



# Journal of the Senate

Number 10

Wednesday, May 9, 1990

## CALL TO ORDER

The Senate was called to order by the President at 9:30 a.m. A quorum present—36:

Mr. President	Davis	Johnson	Plummer
Bankhead	Deratany	Kiser	Scott
Beard	Dudley	Langley	Souto
Brown	Forman	Malchon	Stuart
Bruner	Gardner	Margolis	Thomas
Casas	Gordon	McPherson	Thurman
Childers, D.	Grant	Meek	Weinstein
Childers, W. D.	Grizzle	Myers	Weinstock
Crenshaw	Jennings	Peterson	Woodson-Howard

Excused: Senators Diaz-Balart, Kirkpatrick and Walker

## PRAYER

The following prayer was offered by the Reverend Robert M. Gibbs, Pastor, John Wesley United Methodist Church, Tallahassee:

Gracious and compassionate God, we ask your blessing upon this day and upon this session of the Florida Senate. We pause a moment to acknowledge your generosity to us in the beauty and complex harmony of nature, and in the unity amid diversity of the human family.

We are so privileged to live in a state that has such an abundance of natural beauty and wonder, and that also contains so many different and varied people. We continue to learn every day from your creation and from your people about the constancy and connectedness of life. Keep us aware, O God, of the strength that is in our relatedness.

We seek your encouragement and inspiration for these Senators, O God. Give them energy for the long haul, renewed commitment to the tasks, humility for their responsibilities and wisdom for the decisions they will make. May this Senate be a model of unity amid diversity and of grace amid power. Amen.

## Consideration of Resolutions

On motion by Senator Jennings, by two-thirds vote SR 3148 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Jennings—

**SR 3148**—A resolution honoring Erin Berthold for her winning entry in the statewide "Smoke-Free Class of 2000" poster contest.

WHEREAS, the State Coalition on Smoking OR Health is comprised of the American Cancer Society, Florida Division, the American Lung Association of Florida, and the American Heart Association, Florida Affiliate, and

WHEREAS, the State Coalition on Smoking OR Health is sponsoring the Smoke-Free Class of 2000 project, which is a 12-year education and awareness program to combat smoking which began with last year's first graders, and

WHEREAS, it is hoped that these students will be the first classes to graduate smoke-free, and free of smoking-induced illness, and

WHEREAS, this year the State Coalition, in conjunction with the Florida Medical Association and the state Department of Education, sponsored a statewide poster contest for the Class of 2000 project open to all second-grade students, and

WHEREAS, each school selected a poster, and from these posters each school district selected a poster to be sent to Tallahassee for final judging, and

WHEREAS, fifty-three county school districts participated in the contest, the judging of which was completed on March 8, 1990, and

WHEREAS, the winning entry was drawn by Miss Erin Berthold, age 7, from Ventura Elementary School, Orange County School District, illustrating the theme "What It Means to be Healthy and Smoke-Free," NOW, THEREFORE,

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

That Erin Berthold be congratulated for winning the statewide poster contest and for drawing a poster that portrays the ideal of being "Healthy and Smoke-Free" so well.

BE IT FURTHER RESOLVED that a copy of this resolution, signed by the President of the Senate, with the Seal of the Senate affixed, be presented to Miss Erin Berthold as a tangible token of the congratulations, and the best wishes, of this body.

—was taken up out of order by unanimous consent, read the second time in full and adopted.

Senator Jennings introduced the following guests who were seated in the chamber: Erin Berthold, poster contest winner; Mark and Victoria Berthold, her parents; Eric, her brother; Kathleen Sanborn, Assistant Principal, Ventura Elementary School; and Cathy Cauchois, Erin's second grade teacher.

Upon request of the President, Senator Jennings escorted Erin, Mr. and Mrs. Berthold, Eric, Ms. Sanborn and Mrs. Cauchois to the rostrum where Erin was presented a copy of the resolution.

On motion by Senator Souto, by two-thirds vote SR 680 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Souto—

**SR 680**—A resolution recognizing May 9, 1990, as a day in honor of police officers who have lost their lives in the line of duty.

WHEREAS, this state is indebted to its police officers for bravely pursuing a dangerous career of fighting crime, and

WHEREAS, many police officers tragically lose their lives performing this public service, and

WHEREAS, it is appropriate that this body commemorate these citizens who have given their lives so honorably, NOW, THEREFORE,

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

That May 9, 1990, is recognized as a day to honor those police officers in the state who have lost their lives in the line of duty.

—was taken up out of order by unanimous consent, read the second time in full and adopted.

On motion by Senator Meek, by two-thirds vote SR 3146 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Meek—

**SR 3146**—A resolution honoring mothers.

WHEREAS, May 13, 1990, marks the seventh decade of formally honoring mothers, and

WHEREAS, this decade offers new hope for mothers in Eastern Europe and South Africa, and

WHEREAS, the strength and courage of mothers is today being tested in China and Lithuania, and

WHEREAS, mothers offer the tools their families need to succeed in the world, and

WHEREAS, without the leadership and encouragement of our mothers, we as individuals would be less likely to strive for lofty goals, and

WHEREAS, it is fitting that we honor all mothers for the hard work, guidance, and unconditional love that helped mold us into the individuals we are today, and

WHEREAS, it is fitting that we honor all mothers with a special day for all the special things they do that go by unnoticed, NOW, THEREFORE,

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

That we, the members of the Florida Senate, do now pause to honor the mothers in this state, nation, and world, and

BE IT FURTHER RESOLVED that we, individually, on this day express our deep love, respect, and admiration for all mothers, and especially for our own.

—was taken up out of order by unanimous consent, read the second time in full and adopted.

#### REPORTS OF COMMITTEES

The Committee on Rules and Calendar submits the following bills to be placed on the Special Order Calendar for Wednesday, May 9, 1990: CS for SB 1064, SB 1484, CS for SB 1260, SB 554, CS for SB 1378, SB 1280, CS for SB 1312, SB 1996, SB 1624, SB 1832, CS for SB 302, SB 46, CS for SB 234, SB 1354, SB 1710

Respectfully submitted,  
*James A. Scott, Chairman*

The Committee on Finance, Taxation and Claims recommends the following pass: CS for HB 3695 with 2 amendments

The bill was referred to the Committee on Appropriations under the original reference.

The Committee on Finance, Taxation and Claims recommends the following pass: CS for SB 1802

The bill was placed on the calendar.

The Committee on Finance, Taxation and Claims recommends a committee substitute for the following: SB 2980

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

#### FIRST READING OF COMMITTEE SUBSTITUTES

By the Committee on Judiciary-Criminal and Senator Grant—

**CS for SB 18**—A bill to be entitled An act relating to criminal penalties; amending s. 775.087, F.S.; adding controlled substance violations to the offenses punishable with mandatory penalties when committed while in possession of certain weapons; providing an effective date.

By the Committee on Judiciary-Criminal and Senator Johnson—

**CS for SB 914**—A bill to be entitled An act relating to victims' rights; creating s. 960.003, F.S.; providing legislative intent; providing for human immunodeficiency virus testing of persons charged with, convicted of, or incarcerated for certain sex offenses upon the request of the victims or guardians and for disclosure of test results to the victims or their guardians; providing limited exceptions; providing for victim counseling; providing for post-conviction testing orders and disclosure of results and for disclosure of results of testing during incarceration; amending s. 951.27, F.S., to authorize disclosure of human immunodeficiency virus test results obtained under that section to victims or their guardians; providing for retroactive applicability with respect to testing previously performed on inmates; amending s. 381.609, F.S., relating to testing for human immunodeficiency virus, to conform; providing severability; providing an effective date.

By the Committee on Judiciary-Criminal and Senator Gardner—

**CS for SB 1004**—A bill to be entitled An act relating to controlled substance violations; amending s. 893.13, F.S.; providing for an additional

assessment for specified violations, to be used by the statewide criminal analysis laboratory system; reenacting ss. 142.01, 142.03, F.S., relating to county fine and forfeiture funds, to incorporate said amendment in references thereto; amending ss. 893.16 and 921.187(1)(k), F.S., relating to assessments for drug abuse programs and sentencing alternatives, to conform; amending s. 943.361, F.S.; providing for use and appropriation of funds collected by imposition of the additional assessment; providing an effective date.

By the Committee on Judiciary-Criminal and Senators Bankhead and Thurman—

**CS for SB's 1120 and 2610**—A bill to be entitled An act relating to victims of crimes; amending s. 960.001, F.S.; authorizing presence of a victim advocate during depositions of a victim; providing that guidelines adopted under said section also apply to crimes or delinquent acts committed by minors; creating s. 960.003, F.S.; providing intent; providing that a victim has a right to be present throughout judicial proceedings, notwithstanding provisions excluding witnesses; providing circumstances for removal of victim; amending s. 960.01, F.S.; revising applicability of short title; amending s. 960.03, F.S.; redefining "crime" for purposes of victims' rights and crimes compensation; providing applicability of definitions; amending s. 960.04, F.S.; revising eligibility for crimes compensation awards; amending s. 39.12, F.S.; providing that victims and certain others may examine records of juvenile delinquency proceedings; amending s. 39.408, F.S.; requiring that the victim and certain others receive notice of hearings in dependency cases; amending s. 119.07, F.S.; providing confidentiality of specified information contained in victim impact statements; providing for future review and repeal; amending s. 415.508, F.S.; specifying when a guardian ad litem must be appointed in child abuse or neglect cases; specifying powers and duties of the guardian ad litem; amending s. 918.16, F.S.; providing that victim or witness advocates may be present when a person under age 16 testifies concerning a sex offense; amending s. 921.001, F.S.; expanding the Sentencing Commission; providing for appointment of a victim advocate member; amending s. 947.146, F.S.; providing for examination of victim impact statements by the Control Release Authority; requiring the Executive Office of the Governor to study and report on specified issues; providing an appropriation; amending s. 960.13, F.S.; offsetting payments made by offenders to victims from victim compensation awards under certain circumstances; reenacting s. 960.07(1), F.S., to incorporate the amendment to s. 960.04, F.S., in a reference thereto; providing an effective date.

By the Committee on Judiciary-Criminal and Senator Johnson—

**CS for SB 1322**—A bill to be entitled An act relating to civil actions; amending s. 895.05, F.S.; providing that a final judgment or decree in favor of the state in any criminal proceeding estops the criminal defendant in subsequent civil actions as to specified matters; providing an effective date.

By the Committee on Judiciary-Criminal and Senator Weinstein—

**CS for SB 1654**—A bill to be entitled An act relating to state military personnel and property; amending s. 901.15, F.S.; granting arrest and law enforcement powers to military law enforcement officers of the Florida National Guard; directing the Adjutant General to prescribe training; amending s. 250.10, F.S.; requiring the Adjutant General of the state to provide military police and security guards at certain state military reservations and armories; providing an effective date.

By the Committee on Judiciary-Criminal and Senator Diaz-Balart—

**CS for SB 2470**—A bill to be entitled An act relating to weapons and firearms; amending s. 790.065, F.S.; specifying duties of the Department of Law Enforcement in conducting record checks of potential buyers or transferees of firearms; providing for nonapproval effective upon disposition of a criminal arrest or charge; expanding authority of the department to retain records; removing a limitation on the retention period; prohibiting a person from acquiring a firearm for the use of a person prohibited from possessing or receiving a firearm; providing penalties; exempting transactions related to official law enforcement purposes from provisions relating to sale or delivery of firearms; amending s. 790.06, F.S.; requiring concealed weapons licenses to contain color photographs of licensees; requiring submission of a specified color photograph with the application for such license; providing for expiration; amending ch. 89-191, Laws of Florida; specifying use of funds remaining after satisfying the purposes of an appropriation; providing an effective date.

By the Committee on Judiciary-Criminal and Senator Beard—

**CS for SB 2484**—A bill to be entitled An act relating to crime prevention; amending s. 896.101, F.S.; prohibiting conducting or attempting to conduct a financial transaction involving property represented by a law enforcement officer or a person acting under the direction of a law enforcement officer to be the proceeds of, or to be used for, certain unlawful activity; amending s. 895.02, F.S.; redefining the term "racketeering activity" to include offenses related to financial transactions and witness tampering; providing penalties; providing an effective date.

By the Committee on Judiciary-Criminal and Senator Langley—

**CS for SB 2598**—A bill to be entitled An act relating to bribery; creating s. 838.15, F.S.; establishing the offense of commercial bribe receiving, and providing felony penalties; creating s. 838.16, F.S.; establishing the offense of commercial bribery, and providing felony penalties; reenacting ss. 772.102(1)(a)24., 895.02(1)(a)26., F.S., relating to civil remedies for criminal practices and the Florida R.I.C.O. Act, to incorporate the amendment to ch. 838, F.S., in references thereto; amending ss. 112.3173, 121.091, F.S., to exclude such offense from provisions which require forfeiture of retirement rights and benefits under public retirement systems; providing an effective date.

#### MOTIONS RELATING TO COMMITTEE REFERENCE

On motion by Senator Scott, by two-thirds vote CS for SB 2194 was withdrawn from the Committee on Education.

On motions by Senator Margolis, by two-thirds vote CS for HB 3695 and SB 2980 were withdrawn from the Committee on Appropriations.

#### MESSAGES FROM THE GOVERNOR AND OTHER EXECUTIVE COMMUNICATIONS

##### Appointments Subject to Confirmation by the Senate:

The Secretary of State has certified that pursuant to the provisions of Section 114.05, Florida Statutes, certificates subject to confirmation by the Senate had been prepared for the following:

<i>Office and Appointment</i>	<i>For Term Ending</i>
Florida Black Business Investment Board Appointee: Collins, Tony, St. Petersburg	09/30/92
Board of Building Codes and Standards Appointees: Bosak, Frank M., Bradenton Petro, Dannel J., Orlando	02/07/93 01/30/91
Florida Citrus Commission Appointee: Barwick, Irvin, Groveland	05/31/93
Construction Industry Licensing Board Appointee: Rittenhouse, Diane, Pensacola	09/30/93
Board of Cosmetology Appointee: Newsome, Ann, Niceville	01/01/94
Electrical Contractors' Licensing Board Appointees: Nicks, David G., Boynton Beach Traylor, Jack H., Boca Raton	12/17/93 12/17/93
Board of Professional Engineers Appointee: England, James E., Jacksonville	12/20/93
Board of Hearing Aid Specialists Appointee: Hoffmeyer, C. B., Jr., Hudson	07/30/90
Florida Commission on Human Relations Appointee: Lewis, Stella M., Orlando	09/30/93
State Board of Independent Postsecondary Vocational, Technical, Trade, and Business Schools Appointees: Dimbath, Merle F., Sr., Palm City Rehberg, Jeanne H., Lake City	07/01/91 07/01/92
Board of Landscape Architecture Appointees: Pitts, Wayne H., Tampa Walsh, Bernard L., Jacksonville	03/04/94 03/04/94
<i>Office and Appointment</i>	
Marine Fisheries Commission Appointee: Burks, Barney B., Jr., Pensacola	08/01/90
Gulf States Marine Fisheries Commission Appointee: Tanzler, Hans G. III, Jacksonville	01/05/92
Board of Massage Appointee: Henderson, Mark C., Palm Beach Gardens	01/01/94
Board of Opticianry Appointee: Godwin, Eloise R., Pensacola	12/26/93
Public Employees Relations Commission Appointee: Munroe, Sally Gail, Tallahassee	01/01/93
North Central Florida Regional Planning Council, Region 3 Appointee: Howard, William W., Live Oak	10/01/92
Northeast Florida Regional Planning Council, Region 4 Appointee: Soforenko, M. O., Jacksonville	10/01/92
Withlacoochee Regional Planning Council, Region 5 Appointee: Williams, Isaac W., Jr., Ocala	10/01/92
Southwest Florida Regional Planning Council, Region 9 Appointee: Oates, Edward J., Jr., Naples	10/01/92
State Retirement Commission Appointee: Holloway, McGlade L., DeLeon Springs	12/31/93
Board of Trustees of the John and Mable Ringling Museum of Art Appointee: Duda, Emily June, Oviedo	11/05/93
Florida Seed Capital Board Appointee: Monteleone, Raymond, Hollywood	03/01/94
Jacksonville Transportation Authority Appointee: Brodsky, Ernest N., Jacksonville	05/31/94
Big Cypress Basin Board of the South Florida Water Management District Appointees: Hermanson, George H., Naples Rautio, Joyceanna "JA", Naples	03/01/93 03/01/93
Coastal Rivers Basin Board of the Southwest Florida Water Management District Appointee: Buckner, Robert A., Brooksville	03/01/93
Hillsborough River Basin Board of the Southwest Florida Water Management District Appointee: Mayer, George A. III, Lutz	03/01/91
Manasota Basin Board of the Southwest Florida Water Management District Appointees: Bryant, Calvin, Sarasota Rathke, Edwin T., Sarasota	03/01/93 03/01/93
Peace River Basin Board of the Southwest Florida Water Management District Appointees: Durrance, Larry W., Bowling Green Stringfellow, Keightley G., Alturas	03/01/93 03/01/92
Withlacoochee River Basin Board of the Southwest Florida Water Management District Appointee: Rowe, Jack D., Sumterville	03/01/93
<b>Referred to the Committee on Executive Business.</b>	
<b>MESSAGES FROM THE HOUSE OF REPRESENTATIVES</b>	
<b>First Reading</b>	
<i>The Honorable Bob Crawford, President</i>	
I am directed to inform the Senate that the House of Representatives has passed HB 853 and requests the concurrence of the Senate.	
<i>John B. Phelps, Clerk</i>	
By Representative Kelly—	
<b>HB 853</b> —A bill to be entitled An act relating to home health agencies; amending s. 400.487, F.S.; deleting a biweekly telephone assessment of home health patient services; providing an effective date.	
(Substituted for SB 1280 on the special order calendar this day.)	

**SPECIAL ORDER**

**CS for SB 1064**—A bill to be entitled An act relating to false and fraudulent acts; creating s. 817.025, F.S.; prohibiting home or private business invasion by false personation or representation with intent to commit a felony; providing criminal penalties; amending s. 817.234, F.S.; defining the term “insurer” and broadening the scope of fraudulent acts committed against any insurer; providing an effective date.

—was read the second time by title. On motion by Senator Casas, by two-thirds vote CS for SB 1064 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Deratany	Langley	Souto
Beard	Dudley	Malchon	Stuart
Brown	Forman	Margolis	Thomas
Bruner	Gardner	McPherson	Thurman
Casas	Grant	Meek	Weinstein
Childers, D.	Grizzle	Myers	Weinstock
Childers, W. D.	Jennings	Peterson	Woodson-Howard
Crenshaw	Johnson	Plummer	
Davis	Kiser	Scott	

Nays—None

Vote after roll call:

Yea—Gordon

**SB 1484**—A bill to be entitled An act relating to inmates of the state correctional system; amending s. 944.09, F.S.; requiring the Department of Corrections to adopt rules to require inmates to pay postage costs for certain types of mail they send, under certain circumstances; amending s. 944.516, F.S.; authorizing the department to use moneys from an inmate’s trust account to pay such postage costs, under certain circumstances; providing an effective date.

—was read the second time by title. On motion by Senator Bruner, by two-thirds vote SB 1484 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—34

Mr. President	Deratany	Kiser	Scott
Bankhead	Dudley	Langley	Souto
Beard	Forman	Malchon	Stuart
Brown	Gardner	Margolis	Thomas
Bruner	Gordon	McPherson	Thurman
Casas	Grant	Meek	Weinstein
Childers, W. D.	Grizzle	Myers	Woodson-Howard
Crenshaw	Jennings	Peterson	
Davis	Johnson	Plummer	

Nays—None

Vote after roll call:

Yea—Weinstock

**CS for SB 1260**—A bill to be entitled An act relating to elevators; amending s. 399.01, F.S.; redefining the terms “alteration,” “elevator,” and “service maintenance contract”; amending s. 399.02, F.S.; providing for the adoption of a safety code for elevators and escalators; excluding certain equipment from regulation under ch. 399, F.S.; removing the confidentiality requirement for contract reports; requiring a certificate of insurance to be kept on file; amending s. 399.035, F.S.; revising certain standards relating to accessibility for the physically handicapped; exempting certain existing elevators from regulation; amending s. 399.05, F.S.; providing for maintenance of certain insurance coverage; prescribing approval requirements with respect to alteration of an elevator; providing for inspection of alterations; amending s. 399.061, F.S.; prescribing a timetable for regular inspection of elevators; amending s. 399.07, F.S.; providing for a fee schedule for renewal of certification; amending s. 399.13, F.S.; prescribing records which a municipality must maintain; providing an effective date.

—was read the second time by title.

Senator Crenshaw moved the following amendments which were adopted:

**Amendment 1**—On page 3, line 23, after the comma (,) insert: *which shall only apply to the installation, relocation, or alteration of an elevator for which a permit has been issued after October 1, 1990, which shall be*

**Amendment 2**—On page 8, strike all of lines 18-20 and insert: *finished floor. Doors may close in accordance with the latest edition or*

**Amendment 3**—On page 11, line 30, after “amended” insert: *, subsections (4) and (5) are renumbered as subsections (5) and (6), respectively, and a new subsection (4) is added to said section,*

**Amendment 4**—On page 12, between lines 18 and 19, insert:

(3) The certificate of operation shall contain the text of s. 823.12, relating to the prohibition against smoking in elevators.

(4) *In addition to subsection (3), the designation “NO SMOKING” along with the international symbol for no smoking shall be conspicuously displayed within the interior of the elevator in the plain view of the public.*

**Amendment 5**—On page 12, lines 21-31, and on page 13, lines 1-12, strike all of said lines and insert:

399.13 Delegation of authority to municipalities or counties.—

(1) The division may enter into contracts with municipalities or counties under which such municipalities or counties will issue construction permits, temporary operation permits, and certificates of operation; will provide inspection of elevators; and will enforce the Elevator Safety Code, as required by this chapter. Each such agreement shall include a provision that the municipality or county shall *maintain for inspection by the division copies of all applications for permits issued, a copy of each inspection report issued, and proper records showing the number of certificates of operation issued* ~~promptly to the division a copy of each permit and certificate issued by it and a copy of each inspection report made by it;~~ shall include a provision that each required inspection be conducted by the holder of a certificate of competency issued by the division; and may include such other provisions as the division deems necessary.

(2) The division may make inspections of elevators in such municipality or county for the purpose of determining that the provisions of this chapter are being met and may cancel the contract with any municipality or county which the division finds has failed to comply with such contract or the provisions of this chapter. *The amendments to chapter 399 by this act shall apply only to the installation, relocation, or alteration of an elevator for which a permit has been issued after October 1, 1990.*

**Amendment 6**—In title, on page 1, line 26, after “maintain;” insert: *prescribing application;*

**Amendment 7**—In title, on page 1, line 24, after “certification;” insert: *providing for no smoking signs;*

On motion by Senator Crenshaw, by two-thirds vote CS for SB 1260 as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—35

Mr. President	Davis	Johnson	Plummer
Bankhead	Deratany	Kiser	Souto
Beard	Dudley	Langley	Stuart
Brown	Forman	Malchon	Thomas
Bruner	Gardner	Margolis	Thurman
Casas	Gordon	McPherson	Weinstein
Childers, D.	Grant	Meek	Weinstock
Childers, W. D.	Grizzle	Myers	Woodson-Howard
Crenshaw	Jennings	Peterson	

Nays—None

Consideration of **SB 554** was deferred.

Motion to Introduce Bill

Senator Gordon moved that the rules be waived and the following bill be introduced notwithstanding the fact that the final day had passed for introduction of bills:

A bill to be entitled An act relating to Insurance Premium Tax

The motion and the bill were referred to the Committee on Rules and Calendar.

SPECIAL ORDER, continued

Consideration of CS for SB 1378 was deferred.

On motions by Senator Meek, by two-thirds vote—

HB 853—A bill to be entitled An act relating to home health agencies; amending s. 400.487, F.S.; deleting a biweekly telephone assessment of home health patient services; providing an effective date.

—a companion measure was substituted for SB 1280 and by two-thirds vote read the second time by title. On motion by Senator Meek, by two-thirds vote HB 853 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Table with 4 columns: Mr. President, Deratany, Kiser, Souto. Lists names of senators and their positions.

Nays—None

CS for SB 1312—A bill to be entitled An act relating to insurance; amending s. 624.411, F.S.; specifying the deposit requirements for foreign insurers; providing an effective date.

—was read the second time by title. On motion by Senator Grant, by two-thirds vote CS for SB 1312 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—37

Table with 4 columns: Mr. President, Deratany, Kiser, Souto. Lists names of senators and their positions.

Nays—None

Consideration of SB 1996 was deferred.

SB 1624—A bill to be entitled An act relating to convention development taxes; amending s. 212.0305, F.S.; expanding the allowable purposes for which a municipality may use the convention development tax revenues; providing an effective date.

—was read the second time by title. On motion by Senator Bankhead, by two-thirds vote SB 1624 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Table with 4 columns: Mr. President, Casas, Deratany, Gordon. Lists names of senators and their positions.

Table with 4 columns: Kiser, Meek, Scott, Thurman. Lists names of senators.

Nays—None

SB 1832—A bill to be entitled An act relating to weapons and firearms; amending s. 790.06, F.S.; adding supreme court justices and judges of the district courts of appeal to the requirement for expedited licensing to carry a concealed weapon or firearm; providing an effective date.

—was read the second time by title.

Senator Grant moved the following amendments which were adopted:

Amendment 1—On page 1, strike everything after the enacting clause and insert:

Section 1. No county court judge, circuit court judge, district court of appeals judge, or justice of the supreme court shall be required to comply with the provisions of section 790.06, Florida Statutes.

Section 2. Paragraph (g) of subsection (6) of section 790.06, Florida Statutes, as created by chapter 89-60, Laws of Florida, is hereby repealed.

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

Amendment 2—In title, on page 1, strike everything before the enacting clause and insert: A bill to be entitled An act relating to concealed weapons; providing that certain judges and justices are not required to comply with s. 790.06, F.S.; repealing s. 790.06(6)(g), F.S., relating to licenses to carry concealed weapons or firearms issued to circuit or county judges; providing an effective date.

On motion by Senator Grant, by two-thirds vote SB 1832 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: Mr. President, Davis, Johnson, Plummer. Lists names of senators and their positions.

Nays—None

CS for SB 302—A bill to be entitled An act relating to criminal penalties; amending s. 775.0823, F.S.; establishing mandatory minimum penalties for persons convicted of murder, manslaughter, kidnapping, aggravated battery, and aggravated assault of justices and judges; amending s. 944.277, F.S.; prohibiting the granting of provisional credits to inmates convicted of committing certain offenses against justices and judges; amending s. 947.146, F.S.; prohibiting the granting of a control release date to inmates convicted of committing certain offenses against justices and judges; providing an effective date.

—was read the second time by title. On motion by Senator D. Childers, by two-thirds vote CS for SB 302 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—35

Table with 4 columns: Mr. President, Davis, Jennings, Scott. Lists names of senators and their positions.

Nays—None

**SB 1996**—A bill to be entitled An act relating to insurance; amending s. 627.351, F.S.; increasing the maximum surplus as to policyholders that certain members of the windstorm risk apportionment plan may have in order to qualify as a limited apportionment company; providing an effective date.

—was read the second time by title. On motion by Senator W. D. Childers, by two-thirds vote SB 1996 was read the third time by title, passed and certified to the House. The vote on passage was:

Yeas—36

Mr. President	Davis	Jennings	Peterson
Bankhead	Deratany	Johnson	Plummer
Beard	Dudley	Kiser	Souto
Brown	Forman	Langley	Stuart
Bruner	Gardner	Malchon	Thomas
Casas	Girardeau	Margolis	Thurman
Childers, D.	Gordon	McPherson	Weinstein
Childers, W. D.	Grant	Meek	Weinstock
Crenshaw	Grizzle	Myers	Woodson-Howard

Nays—None

On motion by Senator W. D. Childers, the rules were waived and **SB 1996** was ordered immediately certified to the House.

**CS for SB 1378**—A bill to be entitled An act relating to weapons and firearms; amending s. 790.001, F.S.; amending the definition of “destructive device,” and reenacting ss. 775.087(2)(a) and 790.145(1), F.S., relating to mandatory minimum sentencing and possession of weapons in pharmacies, to incorporate said amendment in references thereto; amending s. 790.161, F.S.; revising penalty provisions relating to destructive devices and adding as an element of the offense that it be willful and unlawful; amending ss. 790.1615 and 790.162, F.S., to conform; amending s. 790.165, F.S.; revising the definition of “hoax bomb” and excepting security personnel from certain penalty provisions; creating s. 790.1612, F.S.; providing authorization for certain governmental manufacture, possession, and use of destructive devices; providing an effective date.

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

Yeas—36

Mr. President	Deratany	Johnson	Plummer
Beard	Dudley	Kiser	Scott
Brown	Forman	Langley	Souto
Bruner	Gardner	Malchon	Stuart
Casas	Girardeau	Margolis	Thomas
Childers, D.	Gordon	McPherson	Thurman
Childers, W. D.	Grant	Meek	Weinstein
Crenshaw	Grizzle	Myers	Weinstock
Davis	Jennings	Peterson	Woodson-Howard

Nays—None

Vote after roll call:

Yea—Bankhead

**Motion**

On motion by Senator Scott, Rule 10.2 was waived to permit certain guests in the chamber to participate in the annual Senate Reunion.

**Senate Reunion**

The President requested that former Senate Presidents Randolph Hodges, Mallory Horne and Philip Lewis join him at the rostrum.

The following former members of the Senate in attendance for the 1990 Senate Reunion were welcomed by the President:

Tom Adams, Dick Anderson, Lynwood Arnold, C. W. (Bill) Beaufort, Wilbur H. Boyd, John R. Broxson, Lawton M. Chiles, Jr., C. Welborn Daniel, Fred O. Dickinson, Edgar M. Dunn, Jr., Vince Fechtel, Jr., George Firestone, Roberta Fox, Elmer O. Friday, Jr., Thomas M. Gallen, Joseph M. (Joe) Gersten, Jim Glisson, Bill Gorman, Horry Hair, Mattox Hair, Warren S. Henderson, Cliff Herrell, Randolph Hodges, Mallory E. Horne, Beth Johnson, Thomas H. Johnson, Gerald A. Lewis, Philip D. Lewis, Kenneth H. (Buddy) MacKay, Jr., Hal Y. Maines, Franklin B.

Mann, Clark Maxwell, Jr., John M. McCarty, David H. McClain, Maurice McLaughlin, T. Truett Ott, Kenneth A. Plante, Gerald S. (Jerry) Rehm, Richard (Dick) Renick, J. B. Rodgers, Jr., Bob Saunders, Henry B. Saylor, Robert L. (Bob) Shevin, Tom Slade, Bruce Smathers, Russell E. Sykes, Jon Thomas, John T. Ware, Tom Whitaker and Lori Wilson.

The following special guests were also welcomed:

LeRoy Adkison, former Sergeant at Arms  
Tommy Burns, Leila Cofield and Shirley Gwynn, former Senate staff  
Mrs. Mabel McArthur, widow of Senator Alexander G. McArthur;  
and Sandy McArthur, nephew of Senator McArthur, and his wife Sharon  
Allen Morris, Historian and former Clerk of the House of Representatives  
Mrs. Helen Rawls and JoLen Rawls Wolf, wife and daughter of Senator John Rawls

**Memorial Resolutions**

Senator Scott offered the following eulogy based upon the poem *Around the Corner* by Charles Hanson Towne:

Around the corner lives my friend Jim  
And many's the time I think of him.  
Yet days go by, and weeks rush on,  
And before I know it a year is gone,  
And I never see my old friend's face,  
For Life is a swift and terrible race.  
He knows I like him just as well  
As in the days when I rang his bell  
And he rang mine. We were younger then,  
And now we are busy, tired men:  
Tired with playing a foolish game,  
Tired with trying to make a name.  
“Tomorrow,” I say, “I will call on Jim,  
Just to show that I’m thinking of him.”  
But tomorrow comes—and tomorrow goes,  
And the distance between us grows and grows  
Around the corner!—yet miles away. . .  
“Here’s a telegram, sir. . .”  
“Jim died today.”  
And in this great city that has no end  
Around the corner, a vanished friend.

On motion by Senator Scott, by unanimous consent—  
By Senators Scott and Weinstein—

**SR 3186**—A resolution commending the late former Senator Charles H. Weber for his legislative and community service.

WHEREAS, Charles H. “Chuck” Weber was born October 5, 1923, in Detroit, Michigan, and

WHEREAS, Chuck Weber served his country during World War II in the United States Army, and

WHEREAS, upon returning home after the war, he entered the University of Detroit and graduated cum laude in 1947 with a Bachelor of Science degree, and

WHEREAS, Chuck married Miss Elaine M. Zanger of Detroit, and in 1951 the couple relocated to Ft. Lauderdale, and

WHEREAS, the Weber’s have six children, Judith Ann, Susan Joy, Charles Henry, Thomas Michael, Carol Joanne, and Laura Anne, and

WHEREAS, in 1967, Chuck ran for, and was elected as, Senator from the thirty-seventh district, and

WHEREAS, former Senator Weber served the thirty-seventh district until 1974, and

WHEREAS, Chuck Weber served his community as vice president of the Ft. Lauderdale Junior Chamber of Commerce, vice president of the Ft. Lauderdale Chamber of Commerce, president of the Ft. Lauderdale Board of Realtors, vice president of the Florida Association of Realtors, and a member of the Ft. Lauderdale Planning and Zoning Board, NOW, THEREFORE,

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

That the late former Senator Charles "Chuck" Weber be commended for his exemplary record of public service to his country, to his state, and to his community, and that this body expresses its sincere regrets at his passing.

BE IT FURTHER RESOLVED that a copy of this resolution, signed by the President, with the Seal of the Senate affixed, be transmitted to Mrs. Elaine Weber, widow of the late former Senator from the thirty-seventh district, as a tangible token of the esteem in which her husband is held by this body.

—was introduced out of order and read by title. On motion by Senator Scott, SR 3186 was read the second time in full and adopted.

On motion by Senator Thomas, by unanimous consent—

By Senator Walker—

**SR 3184**—A resolution honoring former Senator W. E. Bishop for his years of legislative and community service.

WHEREAS, Waldo Emerson Bishop was born on January 14, 1915, in Aucilla, Florida, and

WHEREAS, W. E. Bishop lived most of his life in Lake City, and

WHEREAS, W. E. attended the University of Florida and earned a Bachelor of Science Degree in agriculture in 1937 and, following his return from World War II, earned a Master's degree in 1948, and

WHEREAS, he served his country during World War II as a navigator in the United States Navy in the Pacific Theater and participated in the occupation of Japan, and

WHEREAS, he was elected to the Florida House of Representatives in 1954 and was elected to the Florida Senate in 1956 where he served 2 years, and

WHEREAS, after a hiatus of 12 years, he ran again for the Florida Senate and was again elected and served through the 1972 session, and

WHEREAS, former Senator W. E. Bishop was instrumental in the establishment of the state's junior college system and the School of Veterinary Medicine at the University of Florida and was a member of the Columbia County Park and Recreation Board that first urged the state, in 1963, to establish Ichetucknee Springs as a state park, and

WHEREAS, W. E. Bishop served his community in a multitude of ways, including as president of the Lake City/Columbia County Chamber of Commerce, as president of the Lake City Board of Realtors, as a trustee of Lake City Community College, as a founding member and director of the Columbia Council on Aging, and as a trustee of the Stephen Foster Memorial, and

WHEREAS, W. E. Bishop was married to the former Virginia Hodges of Jasper, and the couple have two children, W. E., Jr., and Mrs. Diane B. White, and nine grandchildren, NOW, THEREFORE,

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

That this body pause in its deliberations and honor the memory of former Senator W. E. Bishop for his years of service to his country, to his state, and to his community; a record of service for which any man can be proud.

BE IT FURTHER RESOLVED that a copy of this resolution, signed by the President, with the Seal of the Senate affixed, be transmitted to Mrs. Virginia Bishop, the widow of the late former Senator W. E. Bishop, as a tangible token of the sentiments expressed herein and a lasting reminder of the esteem in which her late husband is held by this body.

—was introduced out of order and read by title. On motion by Senator Walker, SR 3184 was read the second time in full and adopted.

On motion by Senator Thurman, by two-thirds vote SR 3166 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Thurman—

**SR 3166**—A resolution honoring the memory of former State Senator L. K. Edwards, Jr.

WHEREAS, Lawrence Kirkland Edwards, Jr., a third-generation Floridian, was born to Lawrence Kirkland Edwards, Sr., and Inez Mathews Edwards, on June 22, 1917, at the Irvine ranch in Marion County that had been in his family since before the Civil War, and

WHEREAS, L. K. Edwards, Jr., was graduated from Ocala High School and, in 1939, from the University of Florida College of Agriculture from which he earned a B.S.A. degree in animal husbandry, and

WHEREAS, he married the former Marjorie Griggs of Irvine, successfully engaged in crate manufacturing, lumber, pulpwood, mercantile, livestock, and farming businesses in Marion County, and helped organize the First Marion Bank and served as president of the Florida Independent Bankers Association, and

WHEREAS, L. K. Edwards, Jr., early became a powerful political figure, becoming Chairman of the Marion County Democratic Party in 1947 and being elected to the Senate from the 20th district in 1954, in which body he served a total of 14 years; and he is described, in political circles, as the "last of the Pork Choppers in the Florida Senate," and

WHEREAS, he was a lifetime member of the First Baptist Church of McIntosh, becoming an ordained deacon of that church at the age of 21 and later serving as president of the Florida Baptist Brotherhood and on the executive committee of the Southern Baptist Convention, the highest office in that church for a layman, and

WHEREAS, "L. K." served as Postmaster of Irvine for many years and was a member of the Masons, Shrine, Elks, Moose, Kiwanis, and Woodmen of the World, and

WHEREAS, on August 11, 1989, former State Senator L. K. Edwards, Jr., departed this life at his home in Irvine, where he had been born 72 years before, and was survived by his wife, Marjorie; two daughters, Martha Jane and Elizabeth Ann; two sons, L. K. III and John Martin; 11 grandchildren; and 3 great grandchildren, NOW, THEREFORE,

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

That this legislative body does pause in its deliberations to pay its respects to the late former Senator L. K. Edwards, Jr.

BE IT FURTHER RESOLVED that copies of this resolution, signed by the President of the Senate, with the Seal of the Senate affixed, be presented to Mrs. Marjorie Edwards, widow of L. K. Edwards, Jr., and to each of their four children, as lasting symbols of the esteem in which the memory of their loved one, Lawrence Kirkland Edwards, Jr., is held by the members of the Florida Senate.

—was taken up out of order by unanimous consent, read the second time in full and adopted.

On motion by Senator Thomas, by two-thirds vote SR 3168 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator Thomas—

**SR 3168**—A resolution commemorating the late former Senator Charley Eugene Johns and honoring him for his 30 years of public service.

WHEREAS, Charley Eugene Johns was born to Bradford County Sheriff Everett E. and Annie Pettit Johns on February 27, 1905, in a two-story, five-bedroom frame house in Starke, and

WHEREAS, Sheriff Johns moved his family to Nassau County where he became a deputy sheriff and was subsequently killed in the line of duty when Charley was but 9 months old, and

WHEREAS, Annie Pettit Johns moved her family back to Starke, which remained Charley's home all his adult life, and

WHEREAS, Charley E. Johns was elected to the House of Representatives in 1935, and ran for and was elected to the Senate in 1937, where he served until 1966, including 15 months as acting Governor, NOW, THEREFORE,

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

That this body pause in its deliberations on this day of reunion and commemorate the passing of one of its former members and pay its respects to former Senator Charley Eugene Johns, and that the Senate does hereby record this testimonial of esteem and bereavement:

IN MEMORIAM  
CHARLEY EUGENE JOHNS

Charley Johns was not born with a silver spoon in his mouth, nor in his hand. He lost his father, a deputy sheriff to a poacher's bullet when he

was still an infant. His mother worked hard to keep the family together and Charley was never ashamed of his poor childhood and, in fact, often commented that he never forgot from where he had come.

After attending the public school system in Starke, Charley went to the University of Florida with hopes of becoming an attorney. He did not finish, however, and soon after leaving college took a job with the railroad where he became a conductor. He soon met the beautiful Thelma Brinson, also of Starke, who became Mrs. Thelma Johns. They had two children, Markleyann, who now lives in Orlando, and Charley Jerome, of Starke.

Charley Johns' older brother, Markley, was elected to the Florida Senate and in 1933 died while Senate President-Designate. Charley ran for the House seat representing Bradford County in 1934 and was elected but only served one term. In 1937 he was elected to the Senate and in 1951 achieved his dream of being elected Senate President in honor of his brother Markley.

Still under the Constitution of 1885, when Governor Dan McCarty died in office in September 1953, Senate President Johns became Acting Governor Johns. When the Supreme Court ordered a special election in May 1954, to decide who would complete the remainder of Governor McCarty's term, Acting Governor Johns lost to Senator LeRoy Collins, and returned to the Senate where he served until 1966.

Governor Johns' administration, although short, was credited with building many new roads, opposing gambling, beefing up the state Highway Patrol and improving the state prison system. Back in the Senate, Senator Johns became chairman of the Senate Investigative Committee which was designed in part to root out communism, and later homosexuals, from the state university system. Later termed the "Johns Committee," Senator Johns eventually resigned from the investigative committee and, in retrospect, he said "I wish I'd never gotten into it."

Often a controversial figure, Senator Charley Johns was a member of the so-called "Pork Chop Gang" of North Florida Senators that for many years controlled the 38-member Senate. It was a title that the Senator from Starke was proud of, and he sometimes referred to himself as an "old pork chopper" who took care of his people. "They called us the pork chop gang because we came from small districts. They said we represented pine trees up here, but we did a lot of good," he said. With his defeat in 1965 following court-ordered reapportionment based on new population figures, the "Pork Chop Gang" lost its control of the Legislature.

When former Governor Collins was informed of his old adversary's passing, he recalled him as a hardworking politician loyal to his constituents. "He was always very personable and amiable," said Governor Collins, who also served many years in the Senate with former Governor and former Senator Charley Eugene Johns.

BE IT FURTHER RESOLVED that a copy of this resolution, signed by the President, with the Seal of the Senate affixed, be transmitted to Mrs. Thelma Johns, widow of Charley E. Johns, and Charley Jerome Johns, son of Charley E. Johns, as a tangible token of the sentiments expressed herein and a lasting symbol of the respect held for the former Senator from Starke.

—was taken up out of order by unanimous consent, read the second time in full and adopted.

On motion by Senator W. D. Childers, by two-thirds vote SR 3152 was withdrawn from the Committee on Rules and Calendar.

On motion by Senator W. D. Childers—

**SR 3152**—A resolution honoring former Senator Ben Hill Griffin, Jr., and expressing regret at his death.

WHEREAS, Ben Hill Griffin, Jr., was born to Ben Hill Griffin and Sarah Guignard Maxcy Griffin on October 20, 1910, in the middle of a hurricane, and

WHEREAS, Ben Hill, Jr., attended the Florida public school system and studied agriculture at the University of Florida, and

WHEREAS, through hard work and a keen business acumen, Ben Hill Griffin, Jr., became a leader in the Florida citrus industry and one of this country's wealthiest men, and

WHEREAS, Ben Hill Griffin, Jr., served his state in public life as well as private life by serving 12 years in the Legislature, NOW, THEREFORE,

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

That, on this day of reunion and remembrance, this body pause in its deliberations to honor one of its own and pay its respects to former Senator Ben Hill Griffin, Jr., and that the Florida Senate assembled in session does hereby express and record this testimonial of esteem and bereavement:

IN MEMORIAM  
BEN HILL GRIFFIN, JR.

Ben Hill Griffin, Jr., was born in the phosphate mining town of Tiger Bay, Florida, where his father worked for a mining company. During his years as a miner, Ben Hill, Sr., purchased land in Frostproof, a few acres at a time, and planted citrus groves on them. By 1917, after 20 years of mining phosphate, he took his family to Frostproof to begin, unbeknownst to him, a Griffin dynasty in citrus with 110 acres planted in orange and grapefruit trees. Ben Hill, Jr., was 6 years old at the time.

Little Ben Hill and his dad worked hard on their 110 acres, working the groves with a mule team and by hand. Ben Hill, Jr., recalled that grubbing out the palmettos to make room for the citrus trees was the hardest grove work he ever did, but those years proved invaluable. "I didn't know there was any other business but citrus," he said once, recalling his childhood.

Ben Hill, Jr., began school in Ft. Meade, continued in Lake Wales and Frostproof, and graduated from Frostproof High School. He went on to the University of Florida where he studied horticulture and entomology—"about bugs, diseases, fertilizers, soils, chemistry, biology. All that stuff," as he put it. He completed the program in 1933. He never forgot his alma mater. Ben Hill Griffin, Jr., became the University of Florida's greatest benefactor, donating more than \$14.7 million to that institution.

Shortly after graduating, on July 10, 1933, Ben Hill Griffin, Jr., married Miss Laura Frances Pearce. The Griffins have five children: Harriet, Sarah Jane, Lucy Anne, Ben Hill III, and Francie. As a wedding present, Ben Hill, Sr., gave his son 10 acres of citrus groves.

Over the next 11 years, Ben Hill, Jr., worked for other companies and growers, all the while adding to his own acreage by "just picking up a 5-acre grove here, a 10-acre grove there," he recalled. By the time he left the employ of others to run his own business full time, he owned hundreds of acres of citrus groves and a 10,000-acre cattle ranch.

Through the 1940's, Ben Hill, Jr., looked after his groves, selling oranges to the government during the war. In 1948 he purchased a packinghouse and went into the fresh fruit business, and in 1954 he purchased a canning plant and went into the juice business as well. Four years later, the Federal Trade Commission ordered Minute Maid to sell some of its assets in an antitrust action, and Ben Hill, Jr., never one to let an opportunity pass him by, bought its Frostproof concentrate plant and an old packinghouse that he converted into a fertilizer factory. By 1958, Ben Hill Griffin, Inc., was doing everything that could be done with citrus fruit: growing it, packing and shipping fresh fruit, canning juice, and making frozen concentrate.

In 1960, needing a steady supply of fruit for concentrate, he bought 4,400 more acres of groves, just in time for Hurricane Donna which destroyed 90 percent of his grapefruit and 50 percent of his oranges. Ben Hill, Jr.'s reaction was typical Ben Hill Griffin, "Hell, I took it in stride."

Like all citrus growers, Ben Hill Griffin, Jr., suffered from the vagaries of the weather, but unlike many he also benefited from them. Those who commented on his good luck were answered, "That's right—and the harder I work, the luckier I get."

Although committed to personally running his business, Ben Hill, Jr., found time for service to his community and the state he loved. In 1956, he was elected to the Florida House of Representatives, serving there until he ran for and was elected to the Florida Senate in 1964. Among his accomplishments in the Legislature, Senator Griffin was instrumental in passing the legislation that permitted Disney World to be built. He decided not to seek reelection in 1968 "because it was becoming a full-time job." Speaking of his tenure in the Legislature, he said, "I voted in practically all instances for what I thought was the betterment of the state and to hell with getting reelected. It's not a job, it's a privilege to go to Tallahassee and serve the people." In 1974, he ran an unsuccessful campaign for Governor.

Ben Hill, Jr., also served on the first board of directors of Florida Citrus Mutual and on its advisory committee. He was a member of the Shipper's Advisory Committee to the Grower's Administrative Committee, and he was president of the Florida Cattlemen's Association for 2 years. In addition, he was a member of both state and local Chambers of Commerce and a member and trustee of his local school board.

For many men, this would have been enough, but not for Ben Hill Griffin, Jr. His commitment to service continued with his memberships in fraternal associations. He was a Shriner, an Elk, a Mason of the Scottish Rite, and a member of Rotary.

Opinions of Ben Hill Griffin, Jr., be they from a colleague in the Legislature—"Honest and direct, a hard worker; if he promoted special interests like citrus and agriculture, it was out of an honest conviction"; or from a critic—"He wants to be the czar of the citrus industry, and, in his own way he probably has done more for the industry than any one person that I can think of"; or from a reporter—"He can't be bought unless it was with a cigar from a friend. Offer him \$10,000 trying to buy a favor, and he'd spit orange seeds at you and laugh"; all said the same things; Ben Hill Griffin, Jr., pioneer citrus baron, politician, and family man, was a man of boundless energy, a man of principle and integrity, and a man of humility.

He was inducted into the Citrus Hall of Fame; in 1983 he received the Distinguished Service Award, the highest honor bestowed on a private individual by the Department of Agriculture and Consumer Services for outstanding contributions to agriculture in Florida; and when, in 1989, he

was placed high on a list of the 400 wealthiest Americans by Forbes Magazine, the former Senator commented, "It doesn't affect my ego a damn bit. There are people who would give \$10,000 to get on that list. I wouldn't give 2 cents. I wouldn't give 1 cent."

Perhaps the Commissioner of Agriculture said it best when, on March 1, 1990, he was informed of the death that morning of his friend and colleague Ben Hill Griffin, Jr., at his home in Avon Park: "There is no way anyone will ever be able to assess the incredible contributions that this fine man has made to agriculture and to society."

BE IT FURTHER RESOLVED that a copy of this resolution, signed by the President of the Senate, with the Seal of the Senate affixed, be presented to Mr. Ben Hill Griffin III as a tangible token of the sentiments expressed herein and a lasting symbol of the esteem and respect of the members of the Florida Senate.

—was taken up out of order by unanimous consent, read the second time in full and adopted.

#### CORRECTION AND APPROVAL OF JOURNAL

The Journal of May 8 was corrected and approved.

#### RECESS

On motion by Senator Scott, the Senate recessed at 11:48 a.m. to reconvene at 9:00 a.m., Thursday, May 10.