



Journal of the Senate

Number 13

Wednesday, May 2, 1984

The Senate was called to order by the President at 9:00 a.m. A quorum present—40:

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Prayer by Father Patrick O'Neill, President, Villanova University, Miami:

Many times when we pray we feel that we need to be in our synagogues or churches and to look down and be serious. Today, I would like to suggest that this is our holy place and that we should look up with smiles on our faces; bright and grateful to the Lord for his wonderful gifts to us in this great State of Florida: for sunshine and palm trees, for alligators and love bugs, for citrus and for produce, for people and their laughter and friendship.

Heavenly Father, you give us great friends—dedicated senators and their staffs. Bless each of them with good grace and energies for their work to build your kingdom in our homeland of Florida. Amen.

REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Wednesday, May 2, 1984: SB 354, SB 233, SB 468, CS for SB 243, CS for CS for SB 424, CS for SB 425, CS for SB 595, SB 780, SB 744, SB 795, SB 872, CS for SB 409, SB 907, HB 585, SB 632, CS for CS for SB 60, SB 2, CS for SB 63, SB 108, HB 69

Respectfully submitted,
Dempsey J. Barron, Chairman

The Committee on Rules and Calendar submits the following bills to be placed on the Local Bill Calendar for Wednesday, May 2, 1984: SB 431, SB 432, SB 512, SB 737, SB 755, SB 776, SB 1082, SB 1083, SB 1085, SB 1086, SB 1087, SB 1089, SB 1090, SB 1094, SB 1097, SB 1098, SB 1099, SB 1100, SB 1103, HB 413, HB 450, HB 458, HB 494, HB 502, HB 512, HB 513, HB 516, HB 551, HB 594, HB 595, HB 662, HB 678, HB 679, HB 680, HB 736, HB 737, HB 738, HB 919, HB 942, HB 986, HB 990, HB 992, HB 993, HB 1021, HB 1022, HB 1023, HB 1024, HB 1025, HB 1031

Respectfully submitted,
Dempsey J. Barron, Chairman

The Committee on Corrections, Probation and Parole recommends the following pass: SB 844, HB 456

The Committee on Judiciary-Criminal recommends the following pass: CS for HB 186

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

The Committee on Judiciary-Criminal recommends the following pass: SB 634 with 1 amendment

The bill was referred to the Committee on Economic, Community and Consumer Affairs under the original reference.

The Committee on Corrections, Probation and Parole recommends the following pass: SB 957 with 1 amendment

The bill was referred to the Committee on Finance, Taxation and Claims under the original reference.

The Committee on Corrections, Probation and Parole recommends the following pass: HB 220 with 2 amendments

The bill was referred to the Committee on Rules and Calendar under the original reference.

The Committee on Corrections, Probation and Parole recommends the following pass: HB 923

The Committee on Judiciary-Criminal recommends the following pass: CS for SB 228 with 1 amendment, SB 724 with 1 amendment

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

The Committee on Finance, Taxation and Claims recommends a committee substitute for the following: SB 1025

The bill with committee substitute attached was referred to the Committee on Appropriations under the original reference.

The Committee on Finance, Taxation and Claims recommends committee substitutes for the following: SB 191, SB 911, SB 1001, SB 1023

The bills with committee substitutes attached were placed on the calendar.

The Honorable Curtis Peterson
President of the Senate

April 4, 1984

RE: Suspension of:
Jimmy Dean Hardcastle
Sheriff
Sarasota County, Florida

Dear Mr. President:

This report concerns proceedings by the Committee on Executive Business on the Executive Order of Suspension, Number 83-186, whereby the Honorable Jimmy Dean Hardcastle, Sheriff of Sarasota County, Florida, was suspended from office on November 17, 1983.

It has been brought to the attention of the Committee on Executive Business that Executive Order of Reinstatement, Number 84-39, dated February 20, 1984, has been entered by His Excellency D. Robert Graham, thereby revoking the Executive Order of Suspension and reinstating the Honorable Jimmy Dean Hardcastle to the aforesaid county office, effective February 20, 1984.

In view of the foregoing, the Committee on Executive Business advises that no further action by the Senate is authorized or required by the Florida Constitution. The committee recommends, therefore, that the Senate take no further action on the above-referenced matter and that this suspension case be closed.

Respectfully submitted,

John A. Hill, Chairman
Frank B. Mann, Vice Chairman
Edgar M. Dunn, Jr.

Pat Frank
Patrick K. Neal

The Honorable Curtis Peterson
President of the Senate

April 4, 1984

Executive Business

The Honorable Curtis Peterson
President, The Florida Senate

April 26, 1984

RE: Suspension of:

William L. Potter
Member of the School Board
Liberty County, Florida

Dear Mr. President:

This report concerns proceedings by the Committee on Executive Business on the Executive Order of Suspension, Number 79-82, whereby the Honorable William L. Potter, Member of the Liberty County School Board, was suspended from office on September 27, 1979.

It has been brought to the attention of the Committee on Executive Business that an Executive Order of Reinstatement, Number 81-132, dated November 9, 1981, was entered by His Excellency D. Robert Graham, thereby revoking the Executive Order of Suspension and reinstating the Honorable William L. Potter to the aforesaid county office, effective November 9, 1981.

In view of the foregoing, the Committee on Executive Business advises that no further action by the Senate is authorized or required by the Florida Constitution. The committee recommends, therefore, that the Senate take no further action on the above-referenced matter and that this suspension case be closed.

Respectfully submitted,

John A. Hill, Chairman
Frank B. Mann, Vice Chairman
Edgar M. Dunn, Jr.

Pat Frank
Patrick K. Neal

The Honorable Curtis Peterson
President of the Senate

April 4, 1984

RE: Suspension of:

Michael E. Roeder
County Commissioner
Lee County, Florida

Dear Mr. President:

This report concerns proceedings by the Committee on Executive Business on the Executive Order of Suspension, Number 83-8, whereby the Honorable Michael E. Roeder, County Commissioner of Lee County, Florida, was suspended from office on January 17, 1983.

It has been brought to the attention of the Committee on Executive Business that Mr. Roeder resigned from the office of County Commissioner on April 4, 1983, then filed an amended resignation on July 22, 1983, effective retroactive to January 17, 1983, the date of his suspension from office as County Commissioner.

In view of the foregoing, the Committee on Executive Business advises that no further action by the Senate is authorized or required by the Florida Constitution. The committee recommends, therefore, that the Senate take no further action on the above-referenced matter and that this suspension case be closed.

Respectfully submitted,

John A. Hill, Chairman
Frank B. Mann, Vice Chairman
Edgar M. Dunn, Jr.

Pat Frank
Patrick K. Neal

On motion by Senator Hill, the reports of the Committee were adopted and the Senate took no further action on the Executive Orders of Suspension of Jimmy Dean Hardcastle, Sheriff, Sarasota County, Florida; William L. Potter, Member of the School Board, Liberty County, Florida; and Michael E. Roeder, County Commissioner, Lee County, Florida.

Report of Committee on Executive Business Recommending Appointments for Confirmation

Dear Mr. President:

The following executive appointments were referred to the Senate Committee on Executive Business for action pursuant to Rule 12.7(a) of the Rules of the Florida Senate:

<i>Office and Appointment</i>		<i>For Term Ending</i>
1.	Board of Accountancy, Members Appointees: Deegan, Carol P. Dooner, Louis W. Edenfield, Jr., Fred H. Markham, Sr., Ray W. Stroupe, Margaret F.	12/26/87 12/26/87 9/29/87 9/29/87 12/26/85
2.	Board of Architecture, Member Appointee: Burke, Jr., Robert H.	12/17/87
3.	Secretary of Business Regulation Appointee: Rutledge, Gary R.	Pleasure of Governor
4.	Board of Chiropractic, Member Appointee: Clark, Byron E.	8/1/87
5.	Board of Trustees, Broward Community College, Member Appointee: Payne, John H.	5/31/87
6.	Board of Trustees, Central Florida Community College, Member Appointee: Cannon, Jr., L. K.	5/31/85
7.	Board of Trustees, Daytona Beach Community College, Members Appointees: Beighle, J. Wayne Brown, Sarah E. Booth Lichtigman, Charles S.	5/31/86 5/31/87 5/31/87
8.	Board of Trustees, Edison Community College, Member Appointee: Peeples, Edna Jane	5/31/86
9.	Board of Trustees, Florida Junior College at Jacksonville, Members Appointees: Carver, Diane B. Mosby, Jr., Leonard L.	5/31/87 5/31/87
10.	Board of Trustees, Lake-Sumter Community College, Member Appointee: Jackson, Ray	5/31/87
11.	Board of Trustees, Pasco-Hernando Community College, Members Appointees: Coffie, Lorenzo E. Linville, Lois R.	5/31/87 5/31/87
12.	Board of Trustees, Pensacola Junior College, Member Appointee: Green, Laurie	5/31/87
13.	Board of Trustees, Polk Community College, Members Appointees: DuCharme, Lucille F. Dunson, Jr., Leslie W.	5/31/87 5/31/87
14.	Board of Trustees, St. Petersburg Junior College, Member Appointee: McElroy, J. Patrick	5/31/86
15.	Education Practices Commission, Member Appointee: Juarez, Helen D.	9/30/86
16.	Florida Elections Commission, Member Appointee: Neidig, Florence H.	12/10/87
17.	Electrical Contractors' Licensing Board, Member Appointee: Isaac, Jr., Ernest	12/17/87

<i>Office and Appointment</i>	<i>For Term Ending</i>	<i>Office and Appointment</i>	<i>For Term Ending</i>
18. Board of Professional Engineers, Members Appointees: Bradley, William B. Day, Robert W. Lobnitz, Edward A.	12/20/87 12/20/87 12/20/87	38. West Florida Regional Planning Council, Region One, Members Appointees: Bobo, Lee C. Bowers, Thomas J. Campbell, James C. Carlan, Charles H. Cramer, Robert D. Jernigan, George E.	10/1/86 10/1/86 10/1/85 10/1/86 10/1/86 10/1/86
19. Florida State Fair Authority, Members Appointees: Cole, Marion D. Duda, Elizabeth Ann	6/30/85 6/30/87	39. North Central Florida Regional Planning Council, Region Three, Members Appointees: Edwards, Herbert R. McGalliard, Rodney D. Montgomery, James H. Nobles, Jr., Garth R.	10/1/86 10/1/86 10/1/86 10/1/86
20. Game and Fresh Water Fish Commission, Member Appointee: Humphrey, Mrs. Gilbert W.	1/5/89	40. Northeast Florida Regional Planning Council, Region Four, Members Appointees: Lavender, Carolyn R. Markel, Carl "Bud" Owen, Jr., Idwal H.	10/1/86 10/1/86 10/1/86
21. Harbor Master for the Port of Boca Grande, Lee County Appointee: Johnson, W. Carey	11/21/85	41. Central Florida Regional Planning Council, Region Seven, Member Appointee: Johnson, Roger H.	10/1/86
22. Florida Commission on Human Relations, Member Appointee: Lyons, Henry J.	9/30/83 9/30/87	42. Tampa Bay Regional Planning Council, Region Eight, Member Appointee: Byrne, Alexander S.	10/1/86
23. Investment Advisory Council, Members Appointees: Gill, Daniel K. Gilliland, John A. Handy, F. Philip McAliley, Thomas W. Miller, Park Randall	12/12/84 12/12/86 12/12/84 12/12/85 12/12/86	43. Southwest Florida Regional Planning Council, Region Nine, Members Appointees: Adley, Harry C. Cambridge, Alma Livingston Erwin, Kevin L.	10/1/86 10/1/86 10/1/86
24. Board of Professional Land Surveyors, Member Appointee: Kent, Lewis Hall	12/6/87	44. Treasure Coast Regional Planning Council, Region Ten, Member Appointee: Malefatto, Alfred J.	10/1/86
25. Marine Fisheries Commission, Member Appointee: Anthony, David S.	8/1/87	45. South Florida Regional Planning Council, Region Eleven, Members Appointees: Callahan, Frank J. Gomez, Jose L. McTigue, R. Emmett	10/1/86 10/1/85 10/1/86
26. Board of Massage, Members Appointees: Canfield, Charles E. Genwright, Sr., James S.	1/1/88 1/1/88	46. State Retirement Commission, Member Appointee: Mullis, Claude L.	12/31/87
27. Board of Nursing Home Administrators, Members Appointees: Conti, Mary Alice Padgett, Rubin E.	12/13/87 12/13/87	47. St. Johns River Water Management District, Members Appointees: Capehart, Lynne C. Minton, John L. Owen, Jr., Idwal H. Pignone, Frances S. Swann, Jim	7/1/87 7/1/87 7/1/87 7/1/87 7/1/83 7/1/87
28. Board of Optometry, Members Appointees: Dance, Donnie D. Liane, Peter D.	12/28/87 12/28/87	48. Governing Board of the South Florida Water Management District, Members Appointees: Abrams, Kathleen Shea Flanigan, John F. Hole, Stanley W. Powers, Timer E. Price, Rayburn K. Sadowski, William E.	7/1/87 7/1/87 7/1/87 7/1/86 7/1/87 7/1/87
29. Board of Osteopathic Medical Examiners, Member Appointee: Larmoyeux, Sr., Louis J.	1/29/88	49. Governing Board of the Southwest Florida Water Management District, Member Appointee: Straughn, Jack	7/1/84
30. Florida Pari-mutuel Commission, Chairman Appointee: Abramson, Stephen	6/30/87	50. Withlacoochee River Basin Board of the Southwest Florida Water Management District, Member Appointee: Craig, Herbert Charles	6/30/84
31. Florida Pari-mutuel Commission, Members Appointees: van Wert, Leon G. Vessels, Billy	6/30/87 6/30/86	51. Workers' Compensation Panel, Members Appointees: Byrne, James B. Sicking, Richard A.	Pleasure of Governor Pleasure of Governor
32. Postsecondary Education Planning Commission, Member Appointee: Mautz, Robert B.	2/4/88		
33. Historic Broward County Preservation Board of Trustees, Members Appointees: Kester, Stewart R. McTigue, M. Diana	11/1/87 11/1/87		
34. Historic Key West Preservation Board of Trustees, Members Appointees: Alea, David Brown, Mary Reynolds Eyster, Irving R. Mercer, John M.	11/21/87 10/31/86 10/17/87 10/31/86		
35. Historic Pensacola Preservation Board of Trustees, Member Appointee: Bowden, Jesse Earle	9/13/87		
36. Historic Tampa/Hillsborough County Preservation Board of Trustees, Member Appointee: Berry, Anita R.	11/1/87		
37. Board of Directors of Prison Rehabilitative Industries and Diversified Enterprises, Inc., Members Appointees: Godwin, J. B. Groomes, Freddie L.	9/30/84 9/30/87		

As required by Rule 12.7(a), the committee caused to be conducted an inquiry into the qualifications, experience, and general suitability of the above-named appointees for appointment to the offices indicated. In aid of such inquiry the committee held a public hearing at which members of the public were invited to attend and offer evidence concerning the qualifications, experience, and general suitability of each appointee.

After due consideration of the findings of such inquiry and the evidence adduced at the public hearings, the committee, by a separate vote as to each appointee, respectfully advises and recommends:

- (1) That the executive appointments of the above-named appointees, to the office and for the term indicated, be *confirmed* by the Senate.
- (2) That Senate action on said appointments be taken prior to the adjournment of the 1984 Regular Session.
- (3) That there is no necessity known to the committee for the deliberations on said appointments to be held in executive session.

Respectfully submitted,

John A Hill, Chairman
Frank B. Mann, Vice Chairman
Edgar M. Dunn, Jr.

Pat Frank
Patrick K. Neal

On motion by Senator Hill, the report was adopted and the Senate confirmed the appointments identified in the foregoing report of the committee to the offices and for the terms indicated, in accordance with the recommendations of the committee.

REQUESTS FOR EXTENSION OF TIME

May 2, 1984

The Committee on Education requests an extension of 15 days for consideration of the following: Senate Bills 1002, 1003, 1012, 1021, 1031

The Committee on Finance, Taxation and Claims requests an extension of 15 days for consideration of the following: Senate Bills 336, 376, 1006, 1007, 1010, 1026, 1028, 1044, 1046

The Committee on Health and Rehabilitative Services requests an extension of 15 days for consideration of the following: Senate Bills 693, 738, 740, 1011; House Bill 231

The Committee on Judiciary-Criminal requests an extension of 15 days for consideration of the following: Senate Bills 683, 688, 720, 1005, 1009, 1018, 1049; House Bill 36

The Committee on Natural Resources and Conservation requests an extension of 15 days for consideration of the following: Senate Bills 673, 706, 747, 1020, 1036, 1039

The Committee on Rules and Calendar requests an extension of 15 days for consideration of the following: Senate Bills 436, 610, 739

MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Neal, the rules were waived and the Committee on Natural Resources and Conservation was granted permission to meet May 3 from 5:00 until 6:30 p.m.

On motion by Senator Johnston, the rules were waived and by two-thirds vote SB 686 was withdrawn from the Committee on Appropriations.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable Curtis Peterson, President

I am directed to inform the Senate that the House of Representatives has adopted SCR 1034.

Allen Morris, Clerk

The Honorable Curtis Peterson, President

I am directed to inform the Senate that the House of Representatives has receded from House Amendments 1, 2, 3 and 4 and passed SB 164.

Allen Morris, Clerk

The bills contained in the foregoing messages were ordered enrolled.

MATTERS ON RECONSIDERATION

The motion by Senator Scott to reconsider the vote by which SB 561 passed on April 25 was not taken up and was therefore considered abandoned. The bill was certified to the House.

The motion by Senator Langley on May 1 that the Senate reconsider the vote by which—

SB 723—A bill to be entitled An act relating to administrative procedures; amending s. 120.53, F.S., deleting the requirement that agency rules include a list of forms; amending s. 120.54, F.S., requiring that the request for administrative determination of invalidity sufficiently explain facts or grounds for invalidity; clarifying language authorizing fact-finding hearings in certain cases; requiring the publication of the full text of emergency rules; defining "public hearing" for certain purposes; providing for the tolling of certain time limits under specified conditions; amending s. 120.55, F.S., setting out requirements relating to the incorporation of forms into rules; amending s. 120.57, F.S., authorizing the award of costs and attorney's fees to any prevailing party in appeals of formal administrative hearings; amending s. 120.59, F.S., requiring final orders resulting from recommended orders to be filed with the Division of Administrative Hearings of the Department of Administration within 15 days after filing with agency clerk; requiring all notices of orders or intent to issue orders to contain information relating to available appeals or hearings; amending s. 120.60, F.S., requiring that all parties be given certified, written notice by mail or hand delivery of action or intended action on license applications and specifying the content of such notices; amending s. 455.213, F.S., requiring the supplementation of certain license applications submitted to administrative agencies; amending ss. 455.225 and 490.009, F.S., correcting cross-references; providing an effective date.

—as amended passed April 25 was taken up and adopted; and the Senate reconsidered.

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

Amendment 3—On pages 8-13, strike Section 4 and insert:

Section 4. Section 120.57, Florida Statutes, is amended to read:

120.57 Decisions which affect substantial interests.—The provisions of this section apply in all proceedings in which the substantial interests of a party are determined by an agency, *unless such proceedings are exempt pursuant to subsection (5)*. Unless waived by all parties, subsection (1) applies whenever the proceeding involves a disputed issue of material fact. Unless otherwise agreed, subsection (2) applies in all other cases.

(1) FORMAL PROCEEDINGS.—

(a) A hearing officer assigned by the division shall conduct all hearings under this subsection, except for:

1. Hearings before agency heads or a member thereof other than an agency head or a member of an agency head within the Department of Professional Regulation;

2. Hearings before the Unemployment Appeals Commission in unemployment compensation appeals, unemployment compensation appeals referees, and special deputies pursuant to s. 443.141;

3. Hearings regarding drivers' licensing pursuant to chapter 322;

4. Hearings conducted within the Department of Health and Rehabilitative Services in the execution of those social and economic programs administered by the former Division of Family Services of said department prior to the reorganization effected by chapter 75-48, Laws of Florida;

5. Hearings in which the division is a party, in which case an attorney assigned by the Administration Commission shall be the hearing officer;

6. Hearings which involve student disciplinary suspensions or expulsions and which are conducted by educational units;

7. Hearings of the Public Employees Relations Commission in which a determination is made of the appropriateness of the bargaining unit, as provided in s. 447.307; and

8. Hearings held by the Department of Agriculture and Consumer Services pursuant to chapter 601.

(b) In any case to which this subsection is applicable, the following procedures apply:

1. A request for a hearing shall be granted or denied within 15 days of receipt.

2. All parties shall be afforded an opportunity for a hearing after reasonable notice of not less than 14 days; however, the 14-day notice requirement may be waived with the consent of all parties. In a preliminary hearing for the revocation of parole, no less than 7 days' notice shall be given. In a hearing involving a student disciplinary suspension or expulsion conducted by an educational unit, the 14-day notice requirement may be waived by the agency head or the hearing officer without the consent of the parties. The notice shall include:

- a. A statement of the time, place, and nature of the hearing.
- b. A statement of the legal authority and jurisdiction under which the hearing is to be held.
- c. A reference to the particular sections of the statutes and rules involved.

d. Except for any hearing before an unemployment compensation appeals referee, a short and plain statement of the matters asserted by the agency and by all parties of record at the time notice is given. If the agency or any party is unable to state the matters in sufficient detail at the time initial notice is given, the notice may be limited to a statement of the issues involved, and thereafter, upon timely written application, a more definite and detailed statement shall be furnished not less than 3 days prior to the date set for the hearing.

3. Except for any proceeding conducted as prescribed in s. 120.54(4) or s. 120.56, a petition or request for a hearing under this section shall be filed with the agency. If the agency elects to request a hearing officer from the division, it shall notify the division within 10 days of receipt of the petition or request, requesting the assignment of a hearing officer and, with the concurrence of the division, set the time, date, and place of the hearing. On the request of any agency, the division shall assign a hearing officer with due regard to the expertise required for the particular matter. Any party may request the disqualification of any hearing officer by filing an affidavit with the division prior to the taking of evidence at a hearing, stating the grounds with particularity.

4. All parties shall have an opportunity to respond, to present evidence and argument on all issues involved, to conduct cross-examination and submit rebuttal evidence, to submit proposed findings of facts and orders, to file exceptions to any order or hearing officer's recommended order, and to be represented by counsel. When appropriate, the general public may be given an opportunity to present oral or written communications. If the agency proposes to consider such material, then all parties shall be given an opportunity to cross-examine or challenge or rebut it.

5. The record in a case governed by this subsection shall consist only of:

- a. All notices, pleadings, motions, and intermediate rulings;
- b. Evidence received or considered;
- c. A statement of matters officially recognized;
- d. Questions and proffers of proof and objections and rulings thereon;
- e. Proposed findings and exceptions;
- f. Any decision, opinion, proposed or recommended order, or report by the officer presiding at the hearing;

g. All staff memoranda or data submitted to the hearing officer during the hearing or prior to its disposition, after notice of the submission to all parties, except communications by advisory staff as permitted under s. 120.66(1), if such communications are public records;

h. All matters placed on the record after an ex parte communication pursuant to s. 120.66(2); and

i. The official transcript.

6. The agency shall accurately and completely preserve all testimony in the proceeding, and, on the request of any party, it shall make a full or partial transcript available at no more than actual cost. In any proceeding before a hearing officer initiated by a consumptive use permit applicant

pursuant to subparagraph 13., the applicant shall bear the cost of accurately and completely preserving all testimony and providing full or partial transcripts to the water management district. At the request of any other party, full or partial transcripts shall be provided at no more than cost.

7. Findings of fact shall be based exclusively on the evidence of record and on matters officially recognized.

8. Except as provided in subparagraph 12., the hearing officer shall complete and submit to the agency and all parties a recommended order consisting of his findings of fact, conclusions of law, interpretation of administrative rules, and recommended penalty, if applicable, and any other information required by law or agency rule to be contained in the final order. The agency shall allow each party at least 10 days in which to submit written exceptions to the recommended order.

9. The agency may adopt the recommended order as the final order of the agency. The agency in its final order may reject or modify the conclusions of law and interpretation of administrative rules in the recommended order, but may not reject or modify the findings of fact unless the agency first determines from a review of the complete record, and states with particularity in the order, that the findings of fact were not based upon competent substantial evidence or that the proceedings on which the findings were based did not comply with essential requirements of law. The agency may accept or reduce the recommended penalty in a recommended order, but may not increase it without a review of the complete record. *When there is an appeal in the event a court reverses the order of an agency, the court in its discretion may award reasonable attorney's fees and costs to the aggrieved prevailing party if the court finds that the appeal was frivolous, meritless, an abuse of the appellate process or that the agency action which precipitated the appeal was a gross abuse of the agency's discretion.*

10. If the hearing officer assigned to a hearing becomes unavailable, the division shall assign another hearing officer who shall use any existing record and receive any additional evidence or argument, if any, which the new hearing officer finds necessary.

11. A hearing officer who is a member of an agency head may participate in the formulation of the final order of the agency, provided he has completed all his duties as hearing officer.

12. In any application for a license or merger pursuant to title XXXVIII which is referred by the agency to the division for hearing pursuant to this section, the hearing officer shall complete and submit to the agency and to all parties a written report consisting of findings of fact and rulings on evidentiary matters. The agency shall allow each party at least 10 days in which to submit written exceptions to the report.

13. In any application for a consumptive use permit pursuant to part II of chapter 373, the water management district on its own motion may, or, at the request of the applicant for the permit, shall refer the matter to the division for the appointment of a hearing officer to conduct a hearing under this section.

(2) **INFORMAL PROCEEDINGS.**—In any case to which subsection (1) does not apply:

(a) The agency shall, in accordance with its rules of procedure:

1. Give reasonable notice to affected persons or parties of the action of the agency, whether proposed or already taken, or of its decision to refuse action, together with a summary of the factual, legal, and policy grounds therefor.

2. Give affected persons or parties or their counsel an opportunity, at a convenient time and place, to present to the agency or hearing officer written or oral evidence in opposition to the action of the agency or of its refusal to act, or a written statement challenging the grounds upon which the agency has chosen to justify its action or inaction.

3. If the objections of the persons or parties are overruled, provide a written explanation within 7 days.

(b) The record shall only consist of:

1. The notice and summary of grounds;

2. Evidence received or considered;

3. All written statements submitted by persons and parties;

4. Any decision overruling objections;
5. All matters placed on the record after an ex parte communication pursuant to s. 120.66(2); and
6. The official transcript.

(3) Unless precluded by law, informal disposition may be made of any proceeding by stipulation, agreed settlement, or consent order.

(4) This section does not apply to agency investigations preliminary to agency action.

(5) *This section does not apply to any proceeding in which the substantial interests of a student are determined by a state university which has adopted its own rules of procedure for such proceeding.*

Senator Castor moved the following amendment which was adopted:

Amendment 4—In title, on page 1, between lines 19 and 20, insert: providing that a state university which has adopted rules of procedure for proceedings in which the substantial interests of students are determined is exempt from the proceedings requirements of the Administrative Procedure Act;

SB 723 as amended was read by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36

Mr. President	Fox	Jennings	Myers
Barron	Frank	Johnston	Neal
Beard	Gersten	Kirkpatrick	Plummer
Carlucci	Grant	Langley	Scott
Castor	Grizzle	Malchon	Stuart
Childers, D.	Hair	Mann	Thomas
Childers, W. D.	Henderson	Margolis	Thurman
Deratany	Hill	McPherson	Vogt
Dunn	Jenne	Meek	Weinstein

Nays—None

Vote after roll call:

Yea—Girardeau, Rehm

On motion by Senator Langley, the rules were waived and SB 723 after being engrossed was ordered immediately certified to the House.

SPECIAL ORDER

SB 354—A bill to be entitled An act relating to agriculture; creating the Florida Aquaculture Policy Act; providing legislative intent; defining aquaculture; providing for duties of the Department of Agriculture and Consumer Services relating to aquaculture, including coordinating the development of a statewide aquaculture plan; creating the Aquaculture Review Council and providing for council membership, duties, rulemaking authority, terms of office, reimbursement, and frequency of meetings; requiring the Commissioner of Agriculture to submit the state aquaculture plan to specified officials; creating the Agriculture Interagency Coordinating Board and prescribing board membership, terms, and duties; providing for legislative review and repeal of the Aquaculture Review Board and the Aquaculture Interagency Coordinating Board; providing an effective date.

—was read the second time by title.

The Committee on Agriculture recommended the following amendments which were moved by Senator Kirkpatrick and adopted:

Amendment 1—On page 4, between lines 27 and 28, insert:

Section 7. The introductory paragraph and subsections (1) and (3) of section 570.23, Florida Statutes, are amended to read:

570.23 State Agricultural Advisory Council; appointment; vacancies; terms; removal.—The State Agricultural Advisory Council in the Department of Agriculture and Consumer Services is hereby created and shall be composed of 31 30 members as follows:

(1) The 31 30 members shall be appointed by the department upon recommendations as provided in subsection (2), from the state at large, one member to represent each of the following areas of agricultural or trade interest affected by the activities of the department:

- (a) Beef cattle.
- (b) Swine.
- (c) Dairy.
- (d) Poultry.
- (e) Apiary.
- (f) Citrus.
- (g) Tropical fruits.
- (h) Vegetable.
- (i) Ornamental horticulture.
- (j) Seed.
- (k) Field crops.
- (l) Forestry.
- (m) Commercial feed.
- (n) Commercial fertilizer.
- (o) Commercial pesticide.
- (p) Agricultural limestone.
- (q) Retail food stores.
- (r) Independent agricultural markets.
- (s) Meat processing and packing establishments.
- (t) Food, other than meat or citrus, processing and canning establishments.
- (u) Petroleum.
- (v) Citizen-at-large.
- (w) Sugar.
- (x) Veterinarians.
- (y) Commercial flower growers.
- (z) Horses.
- (aa) Turfgrass.
- (bb) Grape growers.
- (cc) Foliage plants.
- (dd) Watermelons.
- (ee) Aquaculture.

(3) Each appointment by the department to the council of representatives of the areas of agricultural interest enumerated in paragraphs (1)(a)-(1) and (1)(y)-(ee) (~~dd~~) shall be made from those nominees who are producers or growers actively engaged in the area of agricultural interest which the appointee is chosen to represent and from which he gains a major portion of his income. Each appointment by the department to the council of representatives of the areas of trade interest enumerated in paragraphs (1)(m)-(t) shall be made from those nominees who are actively engaged in the area of trade interest which the appointee is chosen to represent and from which he gains a major portion of his income. The petroleum representative appointment by the department enumerated in paragraph (1)(u) shall be made from those nominees who are distributors of petroleum or petroleum products. The citizen-at-large member of the council enumerated in paragraph (1)(v) shall not be actively engaged in any agricultural pursuit, nor shall any nominations be required for the appointment to the council by the department. The member of the council enumerated in paragraph (1)(w) shall be primarily and actively engaged in the growing and processing of sugarcane into raw sugar and byproducts. The member of the council enumerated in paragraph (1)(x) shall be a licensed veterinarian.

(Renumber subsequent sections.)

Amendment 2—On page 4, line 16, after "Game and Fresh Water Fish Commission," insert: the statewide consortium of universities under the Florida Institute of Oceanography,

Senator Kirkpatrick moved the following amendment which was adopted:

Amendment 3—On pages 1 and 2, lines 30 and 1, strike “, balancing the interest of the recreational, commercial fishing, and aquacultural industries.” and insert: that will provide for the coordination of state aquacultural efforts and the conservation and enhancement of aquatic resources, and will provide mechanisms for increasing aquaculture production which may lead to the creation of new industries, job opportunities, income for aquaculturist, and other benefits to the state.

The Committee on Agriculture recommended the following amendments which were moved by Senator Kirkpatrick and adopted:

Amendment 4—In title, on page 1, line 17, after the semicolon (;) insert: amending the introductory paragraph and subsections (1) and (3) of s. 570.23, Florida Statutes; increasing the membership to the State Agricultural Advisory Council in the Department of Agriculture and Consumer Services;

Amendment 5—In title, on page 1, line 15, strike “Agriculture” and insert: Aquaculture

Senator Kirkpatrick moved the following amendments which were adopted:

Amendment 6—On page 2, strike all of lines 2-27 and insert:

Section 3. Duties of the Department of Agriculture and Consumer Services.—The Department of Agriculture and Consumer Services shall provide the following developmental assistance to aquaculture, which is the cultivation of animal and plant life in a water environment:

- (1) Coordinate the development of a statewide aquaculture plan;
- (2) Develop a memorandum of agreement with the Department of Natural Resources, the Florida Game and Fresh Water Fish Commission, the Florida Sea Grant Program and other groups as provided in the state aquaculture plan;
- (3) Provide coordination with public and private institutional research, extension, and service programs in identifying problems and providing assistance in the development of the state aquaculture plan;
- (4) Provide staff for the Aquaculture Review Council;
- (5) Provide developmental assistance to the various sectors of the aquaculture industry as determined in the state aquaculture plan.

Amendment 7—On page 4, line 6, strike “provide” and insert: In consultation with the Aquaculture Interagency Coordinating Board, provide

On motion by Senator Kirkpatrick, by two-thirds vote SB 354 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	Frank	Johnston	Rehm
Barron	Gersten	Kirkpatrick	Scott
Beard	Girardeau	Langley	Stuart
Carlucci	Gordon	Mann	Thomas
Castor	Grant	Margolis	Thurman
Childers, D.	Hair	McPherson	Vogt
Childers, W. D.	Henderson	Meek	Weinstein
Crawford	Hill	Myers	
Dunn	Jenne	Neal	
Fox	Jennings	Plummer	

Nays—None

SB 233—A bill to be entitled An act relating to the sale of a business opportunity; amending s. 559.805, F.S.; increasing the fee for filing the initial disclosure statement; creating a fee for filing updated material; providing an effective date.

—was read the second time by title. On motion by Senator Weinstein, by two-thirds vote SB 233 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Frank	Johnston	Rehm
Barron	Gersten	Kirkpatrick	Scott
Beard	Girardeau	Malchon	Stuart
Carlucci	Gordon	Mann	Thomas
Castor	Grant	Margolis	Thurman
Childers, D.	Grizzle	McPherson	Vogt
Childers, W. D.	Hair	Meek	Weinstein
Deratany	Henderson	Myers	
Dunn	Jenne	Neal	
Fox	Jennings	Plummer	

Nays—None

Vote after roll call:

Yea—Hill, Langley

SB 468—A bill to be entitled An act relating to workers’ compensation deputy commissioners; amending s. 440.45, F.S.; requiring Senate confirmation for appointment of deputy commissioners; providing an effective date.

—was read the second time by title. On motion by Senator Jennings, by two-thirds vote SB 468 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

On motion by Senator Scott, the rules were waived and by two-thirds vote CS for HB 319 was withdrawn from the Committee on Commerce.

On motion by Senator Scott—

CS for HB 319—A bill to be entitled An act relating to insurance; amending s. 627.727, F.S., providing that uninsured motorist coverage is over and above any motor vehicle liability coverage; prohibiting setoffs; limiting applicability to policies insuring specific vehicles; requiring coverage to be provided in renewal or replacement policies with different bodily injury liability limits; requiring rejections to be on forms approved by the Insurance Commission with certain disclosures; changing the maximum limits of coverage that must be offered; deleting the requirement that an insurer make available excess underinsured motor vehicle coverage; providing an effective date.

—a companion measure, was substituted for CS for SB 243 and read the second time by title. On motion by Senator Scott, by two-thirds vote CS for HB 319 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Mr. President	Frank	Kirkpatrick	Rehm
Barron	Gersten	Langley	Scott
Beard	Girardeau	Malchon	Stuart
Carlucci	Grant	Mann	Thomas
Castor	Grizzle	Margolis	Thurman
Childers, D.	Hair	McPherson	Vogt
Childers, W. D.	Henderson	Meek	Weinstein
Deratany	Hill	Myers	
Dunn	Jennings	Neal	
Fox	Johnston	Plummer	

Nays—None

CS for SB 243 was laid on the table.

CS for CS for SB 424—A bill to be entitled An act relating to the Florida RICO Act; amending s. 895.05, F.S.; authorizing ex parte proceeding to file RICO lien notice against real property in certain circumstances; providing for discharge of the lien; amending s. 895.06, F.S.; authorizing the investigative agency to apply ex parte for a court order directing that the person or entity subpoenaed not disclose the existence of the subpoena to any other person or entity for 90 days; authorizing an extension of time for good cause shown by the investigative agency; providing for contempt of court for violation of the court order; providing an effective date.

—was read the second time by title. On motion by Senator Jenne, by two-thirds vote CS for CS for SB 424 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Table with 4 columns: Mr. President, Fox, Jenne, Neal; Barron, Frank, Jennings, Plummer; Beard, Gersten, Johnston, Rehm; Carlucci, Girardeau, Kirkpatrick, Scott; Castor, Gordon, Langley, Stuart; Childers, D., Grant, Malchon, Thomas; Childers, W. D., Grizzle, Mann, Thurman; Crawford, Hair, McPherson, Vogt; Deratany, Henderson, Meek, Weinstein; Dunn, Hill, Myers.

Nays—None

Senator Thomas presiding

CS for SB 425—A bill to be entitled An act relating to business organizations; amending s. 607.004, F.S., providing definitions; creating s. 607.325, F.S.; requiring each domestic corporation, foreign corporation, and alien business organization to maintain a registered office and agent; providing for subpoena of specified records and testimony by the Department of Legal Affairs; limiting applicability of evidentiary and other privileges; providing for enforcement of subpoena; providing civil penalties; providing confidentiality; providing exceptions; providing penalties; limiting liability; limiting the effect of the act; amending s. 607.034, F.S., requiring certain registered agents to file a statement with the Department of State; requiring the department to prepare certain forms; validating certain instruments by or in favor of alien corporations; providing for the effect of the act on certain actions; providing severability; repealing s. 692.05, F.S., relating to registration and reporting requirements imposed upon alien corporations owning real property in the state; providing an effective date.

—was read the second time by title.

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

Amendment 1—On page 14, line 11, after "act," insert: and which would otherwise be valid,

Amendment 2—On page 14, lines 18 and 19, strike "in any civil action prior to July 1, 1986," and insert: prior to July 1, 1984, in any civil action

On motion by Senator Jenne, by two-thirds vote CS for SB 425 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—38

Table with 4 columns: Barron, Frank, Jennings, Neal; Beard, Gersten, Johnston, Plummer; Carlucci, Girardeau, Kirkpatrick, Rehm; Castor, Gordon, Langley, Scott; Childers, D., Grant, Malchon, Stuart; Childers, W. D., Grizzle, Mann, Thurman; Crawford, Hair, Margolis, Vogt; Deratany, Henderson, McPherson, Weinstein; Dunn, Hill, Meek; Fox, Jenne, Myers.

Nays—None

CS for SB 595—A bill to be entitled An act relating to motor vehicle registration license plates; amending s. 320.089, F.S.; authorizing issuance of special license plates for survivors of the attack on Pearl Harbor; providing fees for such plates; providing an effective date.

—was read the second time by title.

Senator Beard moved the following amendments which were adopted:

Amendment 1—On page 2, between lines 6 and 7 insert:

Section 2. Subsections (3) and (5) of section 320.06, Florida Statutes, are amended to read:

320.06 Registration certificates, license plates, and validation stickers generally.

(3)(a) Registration license plates shall be of metal specially treated, either fully or partially, with a retroreflective material, as specified by the department. The registration license plate is designed to increase nighttime visibility and legibility and shall be at least 6 inches wide and not less than 12 inches in length, unless a plate with reduced dimensions is deemed necessary by the department to accommodate motorcycles, mopeds, or similar smaller vehicles. Validation stickers shall be treated with a retroreflective material, shall be of such size as specified by the department, and shall adhere to the license plate. The registration license plate shall be imprinted with a combination of bold letters and numerals or numerals, not to exceed seven digits, to identify the registration license plate number. The license plate shall also be imprinted with the word "Florida" at the top and the name of the county in which it is sold at the bottom.

(b) An additional fee of 50 cents shall be collected on each motor vehicle registration or motor vehicle renewal registration issued in this state in order that all license plates and validation stickers be fully or partially treated with retroreflective material.

(5) In order to enable the Department of Corrections to manufacture the license plates authorized herein, the department is authorized to prepay to the Department of Corrections the amount required to purchase the materials needed for the manufacture of fully or partially reflectorized license plates. The amount prepaid may not exceed the amount of the appropriation made to the Department of Highway Safety and Motor Vehicles, but shall be sufficient to enable the Department of Corrections to meet the requirements of this chapter.

(Renumber subsequent section.)

Amendment 2—In title, on page 1, strike line 6 and insert: providing fees for such plates; amending s. 320.06(3), (5), F.S.; providing that metal license plates shall be fully or partially treated with a retroreflective material; providing an

On motion by Senator Beard, by two-thirds vote CS for SB 595 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

Table with 4 columns: Barron, Frank, Jennings, Neal; Beard, Gersten, Kirkpatrick, Plummer; Castor, Girardeau, Langley, Rehm; Childers, D., Grant, Malchon, Scott; Childers, W. D., Grizzle, Mann, Stuart; Crawford, Hair, Margolis, Thurman; Deratany, Henderson, McPherson, Vogt; Dunn, Hill, Meek, Weinstein; Fox, Jenne, Myers.

Nays—None

Vote after roll call:

Yea—Gordon

On motion by Senator Beard, the rules were waived and CS for SB 595 after being engrossed was ordered immediately certified to the House.

SB 780—A bill to be entitled An act relating to taxation of motor fuel and special fuel; amending s. 206.01, F.S.; defining "distributor"; amending s. 206.02, F.S.; providing who shall be licensed as a distributor, including persons who make sales of motor fuel intercounty; amending s. 206.06, F.S.; applying interest to and changing the penalty rate on unpaid tax;

amending s. 206.425, F.S.; providing for review of certain audits and assessments; providing for acceptance or nonacceptance of affidavits and resale certificates as specified; authorizing refunds as appropriate; providing an effective date.

—was read the second time by title. On motion by Senator Margolis, by two-thirds vote SB 780 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—38

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Plummer
Beard	Gersten	Johnston	Rehm
Carlucci	Girardeau	Kirkpatrick	Scott
Castor	Gordon	Langley	Stuart
Childers, D.	Grant	Malchon	Thurman
Childers, W. D.	Grizzle	Mann	Vogt
Crawford	Hair	Margolis	Weinstein
Deratany	Henderson	McPherson	
Dunn	Hill	Meek	

Nays—None

Consideration of SB 744 was deferred.

SB 795—A bill to be entitled An act relating to the designation of state historic highways; designating Coral Way in Dade County as a state historic highway; providing a definition; providing restrictions on the removal of trees from said highway; restricting alterations to the physical dimensions or location of the highway; providing for a public meeting prior to the removal of trees under certain circumstances; providing for the erection of suitable markers; providing an effective date.

—was read the second time by title.

The Committee on Transportation recommended the following amendment which was moved by Senator Gordon and adopted:

Amendment 1—On page 2, line 21, after the period (.) insert: The term "ordinary maintenance" means those activities necessary to preserve the existing traffic patterns including left turn lanes and median crossings and to accommodate the volume of traffic operating on Coral Way on the effective date of this act.

On motion by Senator Gordon, by two-thirds vote SB 795 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

Barron	Frank	Johnston	Plummer
Beard	Gersten	Kirkpatrick	Rehm
Carlucci	Girardeau	Langley	Scott
Castor	Gordon	Malchon	Stuart
Childers, D.	Grant	Mann	Thurman
Childers, W. D.	Grizzle	Margolis	Vogt
Crawford	Hair	McPherson	Weinstein
Deratany	Henderson	Meek	
Dunn	Hill	Myers	
Fox	Jennings	Neal	

Nays—None

Vote after roll call:

Yea—Jenne

SB 872—A bill to be entitled An act relating to tax on sale of fuels; amending s. 212.67, F.S.; providing for quarterly refund of the tax paid on fuel used for school district vehicles; reenacting s. 206.625(2), F.S., to incorporate the amendment to s. 212.67 in a reference thereto; providing an effective date.

—was read the second time by title. On motion by Senator Vogt, by two-thirds vote SB 872 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—33

Beard	Castor	Childers, W. D.	Deratany
Carlucci	Childers, D.	Crawford	Dunn

Fox	Henderson	Margolis	Stuart
Frank	Hill	McPherson	Thurman
Gersten	Jennings	Meek	Vogt
Girardeau	Johnston	Myers	Weinstein
Gordon	Kirkpatrick	Neal	
Grant	Malchon	Plummer	
Grizzle	Mann	Scott	

Nays—None

Vote after roll call:

Yea—Rehm

On motion by Senator Hair, the rules were waived and by two-thirds vote CS for HB 795 was withdrawn from the Committee on Commerce.

On motion by Senator Hair—

CS for HB 795—A bill to be entitled An act relating to banking; creating s. 658.295, F.S.; creating the "Regional Reciprocal Banking Act of 1984"; providing definitions; authorizing bank holding companies whose operations are principally conducted in certain states to acquire banks and bank holding companies located in Florida; providing certain conditions and limitations; requiring divestiture in certain circumstances; providing applicable law and regulatory supervision; providing for nonseverability of provisions; amending s. 658.73, F.S.; providing for an application fee; providing for conditional repeal; providing for sunset review and repeal; providing effective dates.

—a companion measure, was substituted for CS for SB 409 and read the second time by title.

The President presiding

Senator Gordon moved the following amendments which failed:

Amendment 1—On page 4, line 4, strike the period (.) and insert: , Delaware.

Amendment 2—On page 4, line 4, strike the period (.) and insert: , Texas

Senator Gordon moved the following amendment:

Amendment 3—On page 4, line 5, insert: (k) One year after passage of this act, "region" means all the states in the initial region, plus Illinois, Indiana, Iowa, Michigan, Wisconsin, Kentucky, Missouri, Colorado, Kansas, Nebraska, New Mexico, Oklahoma and Wyoming.

(l) Two years after passage of this act "region" shall include Connecticut, Maine, Massachusetts, New Hampshire, Vermont, Rhode Island, Pennsylvania, Ohio, Minnesota, Montana, North Dakota, and South Dakota.

(m) Three years after passage of this act, "region" shall include Delaware, New York, New Jersey, Texas, Alaska, Arizona, California, Hawaii, Idaho, Nevada, Oregon, Utah and Washington.

Further consideration of CS for HB 795 was deferred.

On motion by Senator Meek, the rules were waived and by two-thirds vote SCR 1034 was withdrawn from the Committee on Rules and Calendar.

On motions by Senator Meek—

SCR 1034—A concurrent resolution commending the Miami-Dade Community College, North, basketball team and its coach, Bill Alheim, for outstanding accomplishments in community college basketball competition.

—was taken up out of order by unanimous consent, read the second time in full, adopted and certified to the House. The vote on adoption was:

Yeas—37

Mr. President	Childers, W. D.	Frank	Grizzle
Beard	Crawford	Gersten	Hair
Carlucci	Deratany	Girardeau	Henderson
Castor	Dunn	Gordon	Hill
Childers, D.	Fox	Grant	Jenne

Jennings	Margolis	Plummer	Vogt
Johnston	McPherson	Scott	Weinstein
Langley	Meek	Stuart	
Malchon	Myers	Thomas	
Mann	Neal	Thurman	

Nays—None

The President invited Senator Meek and Coach Bill Alheim to the rostrum and presented Mr. Alheim with a copy of the resolution.

LOCAL CALENDAR

SB 431—A bill to be entitled An act relating to Volusia County; exempting certain operators of motorcycles and motor-driven cycles from the provisions of state law governing examination for licensure to operate a motorcycle or motor-driven cycle; providing an effective date.

—was read the second time by title. On motion by Senator Dunn, by two-thirds vote SB 431 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

On motions by Senator Crawford, the rules were waived and by two-thirds vote HB 661 was withdrawn from the Committees on Economic, Community and Consumer Affairs and Rules and Calendar.

On motion by Senator Crawford—

HB 661—A bill to be entitled An act relating to the Barron Water Control District, Hendry and Glades Counties; providing for a reduction in the requirement for a quorum at landowners' meetings; providing for a change in the time for holding the annual election of supervisors; providing an effective date.

—a companion measure, was substituted for SB 432 and read the second time by title. On motion by Senator Crawford, by two-thirds vote HB 661 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

SB 432 was laid on the table.

SB 512—A bill to be entitled An act relating to Monroe County; amending section 9(3) of chapter 76-441, Laws of Florida, as amended, relating to the Florida Keys Aqueduct Authority; increasing the ceiling above which contracts for the purchase of equipment by the authority must be competitively bid; providing an effective date.

—was read the second time by title. On motion by Senator Plummer, by two-thirds vote SB 512 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

SB 737—A bill to be entitled An act relating to Suwannee County; amending section 6 of chapter 23547, Laws of Florida, 1945; providing for an increase in the number of members of the Suwannee County Hospital Board from five to seven; providing for the term of members to be increased to four years; prohibiting the sale, lease or conversion of the Suwannee County Hospital to a separate nonprofit corporation pursuant to s. 155.40, Florida Statutes, or the operation or management thereof by any other entity, without the prior consent of the Board of County Commissioners of Suwannee County; providing for the suspension or removal from office of any trustee for malfeasance, misfeasance, neglect of duty, drunkenness, incompetence, permanent inability to perform his official duties, or commission of a felony; providing for the continuation of the term of office of each trustee until expiration of the present term; providing for the term of office of trustees to commence on July 1 of the calendar year in which appointed; providing for the method of appointment under this act; providing an effective date.

—was read the second time by title.

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

Amendment 1—On page 2, line 2, strike "Florida Statutes" and insert: Laws of Florida

On motion by Senator Grant, by two-thirds vote SB 737 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

SB 755—A bill to be entitled An act relating to Hillsborough, Manatee, and Pinellas counties; creating the Tampa Bay Management Study Commission; prescribing the membership, appointment, powers, duties, and expiration of the commission; providing an effective date.

—was read the second time by title.

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

Amendment 1—On page 1, strike all of line 30 and insert: forms south to the water areas of the bay that touch the northwesternmost point of Snead Island and west to the northernmost point of Anna Marie Island. Tampa Bay specifically includes the

On motion by Senator Malchon, by two-thirds vote SB 755 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

SB 776—A bill to be entitled An act relating to Broward County; creating and establishing the Performing Arts Center Authority in said county as a public body corporate and politic for the purpose of planning, promoting, developing, constructing, extending, enlarging, repairing, remodeling, improving, relocating, equipping, maintaining, and operating facilities and sites for holding any type of cultural, tourism, or promotional event, or civic, recreational, or similar event or activity; providing definitions; providing for the method and manner of the appointment of the authority and terms of the authority's membership; providing for reimbursement of members' expenses; providing for removal of members; providing for the organization, powers, functions, financing, privileges, duties, and responsibilities of the authority; providing for competitive bidding in certain instances; authorizing the acquisition of certain property acquired by eminent domain; providing for budget approval by the Broward County Commission and the Commission of the City of Fort Lauderdale; providing for the issuance of revenue bonds by the authority to carry out the purposes of this act; providing for sources of revenues for paying for the construction of facilities and the administrative expenses of the authority and for paying for said revenue bonds; authorizing appropriations by the county and other governmental units in Broward County for operation and maintenance of said facilities; providing for public or private subscriptions; providing for the issuance of a license to sell alcoholic beverages for on-premise consumption; providing severability; providing an effective date.

—was read the second time by title. On motion by Senator McPherson, by two-thirds vote SB 776 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

SB 1082—A bill to be entitled An act relating to the City of Lauderdale Lakes in Broward County; extending and enlarging the corporate limits of the city; providing for the assumption of duties, powers, and responsibilities over the annexed territory; providing an effective date.

—was read the second time by title. On motion by Senator McPherson, by two-thirds vote SB 1082 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

SB 1083—A bill to be entitled An act relating to the City of Coconut Creek, Broward County; extending and enlarging the corporate limits of the City of Coconut Creek to include specified unincorporated lands within said corporate limits; providing an effective date.

—was read the second time by title. On motion by Senator McPherson, by two-thirds vote SB 1083 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

On motions by Senator Malchon, the rules were waived and by two-thirds vote HB 905 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Malchon—

HB 905—A bill to be entitled An act relating to Greater Seminole Area Special Recreation District in Pinellas County; amending chapter 80-584, Laws of Florida, increasing the membership of the Board of Commissioners; providing for appointive commissioners; providing authority for the board to levy ad valorem taxes; authorizing the board to acquire and lease real and personal property; expanding the borrowing authority of the board; providing additional uses of funds of the district; providing for secretarial, recording, and filing services; providing for a referendum; providing an effective date.

—a companion measure, was substituted for SB 1085 and read the second time by title. On motion by Senator Malchon, by two-thirds vote HB 905 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

SB 1085 was laid on the table.

SB 1086—A bill to be entitled An act relating to the City of Pembroke Pines, Broward County; extending and enlarging the corporate limits of the city; providing for the assumption of duties, powers, and responsibilities over the annexed territory; providing an effective date.

—was read the second time by title. On motion by Senator McPherson, by two-thirds vote SB 1086 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

SB 1087—A bill to be entitled An act relating to the Port Everglades Authority, Broward County; amending ss. 3, 4, Article 2, Part VI, chapter 59-1157, Laws of Florida, as amended; providing for the leasing of port operational lands for a term not exceeding five years by adoption of a resolution by the port commission; providing that the leasing of port operational lands for a term in excess of five years shall only be after the adoption of a resolution of the port commission and its approval at a referendum; providing that no lease of port operational lands shall be for a term in excess of fifty years; providing a means of execution for the lease of port operational lands approved at such referendum; providing an effective date.

—was read the second time by title. On motion by Senator McPherson, by two-thirds vote SB 1087 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

SB 1089—A bill to be entitled An act relating to the City of Deerfield Beach, Broward County; enlarging and extending the corporate limits of the City of Deerfield Beach; providing an effective date.

—was read the second time by title. On motion by Senator McPherson, by two-thirds vote SB 1089 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

SB 1090—A bill to be entitled An act relating to North Springs Improvement District in Broward County, Florida; amending s. 2, chapter 71-580, Laws of Florida; expanding the boundaries of the district; providing an effective date.

—was read the second time by title. On motion by Senator McPherson, by two-thirds vote SB 1090 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

SB 1094—A bill to be entitled An act relating to Manatee County; amending s. 1 of chapter 67-1685, Laws of Florida, as amended; closing certain inland waters of Manatee County to certain fishing and netting; defining terms; amending s. 3(1), (2), chapter 67-1685, Laws of Florida, as amended; making possession of certain nets, seines, lines, or traps upon such water unlawful; limiting the number of saltwater food fish that a person may take or have in his possession in one day; amending s. 5 of chapter 67-1685, Laws of Florida, as amended; providing that any person in a boat upon such inland waters is deemed to have given his consent to inspection of his catch to any law enforcement officer with reasonable grounds to believe a violation of this act has been committed by such person; providing for confiscation of certain illegal nets, seines, lines, or traps and for declaring them a nuisance and ordering them to be destroyed; declaring fishing in such waters to be a privilege and not a right, and subject to regulation by the state; providing penalties; providing an effective date.

—was read the second time by title. On motion by Senator Neal, by two-thirds vote SB 1094 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

SB 1097—A bill to be entitled An act relating to Broward County and the North Broward Hospital District; amending section 4 of chapter 27438, Laws of Florida, 1951, as amended; providing for the leasing of property of the district on reasonable terms; amending section 9 of chapter 27438, Laws of Florida, 1951, as amended; authorizing the North Broward Hospital District to borrow money, incur indebtedness, and issue anticipation notes, including bond anticipation notes, grant anticipation notes, revenue anticipation notes, and tax anticipation notes, and to issue the same in the form of commercial paper, having such maturities, form and terms and bearing interest at such rate or rates, including variable rates, as shall be determined by the Board of Commissioners or by the Chairman, the Vice-Chairman or the Secretary-Treasurer within guidelines and limits determined by the Board of Commissioners, and to refund any or all previously issued anticipation notes; amending section 33 of chapter 27438, Laws of Florida, 1951, as amended; authorizing the District to sell, relinquish and dispose of any real or personal property of the District under specified circumstances; amending section 37 of chapter 27438, Laws of Florida, 1951, as amended; providing for public bidding in the purchase of supplies, equipment, and materials in excess of certain amounts; adding section 47; declaring the District to be a local agency as defined in s. 159.27, F.S., and granting the District the powers set forth in chapter 159, part II, F.S.; adding section 48, authorizing the District to transfer or lease District owned or operated hospitals to a Florida not-for-profit corporation; adding section 49; repealing provisions of chapter 27438, Laws of Florida, 1951, as amended, which conflict with the provisions of s. 215.84, F.S., relating to interest rates which may be paid on bonds, and s. 218.385, F.S., relating to the sale of general obligation bonds and revenue bonds; adding section 50; providing a severability clause; providing an effective date.

—was read the second time by title. On motion by Senator McPherson, by two-thirds vote SB 1097 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Crawford	Gordon	Jennings
Barron	Deratany	Grant	Johnston
Beard	Dunn	Grizzle	Kirkpatrick
Carlucci	Fox	Hair	Langley
Castor	Frank	Henderson	Malchon
Childers, D.	Gersten	Hill	Mann
Childers, W. D.	Girardeau	Jenne	Margolis

McPherson	Neal	Scott	Thurman
Meek	Plummer	Stuart	Vogt
Myers	Rehm	Thomas	Weinstein

Nays—None

SB 1098—A bill to be entitled An act relating to Nassau County; relating to net fishing in said county; amending section 9 of chapter 83-472, Laws of Florida, providing an exemption for the catching of shad; providing an effective date.

—was read the second time by title. On motion by Senator Girardeau, by two-thirds vote SB 1098 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

SB 1099—A bill to be entitled An act relating to the Ocean Highway and Port Authority, Nassau County; amending section 1 of chapter 21418, Laws of Florida, 1941, as amended; providing for port commissioners' districts; providing for the election of port commissioners; providing an effective date.

—was read the second time by title. On motion by Senator Girardeau, by two-thirds vote SB 1099 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

SB 1100—A bill to be entitled An act relating to Nassau County; amending section 1 of chapter 65-733, Laws of Florida, as amended, increasing the race track moneys to be paid to the Nassau County recreation commission; providing an effective date.

—was read the second time by title. On motion by Senator Girardeau, by two-thirds vote SB 1100 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

SB 1103—A bill to be entitled An act relating to Escambia County; amending s. 3(d), chapter 24500, Laws of Florida, 1947, as amended; increasing the expense allowance for the members of the Santa Rosa Island Authority; providing an effective date.

—was read the second time by title. On motion by Senator W. D. Childers, by two-thirds vote SB 1103 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

HB 413—A bill to be entitled An act relating to Citrus County; creating a port authority; providing for membership thereof; prescribing the rights, duties, authority, and method of financing; providing an effective date.

—was read the second time by title. On motion by Senator Thurman, by two-thirds vote HB 413 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

HB 450—A bill to be entitled An act relating to the City of Lakeland, Polk County; amending the 1963 pension plan which is contained in Division II, Article III of the City of Lakeland Charter; providing for the amount of pension plan contributions by the City of Lakeland; increasing monthly benefits to 2 and 2/3 percent of average monthly salary for the first 25 years of contribution; providing an alternative actuarial benefit; providing an effective date.

—was read the second time by title. On motion by Senator Crawford, by two-thirds vote HB 450 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

HB 458—A bill to be entitled An act relating to the Golden Gate Fire Control and Rescue District, Collier County; amending Section 1 of Chapter 82-284, Laws of Florida, to extend the boundaries of the Golden Gate Fire Control and Rescue District; providing for a referendum.

—was read the second time by title. On motion by Senator Mann, by two-thirds vote HB 458 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

HB 494—A bill to be entitled An act relating to the Hospital Board of Directors of Lee County; amending section 11 of chapter 63-1552, Laws of Florida; authorizing the Hospital Board to be paid travel expenses when on official business, including attending meetings of the Board and the Committees; providing an effective date.

—was read the second time by title. On motion by Senator Mann, by two-thirds vote HB 494 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

HB 502—A bill to be entitled An act relating to Charlotte County; amending section 1(1) of chapter 70-625, Laws of Florida, as amended, relating to Charlotte County South Volunteer Fire Department; altering the district boundary lines; providing for a referendum.

—was read the second time by title. On motion by Senator Mann, by two-thirds vote HB 502 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

HB 512—A bill to be entitled An act relating to the Estero Fire Protection and Rescue Service District, Lee County; amending section 2(2) of chapter 76-408, Laws of Florida, as amended, changing the boundaries of the district to include additional lands in Lee County; providing a referendum.

—was read the second time by title. On motion by Senator Mann, by two-thirds vote HB 512 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Childers, D.	Fox	Grant
Barron	Childers, W. D.	Frank	Grizzle
Beard	Crawford	Gersten	Hair
Carlucci	Deratany	Girardeau	Henderson
Castor	Dunn	Gordon	Hill

Jenne	Malchon	Myers	Stuart
Jennings	Mann	Neal	Thomas
Johnston	Margolis	Plummer	Thurman
Kirkpatrick	McPherson	Rehm	Vogt
Langley	Meek	Scott	Weinstein

Nays—None

HB 513—A bill to be entitled An act relating to the Estero Fire Protection and Rescue Service District, Lee County; amending sections 3(4), 10, 11(2), 12(2) of chapter 76-408, Laws of Florida, as amended; authorizing operation and maintenance of emergency fire and rescue services; providing an effective date.

—was read the second time by title. On motion by Senator Mann, by two-thirds vote HB 513 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

HB 516—A bill to be entitled An act relating to the San Carlos Park Fire Protection and Rescue Service District, Lee County; amending sections 3(4), 9(1), 10, 11(2), and 12(2) of chapter 76-411, Laws of Florida, as amended, authorizing operation and maintenance of an emergency fire and rescue service; removing the accumulative debt ceiling of the district; providing an effective date.

—was read the second time by title. On motion by Senator Mann, by two-thirds vote HB 516 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

HB 551—A bill to be entitled An act relating to the City of Bradenton, Manatee County; repealing chapter 69-851, Laws of Florida, as amended, relating to the Police Pension Fund of the City of Bradenton; allowing the act to be amended by Ordinance of the City of Bradenton; providing an effective date.

—was read the second time by title. On motion by Senator Neal, by two-thirds vote HB 551 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

HB 594—A bill to be entitled An act relating to local government in Duval County; amending sections 19.04(2) and 19.11(1), (2), and (3) of chapter 67-1320, Laws of Florida, as amended, being the charter of the City of Jacksonville, to make amendments to the civil service system of the city; altering the duties of the civil service board to provide that the civil service board may modify disciplinary actions of an employing department found to be manifestly unjust; eliminating the requirement of civil service rules or regulations amplifying the disciplinary actions and the conditions under which each disciplinary action may be taken by an employing department; providing for the manner in which an employing department exercises its disciplinary powers; providing an effective date.

—was read the second time by title.

Senator Girardeau moved the following amendments which were adopted:

Amendment 1—On page 1, line 22, insert:

Section 1. The fourth unnumbered paragraph of section 19.02 of chapter 67-1320, Laws of Florida, is amended to read:

Section 19.02 Civil Service Board.

The office of a board member shall become vacant upon his death, resignation, failure to reside continuously in the district from which elected, or removal from office in any manner authorized by law. A vacancy in the board shall be filled for the remainder of the unexpired term by election of a board member at a special election to be called pursuant to resolution of the city council and held on a date no sooner than one month and no later than six months after the vacancy occurs, which special election shall, if possible, be held in conjunction with any other election scheduled to be held within the county. Any resignation by a board member shall be submitted in writing to the Supervisor of Elections (with a copy to the secretary of the city council), shall specify the date on which it is effective, and shall be irrevocable. If any board member submits a resignation which is effective at a date later than that on which it is submitted, the city council may, by resolution, call a special election for the election of a successor, said special election to be held on a date not less than one month after the date the resignation is submitted nor more than six months prior to the date the resignation is effective; and such special election shall, if possible, be held in conjunction with any other election scheduled to be held within the county. The office of board member shall become vacant upon his death, resignation, or removal from office in any manner provided by law. A vacancy in the board shall be filled by appointment by the mayor subject to confirmation by ordinance of the council.

(Renumber subsequent sections.)

Amendment 2—In title, on page 1, line 3, after the semicolon (;), insert: amending section 19.02 of chapter 67-1320, Laws of Florida, changing provisions relating to vacancies on the civil service board;

On motion by Senator Hair, by two-thirds vote HB 594 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

HB 595—A bill to be entitled An act relating to Duval County; relating to tenure of teachers in the public schools in the Consolidated City of Jacksonville; amending section 1 of chapter 21197, Laws of Florida, 1941, as amended, by using the phrase "certified personnel" to replace the list of individuals, in addition to teachers, who are eligible for tenure; deleting the requirement that educational work or college work be completed during a 3-year period of time; providing an effective date.

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

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

HB 662—A bill to be entitled An act relating to the Highlands County Hospital District; amending section 2 of chapter 61-2232, Laws of Florida, as amended; deleting the prohibition against a member of the medical profession serving on the Board of Commissioners of the District; providing that not more than one member of the Board may be a member of the medical profession; providing an effective date.

—was read the second time by title. On motion by Senator Crawford, by two-thirds vote HB 662 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

HB 678—A bill to be entitled An act relating to Collier County; amending chapter 81-364, Laws of Florida; amending section 2 to authorize designated zoning investigators to enforce the provisions of the Collier County Protected Tree Ordinance and Exotics Ordinance; amending section 3 to authorize designated zoning investigators to issue citations for violations of the Collier County Protected Tree Ordinance and Exotics Ordinance; amending section 4 to require that the section of the Collier County Protected Tree Ordinance or Exotics Ordinance violated be stated on the citation; providing an effective date.

—was read the second time by title. On motion by Senator Mann, by two-thirds vote HB 678 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

HB 679—A bill to be entitled An act relating to the Marco Island Fire Control District, Collier County; amending section 4, of chapter 65-1413, Laws of Florida, as amended, providing that the Marco Island Fire Control District is expressly authorized to borrow money and issue evidences of long term indebtedness for the singular purpose of capital expenditures, the outstanding total of such indebtedness not to exceed \$200,000 at any time; and providing that the Marco Island Fire Control District is expressly authorized to borrow money and issue evidences of short term

indebtedness for the singular purpose of maintaining operational expenses in anticipation of receipt of tax proceeds, the outstanding total of such indebtedness not to exceed \$50,000 at any one time; providing an effective date.

—was read the second time by title.

Senator Mann moved the following amendment which was adopted:

Amendment 1—On page 2, strike line 16 and insert: for the singular purpose of maintaining operational expenses

On motion by Senator Mann, by two-thirds vote HB 679 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Table with 4 columns: Mr. President, Fox, Jenne, Myers. Lists names of senators: Barron, Beard, Carlucci, Castor, Childers, D., Childers, W. D., Crawford, Deratany, Dunn.

Nays—None

HB 680—A bill to be entitled An act relating to the North Naples Fire Control and Rescue District, Collier County; repealing chapters 61-2032, 76-349, 77-532, 80-491, and 83-390, Laws of Florida; consolidating those laws into one chapter; providing procedures for inclusion of additional lands in the district; including additional lands, subject to referendum; providing the powers of the district; providing for a nonpartisan board of commissioners; providing the management of the district's finances; providing the power of eminent domain; providing an effective date.

—was read the second time by title. On motion by Senator Mann, by two-thirds vote HB 680 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Table with 4 columns: Mr. President, Fox, Jenne, Myers. Lists names of senators: Barron, Beard, Carlucci, Castor, Childers, D., Childers, W. D., Crawford, Deratany, Dunn.

Nays—None

HB 736—A bill to be entitled An act relating to Panama City, Bay County; adding a subsection to section 5 of chapter 74-571, Laws of Florida, to permit the appointment of two additional members to the downtown improvement board; providing an effective date.

—was read the second time by title. On motion by Senator Barron, by two-thirds vote HB 736 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Table with 4 columns: Mr. President, Fox, Jenne, Myers. Lists names of senators: Barron, Beard, Carlucci, Castor, Childers, D., Childers, W. D., Crawford, Deratany, Dunn.

Nays—None

HB 737—A bill to be entitled An act relating to Bay County; amending sections 1, 2 and 5 of chapter 23466, Laws of Florida, 1945, as amended, to extend the jurisdiction of the Panama City Port Authority and to authorize the aforementioned agency to operate within all areas of Bay County, Florida, without limitation; providing an effective date.

—was read the second time by title. On motion by Senator Barron, by two-thirds vote HB 737 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Table with 4 columns: Mr. President, Fox, Jenne, Myers. Lists names of senators: Barron, Beard, Carlucci, Castor, Childers, D., Crawford, Deratany, Dunn.

Nays—None

HB 738—A bill to be entitled An act relating to the City of Panama City; repealing the Pension Fund of the Police Department of the City of Panama City, Florida, chapter 24793, Laws of Florida, 1947, as amended; providing for the transfer of all pension funds to any succeeding trustee of any policemen's pension fund of the Police Department of the City of Panama City, Florida, created to succeed and assume the purposes of the special act herein repealed; providing an effective date.

—was read the second time by title. On motion by Senator Barron, by two-thirds vote HB 738 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Table with 4 columns: Mr. President, Fox, Jenne, Myers. Lists names of senators: Barron, Beard, Carlucci, Castor, Childers, D., Crawford, Deratany, Dunn.

Nays—None

HB 919—A bill to be entitled An act relating to Polk County; amending section 5 of chapter 82-417, Laws of Florida, deleting provisions which provide for posting a bond in lieu of accepting a citation for violation of the Polk County Animal Control Ordinance; providing a specific penalty for violation thereof; providing an effective date.

—was read the second time by title.

Senator Crawford moved the following amendment which was adopted:

Amendment 1—On page 2, line 12, strike "infaction" and insert: infraction

On motion by Senator Crawford, by two-thirds vote HB 919 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Table with 4 columns: Mr. President, Fox, Jenne, Myers. Lists names of senators: Barron, Beard, Carlucci, Castor, Childers, D., Crawford, Deratany, Dunn.

Nays—None

HB 942—A bill to be entitled An act relating to Orange County; providing for enforcement of chapter 67-1830, Laws of Florida, as amended, the Orange County Air and Water Pollution Control Act, and any rules and regulations adopted thereunder, pursuant to the Local Government Code Enforcement Boards Act, ss. 162.01-162.13, F.S.; providing for severability; providing for liberal construction; providing an effective date.

—was read the second time by title. On motion by Senator Jennings, by two-thirds vote HB 942 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

HB 986—A bill to be entitled An act relating to Citrus County, Homosassa Special Water District; amending Section 1 of Chapter 59-1177, Laws of Florida, as amended, by increasing the territorial limits of the district; providing for a referendum in the existing district limits and in the area to be included; providing an effective date.

—was read the second time by title.

Senator Thurman moved the following amendment which was adopted:

Amendment 1—On page 31, strike all of lines 1-3 and insert: a majority of the registered voters voting within the existing territorial limits of the Homosassa Special Water District and a majority of the registered voters voting within the area proposed to be

On motion by Senator Thurman, by two-thirds vote HB 986 as amended was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

HB 990—A bill to be entitled An act relating to Charlotte County; relating to the Charlotte County Development Authority; amending section 3 of chapter 65-1357, Laws of Florida, as amended, clarifying the powers of the development authority; amending section 6 of chapter 65-1357, Laws of Florida, relating to the election of chairman, vice chairman, secretary-treasurer, and assistant secretary-treasurer; amending section 8 of chapter 65-1357, Laws of Florida, relating to compensation and travel expenses for authority members; amending section 10 (12), (13), (14), (17), and (22)(b) of chapter 65-1357, Laws of Florida, and repealing section 10(7) of said chapter, eliminating the power of the authority to construct, establish, or improve harbors within the county; eliminating the power of the authority to regulate harbor facilities; eliminating the authority to contract with the state or federal government for any harbor and navigation improvements; repealing section 13 of chapter 65-1357, Laws of Florida, which relates to the applicability of chapter 315, Florida Statutes, Port Facilities Financing, to the Charlotte County Development Authority; repealing section 14 of chapter 65-1357, Laws of Florida, relating to negotiations by the authority for the transfer of islands and submerged lands belonging to the state; amending section 19 of chapter 65-1357, Laws of Florida, ratifying previous actions; amending

section 22 of chapter 65-1357, Laws of Florida, as amended, relating to expenditure of funds; repealing chapter 67-923, Laws of Florida, eliminating the authority to jointly engage in projects with the Lee County port authority; providing an effective date.

—was read the second time by title. On motion by Senator Henderson, by two-thirds vote HB 990 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—39

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Plummer
Beard	Gersten	Johnston	Rehm
Carlucci	Girardeau	Kirkpatrick	Scott
Castor	Gordon	Langley	Stuart
Childers, D.	Grant	Malchon	Thomas
Childers, W. D.	Grizzle	Mann	Thurman
Crawford	Hair	Margolis	Vogt
Deratany	Henderson	McPherson	Weinstein
Dunn	Hill	Meek	

Nays—1

Neal

HB 992—A bill to be entitled An act relating to the City of Lakeland, Polk County; amending Division II, Article VII of the City of Lakeland Charter; creating section 56(a), authorizing the City of Lakeland to enter into leases, contracts or operating agreements with nonprofit Florida Corporations for the purpose of operating and managing Morrell Memorial Hospital, Lakeland General Hospital, Lakeland Regional Medical Center, or any hospital or health care facilities owned by the City of Lakeland; providing for the return of said facilities; providing general requirements; providing that during the term of any such leases or contracts the Municipal Hospital Board shall be relieved of responsibilities and powers; providing an effective date.

—was read the second time by title. On motion by Senator Crawford, by two-thirds vote HB 992 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

HB 993—A bill to be entitled An act relating to Hardee County; repealing chapter 25851, Laws of Florida, 1949, as amended, relating to the county attorney; providing an effective date.

—was read the second time by title. On motion by Senator Neal, by two-thirds vote HB 993 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

HB 1021—A bill to be entitled An act relating to Hillsborough County; relating to the local land planning agency for Hillsborough County and the municipalities within the county; amending section 6 of chapter 75-390, Laws of Florida, as amended, to delete the requirement that public hearings before the Hillsborough County Planning Commission to consider adoption or amendment of the comprehensive plan be held in the unincorporated area of Hillsborough County and in each of the municipalities of the county; providing an effective date.

—was read the second time by title. On motion by Senator Beard, by two-thirds vote HB 1021 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

HB 1022—A bill to be entitled An act relating to Hillsborough County; creating within Hillsborough County, as a department of the County, a Public Library System; enlarging the library district as described in Chapter 65-1661, Laws of Florida, to include the City of Tampa; authorizing certain further enlargement; restricting the use of library funds to library purposes; creating a Public Library Board, prescribing its powers and duties; providing for the lease by the County of the City of Tampa's current library buildings; providing that the main library located at 900 North Ashley Street shall remain the main library of the Public Library System; providing for maintenance and landscaping; providing for general liability for insurance; providing for ownership of library materials and equipment; providing for the transfer of City library employees and retirement benefits; providing for funding; providing for the preservation of obligations; providing for severability; repealing Chapter 69-1655, Laws of Florida, which establishes the public library of the City of Tampa; providing an effective date.

—was read the second time by title. On motion by Senator Beard, by two-thirds vote HB 1022 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

HB 1023—A bill to be entitled An act relating to the City of Tampa, Hillsborough County; amending section 3 of chapter 79-573, Laws of Florida, to amend the city's Election Code by providing for seven city council districts, three at-large districts and four single-member districts; providing an effective date.

—was read the second time by title. On motion by Senator Beard, by two-thirds vote HB 1023 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Castor	Deratany	Gersten
Barron	Childers, D.	Dunn	Girardeau
Beard	Childers, W. D.	Fox	Gordon
Carlucci	Crawford	Frank	Grant

Grizzle	Johnston	McPherson	Scott
Hair	Kirkpatrick	Meek	Stuart
Henderson	Langley	Myers	Thomas
Hill	Malchon	Neal	Thurman
Jenne	Mann	Plummer	Vogt
Jennings	Margolis	Rehm	Weinstein

Nays—None

HB 1024—A bill to be entitled An act relating to Hillsborough County; amending sections 4 and 5 of chapter 83-417, Laws of Florida; providing for the manner of conducting elections in Carrollwood Meadows, a dependent special district of the county; providing an effective date.

—was read the second time by title. On motion by Senator Beard, by two-thirds vote HB 1024 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

HB 1025—A bill to be entitled An act relating to Hillsborough County; amending chapter 72-565, Laws of Florida, as amended, relating to the Carrollwood Recreation District, changing the dates of annual elections to conform to dates of countywide elections; conforming qualification periods of candidates to general law; providing for the transfer of funds between budget line items; providing indemnification for trustees; providing an effective date.

—was read the second time by title. On motion by Senator Beard, by two-thirds vote HB 1025 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Stuart
Childers, W. D.	Grizzle	Mann	Thomas
Crawford	Hair	Margolis	Thurman
Deratany	Henderson	McPherson	Vogt
Dunn	Hill	Meek	Weinstein

Nays—None

HB 1031—A bill to be entitled An act relating to Orange County; amending paragraph (f) of subsection (3) and subsections (4), (5), (6), (7), (8), (9), (10), (11), (12), (13), (15), and (19) of chapter 67-1830, Laws of Florida, as amended; changing the name of the Orange County Pollution Control Board to the Orange County Environmental Protection Commission; changing the name of the Orange County Pollution Control Officer to the Orange County Environmental Protection Officer; providing for severability; providing for liberal construction; providing an effective date.

—was read the second time by title. On motion by Senator Stuart, by two-thirds vote HB 1031 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—40

Mr. President	Castor	Deratany	Gersten
Barron	Childers, D.	Dunn	Girardeau
Beard	Childers, W. D.	Fox	Gordon
Carlucci	Crawford	Frank	Grant

Grizzle	Johnston	McPherson	Scott
Hair	Kirkpatrick	Meek	Stuart
Henderson	Langley	Myers	Thomas
Hill	Malchon	Neal	Thurman
Jenne	Mann	Plummer	Vogt
Jennings	Margolis	Rehm	Weinstein

Nays—None

SPECIAL ORDER, continued

SB 744—A bill to be entitled An act relating to state uniform traffic control; amending s. 316.126, F.S., providing that an authorized emergency vehicle giving visible signals by use of displayed blue or red lights shall have the right-of-way; providing an effective date.

—was read the second time by title. On motion by Senator Stuart, 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—37

Mr. President	Frank	Jennings	Rehm
Barron	Gersten	Johnston	Scott
Beard	Girardeau	Kirkpatrick	Stuart
Carlucci	Gordon	Langley	Thomas
Castor	Grant	Malchon	Thurman
Childers, D.	Grizzle	Mann	Vogt
Childers, W. D.	Hair	McPherson	Weinstein
Crawford	Henderson	Meek	
Dunn	Hill	Myers	
Fox	Jenne	Neal	

Nays—None

Vote after roll call:

Yea—Deratany

On motion by Senator Neal, the rules were waived and the Committee on Natural Resources and Conservation was permitted to meet at 5:00 p.m. Monday, May 7, in lieu of 10:00 a.m.

The President declared the Senate in informal recess at 10:29 a.m.

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

Special Ceremony

The following former members of the Senate in attendance for the 1984 Senate reunion were welcomed by the President:

Dick Anderson	Scott Kelly
Lynwood Arnold	Paul Kickliter
C. W. (Bill) Beaufort	Tom Lewis
W. E. Bishop	Hal Y. Maines
Ralph Blank, Jr.	Clark Maxwell, Jr.
J. A. "Tar" Boyd	John M. McCarty
Lew Brantley	Kenneth M. Myers
John R. Broxson	T. Truett Ott
Doyle E. Carlton, Jr.	Kenneth A. Plante
Emory Cross	John S. Rawls
C. Welborn Daniel	Cliff S. Reuter
Richard J. Deeb	J. B. Rodgers, Jr.
L. K. Edwards	Sherrill "Pete" Skinner
Vince Fecht, Jr.	Bruce Smathers
Dick Fincher	Guy Spicola
George Firestone	Paul B. Steinberg
Jim Glisson	Russell E. Sykes
Bill Gorman	Dave Thomas
Ben Hill Griffin	Jon Thomas
Cliff Herrell	John T. Ware
Randolph Hodges	Charles Weber
Beth Johnson	Harold S. Wilson
Dewey M. Johnson	George A. Williamson
Thomas H. Johnson	Johnnie Wright
Frederick B. Karl	

The following special guests were also welcomed:

LeRoy Adkison, former Sergeant at Arms
Anabel Butler, widow of J. M. Butler

Grace Dansby, widow of L. P. "Pete" Gibson
Jackie Fraser, widow of Senator Edwin G. Fraser, former Secretary of the Senate
Esther Horne, widow of Senator Raeburn C. Horne
Mabel McArthur, widow of Senator A. G. McArthur
Gwen Mathews, wife of Senator John E. Mathews, Jr.
Cathryn Sheldon, widow of Senator Raymond Sheldon
Leila Cofield and Catharine Turnbull, former Senate staff

On motions by Senator Barron, the rules were waived and by two-thirds vote SCR 1063, SR 989, SCR 886, SR 1041, SR 1109 and SB 706 were withdrawn from the Committee on Rules and Calendar.

Senator Barron announced that the Special Order Calendar for Tuesday, May 8, would consist of bills remaining on the Special Order Calendars of May 1 and 2.

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

INTRODUCTION AND REFERENCE OF BILLS

By Senators Barron, Beard, Carlucci, Castor, D. Childers, W. D. Childers, Crawford, Deratany, Dunn, Fox, Frank, Gersten, Girardeau, Gordon, Grant, Grizzle, Hair, Henderson, Hill, Jenne, Jennings, Johnston, Kirkpatrick, Langley, Malchon, Mann, Margolis, McPherson, Meek, Myers, Neal, Peterson, Plummer, Rehm, Scott, Stuart, Thomas, Thurman, Vogt and Weinstein—

SR 1114—A resolution designating Committee Room 1 in the Capitol Building as the Verle A. Pope Committee Room and designating Committee Room 2 in the Capitol Building as the Jerry Thomas Committee Room.

WHEREAS, Verle A. Pope was beloved by the people of Florida, serving with distinction as a member of the Florida Senate from 1949 to 1972 and as President of the Senate from 1967 through 1968, and

WHEREAS, Jerry Thomas served Florida and the nation with tireless determination as a member of the Florida House of Representatives from 1961 to 1964, as a member of the Florida Senate from 1965 to 1972, as President of the Senate from 1971 through 1972, and as Undersecretary of the United States Treasury, and

WHEREAS, the Florida Senate wishes to commemorate the late Senators Verle A. Pope and Jerry Thomas, two illustrious former leaders who gave unselfishly of themselves in the building of a better Florida, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That Committee Room 1 (Room 309 in the Capitol Building) is hereby designated as the "Verle A. Pope Committee Room," and

That Committee Room 2 (Room 301 in the Capitol Building) is hereby designated as the "Jerry Thomas Committee Room."

BE IT FURTHER RESOLVED that suitable markers be placed by the Senate Sergeant at Arms designating Committee Room 1 the "Verle A. Pope Committee Room" and designating Committee Room 2 the "Jerry Thomas Committee Room."

—was read the first time by title. On motion by Senator Barron, SR 1114 was read the second time in full and adopted. The vote on adoption was:

Yeas—39

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Thomas
Childers, W. D.	Grizzle	Mann	Thurman
Crawford	Hair	Margolis	Vogt
Deratany	Henderson	McPherson	Weinstein
Dunn	Hill	Meek	

Nays—None

By Senators Barron, Beard, Carlucci, Castor, D. Childers, W. D. Childers, Crawford, Deratany, Dunn, Fox, Frank, Gersten, Girardeau,

Gordon, Grant, Grizzle, Hair, Henderson, Hill, Jenne, Jennings, Johnston, Kirkpatrick, Langley, Malchon, Mann, Margolis, McPherson, Meek, Myers, Neal, Peterson, Plummer, Rehm, Scott, Stuart, Thomas, Thurman, Vogt and Weinstein—

SR 1115—A resolution honoring Tommy Burns for her distinguished service to the Florida Senate and her contributions to state government.

WHEREAS, Tommy Burns began working for this state in 1940 and has devoted more than 40 years to serving state government, and

WHEREAS, Tommy Burns first assisted the Legislature in 1945, when she was on the staff of the House of Representatives, and

WHEREAS, she joined the Senate staff in 1947 and became the keystone of the Secretary of the Senate's office until her retirement on December 31, 1983, and

WHEREAS, she has carried out numerous duties in the Secretary's office—notably, overseeing the compilation of the daily Journal and the bound volumes, answering citizens' questions, working with committee secretaries and other Senate staff members, serving as parliamentarian, and fulfilling the role of Acting Secretary from Bob Davis' death in 1963 until Ed Fraser became Secretary, and

WHEREAS, she was named Assistant Secretary in 1963 and held that position at her retirement, and

WHEREAS, Tommy Burns is treasured as the Senate historian and is a "walking encyclopedia" of past days, and

WHEREAS, the Senate has not only been her life's work but also, along with traveling, reading and flower gardening, has been her valued hobby and a major focus of her energies, and

WHEREAS, in addition to contributing her devotion and meticulous precision to her work, she has also raised two fine daughters, Sue McGrew and Jan Williamson, and has extended her caring warmth to six beloved grandchildren, Allen, Audrie, Barrie, Forrest, Joe, and Lea, and

WHEREAS, she continues to help bear the pressing tasks of the Secretary's office during the annual Session, and

WHEREAS, it is fitting to recognize and honor the many contributions of this conscientious, dignified, and funloving friend, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That the Florida Senate commends Tommy Burns for her 40 years of outstanding service to state government and, in particular, honors her for her 20 years as Assistant Secretary of the Senate, and commends her for the grace and precision with which she has performed her duties.

BE IT FURTHER RESOLVED that a copy of this resolution, with the seal of the Senate affixed, be presented to Tommy Burns as a tangible token of the sentiments of the Florida Senate.

—was read the first time by title. On motion by Senator Barron, SR 1115 was read the second time in full and adopted. The vote on adoption was:

Yeas—38

Mr. President	Frank	Jennings	Neal
Barron	Gersten	Johnston	Plummer
Beard	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Thomas
Childers, W. D.	Grizzle	Mann	Thurman
Crawford	Hair	Margolis	Vogt
Deratany	Henderson	McPherson	Weinstein
Dunn	Hill	Meek	
Fox	Jenne	Myers	

Nays—None

By Senators Barron, Beard, Carlucci, Castor, D. Childers, W. D. Childers, Crawford, Deratany, Dunn, Fox, Frank, Gersten, Girardeau, Gordon, Grant, Grizzle, Hair, Henderson, Hill, Jenne, Jennings, Johnston, Kirkpatrick, Langley, Malchon, Mann, Margolis, McPherson, Meek, Myers, Neal, Peterson, Plummer, Rehm, Scott, Stuart, Thomas, Thurman, Vogt and Weinstein—

SR 1116—A resolution commending Martha Atwater Bass for her service to the State of Florida.

WHEREAS, Martha Atwater Bass served as Director of the Senate Legal Research and Drafting Services from November, 1972, until her retirement on December 31, 1983, and

WHEREAS, she was graduated from the University of Florida College of Law in 1947 and shaped a distinguished career at a time when such achievement was rare for women, and

WHEREAS, that career covered over 31 years with the state and the Legislature and included positions as Assistant Director of the Institute of Government, attorney and Assistant Director of the Legislative Reference Bureau, and Research Assistant to Judge John S. Rawls, First District Court of Appeal, and

WHEREAS, Martha Bass has an unusual combination of talents, as an accomplished scholar and lawyer and a perceptive administrator, keen to recognize merit, skilled at motivating people, and quick to offer understanding and support, and

WHEREAS, Martha Bass for more than a decade, has worked with devotion and steadfastness to provide effective, efficient, and reliable service to the Legislature and training to legislative employees, and

WHEREAS, Martha Bass has set, by example, a professional and personal standard of excellence which has been an inspiration to all who know her, and

WHEREAS, her cheerfulness, her willingness to listen, her modesty, her loyalty, her courteousness, and her integrity remained constant and unwavering during the hectic pace of each session, and

WHEREAS, Martha Bass has given unselfishly of her time and energies to promote the image and status of government attorneys, having been an organizer and a charter member of the Florida Government Bar Association, and having been elected to serve as secretary, treasurer, vice president, and president of that association, and

WHEREAS, Martha Bass has devoted herself to her family, her church, and this state, and

WHEREAS, on the occasion of her retirement, it is fitting that the Florida Senate honor her, NOW, THEREFORE,

Be It Resolved by the Senate of the State of Florida:

That Martha Atwater Bass is hereby recognized, commended, and praised for her dedicated service to the Senate, the Legislature, and the state.

BE IT FURTHER RESOLVED that a copy of this resolution, with the seal of the Senate affixed, be presented to Martha Atwater Bass as a tangible token of the sentiments of the Florida Senate.

—was read the first time by title. On motion by Senator Barron, SR 1116 was read the second time in full and adopted. The vote on adoption was:

Yeas—39

Mr. President	Fox	Jenne	Myers
Barron	Frank	Jennings	Neal
Beard	Gersten	Johnston	Plummer
Carlucci	Girardeau	Kirkpatrick	Rehm
Castor	Gordon	Langley	Scott
Childers, D.	Grant	Malchon	Thomas
Childers, W. D.	Grizzle	Mann	Thurman
Crawford	Hair	Margolis	Vogt
Deratany	Henderson	McPherson	Weinstein
Dunn	Hill	Meek	

Nays—None

The Senate stood for a moment of silent prayer in memory of former Senator Robert Williams of Graceville.

On motion by Senator Meek, the rules were waived and SCR 1034 was ordered immediately certified to the House.

CORRECTION AND APPROVAL OF JOURNAL

The Journal of May 1 was corrected and approved.

CO-INTRODUCERS

Senator Gordon—SB 62; Senator Deratany—SB 317; Senator Myers—SB 438; Senator McPherson—CS for SB 504; Senator Gersten—SB 550

ADJOURNMENT

Senator Barron moved that the Senate stand in recess for the purpose of holding committee meetings and conducting other Senate business until Tuesday, May 8 at 9:00 a.m. The motion was adopted.

Pursuant to the motion by Senator Barron, the Senate recessed at 11:17 a.m. to reconvene at 9:00 a.m., Tuesday, May 8.