Zinkil	Johnston	Renick	Thomas, Pat	Winn
				Lewis	Saylor	Tobiassen	Zinkil
				MacKay	Scarborough	Trask	

Nays—None

Nays—1

Williamson

SB 430—A bill to be entitled An act relating to trusts; creating s. 737.308, Florida Statutes; providing that a trustee shall distribute trust income no less frequently than annually unless otherwise directed or permitted by the trust instrument; providing an effective date.

—was read the second time by title.

Senator Ware moved the following amendments which were adopted:

Amendment 1—On page 1, lines 23 and 24, strike Section 2 and insert new Sections 2 and 3:

Section 2. Section 737.309, Florida Statutes, is created to read:

737.309 Trustee's duty to ascertain estate marketable title.—A trustee holding title received from a settlor or estate shall not be required to obtain title insurance or counsel's opinion of marketable title until such may be required upon a subsequent sale or conveyance of the real estate.

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

Amendment 2—On page 1 in title, line 6, insert after “;”: creating s. 737.309, Florida Statutes; providing that a trustee is not required to obtain title insurance or proof of marketable title prior to the sale of trust real estate.

On motion by Senator Johnston, by two-thirds vote SB 430 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	Myers	Trask
Barron	Gorman	Poston	Vogt
Castor	Graham	Renick	Ware
Chamberlin	Hair	Saylor	Williamson
Childers, Don	Henderson	Scarborough	Wilson
Childers, W. D.	Holloway	Scott	Winn
Dunn	Johnston	Skinner	Zinkil
Firestone	Lewis	Thomas, Jon	
Gallen	MacKay	Thomas, Pat	
Glisson	McClain	Tobiassen	

Nays—None

SB 472—A bill to be entitled An act relating to hit-and-run drivers; amending s. 775.15(6), Florida Statutes, and adding subsection (7) to said section; providing that the period of limitation for prosecution of certain hit-and-run drivers shall not run under certain circumstances; providing an effective date.

—was read the second time by title.

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

Amendment 1—On page 1, strike lines 22-25 and insert: (7) *The period of limitation for a prosecution of an offense committed by a hit-and-run driver shall not begin to run until the defendant*

On motion by Senator Renick, by two-thirds vote SB 472 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	Chamberlin	Firestone	Gordon
Barron	Childers, Don	Gallen	Gorman
Castor	Childers, W. D.	Glisson	Graham

HB 1043—A bill to be entitled An act relating to evidence; repealing chapter 76-237, Laws of Florida, as amended, abolishing the evidence code prior to its taking effect; providing an effective date.

—was read the second time by title.

On motion by Senator W. D. Childers, further consideration of HB 1043 was deferred.

LOCAL CALENDAR

SB 374—A bill to be entitled An act relating to Charlotte County; authorizing the construction, purchase, lease, or establishment and maintenance of electricity or gas plants and declaring such to be a county purpose; authorizing the issuance of bonds; authorizing reconstruction and extension of such plants; authorizing regulation of service provided by county plant; providing for regulation of rates; authorizing the granting of franchises; restricting the impairment of other regulatory powers; providing an effective date.

—was read the second time by title. On motion by Senator Henderson, by two-thirds vote SB 374 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Williamson

SB 471—A bill to be entitled An act relating to Sebastian Inlet District; amending ss. 8, 27, 28, chapter 7976, Laws of Florida, 1919, as amended; providing for reimbursement of commissioners of said district for certain travel and expenses; deleting provisions relating to formation of an auditing committee for said district; providing for the letting of contracts for work and materials in accordance with general law and deleting special bidding and contracting provisions; providing for the continuation of perpetual easements, rights of way, rights of ingress, egress, or access, or other interests dedicated to the benefit of the general public; providing an effective date.

—was read the second time by title. On motion by Senator Vogt, by two-thirds vote SB 471 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—1

Zinkil

Vote after roll call:

Yea—Williamson

SB 568—A bill to be entitled An act relating to the City of Sanford, Seminole County; repealing chapter 76-485, Laws of Florida; abolishing the Policemen's Relief and Pension Fund; providing an effective date.

—was read the second time by title. On motion by Senator Vogt, by two-thirds vote SB 568 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Williamson

SB 595—A bill to be entitled An act relating to the Highlands County Hospital District; amending s. 26, chapter 61-2232, Laws of Florida; reducing to three mills the rate of taxation which may be levied by the board of commissioners of the Highlands County Hospital District; providing an effective date.

—was read the second time by title. On motion by Senator Gallen, by two-thirds vote SB 595 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Williamson

SB 626—A bill to be entitled An act relating to the Canaveral Port District, Brevard County; adding section 24 to Article IV of chapter 28922, Laws of Florida, 1953, to grant to the Canaveral Port Authority comprehensive planning and intergovernmental agreement authority in the fields of transportation and real property use; providing an effective date.

—was read the second time by title. On motion by Senator Vogt, by two-thirds vote SB 626 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Mr. President	Dunn	Graham	MacKay
Barron	Firestone	Hair	McClain
Castor	Gallen	Henderson	Myers
Chamberlin	Glisson	Holloway	Poston
Childers, Don	Gordon	Johnston	Renick
Childers, W. D.	Gorman	Lewis	Scarborough

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

Nays—None

Vote after roll call:

Yea—Williamson

SB 743—A bill to be entitled An act relating to Hillsborough County and to the City of Tampa; providing for interlocal agreements; authorizing the designation of boundaries for special water supply service districts in the unincorporated areas of Hillsborough County by such interlocal agreement; providing for the delivery of a water supply for domestic, municipal, governmental, and industrial purposes; providing for collection and disposal of sewage and other liquid wastes; providing for rates, fees, and charges inside and outside municipal boundaries based on actual cost of service; providing for interconnections between city and county for the delivery of a water supply for domestic, municipal, governmental, and industrial uses; providing for interconnections between city and county for collection and disposal of sewage and other liquid wastes; providing for a rate setting committee to set rates in certain circumstances; providing for resolution of conflict of laws; providing severability; providing an effective date.

—was read the second time by title. On motion by Senator Spicola, by two-thirds vote SB 743 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Williamson

SB 744—A bill to be entitled An act relating to Hillsborough County; creating a city-county planning commission; providing for the appointment and terms of its members; providing for its meetings, jurisdiction, and authority; providing for the appropriation of funds to the commission by the Board of County Commissioners; providing for the appointment of an executive director and the hiring of employees; providing for review and staff approval of subdivision plats, planned developments, and petitions for rezoning submitted by the City of Temple Terrace; providing severability; repealing chapters 59-1363, 61-2262, 61-2264, 63-1407, 65-1670, 70-956, 75-389, 75-402, and 76-382, Laws of Florida, relating to the Hillsborough County Planning Commission; providing an effective date.

—was read the second time by title. On motion by Senator Spicola, by two-thirds vote SB 744 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Williamson

SB 771—A bill to be entitled An act relating to the Beach Community Hospital District, Brevard County; repealing chapter 57-1179, Laws of Florida, which creates such special tax district; providing an effective date.

—was read the second time by title. On motion by Senator Wilson, by two-thirds vote SB 771 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Williamson

SB 772—A bill to be entitled An act relating to Brevard County; declaring a public policy and purpose; providing definitions; creating a local government study commission in Brevard County to study the structures, services, functions, and operations of all governmental units and bodies located within the county, including the county government, municipal governments, public bodies corporate, and all offices, agencies, commissions, boards, authorities, and other subdivisions thereof; providing a term of existence and a manner of appointment of members to the commission and providing a method of filling vacancies; providing for the organization of the commission and manner of selecting its officers; prescribing the powers and duties of the commission; requiring an appropriation by the county; requiring the commission to recommend a plan or plans for any solution of problems disclosed as a result of the study and to submit the same to the Board of County Commissioners of Brevard County, the Brevard League of Municipalities, the Brevard Legislative Delegation; providing for public hearings on the final report of the commission; authorizing the commission to prepare a county charter; providing the manner of adoption of the recommendations of the commission; providing for referenda; providing for the disposition of property after termination of the commission; providing an effective date.

—was read the second time by title. On motion by Senator Wilson, by two-thirds vote SB 772 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Williamson

SB 785—A bill to be entitled An act relating to Brevard County; authorizing the Board of County Commissioners to designate building and zoning inspectors as law enforcement officers for the purpose of issuing citations for violations of county ordinances or regulations or special acts relating to land use regulation; providing for the form and disposition of such citations; providing limitations on the authority of inspectors

designated as law enforcement officers; providing an effective date.

—was read the second time by title. On motion by Senator Vogt, by two-thirds vote SB 785 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Williamson

SB 828—A bill to be entitled An act relating to Hillsborough County and the City of Tampa; authorizing the Board of County Commissioners and the Tampa City Council to create zoning classifications within their respective boundaries for the purposes of regulating and restricting land use, preserving and facilitating certain public services, and lessening highway, fire, and other dangers to the public safety; authorizing such governing bodies to adopt zoning regulations and providing procedures for their adoption; providing for the appointment, powers, and duties of hearing officers; providing procedures for the hearing of applications for a change in zoning classification; providing for appeal of hearing officers, decisions to the respective governing bodies; providing for enforcement; providing a penalty; repealing sections 35-7, 35-19, 35-20, 35-21, 35-28, 35-30, 35-37, 35-38, 35-39, 35-40, 35-42, 35-43, 35-45, 35-54(a), 43-15(A)(6)(j)(3), 43-15(A)(7)(e), 43-15(B)(1), 43-18(A)(7)(a), 43-18(A)(7)(f), 43-19(A)(7)(1), 43-22(A)(4)(i), 43-23(A.1)(1)(a), 43-23(A.1)(1)(c), 43-28(B)(2)(p), 43-29, 43-31(B), 43-77(b)(5), 43-93, 43-93.1(2), 43-95(2)(b), 43-96(2), 43-96.2, City of Tampa Code, relating to zoning and planning; repealing chapter 18930, Laws of Florida, 1937, chapters 24588, 24594, 24595, and ss. 1-5 and 8-13, chapter 24592, Laws of Florida, 1947, chapters 25887, 26251, 26271, Laws of Florida, 1949, chapters 27602, 27608, 27613, Laws of Florida, 1951, chapter 29553 and ss. 1-3 and 5-13 of chapter 29131, Laws of Florida, 1953, and chapters 59-1349, 61-2262, 61-2928, 63-1407, 67-1473, 70-956, 71-940, Laws of Florida, relating to zoning and planning; providing for repeal of this act; providing an effective date.

—was read the second time by title. On motion by Senator Spicola, by two-thirds vote SB 828 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Williamson

SB 948—A bill to be entitled An act relating to Brevard County; providing that service charges for instituting any civil action, suit, or proceeding in the circuit court of Brevard County, imposed by the Board of County Commissioners of Brevard County by ordinance in excess of that fixed by s. 28.241, Florida Statutes, may be expended to provide and maintain, in addition to the facilities specified in s. 28.241, Florida Statutes, facilities, rent, equipment, or personal property for

the use of the office of state attorney, office of the public defender, and clerk of the circuit court; providing that service charges for instituting any civil action, suit, or proceeding in the county court of Brevard County, imposed by the Board of County Commissioners of Brevard County by ordinance in excess of that fixed by s. 34.041, Florida Statutes, may be expended to provide and maintain, in addition to the facilities specified in s. 34.041, Florida Statutes, facilities, rent, equipment, or personal property for the use of the office of state attorney, office of the public defender and clerk of the circuit court; authorizing the Board of County Commissioners of Brevard County to reimburse any funds expended for such facilities for county fiscal year beginning October 1, 1977, and ending September 30, 1978, from such funds imposed by said ordinance; providing an effective date.

—was read the second time by title. On motion by Senator Wilson, by two-thirds vote SB 948 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

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

Nays—1

Zinkil

Vote after roll call:

Yea—Williamson

SB 967—A bill to be entitled An act relating to DeSoto County; authorizing the School Board of DeSoto County to acquire, construct, lease, improve, furnish, and equip school buildings or sites and to refund outstanding certificates of indebtedness; authorizing the board to issue certificates of indebtedness; limiting the aggregate principal, interest rate, and maturity dates of such certificates; providing for the form of such certificates; providing for determination of the place of payment of such certificates; providing for the sale of such certificates; providing that the principal and interest of such certificates is repayable only from certain funds; providing that such certificates are legal investments for certain entities; declaring that the Legislature will not impair the rights of holders of such certificates; providing that such powers of the board are supplemental and additional authority; providing severability; providing an effective date.

—was read the second time by title. On motion by Senator Gallen, by two-thirds vote SB 967 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Williamson

SB 968—A bill to be entitled An act relating to DeSoto County; amending section 8, chapter 65-1450, Laws of Florida; providing that the district hospital board of DeSoto County may incur short term indebtedness on behalf of the district, in

an amount and at an interest rate to be determined by the board; providing an effective date.

—was read the second time by title. On motion by Senator Gallen, by two-thirds vote SB 968 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Williamson

SB 997—A bill to be entitled An act relating to Pasco County; amending sections 2 and 5 of chapter 63-1762, Laws of Florida; establishing the board of county commissioners or, in the board's discretion, a board of trustees as the governing body for West Pasco Hospital; prescribing duties and powers; repealing sections 3, 4, and 6-10 of chapter 63-1762, Laws of Florida, which prescribes membership and duties and powers of a hospital board of trustees; providing an effective date.

—was read the second time by title. On motion by Senator Trask, by two-thirds vote SB 997 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Williamson

SB 998—A bill to be entitled An act relating to Pasco County; amending section 1 of chapter 59-1716, Laws of Florida, removing limitations on location of public dumping grounds; providing an effective date.

—was read the second time by title. On motion by Senator Trask, by two-thirds vote SB 998 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Williamson

SB 999—A bill to be entitled An act amending chapter 65-2075, Laws of Florida, relating to Pasco County; increasing authorization to issue certificates in the amount of seven hundred thousand dollars to an aggregate principal amount of three million dollars; authorizing the issuance of refunding certificates; increasing allowable interest to seven and one-half percent per annum; providing an effective date.

—was read the second time by title. On motion by Senator Trask, by two-thirds vote SB 999 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Williamson

On motion by Senator Sayler, consideration of SB 1001 was deferred.

SB 1002—A bill to be entitled An act relating to the City of Orlando, Orange County; amending section 1, chapter 31086, Laws of Florida, 1955, as amended; prohibiting receipt of both retirement benefits and salary by a retiree if reemployed by the City of Orlando, with certain exceptions; prohibiting a retiree from earning and drawing a second pension; providing severability; providing an effective date.

—was read the second time by title. On motion by Senator Gorman, by two-thirds vote SB 1002 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Williamson

On motion by Senator Sayler, consideration of SB 1047 was deferred.

SB 1148—A bill to be entitled An act relating to Seminole County; creating taxing districts in the unincorporated areas of said county to make improvements on highways and streets upon petition to the board of county commissioners; providing authority to levy special taxes or special assessments for improvements to highways and streets; providing board of county commissioners authority to exercise the granted powers by enactment of ordinance; providing power to borrow and spend money, issue bonds, revenue certificates, and other obligations of indebtedness for such improvements and exercise additional rights and powers granted by law; providing for severability; providing an effective date.

—was read the second time by title. On motion by Senator Vogt, by two-thirds vote SB 1148 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Williamson

On motion by Senator Sayler, consideration of SB 1166 was deferred.

SB 1303—A bill to be entitled An act relating to Santa Rosa County; prohibiting any person, firm, or corporation from using any net in certain designated salt waters of Santa Rosa County or near the entrances to such waters; providing an exception; providing penalties; providing an effective date.

—was read the second time by title. On motion by Senator Tobiassen, by two-thirds vote SB 1303 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Williamson

SB 1304—A bill to be entitled An act relating to Escambia and Santa Rosa Counties; prohibiting the use of certain fishing nets in any of the salt waters of such counties; prohibiting the use of any net within a certain distance of another net in such waters; prohibiting the fishing of more than one net from a single boat in such waters; providing penalties; providing an effective date.

—was read the second time by title. On motion by Senator Tobiassen, by two-thirds vote SB 1304 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Williamson

SB 1305—A bill to be entitled An act relating to Escambia County; prohibiting the use of fishing nets, except hand cast nets, in described waters of Escambia County; prescribing minimum mesh size for fishing nets used in waters where fishing with nets is permitted by law; repealing chapter 6266,

Laws of Florida, 1911, chapter 7009, Laws of Florida, 1915, chapter 21214, Laws of Florida, 1941, chapter 24498, Laws of Florida, 1947, and chapter 30732, Laws of Florida, 1955, relating to the use of fishing nets and to the prohibition of commercial fishing in certain waters of Escambia County; providing a penalty; providing an effective date.

—was read the second time by title. On motion by Senator Tobiassen, by two-thirds vote SB 1305 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

Vote after roll call:

Yea—Williamson

On motion by Senator W. D. Childers, the rules were waived and all former members of the Senate were accorded privileges of the floor at 11:00 a.m.

Special Order, continued

SB 487—A bill to be entitled An act relating to environmental control; amending ss. 403.813(1)(d), (e), (2), Florida Statutes; exempting from certain permitting requirements the installation of navigational aids, replacement or repair of certain bridges, and the installation or repair of subaqueous transmission lines; providing exemption from certain permit requirements for certain activities; adding certain qualifications to the exemptions for installation of boat ramps and maintenance dredging of manmade canals, channels, and intake and discharge structures; authorizing the Secretary of the Department of Environmental Regulation to exempt activities by rule upon finding that such activities have insignificant environmental impact; providing an effective date.

—was read the second time by title.

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

Amendment 1—On page 2, lines 1 and 2, strike “and ski ramps,” and insert: ski ramps, and fish attractors installed by the Florida Game and Fresh Water Fish Commission

Senator Vogt moved the following amendment which was adopted:

Amendment 2—On page 2, line 14, after “its” insert: governmental or

Senator Vogt moved the following amendment:

Amendment 3—On page 5, strike lines 16 through 19 and insert: (m) *The installation of subaqueous transmission and distribution lines laid on or embedded in the bottoms of waters in the state, except in Class 1 and Class 2 waters and aquatic preserves; provided that no dredging or filling is necessary.*

On motion by Senator Vogt, further consideration of SB 487 with pending amendment was deferred.

SB 512—A bill to be entitled An act relating to pest control; amending s. 482.021(3)-(6), (8), (9), (12), (16), (19), and (22), Florida Statutes, and adding new subsections; defining “pesticide or economic poison” and “advanced training or a major in entomology or horticulture”; modifying existing definitions; amending s. 482.032, Florida Statutes, providing for enforcement by the Office of Entomology of the Department of Health and Rehabilitative Services; amending s. 482.061, Florida Statutes, modifying provisions relating to inspectors;

adding subsection (3) to s. 482.071, Florida Statutes, requiring specified insurance coverage of licensees; amending s. 482.091 (4), Florida Statutes, and adding a subsection, modifying certain requirements relating to identification card holders; amending s. 482.111(5), Florida Statutes, providing for performance of duties during the temporary absence of a certified operator; amending s. 482.121(1), Florida Statutes, relating to false use of certificate; amending ss. 482.132 and 482.133, Florida Statutes, combining the sections and modifying prerequisite qualifications for a pest control operator’s examination and certification; amending s. 482.141(3) and (5), Florida Statutes, providing for refund of examination application fees in certain cases; amending s. 482.151(1), Florida Statutes, clarifying provisions; amending s. 482.152, Florida Statutes, relating to certified pest control operators, modifying requirements relative thereto; amending s. 482.161, Florida Statutes, providing that suspension and revocation procedures shall be as provided in the Administrative Procedure Act; amending s. 482.162(1), Florida Statutes, clarifying provisions; repealing s. 482.171, Florida Statutes, which provides procedures for suspension or revocation of license; amending s. 482.191(2) and (3), Florida Statutes, providing additional punishment provision; amending s. 482.211(1), Florida Statutes, clarifying provisions; creating s. 482.225, Florida Statutes, providing grandfathering provisions; amending s. 482.231, Florida Statutes, authorizing certain employees to use fogging machines under supervision; amending ss. 482.241 and 482.242, Florida Statutes, clarifying provisions; providing an effective date.

—was read the second time by title.

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

Amendment 1—On page 5, line 5, strike “of” after the word “Secretary” and insert: for

Senator Zinkil moved the following amendments which were adopted:

Amendment 2—On page 14, between lines 12 and 13, insert: Section 18. Section 482.226, Florida Statutes is created to read:

482.226 Termite or other wood-destroying organism inspection report.—

(1) *When an inspection for wood destroying organisms is made, and the findings reported in writing, a termite or other wood-destroying organism inspection report shall be provided by a licensee or its representative certified to apply pesticide or economic poison for the purpose of controlling such termites or other wood-destroying organisms. The inspection report shall be in accordance with good industry practice and standards on a form prescribed by the department and furnished by the licensee.*

(2) *An inspection report based on an inspection of the visible and accessible areas of the property, and given without the application of pesticide or economic poison to said property, shall reveal the visual presence or absence of termites or other wood-destroying organisms during the inspection. Such report shall not be construed to constitute a guarantee of the absence of said organisms unless the report specifically states in writing the extent of said guarantee and the length of time said guarantee be in effect.*

Renumber subsequent sections.

Amendment 3—On page 2 in title, line 17, after “provisions”; insert: creating s. 482.226, Florida Statutes, Termite or other wood-destroying organism inspection report;

On motion by Senator Zinkil, by two-thirds vote SB 512 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—34

Mr. President	Firestone	Henderson	Myers
Castor	Gallen	Holloway	Poston
Chamberlin	Glisson	Johnston	Renick
Childers, Don	Gorman	Lewis	Sayler
Childers, W. D.	Graham	MacKay	Scarborough
Dunn	Hair	McClain	Scott

Skinner	Tobiassen	Williamson	Winn
Thomas, Jon	Trask	Wilson	Zinkil
Thomas, Pat	Vogt		

Nays—None

On motion by Senator Scarborough, consideration of SB 514 was deferred.

On motion by Senator Pat Thomas, consideration of SCR 791 was deferred.

On motion by Senator Gordon, consideration of SB 520 was deferred.

SM 529 was taken up and on motion by Senator Renick, the rules were waived and by two-thirds vote HM 242 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Renick—

HM 242—A memorial requesting the United States Congress and the Veterans Administration to provide a cemetery for veterans in central Florida.

—a companion measure, was substituted for SM 529, read the second time in full, adopted and certified to the House. The vote was:

Yeas—28

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

Nays—None

Votes after roll call:

Yea—Don Childers, Hair, MacKay

SM 529 was laid on the table.

SB 563—A bill to be entitled An act relating to the feeding of alligators and crocodiles; creating s. 372.667, Florida Statutes; prohibiting persons from intentionally feeding or enticing with feed any wild alligator or crocodile; providing exceptions; providing a penalty; providing an effective date.

—was read the second time by title. On motion by Senator Vogt, by two-thirds vote SB 563 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

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

Nays—None

By the Committee on Education and Senators MacKay, Tobiassen and Graham—

CS for SB 571—A bill to be entitled An act relating to education; creating s. 232.246, Florida Statutes; establishing general requirements for high school graduation; creating s. 232.247, Florida Statutes; establishing special requirements for high school graduation for exceptional students; creating s. 232.248, Florida Statutes; providing for confidentiality of assessment instruments; repealing s. 232.245(3), Florida Statutes, relating

to standards for progression from secondary schools; providing an effective date.

—was read the first time by title and SB 571 was laid on the table.

On motion by Senator Tobiassen consideration of CS for SB 571 was deferred.

By the Committee on Finance, Taxation and Claims and Senator Trask—

CS for SB 590—A bill to be entitled An act relating to ad valorem taxation; amending s. 200.065(1), Florida Statutes, changing the formula by which the certified millage is calculated by the property appraiser; providing an effective date.

—was read the first time by title and SB 590 was laid on the table.

On motions by Senator Trask, by two-thirds vote CS for SB 590 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—28

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

Nays—4

Holloway	Myers	Renick	Williamson
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On motions by Senator Lewis, the rules were waived and by two-thirds vote Senate Bills 786, 787, 864, 955, 803, 411, 591 and 139 were withdrawn from the Committee on Appropriations.

On motion by Senator W. D. Childers, the Senate recessed at 10:58 a.m., awaiting the call of the President.

The Senate was called to order by the President at 11:00 a.m. A quorum present.

Special Ceremony

The following former members of the Senate in attendance for Alumni Day, were welcomed by the President:

Arnold, Lynwood	Kickliter, Paul
Beaufort, C. W. (Bill)	Lane, David C.
Bishop, W. E.	Maines, Hal Y.
Brannen, Bob	Mathews, John E., Jr.
Broxson, John R.	Melvin, Woodrow
Daniel, C. Welborn	McCarty, John M.
Dickinson, Fred O.	Neblett, William R.
Fincher, Dick	Ott, T. Truett
Friday, Elmer O.	Rawls, John S.
Griffin, Ben Hill	Reuter, Cliff S.
Hair, Horry	Rodgers, J. B., Jr.
Haverfield, Robert M.	Savage, Charles A.
Herrell, W. C.	Slade, Tom
Hodges, Randolph	Smathers, Bruce
Horne, Mallory E.	Teague, Sam
Johnson, Beth	Thomas, Dave
Johnson, Dewey	Usher, Etter T.
Johnson, Thomas H.	Williams, Bob
Karl, Frederick B.	Wilson, Harold S.

Also former officer of the Senate and special guests:

LeRoy Adkison, Sergeant at Arms
 Grace Dansby, widow of Senator L. P. (Pete) Gibson
 Josephine Getzen, widow of Senator Samuel W. Getzen
 Esther Horne, widow of Senator Raeburn C. Horne
 Nella Shivers, widow of Senator Olin G. Shivers
 Mary Spottswood, widow of Senator John M. Spottswood

ENROLLING REPORTS

SCR 1323 has been enrolled, signed by the required Constitutional Officers and filed with the Secretary of State on May 4, 1978.

Joe Brown, Secretary

Senate Bills 75 and 147 have been enrolled, signed by the required Constitutional Officers and presented to the Governor on May 4, 1978.

Joe Brown, Secretary

CS for SB 101, CS for SB 719, SB 545 have been enrolled, signed by the required Constitutional Officers and presented to the Governor on May 8, 1978.

Joe Brown, Secretary

CO-INTRODUCERS

Senator Spicola—SB 266; Senator Jon Thomas—SB 880; Senator Hair—SB 191; Senator Zinkil—SB 803

CORRECTION AND APPROVAL OF JOURNAL

The Journals of May 8 and 5 were corrected and approved.

The Journal of May 4 was corrected and approved as follows:

Page 317, column 1, at end of line 7 insert: and on page 1, line 12, after "donations" strike the comma and the language to the first semi-colon

On motion by Senator W. D. Childers, the Senate adjourned at 11:24 a.m. to convene at 8:30 a.m., Wednesday, May 10, 1978 for the purpose of introduction and reference of resolutions, memorials, bills and joint resolutions and thereafter to reconvene at 9:00 a.m.