

4-8-1969

## Session Law 69-370

Florida Senate & House of Representatives

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**LEGISLATIVE SUPPLEMENT "B" - SESSION LAW ABSTRACT**

Sess. Law # 69-370		Sec. #	LOF cite
Prime Bill # SB.1575		Comp./Sim. Bills HB.2321 (HB.596?)	
JLHC Hist. Cites	Senate 310-11	Comms. of Ref.	Senate Commerce
	House (10#) 424		House Commerce

**COMMITTEE RECORDS**

H/S	Committee	Year	Record Series: Folder title, etc.	Loc. Cite	✓
H	Commerce	1969	— records begin 1973 —		
S	Commerce	1969	"Research records + miscell materials": * <sup>Commerce</sup>	18/12	
			* deals with 1970 session + later		
<input type="checkbox"/> continued on reverse					

**Senate/House Journals**

Page #	?	Date	Page #	?	Date
SJ. 973		June 4, 1969 (1575)			
HJ. ?		June 6, 1969			

**Committee/Floor Tapes**

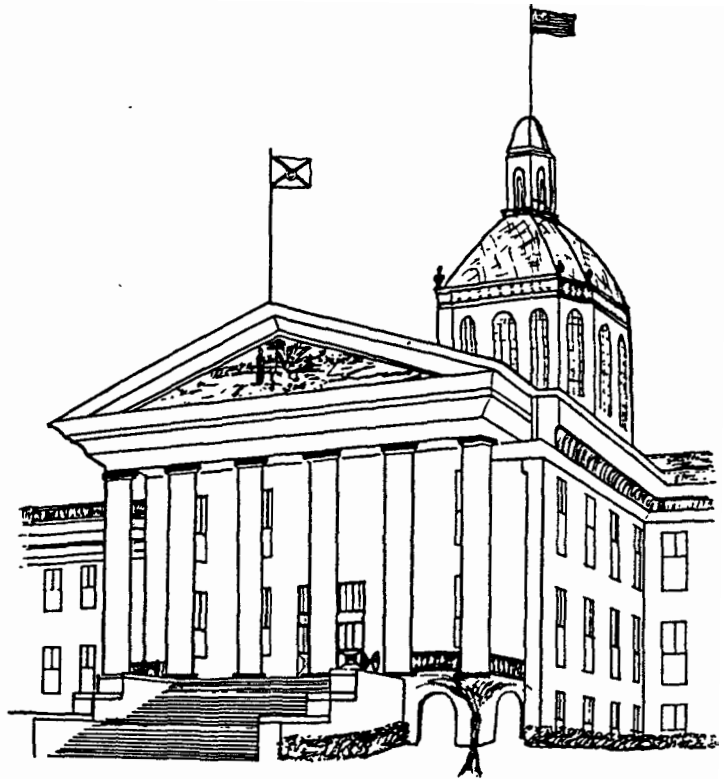
H/S	c/f	Committee/subcommittee name	Date	#	Location Cite

**Other Documentation**

Record Series Title, folder title, etc.	Location Cite



# **HISTORY OF LEGISLATION 1969 REGULAR SESSION FLORIDA LEGISLATURE**



prepared by:

**Legislative Information Division  
Joint Legislative Management Committee  
Holland Bldg. Rm. 94 - 488-4371**

- SB 1570 -CONTINUED-  
 5/30 HOUSE- RECEIVED, REFERRED TO COMMERCE -HJ 0965  
 6/02 HOUSE- WITHDRAWN FROM COMMITTEE, PLACED ON CALENDAR -HJ 1038; PASSED;  
 YEAS 100 NAYS 000 -HJ 1072  
 6/20 SENATE- SIGNED BY OFFICERS AND PRESENTED TO GOVERNOR  
 7/05 BECAME LAW WITHOUT APPROVAL  
 7/21 CHAPTER NO. 69-1023
- SB 1571 LOCAL BILL, BY SLADE AND OTHERS (COMPANION HB 2388)  
 DUVAL COUNTY; RELATING TO THE COMPENSATION OF THE OFFICIAL COURT REPORTERS OF  
 THE DIVISION OF THE CRIMINAL COURT OF RECORD OF DUVAL COUNTY.  
 5/22 SENATE- INTRODUCED, REFERRED TO RULES AND CALENDAR -SJ 0513  
 5/28 SENATE- CONSIDERED, PLACED ON LOCAL CALENDAR -SJ 0610  
 5/29 SENATE- PASSED; YEAS 036 NAYS 000 -SJ 0654  
 5/30 HOUSE- RECEIVED, REFERRED TO LOCAL GOVERNMENT -HJ 0991  
 6/06 HOUSE- DIED IN COMMITTEE
- SB 1572 LOCAL BILL, BY SLADE AND OTHERS (COMPANION HB 2391)  
 DUVAL COUNTY; RELATING TO THE JUSTICES OF THE PEACE.  
 5/22 SENATE- INTRODUCED, REFERRED TO RULES AND CALENDAR -SJ 0513  
 5/28 SENATE- CONSIDERED, PLACED ON LOCAL CALENDAR -SJ 0610  
 5/29 SENATE- PASSED; YEAS 036 NAYS 000 -SJ 0654  
 5/30 HOUSE- RECEIVED, REFERRED TO LOCAL GOVERNMENT -HJ 0965; RECOMMENDED  
 FAVORABLE, PLACED ON CALENDAR -HJ 1030  
 6/02 HOUSE- PASSED; YEAS 100 NAYS 000 -HJ 1070  
 6/20 SENATE- SIGNED BY OFFICERS AND PRESENTED TO GOVERNOR  
 7/05 BECAME LAW WITHOUT APPROVAL  
 7/21 CHAPTER NO. 69-661
- SB 1573 LOCAL BILL, BY SLADE AND OTHERS (COMPANION HB 2390)  
 CITY OF JACKSONVILLE; PROVIDING FOR STUDY OF CONDITION AND PROSPECTS OF  
 JACKSONVILLE ELECTRIC AUTHORITY CREATED BY CH. 67-1569, LAWS OF FLORIDA;  
 PROVIDING FOR AN APPROPRIATION BY CITY COUNCIL .  
 5/22 SENATE- INTRODUCED, REFERRED TO RULES AND CALENDAR -SJ 0513  
 5/28 SENATE- CONSIDERED, PLACED ON LOCAL CALENDAR -SJ 0610  
 5/29 SENATE- PASSED; YEAS 036 NAYS 000 -SJ 0654  
 5/30 HOUSE- RECEIVED, REFERRED TO LOCAL GOVERNMENT -HJ 0995  
 6/06 HOUSE- DIED IN COMMITTEE
- SB 1574 LOCAL BILL, BY SLADE AND OTHERS (COMPANION HB 2389)  
 RELATING TO JUSTICE OF PEACE DISTRICTS IN DUVAL COUNTY; PROVIDING FOR NEW  
 DISTRICTS; PROVIDING FOR A REFERENDUM.  
 5/22 SENATE- INTRODUCED, REFERRED TO RULES AND CALENDAR -SJ 0513  
 5/28 SENATE- CONSIDERED, PLACED ON LOCAL CALENDAR -SJ 0610  
 5/29 SENATE- PASSED; YEAS 036 NAYS 000 -SJ 0654  
 5/30 HOUSE- RECEIVED, REFERRED TO LOCAL GOVERNMENT -HJ 0991  
 6/06 HOUSE- DIED IN COMMITTEE
- SB 1575 GENERAL BILL, BY KARL (COMPANION HB 2327)  
 RELATING TO RETAIL INSTALLMENT SALES; AMENDING SEC. 520.02, 520.07, 520.08,  
 ETC. F.S. AMENDING CERTAIN DEFINITIONS AND TERMINOLOGY TO CONFORM WITH FEDERAL  
 TRUTH AND LENDING ACT.  
 5/22 SENATE- INTRODUCED, REFERRED TO COMMERCE AND LICENSED BUSINESSES -SJ 0513  
 5/23 SENATE- SUBREFERRED TO FINANCIAL INSTITUTIONS & CONSUMER PROTECTION -SJ  
 0538  
 5/30 SENATE- RECOMMENDED COMMITTEE SUBSTITUTE, PLACED ON CALENDAR -SJ 0688  
 6/04 SENATE- COMMITTEE SUBSTITUTE SUBSTITUTED -SJ 0973; COMMITTEE SUBSTITUTE  
 PASSED AS AMENDED; YEAS 042 NAYS 001 -SJ 0973  
 CONTINUED ON NEXT PAGE

- SB 1575 -CONTINUEO-  
 6/05 HOUSE- RECEIVED, REFERRED TO COMMERCE -HJ 1329  
 6/06 HOUSE- WITHDRAWN FROM COMMITTEE, PLACED ON CALENDAR; COMMITTEE  
 SUBSTITUTE PASSED; YEAS 099 NAYS 000  
 6/24 SENATE- SIGNED BY OFFICERS AND PRESENTFD TO GOVERNOR  
 7/08 APPROVED BY GOVERNOR  
 7/16 CHAPTER NO. 69-370
- SB 1576 GENERAL BILL, BY BEAUFORT (COMPANION HB 2274)  
 RELATING TO PEST CONTROL; REPEALING SECTIONS 482.011, 481.021, ETC.; PROVIDING  
 DEFINITIONS; PEST CONTROL BOARD, PEST CONTROL TECHNICAL COMMITTEE;  
 ADMINISTRATION, RULES AND PROCEDURE.  
 5/22 SENATE- INTRODUCED, REFERRED TO GOVERNMENTAL ORGANIZATION, AGRICULTURE  
 -SJ 0513  
 6/06 SENATE- DIED IN COMMITTEE
- SB 1577 LOCAL BILL, BY KNOPKE AND OTHERS  
 RELATES TO HILLSBOROUGH COUNTY AND ALL CHARTERED MUNICIPALITIES, LOCAL PUBLIC  
 AGENCIES AND OTHER AUTHORITIES EXISTING IN SAID COUNTY; RELATES TO THEIR POWERS  
 TO PURCHASE GOODS AND SERVICES.  
 5/23 SENATE- INTRODUCED, REFERRED TO RULES AND CALENDAR -SJ 0535  
 5/28 SENATE- CONSIDERED, PLACED ON LOCAL CALENDAR -SJ 0610  
 5/29 SENATE- PASSED; YEAS 036 NAYS 000 -SJ 0655  
 5/30 HOUSE- RECEIVED, REFERRED TO LOCAL GOVERNMENT -HJ 0965; RECOMMENDED  
 FAVORABLE, PLACED ON CALENDAR -HJ 1030  
 6/02 HOUSE- PASSED; YEAS 100 NAYS 000 -HJ 1071  
 6/20 SENATE- SIGNED BY OFFICERS AND PRESENTED TO GOVERNOR  
 7/05 BECAME LAW WITHOUT APPROVAL  
 7/21 CHAPTER NO. 69-1119
- SB 1578 LOCAL BILL, BY KNOPKE AND OTHERS  
 AMENDS CH. 63-447, LAWS OF FLORIDA, RELATING TAMPA-HILLSBOROUGH COUNTY  
 EXPRESSWAY AUTHORITY BY DEFINING HILLSBOROUGH COUNTY GASOLINE TAX FUNDS.  
 5/23 SENATE- INTRODUCED, REFERRED TO RULES AND CALENDAR -SJ 0535  
 5/28 SENATE- CONSIDERED, PLACED ON LOCAL CALENDAR -SJ 0610  
 5/29 SENATE- PASSED; YEAS 036 NAYS 000 -SJ 0655  
 5/30 HOUSE- RECEIVED, REFERRED TO LOCAL GOVERNMENT -HJ 0963; RECOMMENDED  
 FAVORABLE, PLACED ON CALENDAR -HJ 1030  
 6/02 HOUSE- PASSED; YEAS 100 NAYS 000 -HJ 1071  
 6/20 SENATE- SIGNED BY OFFICERS AND PRESENTED TO GOVERNOR  
 7/05 BECAME LAW WITHOUT APPROVAL  
 7/16 CHAPTER NO. 69-361
- SB 1579 LOCAL BILL, BY KNOPKE AND OTHERS  
 HILLSBOROUGH COUNTY; AMENDS CH. 65-1677, LAWS OF FLORIDA, PRESCRIBING  
 ELIGIBILITY OF MEDICAL CARE FOR CERTAIN PERSONS.  
 5/23 SENATE- INTRODUCED, REFERRED TO RULES AND CALENDAR -SJ 0535  
 5/28 SENATE- CONSIDERED, PLACED ON LOCAL CALENDAR -SJ 0610  
 5/29 SENATE- PASSED; YEAS 036 NAYS 000 -SJ 0655  
 5/30 HOUSE- RECEIVED, REFERRED TO LOCAL GOVERNMENT -HJ 0965; RECOMMENDED  
 FAVORABLE, PLACED ON CALENDAR -HJ 1030  
 6/02 HOUSE- PASSED; YEAS 100 NAYS 000 -HJ 1071  
 6/20 SENATE- SIGNED BY OFFICERS AND PRESENTED TO GOVERNOR  
 7/05 BECAME LAW WITHOUT APPROVAL  
 7/21 CHAPTER NO. 69-1120
- SB 1580 GENERAL BILL/LOCAL APPLICATION, BY OTT AND OTHERS  
 AMENDS CH. 67-925, LAWS OF FLORIDA, TO PROVIDE A MINIMUM OF FOUR ASSISTANT  
 CONTINUED ON NEXT PAGE

- HB 593 -CONTINUED-  
TREATMENT BY EVERY HOSPITAL OF ANY APPLICANT; PROVIDES PENALTIES.  
4/10 HOUSE- INTRODUCED, REFERRED TO PUBLIC HEALTH AND WELFARE -HJ 0057  
5/20 HOUSE- EXTENSION OF TIME GRANTED COMMITTEE  
6/06 HOUSE- DIED IN COMMITTEE
- HB 594 GENERAL BILL, BY D'ALEMBERTE  
VENUE. ADDS SEC.47.122, F.S. AUTHORIZING CHANGE OF VENUE FOR THE CONVENIENCE OF  
PARTIES, OR WITNESSES, OR IN THE INTEREST OF JUSTICE.  
4/10 HOUSE- INTRODUCED, REFERRED TO JUDICIARY -HJ 0057  
5/02 HOUSE- RECOMMENDED FAVORABLE, PLACED ON CALENDAR -HJ 0327  
5/30 HOUSE- PASSED; YEAS 095 NAYS 001 -HJ 0989  
6/02 SENATE- RECEIVED, REFERRED TO JUDICIARY -SJ 0747; WITHDRAWN FROM  
COMMITTEE, PLACED ON CALENDAR -SJ 0760  
6/04 SENATE- PASSED; YEAS 031 NAYS 001 -SJ 0970  
6/05 SENATE- REQUESTED HOUSE TO RETURN -SJ 0990  
6/05 HOUSE- SIGNED BY OFFICERS AND PRESENTED TO GOVERNOR -HJ 1358  
6/05 APPROVED BY GOVERNOR 06/05  
6/06 CHAPTER NO. 69-83
- HB 595 GENERAL BILL, BY D'ALEMBERTE  
CIVIL ACTIONS/PUNITIVE DAMAGES. ADDS SEC. 768.16, F.S. TO PROVIDE THAT  
EXEMPLARY OR PUNITIVE DAMAGES SHALL NOT BE ALLOWED IN ANY CIVIL ACTION.  
4/10 HOUSE- INTRODUCED, REFERRED TO JUDICIARY -HJ 0057  
5/20 HOUSE- EXTENSION OF TIME GRANTED COMMITTEE  
6/06 HOUSE- DIED IN COMMITTEE
- HB 596 GENERAL BILL, BY SHAW  
UNIFORM CONSUMER CREDIT CODE. ENACTS THE UNIFORM CONSUMER CODE AS CHAPTERS 971  
THROUGH 976, F.S. REGULATES CONSUMER CREDIT AND OTHER CIRCUIT TRANSACTIONS.  
4/10 HOUSE- INTRODUCED, REFERRED TO COMMERCE, APPROPRIATIONS, BANKS AND LOANS  
-HJ 0057  
5/21 HOUSE- EXTENSION OF TIME GRANTED COMMITTEE  
6/02 HOUSE- EXTENSION OF TIME GRANTED COMMITTEE  
6/06 HOUSE- DIED IN COMMITTEE
- HB 597 GENERAL BILL, BY SCHULTZ  
ELECTIONS OF DELEGATES. AMENDS SEC. 103.101, F.S. TO PROVIDE FOR APPORTIONING  
NATIONAL POLITICAL PARTY CONVENTION DELEGATE VOTES IN PROPORTION TO THE POPULAR  
VOTE.  
4/10 HOUSE- INTRODUCED, REFERRED TO ELECTIONS, APPROPRIATIONS -HJ 0057  
5/21 HOUSE- EXTENSION OF TIME GRANTED COMMITTEE  
6/02 HOUSE- EXTENSION OF TIME GRANTED COMMITTEE  
6/06 HOUSE- DIED IN COMMITTEE
- HB 598 GENERAL BILL, BY MCNULTY  
GASOLINE TAX. LEVIES AN ADDITIONAL 2 CENTS PER GALLON TAX ON GASOLINE AND OTHER  
LIKE PRODUCTS OF PETROLEUM.  
4/10 HOUSE- INTRODUCED, REFERRED TO TRANSPORTATION, APPROPRIATIONS, FINANCE  
AND TAXATION -HJ 0058  
5/21 HOUSE- EXTENSION OF TIME GRANTED COMMITTEE  
6/02 HOUSE- EXTENSION OF TIME GRANTED COMMITTEE  
6/06 HOUSE- DIED IN COMMITTEE
- HB 599 GENERAL BILL, BY TYRE  
MOTOR VEHICLE LICENSES. ADDS SEC. 320.0895, F.S. TO PROVIDE THAT MOTOR VEHICLE  
OWNERS WHO HAVE RETIRED AFTER TWENTY OR MORE YEARS OF SERVICE AS FLORIDA  
NATIONAL GUARDSMEN SHALL RECEIVE ANNUAL LICENSE TAGS AT NO CHARGE.  
CONTINUED ON NEXT PAGE

- HB 2323 -CONTINUED-  
 POWERS, DUTIES AND RESPONSIBILITIES.  
 5/22 HOUSE- INTRODUCED, REFERRED TO STATE GOVERNMENTAL ORGANIZATION &  
 EFFICIENCY, APPROPRIATIONS -HJ 0674  
 6/02 HOUSE- EXTENSION OF TIME GRANTED COMMITTEE  
 6/06 HOUSE- DIED IN COMMITTEE
- HB 2324 GENERAL BILL, BY TILLMAN, J.K. AND OTHERS (COMPANION SB 1263)  
 BEVERAGE TAXES; AMENDS SEC. 561.46(2)(A) AND ADDS SEC. 561.46(2)(C), F.S. TO  
 PROVIDE FOR TAX RATE ON WINES CONTAINING MORE THAN 1 PER CENT OF ALCOHOL AND  
 NOT MORE THAN 5 PER CENT OF ALCOHOL BY WEIGHT.  
 5/22 HOUSE- INTRODUCED, REFERRED TO COMMERCE, FINANCE AND TAXATION -HJ 0674  
 5/28 HOUSE- RECOMMENDED FAVORABLE, COMMERCE -HJ 0883  
 6/06 HOUSE- DIED IN COMMITTEE
- HB 2325 GENERAL BILL, BY LINDSEY AND OTHERS  
 SALES TAX; AMENDS SUBSECTION 212.08(6), F.S. REMOVES FROM EXEMPTION OF SALES  
 TAX CERTAIN SALES RELATING TO NEWSPAPERS.  
 5/22 HOUSE- INTRODUCED, REFERRED TO COMMERCE, FINANCE AND TAXATION -HJ 0674  
 6/06 HOUSE- DIED IN COMMITTEE
- HB 2326 GENERAL BILL, BY ANDREWS (COMPANION SB 1654)  
 RELIEF ACT/EDWARD GEORGE FARNWORTH I; PROVIDES APPROPRIATION OUT OF GENERAL  
 REVENUE FUND TO BOARD OF REGENTS TO BE PAID TO EDWARD GEORGE FARNWORTH I FOR  
 EXPENSES INCURRED FROM DEATH OF HIS SON AS RESULT OF NEGLIGENCE OF UNIVERSITY  
 OF FLORIDA.  
 5/22 HOUSE- INTRODUCED, REFERRED TO CLAIMS -HJ 0674  
 6/06 HOUSE- DIED IN COMMITTEE
- HB 2327 GENERAL BILL, BY DUBBIN (COMPANION SB 1575)  
 RETAIL INSTALLMENT SALES; AMENDS SECTIONS OF CH. 520, F.S., TO CONFORM WITH  
 FEDERAL TRUTH IN LENDING ACT.  
 5/22 HOUSE- INTRODUCED, REFERRED TO COMMERCE -HJ 0674  
 5/30 HOUSE- RECOMMENDED COMMITTEE SUBSTITUTE, PLACED ON CALENDAR -HJ 1029  
 6/06 HOUSE- COMMITTEE SUBSTITUTE SUBSTITUTED; AMENDMENTS ADOPTED; COMPANION  
 SENATE BILL SUBSTITUTED; INDEFINITELY POSTPONED, COMPANION OR  
 SIMILAR BILL PASSED
- HJR 2328 BY REGISTER  
 JOINT RESOLUTION - PROPOSES AN AMENDMENT TO ARTICLE X, SECTION 13 OF STATE  
 CONSTITUTION TO ALLOW SUITS AGAINST STATE IN PARTICULAR CASES WHEN AUTHORIZED  
 BY A 3/5 VOTE OF LEGISLATURE.  
 5/22 HOUSE- INTRODUCED, REFERRED TO JUDICIARY -HJ 0674  
 6/03 HOUSE- EXTENSION OF TIME GRANTED COMMITTEE  
 6/06 HOUSE- DIED IN COMMITTEE
- HB 2329 GENERAL BILL, BY WESTBERRY (COMPANION SR 1382)  
 FIRE EXTINGUISHERS; AMENDS AND REPEALS SECTIONS OF CH. 633, TO REQUIRE  
 LICENSING TO SERVICE, INSPECT OR INSTALL FIRE EXTINGUISHING EQUIPMENT.  
 5/22 HOUSE- INTRODUCED, REFERRED TO COMMERCE, FINANCE AND TAXATION -HJ 0674  
 6/06 HOUSE- DIED IN COMMITTEE
- HJR 2330 BY BOTHWELL  
 PROPOSES AN AMENDMENT TO ARTICLE III, SECTION 15 OF STATE CONSTITUTION;  
 REQUIRES EACH SENATOR TO BE AT LEAST 40 YEARS OF AGE.  
 5/22 HOUSE- INTRODUCED, REFERRED TO GENERAL LEGISLATION -HJ 0675  
 6/06 HOUSE- DIED IN COMMITTEE  
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# Journal of the SENATE

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## SPECIAL SESSION

February 17, 1969

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At a Special Session of the Florida Legislature convened under Article IV,  
Section 7, of the Constitution of the State, as revised in 1968,  
begun and held at the Capitol, in the City  
of Tallahassee, in the State of Florida.

Statutes, increasing annual renewal certificate fees; providing an effective date.

Was taken up and read the second time by title. On motion by Senator Karl, the rules were waived and SB 446 was read the third time by title, passed and certified to the House. The vote was:

Yeas—37

Mr. President	Ducker	Karl	Thomas
Askew	Fincher	Lane	Trask
Bafalis	Friday	McClain	Weber
Bell	Gong	Poston	Weissenborn
Bishop	Gunter	Reuter	Williams
Boyd	Haverfield	Saunders	Wilson
Broxson	Henderson	Sayler	Young
Chiles	Hollahan	Scarborough	
Daniel	Horne	Slade	
de la Parte	Johnson	Stone	

Nays—2

Barrow Deeb

SB 1330—A bill to be entitled An act relating to state revenue; amending Section 550.161, Florida Statutes; providing for tax on pari-mutuel pools; providing for distribution of said tax; providing effective date.

Was taken up and read the second time by title.

Senator Fincher offered and moved the following amendment:

In the bill, page 1, line 12, strike everything after the enacting clause and insert the following:

Section 1. Section 550.161, Florida Statutes, is amended by adding subsection 2 thereto.

(2) The tax imposed by Section 550.26, shall be retained by tracks defined in this section and the proceeds from said breaks shall be distributed by such tracks as follows:

(a) For the payment of breeders awards pursuant to the provisions of Section 550.38, of this Chapter.

(b) The balance of the proceeds from said breaks and fifty percent (50%) of net commissions shall be distributed by said tracks for the payment of purses as approved by the Commission.

Section 2. Section 550.161, Florida Statutes, is amended by adding subsection 3 thereto.

(3) No contract or agreement shall be valid or enforceable which requires or provides for either or any of such tracks to distribute in purses a percentage of their individual pari-mutuel handle in a manner different or for a greater or lesser amount than that herein provided for. Owners and trainers by application for and acceptance of a license to race their horses in this state shall be deemed to have read and understand fully the provisions of this section and willful refusal to enter horses because of the overall purse structure herein required shall be deemed grounds for revocation of such license by the Commission.

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

Further consideration of SB 1330 was deferred, the bill retaining its place on the Calendar.

SB 1575 was taken up, together with:

By The Committee on Commerce and Licensed Businesses—

CS for SB 1575—A bill to be entitled An act relating to retail installment sales; amending sections 520.02, 520.07, 520.08, 520.09, 520.10, 520.13, 520.31, 520.34, 520.35, 520.36, 520.39, Florida Statutes; amending certain definitions and terminology to conform with the Federal Truth and Lending Act; requiring specific disclosures to be made by the seller in a retail installment transaction; deleting reference to repealed section 520.11, Florida Statutes; rewording and standardizing disclosure

section of retail installment sales act to conform with motor vehicle sales act; specifying minimum size type for printed portions of retail installment sales contracts; specifying time when seller must make disclosures in telephone or mail order installment sales; providing an effective date.

— which was read the first time by title and SB 1575 was laid on the table.

On motion by Senator Karl, the rules were waived and CS for SB 1575 was read the second time by title.

Senator Karl offered the following amendment which was adopted:

In Section 1, line 28, page 3, insert the following after the word "thereof." Provided, however, that if such insurance coverage is a factor in the approval by the seller of the extension of credit, a charge may be made for the insurance which shall be included in the finance charge for the purposes of disclosure and advertising, but shall be excluded from the finance charge for the purpose of determining maximum permitted charges.

Senator Karl also offered the following amendment which was adopted:

In Section 1, line 16, page 2, strike "may" and insert the following: shall

Senator Karl also offered the following amendment which was adopted:

In Section 7, line 21, page 13, insert the following after the word "thereof.": Provided, however, that if such insurance coverage is a factor in the approval by the seller of the extension of credit, a charge may be made for the insurance which shall be included in the finance charge for the purposes of disclosure and advertising, but shall be excluded from the finance charge for the purpose of determining maximum permitted charges.

On motion by Senator Karl, the rules were waived and CS for SB 1575 as amended was read the third time by title, passed and ordered engrossed. The vote was:

Yeas—42

Mr. President	Daniel	Johnson	Shevin
Askew	de la Parte	Karl	Slade
Bafalis	Ducker	Knopke	Stolzenburg
Barron	Fincher	Lane	Stone
Barrow	Friday	McClain	Thomas
Beaufort	Gong	Pope	Trask
Bell	Gunter	Poston	Williams
Bishop	Haverfield	Reuter	Wilson
Boyd	Henderson	Saunders	Young
Broxson	Hollahan	Sayler	
Chiles	Horne	Scarborough	

Nays—1

Deeb

On motion by Senator Horne, by two-thirds vote, HB 347 was withdrawn from the Committee on Judiciary and placed on the Calendar.

The Committee on Rules and Calendar referred the following bills to the Local Calendar: House Bills 2646, 2709, 2775, 2803, 2804, 2828 and 2864.

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable John E. Mathews, Jr. June 4, 1969  
President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives has refused to recede from House amendments 1 and 2 to Senate amendment 1 and from House amendments 1, 2, 3, 4, 5, 6, and 7 to Senate amendment 2 to HB 969.

—and the Speaker of the House has granted the request of the Senate and appointed Representatives Sweeny, Spicola, Matthews, Reed, and James as a Conference Committee to adjust the differences on HB 969.

Respectfully,  
ALLEN MORRIS  
Clerk, House of Representatives

# Journals

of the

# House of Representatives

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ORGANIZATION SESSION

and

FIRST REGULAR SESSION

of the

FIRST LEGISLATURE

[under the Constitution as Revised in 1968]

NOVEMBER 12, 1968

and

APRIL 8, 1969, through JUNE 6, 1969

[Including a record of transmittal of Acts to the Governor subsequent to sine die adjournment]

Heath	Melvin	Robinson	Tyre
Hector	Miers	Rowell	Walker
Hodes	Mixson	Ryals	Ware
Jordan	Nease	Sackett	West
Kershaw	Nergard	Savage	Westberry
Lancaster	Nichols	Sessums	Whitson
Lewis	Ogden	Singleton	Whitworth
Lindsey	Pettigrew	Smith	Wilson
MacKay	Randell	Stevens	Wolfson
Martinez, E. L.	Redman	Sweeny	Wood
Martinez, J. M.	Reed	Tillman, J. K.	Woodward
Matthews	Renick	Tucker	Yancey
McNulty	Roberts	Turlington	

Nays—7

Crabtree	Powell	Rude	Ward
Middlemas	Prominski	Stafford	

Representative Tyrrell was recorded as voting Nay.

So the bill passed, as amended, and was ordered immediately certified to the Senate, after engrossment.

HB 2327 was taken up, together with:

CS for HB 2327—A bill to be entitled An act relating to retail installment sales; amending sections 520.02, 520.07, 520.08, 520.09, 520.10, 520.13, 520.31, 520.34, 520.35, 520.36, 520.39, Florida Statutes; amending certain definitions and terminology to conform with the Federal Truth and Lending Act; requiring specific disclosures to be made by the seller in a retail installment transaction; deleting reference to repealed section 520.11, Florida Statutes; rewording and standardizing disclosure section of retail installment sales act to conform with motor vehicle sales act; specifying minimum size type for printed portions of retail installment sales contracts; specifying time when seller must make disclosures in telephone or mail order installment sales; providing an effective date.

—which was read the first time by title.

On motion by Mr. Dubbin, CS for HB 2327 was substituted for HB 2327, which was laid on the table.

On motion by Mr. Dubbin, the rules were waived and CS for HB 2327 was read the second time by title.

The Committee on Commerce offered the following amendment:

In Section 1(6), on page 2, line 16, strike "may" and insert the following: shall

Mr. Dubbin moved the adoption of the amendment, which was adopted.

Representative Dubbin offered the following amendment:

In Section 7, on page 13, line 21, after the word "thereof," insert the following: Provided, however, that if such insurance coverage is a factor in the approval by the seller of the extension of credit, a charge may be made for the insurance which shall be included in the finance charge for the purposes of disclosure and advertising, but shall be excluded from the finance charge for the purpose of determining maximum permitted charges.

Mr. Dubbin moved the adoption of the amendment, which was adopted.

Representative Dubbin offered the following amendment:

In Section 1, on page 3, line 28, after the word "thereof," insert the following: Provided, however, that if such insurance coverage is a factor in the approval by the seller of the extension of credit, a charge may be made for the insurance which shall be included in the finance charge for the purposes of disclosure and advertising, but shall be excluded from the finance charge for the purpose of determining maximum permitted charges.

Mr. Dubbin moved the adoption of the amendment, which was adopted.

On motion by Mr. Dubbin, the rules were waived and CS for SB 1575 was withdrawn from the Committee on Commerce

and substituted for CS for HB 2327, being a companion measure.

CS for SB 1575—A bill to be entitled An act relating to retail installment sales; amending sections 520.02, 520.07, 520.08, 520.09, 520.10, 520.13, 520.31, 520.34, 520.35, 520.36, 529.39, Florida Statutes; amending certain definitions and terminology to conform with the Federal Truth and Lending Act; requiring specific disclosures to be made by the seller in a retail installment transaction; deleting reference to repealed section 520.11, Florida Statutes; rewording and standardizing disclosure section of retail installment sales act to conform with motor vehicle sales act; specifying minimum size type for printed portions of retail installment sales contracts; specifying time when seller must make disclosures in telephone or mail order installment sales; providing an effective date.

—was taken up. On motions by Mr. Dubbin, the rules were waived and CS for SB 1575 was read the second time by title and the third time by title. On passage, the vote was:

Yeas—99

Mr. Speaker	Featherstone	Matthews	Savage
Arnold	Fleece	McNulty	Sessums
Baker	Fortune	Melvin	Singleton
Bassett	Gallen	Middlemas	Smith
Baumgartner	Gautier	Miers	Stafford
Bevis	Gibson	Mixson	Stevens
Bird	Gillespie	Moudry	Sweeny
Blackburn	Glisson	Murphy	Tillman, J. K.
Bothwell	Gorman	Nease	Tobiassen
Brannen	Graham	Nergard	Tucker
Caldwell	Grizzle	Nichols	Turlington
Chapman	Gustafson	Ogden	Tyre
Clark, David	Harris	Poorbaugh	Tyrrell
Clark, Dick	Hartnett	Prominski	Walker
Clark, J. R.	Heath	Randell	Ware
Conway	Hector	Redman	Westberry
Crabtree	Hess	Reed	Whitson
Craig	Holloway	Reeves	Whitworth
Crider	James	Renick	Wilson
Culbreath	Jordan	Roberts	Wolfson
Danahy	Kershaw	Robinson	Wood
Davis	King	Rovell	Woodward
Dixon	Lancaster	Rude	Yancey
Dubbin	Lewis	Ryals	
Elmore	Lindsey	Sackett	

Nays—None

So the bill passed and was ordered immediately certified to the Senate.

HB 1624—A bill to be entitled An act relating to the financing of insurance premiums by premium finance companies licensed and regulated under Part XIV, Chapter 627, Florida Statutes; amending section 627.1004, Florida Statutes; repealing section 627.1010, Florida Statutes; and providing an effective date.

—was taken up. On motions by Mr. Tucker, the rules were waived and HB 1624 was read the second time by title and the third time by title. On passage, the vote was:

Yeas—82

Alvarez	Danahy	James	Reeves
Arnold	Davis	Jordan	Renick
Baker	Dixon	Kershaw	Roberts
Bassett	Dubbin	King	Robinson
Baumgartner	Elmore	Lindsey	Rowell
Bevis	Featherstone	Martinez, J. M.	Ryals
Bird	Firestone	Melvin	Sackett
Blackburn	Fortune	Miers	Sessums
Brannen	Gallen	Mixson	Singleton
Brantley	Gautier	Nease	Smith
Caldwell	Gibson	Nichols	Spicola
Clark, David	Gorman	Ogden	Stafford
Clark, Dick	Graham	Pettigrew	Sweeny
Clark, J. R.	Gustafson	Poorbaugh	Tillman, J. K.
Conway	Hartnett	Powell	Tillman, R. J.
Crabtree	Heath	Prominski	Tobiassen
Crider	Hector	Randell	Tucker
Culbreath	Hess	Redman	Walker
D'Alemberte	Holloway	Reed	

**REGULAR SESSION 1969**

**GENERAL  
ACTS AND RESOLUTIONS**

**ADOPTED BY THE**

**FIRST LEGISLATURE OF FLORIDA  
UNDER THE CONSTITUTION  
AS REVISED IN 1968**

**At its First Regular Session**

**April 8th to June 6th, 1969**



**Published by Authority of Law**

**Under the Direction of**

**TOM ADAMS, SECRETARY OF STATE**

**Volume I, Part One**

**1969**

which may have been or may hereafter be issued by *the trustees* [any such boards, departments, or agencies of the state] for such areas, then, in that event, the period or periods of time within which any and all wells shall be commenced and completed under the terms of such lease, or any statute, be and the same are hereby extended for a period of two years from the time the lease or leases or any statute requires any and all wells therein mentioned or contemplated to be commenced and completed.

(2) Nothing herein shall be construed to recognize any claims of the federal government or its agencies to said oil and gas or other mineral rights in the areas covered by said leases.

Section 10. For the purposes of sections 253.45 through 253.61, Florida Statutes, the phrase "land the title to which is vested in the state" or words of similar import shall include lands previously held by the state or any agency thereof, in which mineral rights have been retained by the state or such agency.

Section 11. Any law, whether general, special or local in conflict with the provisions of this act are hereby superseded to the extent of such conflict.

Section 12. This act shall take effect July 1, 1969.

Approved by the Governor July 8, 1969.

Filed in Office Secretary of State July 8, 1969.

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## CHAPTER 69-370

### Committee Substitute for Senate Bill No. 1575

AN ACT relating to retail installment sales; amending sections 520.02, 520.07, 520.08, 520.09, 520.10, 520.13, 520.31, 520.34, 520.35, 520.36, 520.39, Florida Statutes; amending certain definitions and terminology to conform with the Federal Truth and Lending Act; requiring specific disclosures to be made by the seller in a retail installment transaction; deleting reference to repealed section 520.11, Florida Statutes; rewording and standardizing disclosure section of retail installment sales act to conform with motor vehicle sales act;

*the creditor need not include that item in the computation of the finance charge with respect to that transaction.*

(12) “[Purchase price” means the time balance shown in the contract plus the down payment]. *“Deferred payment price” means the cash price, all other charges, individually itemized, which are included in the amount financed but which are not part of the finance charge, plus the finance charge.*

Section 2. Subsections (1) and (2) of section 520.07, Florida Statutes, are amended to read:

**520.07 Requirements and prohibitions as to retail installment contracts.—**

(1) (a) A retail installment contract shall be in writing, shall be signed by both the buyer and the seller and shall be completed as to all essential provisions prior to the signing of the contract by the buyer.

(b) The printed portion of the contract, other than instructions for completion, shall be in at least [eight] *six* point type. The contract shall contain: [in a size equal to at least ten point type]:

1. A specific statement that liability insurance coverage for bodily injury and property damage caused to others is not included, if that is the case; and

2. The following notice:

Notice to the Buyer

a. Do not sign this contract before you read it or if it contains any blank spaces. b. You are entitled to an exact copy of the contract you sign.

(c) The seller shall deliver to the buyer, or mail to him at his address shown on the contract, a copy of the contract signed by the seller, *provided, however, that before the transaction is consummated, a copy of the retail installment contract or a separate statement by which the disclosures required by this section are made and on which the buyer and seller are identified, shall be delivered to the buyer. Until the seller has delivered or mailed to the buyer a copy of the retail installment contract, a buyer who has not received delivery of the motor vehicle shall have the right to rescind his agreement and to*

receive a refund of all payments made and return of all goods traded-in to the seller on account of or in contemplation of the contract or if such goods cannot be returned, the value thereof. Any acknowledgment by the buyer of delivery of a copy of the contract [shall be in a size equal to at least ten point bold type and], if contained in the contract, shall appear directly above or *adjacent to* the buyer's signature.

(d) The contract shall contain the names of the seller and the buyer, the place of business of the seller, the residence or place of business of the buyer as specified by the buyer and a description of the motor vehicle including its make, year model, model and identification number or marks.

(2) The contract shall contain the following:

(a) The [cash sale price] *cash price* of the motor vehicle;

(b) The amount of the buyer's down payment, itemized, and whether made in money or goods, or partly in money and partly in goods. *If the down payment is in money it must be listed as "cash down payment"; if in property, it must be listed as "trade-in", and if both, the sum must be listed as "total down payment;"*

(c) The difference between paragraphs (a) and (b), and referred to as *"unpaid balance of cash price;"*

(d) The amounts, if any, included for insurance and other benefits, *if not included in the finance charge*, specifying the types of coverages and benefits;

(e) The amount of license, taxes and official fees, if any;

(f) The [principal balance] *amount financed* which is the sum of paragraphs (c), (d) and (e) of subsection (2);

(g) The amount of the finance charge with description of each amount included;

(h) The [time balance] *"total of payments,"* which is the sum of paragraphs (f) and (g), payable in installments by the buyer to the seller, the number of installments, the amount of each installment and the due date or period thereof;

(i) *The deferred payment price which is the sum of paragraphs (2) (a), (d), (e), (g).*



The above items need not be stated in the sequence or order set forth; additional items may be included to explain the calculations involved in determining the stated [time balance] *total of payments* to be paid by the buyer.

Section 3. Subsections (1) and (2) of section 520.08, Florida Statutes, are amended to read:

**520.08 Finance charge limitation.—**

(1) Notwithstanding the provisions of any other law, the finance charge, exclusive of insurance [and other benefits and official fees], shall not exceed the following rates:

(a) Class 1. Any new motor vehicle designated by the manufacturer by the year model not earlier than the year in which the sale is made—\$8 per \$100 per year.

(b) Class 2. Any new motor vehicle not in Class 1 and any used motor vehicle designated by the manufacturer by a year model of the same or not more than two years prior to the year in which the sale is made—\$11 per \$100 per year.

(c) Class 3. Any used motor vehicle not in Class 2 and designated by the manufacturer by a year model not more than four years prior to the year in which the sale is made—\$15 per \$100 per year.

(d) Class 4. Any used motor vehicle not in Class 2 or Class 3 and designated by the manufacturer by a year model more than four years prior to the year in which the sale is made—\$17 per \$100 per year.

(2) Such finance charge shall be computed on the [principal balance] *amount financed* as determined under 520.07 (2) on contracts payable in successive monthly payments substantially equal in amount. Such finance charge may be computed on the basis of a full month for any fractional month period in excess of ten days. A minimum finance charge of twenty-five (\$25) dollars may be charged on any retail installment transaction.

Section 4. Section 520.09, Florida Statutes, is amended to read:

**520.09 Credit upon anticipation of payments.—**Notwithstanding the provisions of any retail installment contract to the