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are occupied by the permittee or other persons. Retail cigarette dealers and manufacturers' representatives by dealing in cigarettes, agree that their places of business or vehicles transporting cigarettes shall always be subject to inspection and search without search warrant for the purpose of ascertaining that all provisions of this chapter are complied with by authorized employees of the beverage department and also by sheriffs, deputy sheriffs and police officers during business hours or other times when the premises are occupied by the retail dealer or manufacturers' representatives or other persons.

(b) No retail sales of cigarettes may be made at a location for which a wholesale dealer, distributing agent or exporter permit has been issued. Retail sales of cigarettes may be made from any location for which a general retailer's license has been issued. The excise tax on sales made to any traveling location, such as an itinerant store or industrial caterer, shall be paid into the general revenue fund unallocated. Cigarettes may be purchased for retail purposes only from a person holding a wholesale dealer permit. The invoice for the purchase of cigarettes must show the place of business for which the purchase is made and the cigarettes cannot be transferred to any other place of business for the purpose of resale.

(4) All permits of distributing agents, wholesale dealers or exporters shall remain in force and effect until July 1 following their issuance, or until suspended, surrendered or revoked for cause by the director before July 1 following their issuance.

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

Approved by the Governor May 16, 1967.

Filed in Office Secretary of State May 16, 1967.

STATE INSTITUTIONS—DIVISION OF YOUTH SERVICES

CHAPTER 67-46

SENATE BILL NO. 65

An Act relating to the division of child training schools; changing the name of the division to the division of youth services; amending section 965.01 (2), Florida Statutes, providing for the administration, supervision, jurisdiction and powers of the division and the qualifications, powers and duties of the director; providing for the creation of departments of statistics and research and community services; prescribing the function and responsibility of each said department; amending section 965.13, Florida Statutes, relating to the advisory committee to the director of the division by changing its membership and fixing terms of office; amending section 965.14, Florida Statutes, relating to procedures for termination of furlough granted child in after-care program and final discharge from training school; amending section 965.03, Florida Statutes, relating to the qualifications of director of division; amending sections 965.10, 965.15 and 965.17, Florida Statutes, to change the designation of the division, providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Subsection (2) of section 965.01, Florida Statutes, is amended to read:

(2) Division of youth services.—

(a) Administration.—The division of youth services shall exercise executive and administrative supervision over all stated-owned facilities for the deten-

Exhibit 1



tion, training, care, treatment and after-care supervision of juvenile delinquents committed to them. It shall be responsible for the planning, development and coordination of a state-wide youth services program designed to train and rehabilitate in order that the increase in juvenile delinquency may be retarded.

(b) *Supervision of state institutions.*—The division of youth services shall have supervisory care, custody and control of children committed to the correctional institutions listed below and of the grounds, buildings and other facilities and properties of said institutions:

1. Florida state industrial school for boys at Marianna, which shall hereafter be named and known as the Florida school for boys at Marianna;
2. Florida state industrial school for boys at Okeechobee, which shall hereafter be named and known as the Florida school for boys at Okeechobee;
3. Florida state industrial school for girls at Ocala, which shall hereafter be named and known as the Florida school for girls at Ocala;
4. Florida state industrial school for girls at Forest Hill, which shall hereafter be named and known as the Florida school for girls at Forest Hill;
5. Other training schools that may be established by law.

(c) *Qualifications of director.*—The director of the division appointed pursuant to § 965.03, Florida Statutes, shall be at least thirty (30) years of age, a graduate of an accredited college or university and shall have at least five (5) years experience as an administrative department head or a position of comparable discretionary authority.

(d) *Director of division.*—The director of the division shall be responsible for the implementation of the law relating to youth services and for the coordination of the efforts of the division with those of the federal government and other state departments and agencies, county governments, municipal governments and private agencies concerned with and providing youth services. He shall be responsible for establishing standards, providing technical assistance, and exercising the requisite supervision as it relates to youth service programs of all state supported juvenile correctional institutions.

(e) The director of the division of youth services is authorized to appoint a deputy director of the division with the approval of the board of commissioners of state institutions who shall be responsible to the director.

(f) The director shall create and organize within the division a department of statistics and research. The department so created shall secure from the juvenile courts of the state, records made and maintained by them pursuant to section 39.12(2), Florida Statutes.

(g) The department, with the cooperation of other state agencies, shall make a comprehensive study of all available statistical data including those provided it by judges of juvenile courts pursuant to section 39.12(2), Florida Statutes, for the purpose of a continuing evaluation of all programs relating to delinquency control and prevention, and for the further purpose of making recommendations to any court or other state agency which deals in any manner with problems relating to juvenile delinquency. Based on said study, the department shall prepare an annual analytical report together with its recommendations and submit same to the governor and the legislature. The governor shall make a comprehensive study of the report and based on said study make recommendations in writing to the legislature by no later than February 1 of the year that the legislature is scheduled to meet. The reports so prepared shall be subject to public inspection.

(h) The director shall create and organize within the division a department of community services. Said department shall:

1. Provide consultation services to juvenile courts;
2. Stimulate community programs relating to delinquency prevention and control;
3. Maintain liaison with probation and parole commission;

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4. Provide consultation services and technical assistance to law enforcement agencies;

5. Coordinate programs with the state department of public welfare.

(i) The director is authorized, with the approval of the board of commissioners of state institutions, to hire a supervisor of the department of community services.

(j) 1. The director may hire consultants to advise and confer with judges of the juvenile courts upon request of any such court.

2. Any person hired as a consultant under subparagraph 1. shall be a graduate of an accredited college or university with specialization in social studies, corrections or related subjects and have at least three (3) years experience in juvenile court work.

(k) The division of youth services shall be the only state agency authorized to receive and expend state, federal or private funds which are appropriated, awarded or designated primarily for juvenile delinquency programs.

(l) The attorney general shall be the legal representative of the division.

(m) The division may contract with other state agencies and with county and municipal governments in carrying out the purposes of this act.

(n) The director of the division is authorized to adopt and promulgate rules and regulations consistent with the provisions of this act in carrying out its purposes.

(o) The director shall make an annual report to the board of commissioners of state institutions and the legislature reflecting the activities of the division and recommendations for improving the services to be performed by the division.

Section 2. Section 965.13, Florida Statutes, is amended to read:

965.13 Advisory committee to the director of division of youth services

(1) An advisory committee to the director of the division of youth services is created to consist of:

(a) Two (2) juvenile court judges, one (1) from a county judge's court with juvenile duties and one (1) from a separate juvenile court, nominated by the Florida council of juvenile court judges.

(b) One (1) member of the house of representatives, nominated by the speaker of the house of representatives.

(c) One (1) member of the senate, nominated by the president of the senate.

(d) One (1) law enforcement officer, nominated by the Florida peace officers association.

(e) One representative nominated by the director of the state department of public welfare.

(f) One (1) member nominated by the state school superintendent from the state department of education.

(g) Two (2) members from the public at large. All members shall be appointed by the governor for terms of four (4) years; provided, however, the nine (9) members heretofore appointed and serving on the effective date of this act shall continue to serve until the expiration of the terms for which appointed or until a successor is selected. The members of the committee herein created shall be appointed to fill terms expiring after the effective date of this act in the alphabetical order in which listed above. The committee shall meet at least four (4) times a year and at such additional times as a meeting shall be called by the director or by a majority of the committee. The members of the committee shall serve without pay, but shall be paid for travel expense and per diem expenses incurred in attending committee meetings as provided in section 112.061, Florida Statutes.

Section 3. Section 965.14, Florida Statutes, is amended to read:

**965.14 Return to school of furloughed child; discharge from school; hearings**

If the conduct of the boy or girl on furlough is such as to make it appear that further training at the school would be wise, the furlough may be terminated by the director upon a written report by the after-care counselor. All such actions shall be reviewed by the advisory committee. Upon a request of the boy or girl whose furlough is terminated, his parent or guardian, a hearing will be given him within thirty (30) days of the date of the termination in the county to which he has been furloughed, by the judge of the juvenile court of the county to which he has been furloughed. This committee is empowered to refuse the action terminating the furlough by a majority vote. If a child is on furlough for one (1) year he may, as a matter of right, apply to the director for discharge from the school. If his application is refused, he will be entitled to a hearing on the application within thirty (30) days of the date it is mailed to the director, in the county to which he has been furloughed, before a committee consisting of the director or the local after-care supervisor, one (1) member of the advisory committee designated by the director, and the juvenile court judge of the county to which he has been furloughed. This committee is empowered to grant the application for discharge by a majority vote and to discharge the child from the school.

Section 4. Section 965.03, Florida Statutes, is amended to read:

**965.03 Appointment of directors; qualifications**

The board of commissioners of state institutions shall appoint a director to serve as the administrative, planning and coordinating head of each of the divisions herein created and shall employ such staff personnel as may be required for the proper performance of such duties. The salary of each such director and of the staff shall be fixed by the board. Each divisional director shall be responsible to the board of commissioners of state institutions for the proper administration of the institutions and programs under the jurisdiction and supervision of his division. The director of mental health shall be qualified through education, training and experience in the field of mental health. The director of the division of youth services shall be qualified as provided in section 965.01(2) (c), Florida Statutes. The director of the division of mental retardation shall be qualified through education, training and experience in the field of the mentally retarded, feebleminded and exceptional children. No division director shall be concurrently head of more than one (1) division nor shall any division director serve as superintendent of any institution under the board of commissioners of state institutions.

Section 5. Sections 965.10, 965.15 and 965.17, Florida Statutes, are amended to read:

**965.10 Division of youth services; after-care program**

In order that children might be more quickly returned from the Florida schools for boys and the Florida schools for girls and the benefits of their training more carefully preserved, the director of the division of youth services, hereinafter referred to as the director, shall establish a program to provide for advance planning for the return of children committed to the Florida schools for boys and the Florida schools for girls, and for their supervision after their return. This program shall hereinafter be referred to as the after-care program.

**965.15 Financing of after-care program**

The activities authorized herein shall be financed from moneys appropriated to the division of youth services for this purpose.

**965.17 Employees of divisions of board of commissioners of state institutions; semimonthly payment of compensation**

All employees of the division of youth services, the division of corrections, the division of mental health, the division of mental retardation and the divi-

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sion of community hospitals and medical facilities shall be paid on a semi-monthly basis on warrants to be issued by the comptroller semi-monthly.

Section 6. This act shall take effect September 1, 1967.

Approved by the Governor May 16, 1967.

Filed in Office Secretary of State May 16, 1967.

**MOTOR VEHICLES—LICENSES, DISABLED VETERANS**

**CHAPTER 67-47**

**SENATE BILL NO. 21**

An Act relating to free motor vehicle license plates; amending section 320.084, Florida Statutes, to provide free license plates to disabled veterans; providing an effective date.

*Be It Enacted by the Legislature of the State of Florida:*

Section 1. Section 320.084, Florida Statutes, is amended to read:

**320.084 Free motor vehicle license plate to disabled veterans**

(1) One free motor vehicle license number plate shall be issued by the director of the department of motor vehicles or his agents for use on any motor vehicle owned by any disabled veteran, a resident of Florida, honorably discharged from the armed forces upon application accompanied by proof that:

(a) Said vehicle was acquired through financial assistance by the veterans administration of the federal government specifically for the purchase of an automobile, or

(b) The applicant has been determined by the veterans administration of the federal government to have a service connected one hundred per cent (100%) disability rating for compensation.

(2) The vehicle license number plate issued under this section shall be a permanent motor vehicle license plate and shall be of a distinctive color as provided in section 320.07(2), Florida Statutes. Such permanent license plate shall be removed upon sale of the vehicle but may be transferred to another vehicle owned by such veteran in accordance with necessary rules and regulations made by the director of the department of motor vehicles. The license number of all plates issued under this section shall be preceded by the letter and series designation of "DV." The director is authorized to issue a designation plate upon request of any such veteran to be displayed on the front of the vehicle containing only the letters "DV."

Section 2.

The director of the department of motor vehicles shall make such rules and regulations as are necessary to determine the continuance of the one hundred per cent (100%) disability, as set forth in paragraph (b) of Section (1), and if the director of the department of motor vehicles determines that such veteran is no longer so disabled, such veteran shall surrender to the director of the department of motor vehicles the special license plate described in Section 1, paragraph (2) upon demand of the director of the department of motor vehicles.

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

Approved by the Governor May 16, 1967.

Filed in Office Secretary of State May 16, 1967.