

1978

## Session Law 78-299

Florida Senate & House of Representatives

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LEGISLATIVE SUPPLEMENT "B" - SESSION LAW ABSTRACT

|                          |                           |                                    |          |
|--------------------------|---------------------------|------------------------------------|----------|
| Year<br>1978             | Session<br>Law No. 78-299 | LOF<br>Cite I, II, 840-842         | #pp<br>3 |
| Prime<br>Bill# 5B.1-D    | Sponsor                   | Comp./Sim.<br>Bills 5B.1-D HB 2519 |          |
| JLMC Hist.<br>Leg. Cites | Senate<br>pp.#s           | House<br>pp.#s                     | #pp      |
| Committee<br>of Ref.     | Senate<br>ECCA            | Previous<br>versions?              |          |
|                          | House<br>Sun + Tax        |                                    |          |

Committee Records

| H/S | Committee | Year | Record Series: Folder Title, etc. | Location Cite | #pp |
|-----|-----------|------|-----------------------------------|---------------|-----|
| H   | FIT       | 1978 | Meeting file                      | 19/943        |     |
| S   | ECCA      | 1978 | Meeting file                      | 18/517        |     |
| "   | "         | "    | Bus. Inv. 5B.11                   | 18/518        |     |

Senate/House Journals

| Page   | ? | Date | #pp | Page | ? | Date | #pp |
|--------|---|------|-----|------|---|------|-----|
| SJ. 32 |   | 1978 |     |      |   |      |     |

Tape Recordings

| H/S | Floor | Committee/subcommittee | Date | # Tapes | Location Cite |
|-----|-------|------------------------|------|---------|---------------|
|     |       |                        |      |         |               |

Other Documentation

| Record series title, folder title, etc. | Location Cite | #pp |
|---|---------------|-----|
|   |               |     |

# History of Legislation

## 1978 Regular Session

### Florida Legislature

Special Session "D"



prepared by:

**Legislative Information Division**

**Joint Legislative Management Committee**

**Capitol Building, Room 826 — 488-4371**

1714042. EFFECTIVE DATE: 07/01/78.  
 10/11/77 SENATE FILED  
 10/20/77 SENATE REFERRED TO ECONOMIC, COMMUNITY AND CONSUMER AFFAIRS  
 12/14/77 SENATE COMM. REPORT: FAVORABLE, PLACED ON CALENDAR BY  
 ECONOMIC, COMMUNITY AND CONSUMER AFFAIRS  
 04/04/78 SENATE INTRODUCED, REFERRED TO ECONOMIC, COMMUNITY AND  
 CONSUMER AFFAIRS -SJ 00015; COMM. REPORT: FAVORABLE,  
 PLACED ON CALENDAR BY ECONOMIC, COMMUNITY AND CONSUMER  
 AFFAIRS -SJ 00070  
 04/18/78 SENATE PLACED ON SPECIAL ORDER CALENDAR; PASSED; YEAS 33 NAYS  
 1 -SJ 00157  
 04/19/78 HOUSE RECEIVED, PLACED ON CALENDAR -HJ 00252  
 04/21/78 HOUSE SUBSTITUTED FOR HB 806; READ SECOND TIME -HJ 00312  
 04/24/78 HOUSE READ THIRD TIME; PASSED; YEAS 113 NAYS 0 -HJ 00318  
 04/28/78 SENATE SIGNED BY OFFICERS AND PRESENTED TO GOVERNOR -SJ 00268  
 05/03/78 APPROVED BY GOVERNOR CHAPTER NO. 78-19 -SJ 00330

S 0075 GENERAL BILL BY HENDERSON (SIMILAR H 0303)  
 ENERGY CONSERVATION IN BUILDINGS; PROVIDES FOR DEVELOPMENT &  
 IMPLEMENTATION OF STATE ENERGY MANAGEMENT PLAN BY BUILDING CONSTRUCTION  
 & PROPERTY MGT. DIV. OF GENERAL SERVICES DEPT.; PROVIDES FOR APPOINTMENT  
 OF ENERGY MANAGEMENT COORDINATORS, ETC. AMENDS 255.252; CREATES  
 255.257-.262. APPROPRIATION: \$50,000. EFFECTIVE DATE: 07/01/78.  
 10/11/77 SENATE FILED  
 10/20/77 SENATE REFERRED TO GOVERNMENTAL OPERATIONS, APPROPRIATIONS  
 11/16/77 SENATE COMM. REPORT: FAVORABLE WITH AMEND. BY GOVERNMENTAL  
 OPERATIONS; NOW IN APPROPRIATIONS  
 03/07/78 SENATE COMM. REPORT: FAVORABLE, PLACED ON CALENDAR BY  
 APPROPRIATIONS  
 04/04/78 SENATE INTRODUCED, REFERRED TO GOVERNMENTAL OPERATIONS,  
 APPROPRIATIONS -SJ 00015; COMM. REPORT: FAVORABLE WITH  
 AMEND. BY GOVERNMENTAL OPERATIONS; NOW IN  
 APPROPRIATIONS -SJ 00069; COMM. REPORT: FAVORABLE,  
 PLACED ON CALENDAR BY APPROPRIATIONS -SJ 00070  
 05/01/78 SENATE PLACED ON SPECIAL ORDER CALENDAR; PASSED AS AMENDED;  
 YEAS 38 NAYS 0 -SJ 00267  
 05/03/78 HOUSE RECEIVED, REFERRED TO APPROPRIATIONS -HJ 00393;  
 WITHDRAWN FROM APPROPRIATIONS; PLACED ON CALENDAR; READ  
 SECOND TIME; READ THIRD TIME; PASSED; YEAS 106 NAYS 0  
 -HJ 00398  
 05/04/78 SENATE SIGNED BY OFFICERS AND PRESENTED TO GOVERNOR -SJ 00342  
 05/08/78 APPROVED BY GOVERNOR CHAPTER NO. 78-26 -SJ 00330

S 0076 GENERAL BILL BY SAYLER  
 STATE PURCHASING; REQUIRES THAT INSTATE DEALERS BE GIVEN PREFERENCE IN  
 CERTAIN SITUATIONS INVOLVING STATE CONTRACTS FOR COMMODITIES; MAKES SUCH  
 PREFERENCE EQUAL IN WEIGHT TO THE EXISTING PREFERENCE. AMENDS 287.082.  
 EFFECTIVE DATE: 07/01/78.  
 10/12/77 SENATE FILED  
 10/20/77 SENATE REFERRED TO GOVERNMENTAL OPERATIONS  
 04/04/78 SENATE INTRODUCED, REFERRED TO GOVERNMENTAL OPERATIONS  
 -SJ 00015  
 04/14/78 SENATE EXTENSION OF TIME GRANTED COMMITTEE GOVERNMENTAL  
 OPERATIONS  
 04/28/78 SENATE EXTENSION OF TIME GRANTED COMMITTEE GOVERNMENTAL  
 OPERATIONS  
 05/11/78 SENATE EXTENSION OF TIME GRANTED COMMITTEE GOVERNMENTAL  
 OPERATIONS  
 05/26/78 SENATE EXTENSION OF TIME GRANTED COMMITTEE GOVERNMENTAL  
 OPERATIONS  
 06/02/78 SENATE DIED IN COMMITTEE ON GOVERNMENTAL OPERATIONS

0077 GENERAL BILL BY ECONOMIC, COMMUNITY AND CONSUMER AFFAIRS (COMPARE  
 H 2208)  
 SALES TAX; EXEMPTS FROM TAXATION FUEL & ENERGY USED BY CERTAIN  
 BUSINESSES IN MANUFACTURING OR PROCESSING GOODS FOR RESALE. AMENDS  
 212.02, .08. EFFECTIVE DATE: 07/01/78.  
 10/12/77 SENATE FILED  
 10/20/77 SENATE REFERRED TO ECONOMIC, COMMUNITY AND CONSUMER AFFAIRS,  
 FINANCE, TAXATION AND CLAIMS  
 12/14/77 SENATE COMM. REPORT: FAVORABLE BY ECONOMIC, COMMUNITY AND  
 CONTINUED ON NEXT PAGE

12/14/77 CONSUMER AFFAIRS; NOW IN FINANCE, TAXATION AND CLAIMS  
 04/04/78 SENATE INTRODUCED, REFERRED TO ECONOMIC, COMMUNITY AND  
 CONSUMER AFFAIRS, FINANCE, TAXATION AND CLAIMS  
 -SJ 00016; COMM. REPORT: FAVORABLE BY ECONOMIC,  
 COMMUNITY AND CONSUMER AFFAIRS; NOW IN FINANCE,  
 TAXATION AND CLAIMS -SJ 00069  
 04/18/78 SENATE EXTENSION OF TIME GRANTED COMMITTEE FINANCE, TAXATION  
 AND CLAIMS  
 05/02/78 SENATE EXTENSION OF TIME GRANTED COMMITTEE FINANCE, TAXATION  
 AND CLAIMS  
 05/17/78 SENATE EXTENSION OF TIME GRANTED COMMITTEE FINANCE, TAXATION  
 AND CLAIMS  
 06/02/78 SENATE DIED IN COMMITTEE ON FINANCE, TAXATION AND CLAIMS  
 06/08/78 REFER TO SB 1-D (CH. 78-299) SPECIAL SESSION

S 0078 GENERAL BILL BY ECONOMIC, COMMUNITY AND CONSUMER AFFAIRS (SIMILAR  
 H 0270)  
 SALES TAX; REDUCES TAX FOR PRESCRIBED PERIOD OF TIME ON CERTAIN  
 MACHINERY & EQUIPMENT USED IN MANUFACTURING, PROCESSING, MINING OR  
 QUARRYING PERSONAL PROPERTY FOR SALE OR FOR USE IN FURNISHING RESEARCH,  
 COMMUNICATIONS OR PUBLIC UTILITY SERVICES; PROVIDES CAP ON SUCH TAXES,  
 ETC. AMENDS 212.05. EFFECTIVE DATE: 07/01/78.  
 10/12/77 SENATE FILED  
 10/20/77 SENATE REFERRED TO ECONOMIC, COMMUNITY AND CONSUMER AFFAIRS,  
 FINANCE, TAXATION AND CLAIMS  
 12/14/77 SENATE COMM. REPORT: FAVORABLE BY ECONOMIC, COMMUNITY AND  
 CONSUMER AFFAIRS; NOW IN FINANCE, TAXATION AND CLAIMS  
 04/04/78 SENATE INTRODUCED, REFERRED TO ECONOMIC, COMMUNITY AND  
 CONSUMER AFFAIRS, FINANCE, TAXATION AND CLAIMS  
 -SJ 00016; COMM. REPORT: FAVORABLE BY ECONOMIC,  
 COMMUNITY AND CONSUMER AFFAIRS; NOW IN FINANCE,  
 TAXATION AND CLAIMS -SJ 00069  
 04/18/78 SENATE EXTENSION OF TIME GRANTED COMMITTEE FINANCE, TAXATION  
 AND CLAIMS  
 05/02/78 SENATE EXTENSION OF TIME GRANTED COMMITTEE FINANCE, TAXATION  
 AND CLAIMS  
 05/17/78 SENATE EXTENSION OF TIME GRANTED COMMITTEE FINANCE, TAXATION  
 AND CLAIMS  
 06/02/78 SENATE DIED IN COMMITTEE ON FINANCE, TAXATION AND CLAIMS

S 0079 GENERAL BILL BY ECONOMIC, COMMUNITY AND CONSUMER AFFAIRS (SIMILAR  
 H 0221, H 0523, COMPARE S 0989)  
 SALES TAX; EXEMPTS FROM TAX TRANSACTIONS RE ANY DEVICE, SYSTEM,  
 EQUIPMENT OR MACHINERY OR PARTS OR ACCESSORIES USED PRIMARILY FOR  
 CONTROL OR ABATEMENT OF POLLUTANTS FROM STATIONARY SOURCES; REQUIRES  
 EXPENDITURES RE SUCH TRANSACTIONS BE CERTIFIED BY D.E.P. AMENDS  
 212.051. EFFECTIVE DATE: 07/01/78.  
 10/12/77 SENATE FILED  
 10/20/77 SENATE REFERRED TO ECONOMIC, COMMUNITY AND CONSUMER AFFAIRS,  
 FINANCE, TAXATION AND CLAIMS  
 12/14/77 SENATE COMM. REPORT: FAVORABLE BY ECONOMIC, COMMUNITY AND  
 CONSUMER AFFAIRS; NOW IN FINANCE, TAXATION AND CLAIMS  
 04/04/78 SENATE INTRODUCED, REFERRED TO ECONOMIC, COMMUNITY AND  
 CONSUMER AFFAIRS, FINANCE, TAXATION AND CLAIMS  
 -SJ 00016; COMM. REPORT: FAVORABLE BY ECONOMIC,  
 COMMUNITY AND CONSUMER AFFAIRS; NOW IN FINANCE,  
 TAXATION AND CLAIMS -SJ 00069  
 04/18/78 SENATE EXTENSION OF TIME GRANTED COMMITTEE FINANCE, TAXATION  
 AND CLAIMS  
 05/02/78 SENATE EXTENSION OF TIME GRANTED COMMITTEE FINANCE, TAXATION  
 AND CLAIMS  
 05/17/78 SENATE EXTENSION OF TIME GRANTED COMMITTEE FINANCE, TAXATION  
 AND CLAIMS  
 06/02/78 SENATE DIED IN COMMITTEE ON FINANCE, TAXATION AND CLAIMS

S 0080 GENERAL BILL BY SCOTT (SIMILAR H 0352)  
 PUBLIC SERVICE COMMISSION; REQUIRES COMMISSION TO MAIL COPIES OF ORDERS  
 ADJUSTING RATES OF AN ELECTRIC, TELEPHONE OR GAS COMPANY TO CLERK OF  
 CIRCUIT COURT OF EACH COUNTY AFFECTED; PROVIDES FOR PUBLIC ACCESS TO  
 COPIES OF SUCH ORDERS; PRESCRIBES TIME WHEN SUCH ORDERS SHALL BE  
 CONSIDERED RENDERED. EFFECTIVE DATE: 06/06/78.  
 CONTINUED ON NEXT PAGE

06/08/78 HOUSE SIGNED BY OFFICERS AND PRESENTED TO GOVERNOR  
06/20/78 APPROVED BY GOVERNOR CHAPTER NO. 78-361

- H 2208 GENERAL BILL BY FINANCE & TAXATION (COMPARE H 0009, H 2160, S 0077, ENG/S 0230, S 0353, CS/S 0725, ENG/S 0823, S 0989, S 1312) TAXATION; PROVIDES VARIOUS EXEMPTIONS FROM SALES & USE TAX; EXEMPTS FIRST 100 KILOWATT HOURS OF ELECTRICITY PER MONTH FOR RESIDENTIAL USE FROM PUBLIC SERVICE TAX BY MUNICIPALITIES BEGINNING 10-01-78; REQUIRES PASSING OF EXEMPTION TO INDIVIDUAL TENANTS, ETC. AMENDS CH. 212 & 166. EFFECTIVE DATE: 07/01/78.  
05/31/78 HOUSE INTRODUCTION DEFERRED -HJ 00932  
06/08/78 REFER TO SB 1-D (CH. 78-299) SPECIAL SESSION
- H 2209 RESOLUTION BY LANGLEY  
MARY FISHER JOHNSON; RECOGNIZES MANY YEARS OF SERVICE BY MARY FISHER JOHNSON & COMMENDS HER FOR HER CONTRIBUTIONS TO PEOPLE OF STATE.  
06/02/78 HOUSE INTRODUCED, PLACED ON CALENDAR; READ SECOND TIME; ADOPTED. -HJ 01033
- H 2210 RESOLUTION BY FORTUNE AND OTHERS (IDENTICAL S 1362)  
J. M. TATE HIGH SCHOOL; EXTENDS WARMEST CONGRATULATIONS TO J. M. TATE HIGH SCHOOL ON OCCASION OF ITS HUNDRETH ANNIVERSARY.  
06/02/78 HOUSE INTRODUCED, PLACED ON CALENDAR; READ SECOND TIME; ADOPTED. -HJ 01033
- H 2211 CONCURRENT RESOLUTION BY HODGES  
GOVERNOR; REQUESTS GOVERNOR TO RETURN HOUSE BILL 342, RELATING TO LAND FILL PERMITS, TO LEGISLATURE FOR PURPOSE OF FURTHER CONSIDERATION.  
06/01/78 HOUSE INTRODUCED, PLACED ON CALENDAR; READ SECOND TIME; ADOPTED -HJ 00959  
06/01/78 SENATE RECEIVED; ADOPTED; YEAS 36 NAYS 0 -SJ 00708  
06/01/78 HOUSE SIGNED BY OFFICERS AND FILED WITH SECRETARY OF STATE -HJ 01017
- H 2212 RESOLUTION BY MELVIN AND OTHERS  
EDMOND M. FORTUNE; HONORS & RECOGNIZES THE HONORABLE EDMOND M. FORTUNE'S CONTRIBUTIONS & DEDICATED SERVICE TO STATE OF FLORIDA & ITS RESIDENTS DURING HIS TENURE AS REPRESENTATIVE.  
06/02/78 HOUSE INTRODUCED, PLACED ON CALENDAR; READ SECOND TIME; ADOPTED. -HJ 01194
- H 2213 RESOLUTION BY MELVIN AND OTHERS  
A. H. "GUS" CRAIG; HONORS & RECOGNIZES THE HONORABLE A. H. "GUS" CRAIG'S CONTRIBUTIONS & DEDICATED SERVICE TO STATE OF FLORIDA & ITS RESIDENTS DURING HIS TENURE AS REPRESENTATIVE.  
06/02/78 HOUSE INTRODUCED, PLACED ON CALENDAR; READ SECOND TIME; ADOPTED. -HJ 01195
- H 2214 RESOLUTION BY MELVIN, MORGAN, THOMPSON AND OTHERS  
DONALD L. TUCKER; HONORS & THANKS THE HONORABLE DONALD L. TUCKER FOR HIS DEDICATED SERVICE TO PEOPLE OF FLORIDA & TO HOUSE OF REPRESENTATIVES & EXPRESSES GRATITUDE FOR HIS LEADERSHIP AS SPEAKER OVER THE PAST 4 CONSECUTIVE YEARS.  
06/02/78 HOUSE INTRODUCED, PLACED ON CALENDAR; READ SECOND TIME; ADOPTED. -HJ 01195

07/07/78

SENATE BILL ACTIONS REPORT

PAGE

→ S 0001 GENERAL BILL BY CHILDERS, W. AND OTHERS  
SALES TAX; PROVIDES VARIOUS EXEMPTIONS FROM TAX ON SALES, USE & OTHER  
TRANSACTIONS; PROVIDES DEFINITIONS, EXEMPTIONS & PENALTIES; ALLOWS LEVY  
OF PUBLIC SERVICE TAX BY MUNICIPALITIES ON CERTAIN SERVICES AT UNIFORM  
RATE RATHER THAN ON PERCENTAGE BASIS, ETC. AMENDS F.S. EFFECTIVE DATE:  
07/01/78.  
06/07/78 SENATE INTRODUCED; PLACED ON SPECIAL ORDER CALENDAR -SJ 00002;  
PASSED AS AMENDED; YEAS 36 NAYS 1 -SJ 00004;  
RECONSIDERED, PASSED AS AMENDED; YEAS 37 NAYS 0  
-SJ 00004  
06/08/78 HOUSE RECEIVED, PLACED ON CALENDAR -HJ 00005; READ SECOND  
TIME; READ THIRD TIME; PASSED; YEAS 77 NAYS 34  
-HJ 00007  
06/12/78 SENATE SIGNED BY OFFICERS AND PRESENTED TO GOVERNOR  
06/16/78 APPROVED BY GOVERNOR CHAPTER NO. 78-299

S 0002 GENERAL BILL BY VOGT  
LAND USE MANAGEMENT; DEFINES STATE COMPREHENSIVE PLAN AS GOALS,  
OBJECTIVES & POLICIES CONTAINED IN PLAN; PROVIDES FOR PREPARATION  
REVISION OF PLAN; CREATES COASTAL MANAGEMENT ACT OF 1978; DIRECTS D.E.P.  
TO SUBMIT APPLICATION FOR FEDERAL FUNDS; RESTRICTS PROGRAM TO EXISTING  
LAW, ETC. AMENDS F.S. EFFECTIVE DATE: 07/01/78.  
06/07/78 SENATE INTRODUCED; PLACED ON SPECIAL ORDER CALENDAR -SJ 00002;  
PASSED AS AMENDED; YEAS 34 NAYS 0 -SJ 00005  
06/08/78 HOUSE RECEIVED, PLACED ON CALENDAR -HJ 00005; READ SECOND  
TIME; READ THIRD TIME; PASSED; YEAS 100 NAYS 10  
-HJ 00013  
06/12/78 SENATE SIGNED BY OFFICERS AND PRESENTED TO GOVERNOR  
06/15/78 APPROVED BY GOVERNOR CHAPTER NO. 78-287

S 0003 GENERAL BILL BY BARRON AND OTHERS  
WORKMEN'S COMPENSATION; CHANGES DEFINITIONS; PROVIDES DUTIES OF  
SUBCONTRACTORS RE SECURING PAYMENT OF COMPENSATION; EXTENDS  
EXCLUSIVENESS OF LIABILITY TO FELLOW EMPLOYEES WITH EXCEPTIONS; MODIFIES  
PROCEDURE RE INJURED EMPLOYEES' REMEDIAL TREATMENT, CARE & ATTENDANCE,  
ETC. AMENDS F.S. APPROPRIATION: \$250,000. EFFECTIVE DATE: 07/01/78.  
06/07/78 SENATE INTRODUCED; PLACED ON SPECIAL ORDER CALENDAR -SJ 00002;  
PASSED; YEAS 30 NAYS 2 -SJ 00005  
06/08/78 HOUSE RECEIVED, PLACED ON CALENDAR -HJ 00004; READ SECOND  
TIME -HJ 00013; AMENDMENT ADOPTED; MOTION TO RECONSIDER  
LAID ON TABLE; AMENDMENT ADOPTED; READ THIRD TIME;  
PASSED AS AMENDED; YEAS 100 NAYS 11 -HJ 00021  
06/08/78 SENATE AMENDMENTS TO HOUSE AMENDMENTS ADOPTED; CONCURRED IN  
HOUSE AMENDMENTS AS AMENDED; REQUESTED HOUSE TO CONCUR;  
PASSED AS AMENDED; YEAS 39 NAYS 0 -SJ 00017  
06/08/78 HOUSE CONCURRED IN SENATE AMENDMENTS TO HOUSE AMENDMENTS;  
PASSED AS FURTHER AMENDED; YEAS 109 NAYS 4 -HJ 00026  
06/16/78 SENATE SIGNED BY OFFICERS AND PRESENTED TO GOVERNOR  
06/16/78 APPROVED BY GOVERNOR CHAPTER NO. 78-300

0004 GENERAL BILL BY HAIR AND OTHERS (SIMILAR CS/H 0003)  
MARKETABLE RECORD TITLES; REAL PROPERTY; PROVIDES EXCEPTION TO  
MARKETABILITY FOR SOVEREIGNTY LANDS. AMENDS 712.03. EFFECTIVE DATE:  
06/15/78.  
06/07/78 SENATE INTRODUCED; PLACED ON SPECIAL ORDER CALENDAR -SJ 00002;  
PASSED; YEAS 25 NAYS 13 -SJ 00007  
06/08/78 HOUSE RECEIVED, PLACED ON CALENDAR -HJ 00004; SUBSTITUTED FOR  
HB 3-D; READ SECOND TIME; READ THIRD TIME; PASSED; YEAS  
79 NAYS 33 -HJ 00006  
06/12/78 SENATE SIGNED BY OFFICERS AND PRESENTED TO GOVERNOR  
06/15/78 APPROVED BY GOVERNOR CHAPTER NO. 78-288

S 0005 GENERAL BILL BY HAIR AND OTHERS (SIMILAR H 0002)  
LIMITATIONS OF CIVIL ACTIONS; PROVIDES FOR COMPUTATION OF TIME FOR  
PERIOD OF LIMITATIONS FOR CAUSES OF ACTION INVOLVING SOVEREIGNTY LANDS.  
AMENDS 95.031. EFFECTIVE DATE: 06/15/78.  
06/07/78 SENATE INTRODUCED; PLACED ON SPECIAL ORDER CALENDAR -SJ 00002;  
PASSED AS AMENDED; YEAS 36 NAYS 1 -SJ 00006  
06/08/78 HOUSE RECEIVED, PLACED ON CALENDAR -HJ 00005; SUBSTITUTED FOR  
CONTINUED ON NEXT PAGE

SPECIAL SESSION "D"

06/08/78 H 2-D; READ SECOND TIME; READ THIRD TIME; PASSED; YEAS  
107 NAYS 3 -HJ 00005  
06/12/78 SENATE SIGNED BY OFFICERS AND PRESENTED TO GOVERNOR  
06/15/78 APPROVED BY GOVERNOR CHAPTER NO. 78-289

S 0006 GENERAL BILL BY HAIR AND OTHERS  
STATE LANDS; CREATES STATE LANDS STUDY COMMITTEE; PRESCRIBES MEMBERSHIP  
& DUTIES OF SUCH COMMITTEE. APPROPRIATION: \$25,000. EFFECTIVE DATE:  
06/16/78.  
06/07/78 SENATE INTRODUCED; PLACED ON SPECIAL ORDER CALENDAR -SJ 00002;  
PASSED; YEAS 37 NAYS 0 -SJ 00006  
06/08/78 HOUSE RECEIVED, PLACED ON CALENDAR -HJ 00004; READ SECOND  
TIME; AMENDMENTS ADOPTED; READ THIRD TIME; PASSED AS  
AMENDED; YEAS 114 NAYS 0 -HJ 00010  
06/08/78 SENATE AMENDMENT TO HOUSE AMENDMENT ADOPTED; CONCURRED IN  
HOUSE AMENDMENT AS AMENDED; REQUESTED HOUSE TO CONCUR;  
REFUSED TO CONCUR IN AMENDMENTS TOTALING 2; REQUESTED  
HOUSE TO RECEDE; PASSED AS AMENDED; YEAS 37 NAYS 1  
-SJ 00018  
06/08/78 HOUSE CONCURRED IN SENATE AMENDMENT TO HOUSE AMENDMENT;  
RECEDED FROM AMENDMENTS TOTALING 2; PASSED AS FURTHER  
AMENDED; YEAS 109 NAYS 5 -HJ 00027  
06/16/78 SENATE SIGNED BY OFFICERS AND PRESENTED TO GOVERNOR  
06/16/78 APPROVED BY GOVERNOR CHAPTER NO. 78-301

S 0007 GENERAL BILL BY VOGT  
PUBLIC SERVICE COMMISSION; PROVIDES FOR APPOINTMENT & INCREASES NUMBER  
OF COMMISSIONERS TO FIVE; PROVIDES FOR FILLING OF VACANCIES & PREFERRED  
OF COMRS. SERVING CURRENT TERMS UNTIL COMPLETION, ETC.; ESTABLISHES &  
PROVIDES DUTIES & RESPONSIBILITIES OF P.S.C. NOMINATING COUNCIL, ETC.  
AMENDS CH. 350. EFFECTIVE DATE: 07/01/78.  
06/07/78 SENATE INTRODUCED; PLACED ON SPECIAL ORDER CALENDAR -SJ 00002;  
PASSED; YEAS 20 NAYS 17 -SJ 00007  
06/08/78 HOUSE RECEIVED, PLACED ON CALENDAR -HJ 00004; READ SECOND  
TIME; READ THIRD TIME; PASSED; YEAS 62 NAYS 51  
-HJ 00009; MOTION TO RECONSIDER LAID ON TABLE  
-HJ 00010  
06/12/78 SENATE SIGNED BY OFFICERS AND PRESENTED TO GOVERNOR  
06/27/78 APPROVED BY GOVERNOR CHAPTER NO. 78-426

S 0008 GENERAL BILL BY PLANTE AND OTHERS  
PRODUCTS LIABILITY ACTIONS; PROVIDES LIABILITY OF MANUFACTURER OR SELLER  
OF PRODUCT BE BASED ON KNOWLEDGE & TECHNOLOGY IN EXISTENCE AT TIME  
PRODUCT WAS ORIGINALLY SOLD; PROVIDES EXCEPTION; PROHIBITS ADMISSION OF  
CERTAIN EVIDENCE; PROVIDES NEGLIGENCE BE ALLOCATED ON BASIS OF FAULT OF  
EACH PARTY, ETC. EFFECTIVE DATE: 10/01/78.  
06/08/78 SENATE INTRODUCED, REFERRED TO RULES AND CALENDAR; WITHDRAWN  
FROM RULES AND CALENDAR; PLACED ON SPECIAL ORDER  
CALENDAR; PASSED; YEAS 37 NAYS 1 -SJ 00009; DIED IN  
MESSAGES

S 0009 GENERAL BILL BY WILSON AND OTHERS (IDENTICAL H 0021)  
PROFESSIONAL & OCC. REG. DEPT.; REQUIRES EACH EXAMINING & LICENSING  
BOARD OF SUCH DEPARTMENT TO HAVE LAY MEMBER; REQUIRES GOVERNOR APPOINT  
LAY MEMBER. AMENDS 20.30. EFFECTIVE DATE: 07/01/78.  
06/08/78 SENATE INTRODUCED; PLACED ON SPECIAL ORDER CALENDAR -SJ 00009;  
LAID ON TABLE UNDER RULE, IDEN./SIM./COMPAE BILL  
PASSED, REFER TO HB 21-D (CH. 78-431) -SJ 00019

S 0010 GENERAL BILL BY LEWIS  
STATE OFFICERS & EMP. GROUP INS.; REQUIRES D.O.A. TO MAINTAIN A SCHEDULE  
OF MAXIMUM BENEFIT PAYMENTS TO BE USED IN ADMINISTERING SELF-INSURANCE  
HEALTH INSURANCE PLAN; LIMITS INSPECTION OR COPYING OF SAID SCHEDULE.  
AMENDS 112.075. EFFECTIVE DATE: UPON BECOMING LAW.  
06/08/78 SENATE INTRODUCED, REFERRED TO RULES AND CALENDAR; WITHDRAWN  
FROM RULES AND CALENDAR; PLACED ON SPECIAL ORDER  
CALENDAR; READ SECOND TIME -SJ 00009; DIED ON CALENDAR

S 0011 GENERAL BILL BY CHILDERS, W.  
COSMETOLOGY; AMENDS SECTION 7 OF SENATE BILL 564, 1978 REGULAR SESSION;  
CHANGES EFFECTIVE DATE OF SECTION 6 OF SENATE BILL 564.  
CONTINUED ON NEXT PAGE

SPECIAL SESSION "D"

Journal  
of the Florida  
SENATE

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SPECIAL SESSION

June 7, 1978–June 8, 1978

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At a Special Session of the Legislature, convened by  
proclamation of His Excellency, Reubin O'D. Askew, Governor  
of Florida, under the proclamation hereinafter  
set forth, begun and held at the Capitol,  
in the City of Tallahassee, in the  
State of Florida

of their terms; providing 4-year terms for commissioners and providing for 6-year terms if authorized by a constitutional amendment; providing for filing of a declaration of intention to seek an additional term of office; providing for selection of a commission chairman and his terms and duties; providing procedures to expedite and assign commission proceedings; creating s. 350.031, Florida Statutes; establishing the Florida Public Service Commission Nominating Council; providing for member appointments and filling of vacancies; providing for restriction of membership of persons having certain interests; providing for council duties and responsibilities; requiring meetings of the council to be open and subject to the Sunshine Law; providing for reimbursement of expenses to council members; imposing restrictions on commissioners and employees of the commission after termination of service or employment; providing an effective date.

Senator Vogt moved that SB 7-D be admitted for introduction. The motion was adopted by the required constitutional two-thirds vote of the membership. The vote was:

Yeas—27

|                 |          |          |             |
|-----------------|----------|----------|-------------|
| Mr. President   | Glisson  | McClain  | Thomas, Pat |
| Barron          | Gordon   | Myers    | Tobiassen   |
| Castor          | Gorman   | Peterson | Trask       |
| Chamberlin      | Hair     | Plante   | Vogt        |
| Childers, W. D. | Holloway | Sayler   | Winn        |
| Dunn            | Lewis    | Skinner  | Zinkil      |
| Firestone       | MacKay   | Spicola  |             |

Nays—10

|               |          |            |        |
|---------------|----------|------------|--------|
| Childers, Don | Johnston | Scott      | Wilson |
| Gallen        | Poston   | Ware       |        |
| Henderson     | Renick   | Williamson |        |

SB 7-D was read the first time by title and on motion by Senator Vogt, by two-thirds vote placed on the special order calendar.

Senator Pat Thomas moved that the following bill be admitted for introduction:

By Senator Pat Thomas—

A bill to be entitled An act relating to salaries of county officers; increasing the base salaries and group rates for elected county officers by 5 percent; providing an effective date.

The bill failed to receive the required constitutional two-thirds vote of the membership for introduction. The vote was:

Yeas—18

|                 |           |             |             |
|-----------------|-----------|-------------|-------------|
| Mr. President   | Hair      | MacKay      | Thomas, Pat |
| Childers, Don   | Henderson | Poston      | Tobiassen   |
| Childers, W. D. | Holloway  | Renick      | Trask       |
| Dunn            | Johnston  | Skinner     |             |
| Firestone       | Lewis     | Thomas, Jon |             |

Nays—13

|            |         |          |      |
|------------|---------|----------|------|
| Barron     | Gordon  | Peterson | Vogt |
| Castor     | Gorman  | Plante   |      |
| Chamberlin | McClain | Sayler   |      |
| Glisson    | Myers   | Spicola  |      |

Votes after roll call:

Yea—Ware  
Nay to Yea—Peterson

Senator Firestone moved that the following bill be admitted for introduction:

By Senator Firestone—

A bill to be entitled An act relating to supervisors of elections; increasing the base salaries and group rates for supervisors of elections by 10 percent; providing an effective date.

The bill failed to receive the required constitutional two-thirds vote of the membership for introduction. The vote was:

Yeas—17

|                 |           |             |       |
|-----------------|-----------|-------------|-------|
| Childers, Don   | Henderson | Poston      | Trask |
| Childers, W. D. | Holloway  | Renick      | Ware  |
| Dunn            | Johnston  | Scott       |       |
| Firestone       | Lewis     | Thomas, Pat |       |
| Hair            | MacKay    | Tobiassen   |       |

Nays—13

|            |         |         |         |
|------------|---------|---------|---------|
| Barron     | Gordon  | Plante  | Spicola |
| Castor     | Gorman  | Sayler  | Vogt    |
| Chamberlin | McClain | Skinner |         |
| Glisson    | Myers   |         |         |

Votes after roll call:

Yea—Peterson  
Nay to Yea—Skinner

Senator Poston moved that the following joint resolution be admitted for introduction:

By Senators Poston and Tobiassen—

A joint resolution proposing amendments to Sections 1, 4, and 9, Article VII and a new section 18, Article XII, of the State Constitution, to limit taxes.

The joint resolution failed to receive the required constitutional two-thirds vote of the membership for introduction. The vote was:

Yeas—18

|                 |         |             |            |
|-----------------|---------|-------------|------------|
| Mr. President   | Gorman  | Skinner     | Williamson |
| Barron          | McClain | Thomas, Pat | Wilson     |
| Childers, Don   | Poston  | Tobiassen   | Zinkil     |
| Childers, W. D. | Renick  | Trask       |            |
| Glisson         | Scott   | Ware        |            |

Nays—17

|            |           |          |      |
|------------|-----------|----------|------|
| Castor     | Hair      | Myers    | Vogt |
| Chamberlin | Henderson | Peterson | Winn |
| Dunn       | Johnston  | Plante   |      |
| Firestone  | Lewis     | Sayler   |      |
| Gordon     | MacKay    | Spicola  |      |

Votes after roll call:

Yea—Gallen, Jon Thomas  
Nay—Holloway  
Nay to Yea—Firestone

SPECIAL ORDER

SB 1-D—A bill to be entitled An act relating to the tax on sales, use and other transactions; amending s. 212.08(5) and (7)(a), (c), Florida Statutes, and adding paragraphs (1) and (m) to subsection (7) and adding subsection (12) to said section; relating to sales and use tax; providing that machinery and equipment for use in new manufacturing plants or operations shall be exempt from such tax; providing that machinery or equipment purchased for use in expanding plants or operations shall be exempt from any amount of such tax in excess of \$100,000; providing for refunds of tax 30 days after acceptance by the Department of Revenue; providing that certain industries shall not be eligible for exemption; providing definitions; providing that personal property sold or leased to state headquarters of veteran organizations shall be exempt from such tax; providing that sales of flyable aircraft by manufacturers to certain purchasers shall be taxable at the rate equal to the sales tax rate of the state in which such aircraft will be domiciled subsequent to its purchase; providing exemptions; providing a penalty; providing that the dealer collection allowance concerning such sales shall be 10 percent; providing that the sale or lease of aircraft to an air carrier regulated by the Public Service Commission shall be exempt from such tax; providing that boiler fuels including wood products used in the manufacturing process shall be exempt from such tax; adding s. 206.87(4)(g), Florida Statutes; providing an exemption for the sale or use of certain fuels; amending s. 166.231,



Florida Statutes, relating to levy of public service tax by municipalities; exempting the value of the first 50 kilowatt hours of electricity per month for residential use from such tax beginning October 1, 1978; requiring the passing of the exemption to each individual tenant; providing for replacement of municipality tax loss to cities; creating s. 166.232, Florida Statutes, allowing the levy of public service tax by municipalities on certain services at a uniform rate rather than on a percentage basis; providing, under the uniform rate option, a procedure to be used by municipalities in shifting their tax rate structures; amending s. 212.03, Florida Statutes, relating to transient rentals tax; causing leasing or renting of condominiums to be taxable; providing an exemption for those entering into a lease or residing continuously for 6 months in a facility; exempting full-time students and those whose monthly rent is less than the monthly equivalent of 35 percent of the income poverty guidelines; removing the facilities exemption; requiring a final report; providing an effective date.

On motion by Senator Gordon, by two-thirds vote SB 1-D was read the second time by title.

Senators W. D. Childers and Gordon offered the following amendments which were moved by Senator Gordon and adopted:

**Amendment 1**—On page 4, line 10, strike "expanded businesses" and insert: expanding manufacturing facilities or plant units

**Amendment 2**—On page 4, line 17, strike "15" and insert: 10

**Amendment 3**—On page 7, lines 4 and 5, after the word "bark" strike "or other fuels"

**Amendment 4**—On page 8, lines 25 through 31, and on page 9, lines 1 through 3, strike all of section 3 and renumber subsequent sections

Senators W. D. Childers, Gordon and Zinkil offered the following amendments which were moved by Senator Gordon and adopted:

**Amendment 5**—Strike on page 12, lines 18 through 31; on page 13, lines 1 through 31; on page 14, lines 1 through 31; on page 15, lines 1 through 31; and on page 16 lines 1 through 2 (and renumber subsequent sections)

**Amendment 6**—On page 16, line 29, after the first semicolon strike: and section 6 shall take effect September 1, 1978

Senators W. D. Childers, Gordon and Firestone offered the following amendment which was moved by Senator Gordon and adopted:

**Amendment 7**—Insert: new Section 6

Subsection (1) of section 220.62, Florida Statutes, is amended to read:

220.62 Definitions.—For purposes of this part:

(1) The term "bank" shall mean a bank holding company registered under the Bank Holding Company Act of 1956 of the United States, 12 U.S. Code, ss. 1841-1849, as amended, or a bank or trust company incorporated and doing business under the laws of the United States (including laws relating to the District of Columbia), of any state, or of any territory, a substantial part of the business of which consists of receiving deposits and making loans and discounts or of exercising fiduciary powers similar to those permitted to national banks under authority of the Comptroller of the Currency and which is subject by law to supervision and examination by state, territorial, or federal authority having supervision over banking institutions. *The term "bank" shall also include any banking association, corporation, or any other similar organization organized and operated under the laws of any foreign country, which banking association, corporation, or other organization is also operating in this state pursuant to s. 659.67.*

Senator Glisson moved the following amendment which failed:

**Amendment 8**—On page 9, line 30, strike "50" and insert: 100

Senators Trask and Skinner offered the following amendment which was moved by Senator Trask and adopted:

**Amendment 9**—On page 3, line 18, after the word "insecticides" insert: , herbicides

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

**Amendment 10**—On page 2 in title, lines 3 through 5, strike after semicolon "adding s. 206.87 (4)(g), Florida Statutes; providing an exemption for the sale or use of certain fuels;"

Senators W. D. Childers, Gordon and Firestone offered the following amendment which was moved by Senator Gordon and adopted:

**Amendment 11**—On page 2 in title, line 29, between the semicolon and "requiring" insert: amending s. 220.62 (1), Florida Statutes; redefining the term "bank" for the purposes of part VII of the code to include certain international banking associations, corporations, or other similar organizations.

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

**Amendment 12**—On page 2 in title, line 20, after the semicolon strike all of lines 20 through 29 through the semicolon

On motion by Senator Gordon, by two-thirds vote SB 1-D as amended was read the third time by title, passed, ordered engrossed and then certified to the House. The vote on passage was:

Yeas—36

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

Nays—1

Myers

On motion by Senator Gordon, the Senate reconsidered the vote by which SB 1-D as amended passed this day.

On motion by Senator Gordon, the Senate reconsidered the vote by which SB 1-D was read the third time by title.

On motions by Senator Gordon, the Senate reconsidered the vote by which Amendments 4 and 10 were adopted. By permission Amendments 4 and 10 were withdrawn.

On motion by Senator Gordon, by two-thirds vote SB 1-D 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   | Gorman    | Plante      | Trask      |
| Barron          | Hair      | Poston      | Vogt       |
| Castor          | Henderson | Renick      | Ware       |
| Chamberlin      | Holloway  | Sayler      | Williamson |
| Childers, Don   | Johnston  | Scott       | Wilson     |
| Childers, W. D. | Lewis     | Skinner     | Winn       |
| Dunn            | MacKay    | Spicola     | Zinkil     |
| Firestone       | McClain   | Thomas, Jon |            |
| Glisson         | Myers     | Thomas, Pat |            |
| Gordon          | Peterson  | Tobiassen   |            |

Nays—None