

JOURNAL OF THE SENATE

Thursday, April 8, 1965

The Senate was called to order by the President at 11:00 A.M. The following Senators were recorded present:

Mr. President	Daniel	Johns	Roberts
Askew	Davis	Johnson (19th)	Ryan
Barber	Dressler	Johnson (6th)	Spottswood
Barron	Edwards	McCarty	Stratton
Bronson	Friday	McDonald	Tapper
Carlton	Gautier	McLaughlin	Thomas
Carraway	Gibson	Mapoles	Usher
Clarke	Griffin	Mathews	Whitaker
Cleveland	Haverfield	Melton	Williams
Covington	Henderson	Pearce	Young
Cross	Hollahan	Price	

43. A quorum present.

Excused: Senator Pope.

Prayer by the Reverend J. D. Bowen, Chaplain:

Dear Lord, in the stillness of these moments let us search our hearts and see if we have paid proper homage to thee for our being here. Without thee and thy goodness, thy loving kindness and tender mercy, we are too frail for the tasks assigned to us. Wilt thou be pleased to grant to each one of these servants the grit, grace and ability to tackle and subdue even the knottiest of problems that rise up to face them. In Jesus' name we ask. Amen.

The reading of the Journal was dispensed with.

The Journal of April 7 was corrected and approved as follows:

Page 9, column 2, between lines 3 and 4 insert: Legislative and Congressional Apportionment, to consist of fifteen members.

On motion of Senator Johnson (6th), it was agreed by two-thirds vote that when the Senate adjourns today it adjourn to reconvene at 9:30 A.M., April 9, 1965.

REPORT OF COMMITTEE ON RULES AND CALENDAR

On motion of Senator Johnson (6th), Rules 1 through 18, inclusive, of the Report of the Committee on Rules and Calendar were adopted as follows:

RULES AND PROCEDURE OF THE SENATE DUTIES OF THE PRESIDENT

Call to Order

Rule 1. The President shall take the chair on every Legislative day at the hour to which the Senate shall have adjourned at the last sitting, immediately call the Senate to order and, on the appearance of a quorum, proceed to business.

Order and Decorum

Rule 2. He shall preserve order and decorum and in case of disturbance or disorderly conduct in the lobby or galleries may cause the same to be cleared.

Control of Chamber

Rule 3. He shall have the general control, except as otherwise provided by rule or law, of the Senate Chamber and of the corridors and passages and of the unappropriated room in that part of the Capitol assigned to the use of the Senate, until otherwise ordered.

Appointment of Committees

Rule 4. He shall appoint all standing committees and all select and conference committees which shall be ordered by the Senate from time to time.

Questions of Order

Rule 5. He shall sign all Acts, Resolutions, writs, warrants

and subpoenas of or issued by order of the Senate; and decide the questions of order subject to an appeal by any Senator, on which appeal no Senator shall speak more than once, unless by permission of the Senate. He may speak to points of order in preference of other Senators.

Voting and Division

Rule 6. He shall put questions in this form, to wit: "As many as are in favor (as the question may be) say aye;" and after the affirmative voice is expressed, "As many as are opposed, say no;" if he doubts, or if a division is called for, the Senate shall divide; those in the affirmative of the question shall rise first from their seats, and then those in the negative, and the Secretary shall count the votes; if he still doubts, or a count is required by at least five Senators, he shall name one from each side of the question to tell the Senators in the affirmative and negative; which being reported he shall rise and state the decision. Unless otherwise provided by law or by these rules all action of the Senate shall be by majority vote of the members present.

Vacating Chair

Rule 7. He shall have the right to name any Senator to perform the duties of the chair but said substitutions shall not be extended beyond an adjournment; provided, however, that in case of his illness, absence or other inability to discharge his duties, the President Pro Tempore shall discharge the duties in all respects as the President himself might do, and the Journal shall show who is presiding at all times.

ROLL CALL AND VOTING

Roll Call

Rule 8. Upon every roll call the names of the Senators shall be called alphabetically by surname, except where two or more have the same surname, in which case the number of the Senatorial District shall be added. The President's name shall be called at the end of the roll call.

Compelling Attendance

Rule 9. In all calls of the Senate the doors shall be closed, the names of the Senators shall be called by the Secretary, and the absentees noted, and those for whom no sufficient excuse is made, may, by order of a majority of those present, be sent for and arrested, wherever they may be found, by officers to be appointed by the President for that purpose, and their attendance secured and retained; and the Senate shall determine upon what conditions they shall be discharged.

Determining a Quorum

Rule 10. On the demand of any Senator, or at the suggestion of the President, the names of Senators sufficient to make a quorum in the Chamber of the Senate but who do not vote shall be noted by the Secretary and recorded in the Journal, and reported to the President with the names of the Senators voting, and be counted and announced in determining the presence of a quorum to do business.

Voting

Rule 11. Every Senator shall be present within the Chamber of the Senate during its sitting, unless excused or necessarily prevented, and shall vote on each question put, unless he has a direct, personal or pecuniary interest in the event of such question, or is excused from voting by the Senate.

Pairing

Rule 12. Pairs shall be announced by the Secretary after the completion of the roll call, from a written statement sent to the desk by one Senator of the pair announcing how he and the Senator with whom he is paired would vote were they both voting.

Explanation of Vote

Rule 13. Any Senator shall be permitted to explain his vote after roll call, by reducing his explanation to writing and filing the same with the Secretary, who shall cause the same to be spread upon the Journal immediately following the results of the vote.

BUSINESS OF THE SENATE

Sessions

Rule 14. The Senate shall meet daily except Sundays. The hour for convening for the morning session shall be 11:00 A.M., and the hour for adjournment for said morning session shall be 1:00 P.M. When the Senate shall determine to hold morning and afternoon sessions, the hour for convening for the afternoon session shall be 3:00 P.M., and the hour for adjournment shall be 5:00 P.M.

Daily Order

Rule 15. The daily order of business shall be as follows:

1. Roll Call.
2. Prayer by Chaplain.
3. Introduction of distinguished guests under Rule 63.
4. Reading of Journal.
5. Correction and approval of the Journal.
6. Reports of Committees.
7. Introduction of Resolutions, Memorials, Bills and Joint Resolutions.
8. Consideration of Senate Resolutions.
9. Consideration of other Resolutions.
10. Messages from the Governor.
11. Messages from the House of Representatives.
12. Order of the Day.
13. Special Order.
14. Consideration of Bills and Joint Resolutions on Third Reading.
15. Consideration of Bills and Joint Resolutions on Second Reading.
16. Miscellaneous Business.
17. Petitions and Memorials.

A vote of two-thirds of the members present shall be required to set a Special Order.

Governor's Messages, Reports, Communications, Etc.

Rule 16. Messages from the Governor shall be referred to the appropriate committee without debate. Reports and communications from the heads of departments, and other communications addressed to the Senate, and Bills, Resolutions and messages from the House of Representatives may be referred to the appropriate committee or committees in the same manner and with the same right of correction as Bills presented by Senators; but Senate Bills, with House Amendments may be at once disposed of as the Senate may determine; and House Bills and House Joint Resolutions favorably reported by a committee of the Senate may be substituted for and considered in lieu of its companion Senate Bill or Joint Resolution on motion of any Senator when the Senate Bill or Resolution is reached in its order. "Companion" is to be construed as meaning identical.

Unfinished Business

Rule 17. The unfinished business in which the Senate was engaged at the time of the last adjournment shall have the preference in the Order of the Day after motions to reconsider have been disposed of.

DECORUM AND DEBATE

Recognition

Rule 18. When any Senator desires to speak or deliver any matter to the Senate, he shall rise at his desk and respectfully address himself to "Mr. President," and on being recognized, shall address the Senate from his desk, or, with the consent

of the presiding officer, use the well of the Senate, and shall confine himself to the question under debate, avoiding personalities. When two or more members arise at once, the President shall name the Senator who is first to speak.

Rule 19 of the Report of the Committee was taken up.

Senator Carlton moved that the Senate adopt Rule 19 of the 1963 Regular Session in lieu thereof. The question was put and the motion failed of adoption. The vote was:

Yeas—14.

Askew	Edwards	Mathews	Thomas
Barron	Henderson	Price	Whitaker
Carlton	Johnson (19th)	Ryan	
Cross	McCarty	Stratton	

Nays—29.

Mr. President	Davis	Johns	Spottswood
Barber	Dressler	Johnson (6th)	Tapper
Bronson	Friday	McDonald	Usher
Carraway	Gautier	McLaughlin	Williams
Clarke	Gibson	Mapoles	Young
Cleveland	Griffin	Melton	
Covington	Haverfield	Pearce	
Daniel	Hollahan	Roberts	

Senator Daniel offered the following amendment to Rule 19 of the Report of the Committee which was adopted on motion of Senator Johnson (6th):

After "proper" strike: the period (.) and insert the following: ;

Senator Mathews offered the following amendment to Rule 19 of the Report of the Committee which was adopted on motion of Senator Johnson (6th):

After "his gavel" insert the following: , for such purpose,

On motion of Senator Johnson (6th), Rule 19 of the Report of the Committee, as amended, which reads as follows, was adopted:

Speaking Out of Order

Rule 19. If any Senator, in speaking or otherwise shall transgress the rule of the Senate, the President shall, or any Senator may, call him to order; in which case he shall immediately sit down, unless permitted, on motion of another Senator, to explain, and the Senate shall, if appealed to, decide on the case without debate; if the decision is in favor of the Senator called to order, he shall be at liberty to proceed, but not otherwise; and if the case require it, he shall be liable to censure or such punishment as the Senate may deem proper; provided, if the order is called by the President a motion to proceed shall require two-thirds affirmative vote of those voting. When the President or presiding officer raps with his gavel for such purpose, whoever is speaking shall immediately cease and shall not proceed until further recognized by the presiding officer.

The vote was:

Yeas—34.

Mr. President	Davis	Johns	Ryan
Barber	Dressler	Johnson (19th)	Spottswood
Barron	Friday	Johnson (6th)	Tapper
Bronson	Gautier	McDonald	Thomas
Carraway	Gibson	McLaughlin	Usher
Clarke	Griffin	Mapoles	Williams
Cleveland	Haverfield	Melton	Young
Covington	Henderson	Pearce	
Daniel	Hollahan	Roberts	

Nays—9.

Askew	Edwards	Price
Carlton	McCarty	Stratton
Cross	Mathews	Whitaker

Rule 20 of the Report of the Committee was taken up.

Senator Mathews offered the following amendment which was adopted on motion of Senator Johnson (6th):

After "question", insert the following: unless he has been interrupted under Rule 19 prior to using his thirty minutes,

Senator Friday offered the following amendment which was adopted on motion of Senator Johnson (6th):

Substitute enlarged for "changed"

Senator Young offered the following amendment which was adopted on motion of Senator Johnson (6th):

Strike: "speaker" after "no senator shall" and insert the following: speak

On motion of Senator Johnson (6th), Rule 20 of the Report of the Committee, as amended, which reads as follows, was adopted:

Time of Speaking

Rule 20. No Senator shall speak longer than thirty minutes at any one time and shall not speak more than once on the same question unless he has been interrupted under Rule 19 prior to using his thirty minutes, except he may have fifteen minutes for rebuttal, provided the length and number of times of speaking may be enlarged by a majority vote of those present and voting.

The vote was:

Yeas—27.

Mr. President	Cross	Johns	Roberts
Barber	Friday	Johnson (6th)	Spottswood
Bronson	Gautier	McDonald	Tapper
Carraway	Gibson	McLaughlin	Thomas
Clarke	Griffin	Mapoles	Usher
Cleveland	Henderson	Melton	Williams
Covington	Hollahan	Pearce	

Nays—16.

Askew	Davis	Johnson (19th)	Ryan
Barron	Dressler	McCarty	Stratton
Carlton	Edwards	Mathews	Whitaker
Daniel	Haverfield	Price	Young

On motion of Senator Johnson (6th), Rules 21 through 47, inclusive, of the Report of the Committee were adopted, as follows:

Decorum

Rule 21. While the President is putting a question no member shall walk out or across the hall, nor when a Senator is speaking pass between him and the Chair, and during the session of the Senate no Senator shall remain by the Secretary's desk during the calling of the roll or the counting of ballots, and the Sergeant At Arms is charged with strict enforcement of this clause.

Order and Privilege

Rule 22. No Senator speaking shall be interrupted by another but by rising to call order, or a question of privilege, without the consent of the Senator speaking, and no Senator shall speak on a question after it is put to vote.

MOTIONS AND QUESTIONS OF PRIVILEGE

Motions Made

Rule 23. Every motion made to the Senate and entertained by the President shall be reduced to writing on the demand of any member, and shall be entered on the Journal with the name of the Senator making it unless it is withdrawn the same day.

Motions Stated

Rule 24. When a motion has been made, the President shall state it, or (if it be in writing), cause it to be read aloud by the Secretary before being debated, and it shall then be in possession of the Senate, and may be withdrawn at any time before a decision or amendment.

Rule 25. When any motion or proposition is made, the question "Will the Senate now consider it?" shall not be put unless demanded by a member.

Precedence of Motions

Rule 26. When a question is pending no motion shall be received but:

- (a) To adjourn
- (b) To suspend rules
- (c) To adjourn to a time certain
- (d) To take a recess
- (e) To proceed to the consideration of Executive Business
- (f) To postpone to a day certain
- (g) To commit
- (h) To amend or substitute
- (i) To postpone indefinitely

Which several motions shall have precedence as they stand arranged; and the motion relative to adjournment, to take a recess, to proceed to the consideration of Executive Business, shall be decided without debate.

Substitute Motions

Rule 27. When a substitute is offered and taken up for consideration it shall be subject to amendment in the same manner as the original proposition and the effect of rejection of the substitute as amended, shall be to reinstate the original for consideration.

Division of Motion

Rule 28. On the demand of any Senator before a question is put, the question shall be divided if it includes propositions so distinct in substance that one being taken away, a substantive proposition shall remain.

Motion to Suspend Rules

Rule 29. Pending a motion to suspend the rules, the President may entertain one motion that the Senate adjourn, but after the result thereon is announced he shall not entertain any other dilatory motion until the vote is taken on suspension. A motion to suspend the rules shall be decided without debate; provided, however, that the mover shall be allowed to speak for one minute on explaining the reason for said motion.

Questions of Privilege

Rule 30. Questions of privilege shall be first, those affecting the rights of the Senate collectively, its safety, dignity and the integrity of its proceedings; second, the rights, reputation and conduct of Senators individually, in their respective capacity only; and shall have precedence of all other questions, except motions to adjourn.

BILLS AND RESOLUTIONS

Introductions

Rule 31. An original and five exact and legible copies (6 altogether) of a Bill—general or local—are required for introduction.

A bill must contain a title prefaced by the words "A bill to be entitled An act"—and must contain an enacting clause reading "Be It Enacted by the Legislature of the State of Florida:"

A bill shall be typewritten in pica type, or larger, using a black typewriter ribbon, or mimeographed or printed in black, according to prescribed form without erasures or interlineations on plain white paper of legal size (8½ x 14 inches).

Six (6) title sheets are required to be attached by paper clip to the top of the original copy of each bill. Title sheets are furnished by the Sergeant At Arms of the Senate with carbons already inserted. Do not remove the carbons from the title sheets.

A full, true, and exact copy of the title of the bill word for word, every comma, semicolon and period, must be typed on the title sheet. The title on the title sheet must be typed in lower case, double spaced and proofread for accuracy. Capitalize only the first letter of a sentence, name of person, city, state or county. Lower case all other words in the title. The

title sheets with carbons unseparated must be attached by paper clips to the top of the original copy of the bill before bill can be introduced or filed.

A Senate Resolution, Concurrent Resolution, Memorial or Joint Resolution shall be prepared in the same manner as a Bill except that in lieu of attaching a title sheet in quadruplicate, as hereinabove mentioned, two exact and complete copies (not in jackets) must be attached by paper clip to the inside of the original of the Senate Resolution, Concurrent Resolution, Memorial or Joint Resolution.

A Senate Resolution shall contain a resolving clause "Be It Resolved by the Senate."

A Joint Resolution shall contain a resolving clause "Be It Resolved by the Legislature of the State of Florida."

A Concurrent Resolution shall contain a resolving clause "Be It Resolved by the Senate, the House of Representatives Concurring."

A Memorial shall contain a resolving clause "Bt It Resolved by the Legislature of the State of Florida:"

The original and five copies (6 altogether) of a Bill, Resolution, Concurrent Resolution, Memorial or Joint Resolution must be 'backed', that is, securely stapled in a Senate jacket form which shall contain in the spaces provided therefor a copy of the title of the Bill or, if the title is too lengthy to be typed in full in the space provided, an abbreviation of the title sufficient to identify the Bill, with the name and the district of the Senator introducing same.

The original and five copies (6 altogether) must have clearly stamped on the jacket of each, above the space provided for the number, "Original, Duplicate, Third Copy, Fourth Copy, Fifth Copy, House Copy."

The President of the Senate shall refer the Bill, Resolution or Memorial to the appropriate committee or committees for consideration. Should a Senator desire the Bill, Resolution or Memorial referred to a particular or special committee or committees, he shall make such motion and such motion must be adopted by a two-thirds affirmative vote to be effective in determining the reference. In all cases the title and reference thereof shall be entered in the Journal. The Secretary shall keep a file of the original copy of all Bills, Resolutions and Memorials and separate file for duplicate copies thereof. The third (3rd) copy shall be delivered to the press for its use, the fourth (4th) copy to the Sergeant At Arms who shall keep the same in a file in his office for the use and benefit of the public, the fifth (5th) copy shall be delivered to the Legislative Reference Bureau for use in preparing the daily summary, and the House copy shall be delivered to the House of Representatives for the use of the members thereof.

A Bill, Joint Resolution, Concurrent Resolution, Memorial or Resolution may be introduced only by a Senator or group of Senators whose signature or signatures must be affixed to the original thereof.

No standing committee may introduce Bills, Joint Resolutions, Concurrent Resolutions, Memorials or Resolutions, with the exception of the introduction of the general appropriations bill by the Committee on Appropriations, but this shall not be construed to mean that standing committees may not offer a Committee Substitute for any Bill, Joint Resolution, Concurrent Resolution, Memorial or Resolution, referred to the Committee, provided such substitute is germane to the original Bill or Resolution.

No original Bill, while in the custody of the Senate, shall be taken from the Secretary's file except when in the custody of the chairman of the committee to which the bill was referred. No duplicate shall be removed from the Secretary's file by anyone other than a Senator or a proper committee to which such Bill has been referred. Upon release of any original as aforesaid, the Secretary shall obtain the receipt of the Senator, the chairman of the committee to which the Bill was referred, or the authorized secretary of the committee.

The President shall require the Secretary to so identify and mark the original copy of each Bill, Joint Resolution, Memorial, Resolution, or Concurrent Resolution introduced as Senate Legislation, as will insure its identification, and each page thereof, as the item introduced in order to prevent unauthorized or improper substitutions therefor. The means of identification shall be determined by the President and the Sec-

retary and may be by the use of machines as used in banks for validating or canceling checks or other documents, or by the use of any other device to accomplish the purpose of this rule. Any such device so used shall be used by and at all times shall be in the custody of the Secretary or some person authorized therefor by the President and the Secretary and its use by any person not authorized by this rule shall be prohibited.

All Bills to be introduced shall be presented to the Secretary by 5:00 o'clock P.M., on the legislative day immediately preceding the day of introduction.

Claim Bills

Rule 32. All Bills providing for the payment of claims in excess of \$1,000 from the General Revenue Fund of the State shall be referred to the Committee on Appropriations and to the Committee on Claims in such order as the President shall determine.

By Request

Rule 33. When a Bill, Resolution or Memorial is introduced "by request" these words shall be entered upon the Journal.

Local Bills

Rule 34. All local Bills which require publication shall, when introduced have proof of publication securely attached to the original copy of the Bill as the first or front page thereof and the words "Proof of Publication Attached" clearly typed or stamped on the Senate side of the bill jacket or cover or the same shall be rejected by the Secretary.

Population Acts

Rule 35. Any or all "population acts" may, in the discretion of the President and/or Presiding Officer, be referred to the Committee on Legislative Management and Population whose duty it shall be to ascertain and report to the Senate the county or counties embraced in the population bracket set forth in said bill or bills.

Introduction Out of Order

Rule 36. No Bill, Resolution or Memorial shall be introduced by a member except under the regular order of business.

Readings

Rule 37. Every Bill shall be read by its title on its first reading unless one-third of the members present desire it read by sections.

Every Bill shall be read on three several days, unless two-thirds of the members present when such Bill may be pending shall deem it expedient to dispense with this rule.

Every Bill shall be read by its sections on its second reading and on its final passage, unless on its second reading two-thirds of the members present shall deem it expedient to dispense with this rule.

Rule 38. The vote on the final passage of every Bill or Joint Resolution shall be taken by yeas and nays to be entered on the Journal of the Senate.

Reference for Engrossing

Rule 39. All Senate Bills and Joint Resolutions after second reading, if amended, shall be committed for engrossing, and when the same are correctly engrossed they shall be so endorsed by the Secretary as Ex Officio Engrossing Secretary and placed on the Calendar of Bills on Third Reading; provided, that any Bill or Joint Resolution which has passed second reading without amendment shall be placed on the Calendar of Bills on Third Reading without reference for engrossing, unless the Senate shall order otherwise, and shall be considered as engrossed.

Amending After Engrossed

Rule 40. No engrossed Bills or Joint Resolutions shall be amended without the unanimous consent of the members present, and when so amended shall be re-engrossed unless it is otherwise ordered by the Senate and shall not lose its place on the Calendar.

Concurrent Resolutions and Memorials

Rule 41. Before being put upon adoption, which shall be by viva voce vote unless a roll call is requested by five Senators, every Resolution or Memorial in which concurrence by the House of Representatives is necessary shall receive two readings which, unless two-thirds of the members present shall decide otherwise, shall be upon different days. Upon proceeding thereto the Reading Secretary shall announce whether the reading be the first or second reading.

Resolutions Requiring Information

Rule 42. All orders or Resolutions requiring information from the Governor, Cabinet Officers or action of a committee shall be read to the Senate and acted upon as in case of motions, and shall be spread upon the journal of the Senate.

Absence of Introducer

Rule 43. Whenever the Senator who introduced any Bill or Resolution is absent from the chamber when such Bill or Resolution is reached in its regular order on any of its readings, such Bill or Resolution shall be passed and placed at the foot of the Calendar, and shall not be taken up out of order or its place on the Calendar changed against the order of progress, except by unanimous consent; and if such Bill or Resolution shall not be finally voted upon when for the third time it is reached in regular order it shall be automatically tabled.

AMENDMENT

Rule 44. No Amendment shall be offered to any Bill or Resolution (requiring more than one reading) except on second reading or by unanimous consent. No Amendment shall be offered which in effect substitutes a new Bill or Resolution for the Bill or Resolution under consideration. This shall not be construed to prevent a committee from offering a Committee Substitute Bill or Resolution, or the offering of an Amendment of any scope germane to the subject matter by a joint conference committee.

Further Amendment

Rule 45. When a motion or proposition is under consideration a motion to amend and a motion to amend that Amendment shall be in order; provided, this does not preclude the offering of a substitute Amendment which encompasses or replaces the entire pending amendments. Such substitute can be amended only once and action shall be taken on the last offered proposition first.

Motion to Strike

Rule 46. A motion to strike out and insert is indivisible, but a motion to strike out being lost shall neither preclude Amendment nor motion to strike out and insert, and no motion or proposition on a subject different from that under consideration shall be admitted under color of Amendment.

Reconsiderations

Rule 47. When a question has been decided by the Senate, any Senator voting with the prevailing side may, on the same Legislative day or the next Legislative day move a reconsideration thereof, and such motion may be made pending a motion to adjourn, and the making of such motion shall be in order though the time of adjournment has arrived or passed, and such motion shall be a special and continuing order of business for the Legislative day succeeding that on which the motion was made and unless acted on on said day it shall be considered abandoned, and if the Senate shall refuse to consider, or upon consideration, shall confirm its first decision, no further motion to reconsider shall be in order, unless by unanimous consent, provided that during the last five days of the session a motion to reconsider shall be made and acted on the same day that the question is decided.

The Committee on Rules and Calendar offered the following amendment to Rule 48 (adopted by the Senate on April 7) which was adopted on motion of Senator Johnson (6th):

On line 8, strike "nine" and insert: eleven

On motion of Senator Johnson (6th), Rule 49 of the Report of the Committee was adopted, as follows:

Chairman

Rule 49. The first named member of the committee shall be the Chairman, and in his absence, or being excused by the Senate, the next named member, and so on, as often as the case may happen.

It is the duty of the chairman of each committee to report, or cause to be reported promptly to the Senate any measure or matter finally acted upon by the committee.

On motion of Senator Williams, it was ordered that the hour of adjournment be extended until final disposition of the Report of the Committee on Rules and Calendar and the completion of introduction of resolutions, memorials, bills and joint resolutions.

Rule 50 of the Report of the Committee was taken up:

Meetings

Rule 50. No committee, except the Committee on Rules and Calendar, shall sit during the meeting of the Senate, without special leave.

Except as otherwise provided in the preceding paragraph of this rule a committee may meet when and where they please if the Senate has not ordered the time and place for them to meet but a committee can act only when together and not by separate consultation and consent, nothing being the report of the committee but what has been agreed to in committee actually assembled. A committee is actually assembled only when a quorum, constituting a majority of the members thereof, is present in person. Any Bill or Resolution reported favorably or unfavorably in violation of this Rule shall be forthwith recommitted by the President when it is called to his attention by a Senator.

Senator Askew offered the following amendment which failed:

On page 14 of the report, strike: all of rule 50 and insert in lieu thereof:

Meetings

Rule 50. No committee, except the Committee on Rules and Calendar, shall sit during the meeting of the Senate, without special leave.

Except as otherwise provided in the preceding paragraph of this rule a committee may meet when and where they please if the Senate has not ordered the time and place for them to meet but a committee can act only when together and not by separate consultation and consent, nothing being the report of the committee but what has been agreed to in committee actually assembled. A committee is actually assembled only when a quorum, constituting a majority of the members thereof, is present in person, and only the votes of those senators physically present in committee at the time the vote is taken shall be recorded. Any Bill or Resolution reported favorably or unfavorably in violation of this Rule shall be forthwith recommitted by the President when it is called to his attention by a Senator.

The vote was:

Yeas—15.

Askew	Friday	McCarty	Stratton
Barron	Henderson	Mathews	Whitaker
Carlton	Hollahan	Price	Young
Davis	Johnson (19th)	Ryan	

Nays—28.

Mr. President	Cross	Haverfield	Pearce
Barber	Daniel	Johns	Roberts
Bronson	Dressler	Johnson (6th)	Spottswood
Carraway	Edwards	McDonald	Tapper
Clarke	Gautier	McLaughlin	Thomas
Cleveland	Gibson	Mapoles	Usher
Covington	Griffin	Melton	Williams

Senator Mathews offered the following amendment which failed:

At the end of Rule 50 add the following: Proxy votes may be made only on behalf of senators who have actually attended the committee meeting and have had to leave before the completion of the meeting.

The vote was:

Yeas—16.

Askew	Friday	Johnson (19th)	Ryan
Barron	Haverfield	McCarty	Stratton
Carlton	Henderson	Mathews	Thomas
Davis	Hollahan	Price	Whitaker

Nays—27.

Mr. President	Cross	Johns	Roberts
Barber	Daniel	Johnson (6th)	Spottswood
Bronson	Dressler	McDonald	Tapper
Carraway	Edwards	McLaughlin	Usher
Clarke	Gautier	Mapoles	Williams
Cleveland	Gibson	Melton	Young
Covington	Griffin	Pearce	

On motion of Senator Johnson (6th), Rule 50, as contained in the Report of the Committee, was adopted.

On motion of Senator Johnson (6th), Rules 51 and 52 of the Report of the Committee on Rules and Calendar were adopted, as follows:

Reports

Rule 51. Every Bill or Resolution referred to a committee, other than the Committee on Appropriations, shall be reported back within ten days from the date of its reference, unless otherwise ordered by the Senate. Reports of committees on Bills and Joint Resolutions shall be filed in triplicate.

Conference Committees

Rule 52. Presentation of reports of committees of conference shall always be in order, except when the Journal is being read, while the roll is being called or the Senate is dividing on any point; and there shall accompany every such report a detailed statement sufficiently explicit to inform the Senate of the effect any amendments or modifications will have upon the measure to which such report relates.

Rule 53 of the Report of the Committee was taken up.

Senator Mathews offered the following amendment which was adopted on motion of Senator Johnson (6th):

After "if any committee" insert the following: to which the Bill, Resolution, or Memorial is referred

On motion of Senator Johnson (6th), Rule 53 of the Report of the Committee, as amended, which reads as follows:

Multiple Reference

Rule 53. In case of multiple reference of a Bill, Resolution or Memorial to two or more committees said Bill, Resolution or Memorial shall be considered by each committee separately in the order in which the multiple reference is made, but if any Committee to which the Bill, Resolution or Memorial is referred makes an unfavorable report on said Bill that report shall be filed with the Senate and no further consideration given by other Committees except on two-thirds vote of the membership of the Senate.

—was adopted.

On motion of Senator Johnson (6th), Rules 54 through 65, inclusive, of the Report of the Committee on Rules and Calendar were adopted, as follows:

Forms of Committee Reports

Rule 54. Standing committee reports shall be in the following form: "The Committee on _____ recommends the following pass: (Show the correct number of each Bill, as shown on the Bill jacket, contained in the report); or do not pass; or recommends a Committee Substitute for the following; or reports the following without recommendation.

Favorable Reports

Rule 55. All Bills and resolutions reported out of Committees with one of the following recommendations, viz, that

the same pass; that the same pass with committee amendments as attached thereto; that the committee reports same without recommendation; or, that the committee recommends that the committee substitute, as reported therewith, pass, shall be filed with the Secretary of the Senate, together with the committee report thereon, to be by him placed on the Calendar in accordance with Rule 64.

Unfavorable Reports

Rule 56. All Bills and Joint Resolutions reported unfavorably by a committee shall be laid on the table unless upon motion of a Senator, passed by a two-thirds vote, same shall be placed on the Calendar, in which event it shall be the duty of the Secretary to place the same on the Calendar.

Expenses of Special Committees

Rule 57. All expenses incurred by any special committee shall be certified, with the items thereof, under oath, to the Chairman of the Committee on Legislative Management and Population, who shall keep on file all certificates made to him under this rule.

Pay to Witnesses

Rule 58. The rule of paying witnesses subpoenaed to appear before the Senate or either of its committees shall be as follows: for each day a witness shall attend, the sum of Five Dollars; and Five Cents per mile for each mile he shall travel coming to and going from the place of examination, but nothing shall be paid for travel when the witness has been summoned at the place of hearing.

Committee of the Whole

Rule 59. The Senate may resolve itself into a Committee of the Whole only by a two-thirds affirmative vote of all members of the Senate.

RULES OF THE FLOOR

Persons Entitled to Admission

Rule 60. No person not a member of the Senate shall be admitted inside of the bar, or on the main floor of the Senate while the Senate is in session except Senators, members of the families of the Senators, the Governor and his official representative, his Cabinet Officers, ex-Governors, United States Senators, and ex-United States Senators, Members or former Members of the House of Representatives of the United States and of this State, and Judges of the Supreme Court, Circuit Courts and Federal Courts, and former State Senators of Florida.

All male persons on the main floor of the Senate and in the gallery (with the exception of visitors in that portion of the gallery set aside for the general public) shall wear coats at all times while the Senate is in session.

Admission by President

Rule 61. The President shall admit to the floor, under such regulations as he may prescribe, stenographers and reporters wishing to take down the debates and proceedings unless otherwise ordered by the Senate, provided, however, this rule shall not be construed to permit dictation while the Senate is in session, and the provisions of this rule shall not be subject to waiver except by unanimous consent.

Talking Across Bar

Rule 62. No Senator or other person shall talk across the bar or rail of the Senate floor.

Introductions

Rule 63. For the first two weeks of the session, daily following prayer by the Chaplain, Senators will be recognized to make brief introductions of visitors to the Senate. Thereafter all visitors shall be recognized by the President at a convenient time when their presence is called to his attention by a member of the Senate in writing. No person except a former State Senator shall be escorted to the rostrum for recognition except with prior approval of the President.

CALENDAR

Divisions

Rule 64. There shall be several divisions of the Calendar as to business to come before the Senate:

- (a) Consideration of Senate Resolutions and Senate Concurrent Resolutions;
- (b) Consideration of House Concurrent Resolutions;
(Order of the Day)
- (c) Motions to reconsider carried over pursuant to Senate Rule 47;
- (d) Unfinished business in which the Senate was engaged at the time of the last adjournment;
- (e) Special orders of business;
- (f) Senate Bills of a general nature and Senate Joint Resolutions on third reading;
- (g) House Bills of a general nature and House Joint Resolutions on third reading;
- (h) Senate Bills of a general nature and Senate Joint Resolutions on second reading;
- (i) House Bills of a general nature and House Joint Resolutions on second reading;
- (j) Miscellaneous business;
- (k) Petitions and Memorials.

A vote of two-thirds of the membership of the Senate shall be required to set a Special Order.

Publishing

Rule 65. The Calendar shall be published for use on each legislative day but Bills of a local nature shall not be included in the published Calendar except on days designated by the Committee on Rules and Calendar.

A list of Senate and House local Bills shall, however, be maintained by the Secretary of the Senate for inspection by a Senator at any time.

Excused: Senator Price.

On motion of Senator Johnson (6th), Rule 66 of the Report of the Committee was adopted, as follows:

Special Order Calendar

Rule 66. The Committee on Rules and Calendar may from day to day during the last twenty working days of the session, submit a Special Order Calendar fixing the priority of business to be transacted before the Senate which shall be constituted of general measures of major importance and no other matters shall be considered until such Special Order Calendar has been disposed of; provided, however, that any Bill or Resolution appearing in such Special Order Calendar may be removed therefrom or any Bill may be placed thereon by a two-thirds vote of the membership of the Senate.

The vote was:

Yeas—29.

Mr. President	Dressler	Johnson (6th)	Tapper
Barber	Friday	McDonald	Thomas
Bronson	Gautier	McLaughlin	Usher
Carraway	Gibson	Mapoles	Williams
Clarke	Griffin	Melton	Young
Cleveland	Haverfield	Pearce	
Daniel	Hollahan	Roberts	
Davis	Johns	Spottswood	

Nays—12.

Askew	Cross	Johnson (19th)	Ryan
Barron	Edwards	McCarty	Stratton
Carlton	Henderson	Mathews	Whitaker

PAIR

The following Pair was announced by the Secretary: I am paired with Senator Price on Proposed Senate Rule 66. If he were present he would vote "No" and I would vote "Aye."

D. D. COVINGTON, JR.
Senator, 38th District

April 8, 1965

On motion of Senator Johnson (6th), Rules 67 through 95, inclusive, of the Report of the Committee on Rules and Calendar were adopted, as follows, with Senator Carlton voting "Nay" on Rule 80:

MESSAGES

To the House

Rule 67. After final passage or adoption by the Senate all Bills, Joint Resolutions, Concurrent Resolutions, or Memorials shall, upon expiration of the time for reconsideration thereof as provided by Rule 47, be transmitted by the Secretary to the House of Representatives without the necessity of a motion or other action by the Senate. The Secretary shall previously endorse thereon the final determination of the Senate thereon.

From the House

Rule 68. Messages received from the House of Representatives and from the Governor giving notice of Bills passed or approved, shall be entered in the Journal of the day's proceedings.

JOURNAL

Official Journal

Rule 69. The Secretary of the Senate shall, as soon as practicable after sine die adjournment of the Senate, bind together and file with the Secretary of State corrected copies of the Journals of the Senate for each day of the regular or any extraordinary session of the Legislature.

Hour of Adjournment Noted

Rule 70. The hour at which the Senate adjourns shall be entered on the Journal.

ATTACHES AND OTHER EMPLOYEES

Attaches

Rule 71. Each odd numbered Senatorial District shall be entitled to two attaches, and each even numbered Senatorial District shall be entitled to four attaches, but the appointment and selection of said attaches shall be determined by the Committee on Legislative Management and Population on the approval of the Senator of the District involved.

Additional Attaches

Rule 72. Should there be the need for additional attaches they shall be appointed by the Committee on Legislative Management and Population and only then with the approval of the President of the Senate who shall not approve the same unless the necessity therefor is shown. A list of attaches appointed by a Senator in accordance with Senate Rule 71 shall be furnished the Committee on Legislative Management and Population and attaches shall be assigned and reassigned under the supervision of said Committee. Attaches unable to efficiently perform the duties assigned to them shall be replaced on recommendation of the Committee on Legislative Management and Population with other attaches appointed and selected by the Committee with the approval of the Senator of the District involved.

Special Appointments

Rule 73. The President of the Senate shall have the authority to appoint the Senate Chaplain, a Secretary to the President, and a Bill Clerk for his office, and to employ special counsel to assist the Senate or any committee thereof when he deems it necessary or expedient.

Enrolling and Engrossing

Rule 74. The Secretary of the Senate shall be Ex Officio Enrolling Clerk of the Senate, and Ex Officio Engrossing Clerk of the Senate, and with the consent of the Committee on Legislative Management and Population and the consent of the President is authorized to employ from time to time such

clerical help and other assistance as may be necessary to properly perform the duties of Enrolling and Engrossing. As Ex Officio Enrolling Clerk, and as Ex Officio Engrossing Clerk the Secretary shall designate an Assistant Enrolling Clerk and an Assistant Engrossing Clerk to be in charge of the enrolling and engrossing of Bills, etc., under the supervision of the Secretary.

Attendance of Employees

Rule 75. All employees and attaches, except regular committee clerks and secretaries, shall remain in attendance at all times while the body is in session and, when not in session, shall observe the same hours of employment as regular Capitol employees. Committee clerks and secretaries shall keep themselves available to suit the convenience of the several committees and individual members of the Senate. All employees of the Senate shall stay on the job at all times the Senate is in session, and at other times when required. If attaches miss a day without permission they shall be dropped from the payroll or their compensation reduced as the Committee on Legislative Management and Population may decide.

Supervision of Officers and Employees

Rule 76. The Secretary of the Senate and the Sergeant At Arms shall be under the supervision of the President of the Senate.

The doorkeepers, janitors, pages and other attaches, except where otherwise specifically provided in these rules, shall be under the supervision of the Sergeant At Arms. All secretaries, stenographers, typists, verifiers and other clerical assistants not specifically assigned to a Senator or to a committee shall be under the supervision of the Secretary of the Senate.

Lobbying of Attaches

Rule 77. Attaches guilty of lobbying for or against any question before the Senate or House of Representatives shall be discharged immediately.

PARLIAMENTARY RULES

Jefferson's Manual

Rule 78. The rules of parliamentary practice comprised in Jefferson's Manual shall govern the Senate in all cases to which they are applicable, and in which they are not inconsistent with the Standing Rules and Orders of the Senate.

Whenever the presiding officer is in doubt with reference to procedure involving any rule or motion, he shall have authority to temporarily suspend business relating thereto and refer the question to a special parliamentary committee composed of the Chairman of the Rules Committee, the Secretary of the Senate, an Assistant Attorney General, and any former presiding officer of the Senate if he deems it expedient. Such Committee shall research the problem and make a report to the President of the Senate.

Changes of Rules

Rule 79. No rule of the Senate shall be changed, amended, altered, suspended, rescinded, waived, or repealed, except by vote of two-thirds of the Senate, provided that unanimous consent shall be necessary to change, modify, waive, suspend or repeal any rule specifically requiring unanimous consent for such change, modification, waiver or suspension, or any rule providing for its own suspension or waiver by special rule reported by the Committee on Rules and Calendar and approved by the Senate. No Bill can be taken up for consideration out of order without unanimous consent, unless otherwise provided by special rule reported out by the Committee on Rules and Calendar and approved by the Senate.

RULES COVERING EXECUTIVE SESSION

Nominations

Rule 80. Where nominations shall be made by the Governor to the Senate, they shall, unless otherwise ordered by the Senate, lie over for action until the day succeeding the day upon which they are made; and the final question of every nomination shall be "Will the Senate advise and consent to this nomination?" which question shall not be put on the day on which the nomination is received. Action upon nominations will be executive business and subject to the provisions of Rules 82 and 83 hereof.

Nominations Not Acted Upon

Rule 81. Nominations neither approved nor rejected, during the session at which they are made, shall not be acted upon at any succeeding session without again being made by the Governor; and if the Senate shall adjourn sine die, all nominations pending and not finally acted upon at the time of taking such adjournment shall be returned to the Governor and shall not be acted upon afterwards, unless again submitted to the Senate by the Governor and all motions pending to reconsider a vote upon nomination shall fail on such adjournment.

Secret Information

Rule 82. All information or remarks concerning the character or qualification, or the vote upon the confirmation of any person nominated by the Governor to office, shall be kept a secret, but the fact that a nomination has been made shall not be regarded as a secret after time has expired when a motion to reconsider may be made, and it shall be considered a breach of privilege for any Senator to break this rule.

Executive Business

Rule 83. When acting on executive business the Chamber shall be cleared of all persons except the Secretary of the Senate, who shall be sworn to keep the secrets of the Senate.

Separate Journals

Rule 84. The Legislative proceedings and executive proceedings of the Senate shall be kept in separate journals.

Nominations Acted Upon

Rule 85. Nominations approved or definitely acted upon by the Senate shall not be returned by the Secretary of the Senate to the Governor until the expiration of the time limit for making a motion to reconsider the same, or while a motion to reconsider is pending, unless otherwise ordered by the Senate.

Executive Records

Rule 86. No information regarding the executive record shall be made public unless by special order of the Senate or by order of a court of competent jurisdiction.

Suspensions or Removals

Rule 87. Communications from the Governor as to the suspension or removal of officers shall be considered in Executive Session, and, unless otherwise ordered, shall lie over for action to the Executive Session next succeeding that at which they are laid before the Senate.

The final question on every suspension or removal of officers shall be, "Will the Senate consent to the suspension and removal of said officer?" or, "Will the Senate, upon the recommendation of the Governor, remove said officer?" as the case may require.

Confidential Communications

Rule 88. ALL CONFIDENTIAL COMMUNICATIONS MADE BY THE GOVERNOR SHALL BE BY THE MEMBERS AND OFFICERS OF THE SENATE KEPT SECRET.

Violation of Secrecy Rules

Rule 89. VIOLATION OF THE ABOVE RULE AS TO THE SECRECY OF THE PROCEEDINGS OF EXECUTIVE SESSIONS SHALL BE CONSIDERED BY THE SENATE AS SUFFICIENT GROUNDS FOR THE UNSEATING OF THE OFFENDING SENATOR.

DUTIES OF THE SERGEANT AT ARMS

Rule 90. There shall be a Sergeant At Arms and one Deputy Sergeant At Arms of the Senate and it shall be the duty of said officers to attend the Senate during its sittings to maintain order under the direction of the President or other presiding officer in the chair; to execute the commands of the President of the Senate and of the Senate, and all processes issued by authority thereof, directed to him; to have charge of all property of the Senate, to disburse the expendable materials of the Senate to members of the Senate for their official use; to cause to be printed the number of Journals and Calendars of the Senate certified to him by the Secretary of the Senate and to comply with any orders or Resolutions of

the Senate; to have general charge of the gallery of the Senate provided for the public and press, and maintain order therein; to provide drinking water for the comfort of members of the Senate and ice for the same when necessary; to make requisition for all materials in the form of stationery and office supplies which may be required by the Senate and distribute the same on request of the members, provided, however, that all forms, stationery, machines and supplies used by, or in connection with the duties of the Secretary of the Senate shall be procured by the Secretary of the Senate; to purchase for the use of the Senate, unless otherwise ordered, all articles which shall be ordered by the Senate to be provided for the use of the Senate which are to be purchased, and rent or otherwise secure any articles which are to be rented or provided under the direction of the Senate Committee on Legislative Management and Population and so ordered by the Senate; and to perform any special duty which may be required by order or Resolution of the Senate, or the President of the Senate in the exercise of his lawful authority; and to police the Senate Chamber and committee rooms and be responsible therefor.

The Sergeant At Arms shall assign to the members of the Senate the offices as selected by such members, priority of such selection to be governed by the length of service as a member of the Senate. All such selections must be made by the members in writing at least sixty days prior to the convening of the Legislature.

TRANSMISSION OF BILLS, JOINT RESOLUTIONS, CONCURRENT RESOLUTIONS AND MEMORIALS BETWEEN HOUSES

Rule 91. While Bills, Joint Resolutions, Concurrent Resolutions and Memorials are being transmitted between the two Houses they shall be on paper and under the signature of the Secretary of the Senate or the Chief Clerk of the House of Representatives.

ENROLLMENT

Rule 92. After a Senate Bill, Joint Resolution, Concurrent Resolution or Memorial shall have passed both Houses it shall be enrolled as provided by Chapter 7346, Laws of Florida, Acts of 1917 (Section 11.07, Florida Statutes), under the direction and supervision of the Secretary of the Senate as Ex Officio Enrolling Clerk.

SIGNING OF ENROLLED BILLS

Rule 93. Upon being enrolled as provided in the preceding paragraph, the enrolled Bill, Joint Resolution, Concurrent Resolution or Memorial shall be signed first by the President and Secretary of the Senate, if it originated in the Senate, and by the Speaker and the Chief Clerk of the House of Representatives, if it originated in the House of Representatives. After being signed by said officers of the House in which the Bill, Joint Resolution, Concurrent Resolution or Memorial originated the same shall then be presented to the corresponding officers of the other House for signature.

PRESENTATION TO GOVERNOR

Rule 94. After a Senate Bill, Joint Resolution, Concurrent Resolution or Memorial shall have been thus enrolled and signed by the officers of each House to show the House in which the same originated and the dates on which it passed the respective Houses, the same shall be transmitted to the Governor by the Secretary of the Senate.

Upon delivery of a Senate Bill, Joint Resolution, Concurrent Resolution or Memorial to the Governor by the Secretary the fact and date of delivery thereof shall be reported to the Senate which report shall be entered upon the Journal of the Senate.

Rule 95. The form of report to be made by the Secretary of the Senate as required by Rule 92 shall be as follows:

Your Enrolling Clerk to whom was referred—(Here list the Bills, Joint Resolutions, Concurrent Resolutions or Memorials by numbers but do not show titles)—reports same have been enrolled, signed by the required Constitutional officers and presented to the Governor on _____, 19_____.

Secretary of the Senate

INTRODUCTION

By Senator Carraway—

SB 8—A bill to be entitled An act relating to state and county officers and employees retirement system; amending section 122.08(10), Florida Statutes, providing for payment into retirement fund and participation in the system by surviving spouse of certain deceased state or county members of the retirement system, by changing the age and time limitations provided therein; providing said amendment to be retroactive to July 1, 1963.

Was read the first time by title and referred to the Committees on Pensions and Retirement; and Appropriations.

By Senator Carraway—

SB 9—A bill to be entitled An act relating to Florida public utilities commission; amending section 350.011, Florida Statutes, by changing the name of the commission to the Florida public service commission.

Was read the first time by title and referred to the Committee on Public Utilities.

By Senators Dressler and Thomas—

SB 10—A bill to be entitled An act relating to infancy hygiene; amending chapter 383, Florida Statutes, by adding section 383.15, requiring the testing of newborn infants for metabolic disorders and the filing of reports relative thereto; providing exception; providing penalty for violation; providing an effective date.

Was read the first time by title and referred to the Committees on Public Health "A"; and Judiciary "C".

By Senator Thomas—

SB 11—A bill to be entitled An act relating to electors, qualification and registration; permitting persons who are otherwise qualified except for insufficient residence time to vote for presidential and vice-presidential electors; prescribing procedures to be followed before such persons may vote; providing public inspection of applicant lists; providing penalties; providing an effective date subject to ratification of a constitutional amendment.

Was read the first time by title and referred to the Committee on Privileges and Elections.

By Senator Thomas—

SJR 12—A joint resolution proposing an amendment to Article VI of the Constitution of Florida by adding a section to be numbered by the secretary of state authorizing the legislature to provide for the special registration of new residents otherwise qualified to vote except for insufficient residence time in state and county to permit such persons to vote for presidential and vice-presidential candidates only.

Was read the first time in full and referred to the Committee on Privileges and Elections.

By Senator Askew—

SB 13—A bill to be entitled An act relating to process; amending section 47.35, Florida Statutes, to provide that corporations need not remain open on Saturdays; providing an effective date.

Was read the first time by title and referred to the Committee on Judiciary "A".

By Senator Askew—

SB 14—A bill to be entitled An act relating to elections amending section 102.021, Florida Statutes, to provide for an increase in compensation for inspectors, clerks, and deputy sheriffs serving at election precincts; providing an effective date.

Was read the first time by title and referred to the Committee on Privileges and Elections.

By Senator Askew—

SB 15—A bill to be entitled An act relating to toll bridges

and ferries; amending section 347.19, Florida Statutes, to provide an exemption for the motor vehicle of a clergyman or preacher and the occupants thereof under certain circumstances; providing an effective date.

Was read the first time by title and referred to the Committees on Finance and Taxation; and Public Roads and Highways.

By Senator Askew—

SB 16—A bill to be entitled An act relating to divorce, alimony and custody of children, alimony unconnected with divorce; amending section 65.09, Florida Statutes, providing grounds wherein alimony may be obtained; providing an effective date.

Was read the first time by title and referred to the Committee on Judiciary "A".

By Senators Cleveland and Askew—

SB 17—A bill to be entitled An act relating to education; authorizing establishment of a junior college in Seminole county; making an appropriation for expenses involved in organizing the junior college; appropriating additional funds for operation of the junior college; appropriating additional funds for purposes of capital outlay for construction of buildings and purchase of equipment at the new junior college; providing an effective date.

Was read the first time by title and referred to the Committees on Education—Public Schools and Junior Colleges; and Appropriations.

By Senator Cleveland—

SB 18—A bill to be entitled An act relating to the municipal firemen's pension trust fund, chapter 175, Florida Statutes; amending subsection (4) of section 175.091, relating to creation and maintenance of fund; amending subsection (2) (c) of section 175.171, relating to optional forms of retirement income; amending subsection (6) of section 175.191, relating to disability retirement; amending subsection (2) of section 175.261, relating to report to state treasurer; and amending subsection (3) (c) (d) of section 175.361, relating to termination of plan and distribution of fund; and providing for an effective date.

Was read the first time by title and referred to the Committees on Pensions and Retirement; and Appropriations.

By Senators Barber and Dressler—

SB 19—A bill to be entitled An act relating to the state road department; naming Sebastian Inlet Bridge between Brevard and Indian River Counties as the "Robert W. Graves Bridge;" authorizing and empowering the state road department to affix a plaque to the bridge; providing an effective date.

Was read the first time by title and referred to the Committee on Public Roads and Highways.

By Senator Barber—

SB 20—A bill to be entitled An act relating to the state road department; designating state road A-1-A between Beachland Boulevard (state road 60) and Sebastian Inlet Bridge in Indian River County as the "Robert C. Spillman Memorial Highway;" providing an effective date.

Was read the first time by title and referred to the Committee on Public Roads and Highways.

By Senator Tapper—

SB 21—A bill to be entitled An act relating to the state road department authorizing the reconveyance of real property acquired by the state by donation, amending section 337.25, Florida Statutes, by adding subsection (4); providing an effective date.

Was read the first time by title and referred to the Committees on Public Roads and Highways; and State Institutions.

By Senator Whitaker—

SB 22—A bill to be entitled An act relating to drivers' li-

censes, unauthorized operators; amending section 322.36, Florida Statutes, by providing that no person shall authorize or knowingly permit a motor vehicle owned by him or under his dominion or control to be operated except by persons authorized to operate motor vehicles under chapter 322, Florida Statutes; providing penalty; providing an effective date.

Was read the first time by title and referred to the Committees on Transportation and Highway Safety; and Judiciary "A".

By Senator Cross—

SB 23—A bill to be entitled An act relating to civil defense; amending sections 252.02, 252.03, 252.05, 252.06, 252.07, 252.08, 252.09, 252.10(2), 252.11, 252.12, 252.14, 252.15(2), 252.16 (1), (2), 252.18, 252.19, and 252.21, all Florida Statutes; repealing sections 252.23, 252.24, 252.25, 252.26, and 252.27, all Florida Statutes; adding new section 252.071, Florida Statutes; defining certain terms; deleting certain definitions; changing the duties of the state civil defense council; creating a Florida civil defense advisory board and providing for appointment and selection of members; authorizing the governor to assume direct operational control over any civil defense functions in event of disaster or other emergency, to draw upon any funds in state treasury to defray expenses and to delegate such powers as he sees fit; directing boards of county commissioners to create county organizations for civil defense; authorizing cities to create local organizations for civil defense; providing that each organization have a director who meets certain qualifications; authorizing organizations for civil defense to conduct functions outside territorial limits; authorizing the levying of taxes by political subdivisions in event of enemy attack or state of emergency; authorizing state civil defense council to provide support within or without the state; providing an effective date.

Was read the first time by title and referred to the Committees on Governmental Reorganization; and Appropriations.

By Senator Roberts—

SB 24—A bill to be entitled An act relating to taxation, sales, use and other transactions; amending chapter 212, Florida Statutes, by removing certain exemptions from the tax imposed thereby; changing certain definitions; broadening the imposition of the tax to include all sales, use and other transactions; amending section 212.02(2), (4), (6) and (16), amending section 212.03(1), repealing section 212.03(4), amending the introductory paragraph and subsection (2) of section 212.04, amending section 212.05(3), repealing section 212.06(8), repealing section 212.07(5) and (7), amending section 212.08, all Florida Statutes; providing a tax; providing an effective date.

Was read the first time by title and referred to the Committees on Finance and Taxation; and Judiciary "B".

By Senator Price—

SB 25—A bill to be entitled An act relating to drivers' licenses, chauffeurs' licenses; amending sections 322.01(7) and 322.03(1)(b), Florida Statutes, providing exemption for operators of authorized emergency vehicles; providing an effective date.

Was read the first time by title and referred to the Committees on Motor Vehicles; and Finance and Taxation.

By Senator Price—

SB 26—A bill to be entitled An act for the relief of Arty J. Franzello for damages sustained by his son as a result of negligence on the part of the Manatee county health department; providing an appropriation from the state treasury from funds credited to state board of health; providing an effective date.

Was read the first time by title and referred to the Committees on Claims; and Appropriations.

By Senators Price, Askew, Barber, Barron, Bronson, Carlton, Carraway, Clarke, Cleveland, Connor, Covington, Cross, Daniel, Davis, Dressler, Edwards, Friday, Gautier, Gibson, Griffin, Haverfield, Henderson, Hollahan, Johns, Johnson (19th), Johnson (6th), McCarty, McDonald, McLaughlin, Mapoles, Mathews, Melton, Pearce, Pope, Roberts, Ryan, Spottswood, Stratton,

Tapper, Thomas, Usher, Whitaker, Williams and Young—

SM 27—A memorial to the Congress of the United States to provide for the designation of a highway from Tampa, Florida, to Miami, Florida, as a part of the national system of interstate and defense highways.

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

That the Congress of the United States be and it is hereby requested to provide for the designation as part of the national system of interstate and defense highways described in section 103(d) of title 23 of the United States Code, a highway running from Tampa, Florida, to Miami, Florida.

BE IT FURTHER RESOLVED that copies of this memorial be dispatched to the President of the United States; to the President of the United States Senate, to the Speaker of the United States House of Representatives, and to each member of the Florida delegation to the United States Congress.

Was read the first time in full. On motion of Senator Hollahan, the rules were waived by two-thirds vote, SM 27 was read the second time in full, adopted, and certified to the House immediately, by waiver of the rule.

By Senator Carraway—

SB 28—A bill to be entitled An act relating to the relief of Randy Poppell; making an appropriation to compensate him for injuries incurred on state property; providing an effective date.

Was read the first time by title and referred to the Committees on Claims and Appropriations.

By Senator Johns—

SB 29—A bill to be entitled An act relating to the insurance code; amending subsection (1) of section 624.0227, Florida Statutes, by deleting contracts or policies of disability insurance and by requiring that applications for policies or contracts thereunder be in writing, taken and signed by a duly licensed agent of the insurer and the applicant; by adding a new subsection (2) restating the present law as to disability insurance; and renumbering present paragraphs (2) and (3) as paragraphs (3) and (4) respectively; and providing an effective date.

Was read the first time by title and referred to the Committee on Insurance.

By Senator Johns—

SB 30—A bill to be entitled An act relating to the insurance code; amending subsection (3) of section 624.0228, Florida Statutes, by designating the present provisions of said subsection (3) as subparagraph (a) thereof and by adding a new subparagraph (b) thereof which provides that a foreign insurer which maintains a regional home office in this state shall not be subject to retaliatory provision insofar as it relates to premium tax; amending subsection (2) of section 624.0318, Florida Statutes, by correction reference of section 175.05 to 175.101, Florida Statutes, and providing an effective date.

Was read the first time by title and referred to the Committees on Insurance; and Finance and Taxation.

By Senator Johns—

SB 31—A bill to be entitled An act relating to the insurance code; amending section 624.0402, Florida Statutes, by providing that disability insurance is "also known as health insurance"; amending section 627.0607, Florida Statutes, by amending subsection (3) providing for the inclusion of a spouse and dependent children of insured under policies issued to institutions of learning; amending section 627.0608, Florida Statutes, by amending subsection (1) providing for issuance of certificates by insurers and adding a new subsection (6) authorizing the commissioner to promulgate and enforce rules relating to school groups requiring issuance of certificates by insurers to insured; amending chapter 627, Florida Statutes, by adding new section 627.06081 requiring that payment of claims be handled through offices maintained in this state, the home office of the insurer, or through an appointed duly licensed adjuster or resident agent; and providing an effective date.

Was read the first time by title and referred to the Committee on Insurance.

By Senator Johns—

SB 32—A bill to be entitled An act relating to the insurance

code; amending paragraphs (a), (b), (c), (d) and (e) of subsection (7) of section 632.381, Florida Statutes, relating to fraternal benefit society's minimum standard of evaluation for certificates; providing an effective date.

Was read the first time by title and referred to the Committee on Insurance.

By Senator Johns—

SB 33—A bill to be entitled An act relating to group insurance for public employees, amending chapter 112, Florida Statutes, by adding new section 112.111 prohibiting the solicitation of group insurance by an unauthorized insurer and the deduction of premiums from wages of employees for insurance placed with such insurer; and providing an effective date.

Was read the first time by title and referred to the Committee on Insurance.

By Senator Johns—

SB 34—A bill to be entitled An act relating to payment of premiums on group, health and accident insurance by board of county commissioners; making such payments a county purpose; adding section 112.111, Florida Statutes, providing that board of county commissioners may pay part or all of the premiums on group, health and accident insurance policies; providing an effective date.

Was read the first time by title and referred to the Committees on Insurance and County Organizations.

By Senator Johns—

SB 35—A bill to be entitled An act relating to financial responsibility; amending section 324.051, Florida Statutes, by adding subsection (3) and renumbering present subsection (3); providing that notices of accidents and orders of suspension be given to owners and operators by personal delivery or by mail to address on accident reports or records of the department of public safety or the motor vehicle commission; providing that notice of suspension by mail is complete upon expiration of four (4) days after deposit; amending subsection (1) of section 324.091, Florida Statutes; providing for each owner and operator in an accident or conviction case to furnish evidence of liability insurance or surety bond within thirty (30) days from mailing by commissioner; providing for mailing to insurer or surety insurer; providing for notification of denial by an insurer or surety insurer; and providing an effective date.

Was read the first time by title and referred to the Committees on Insurance and Judiciary "B".

By Senator Johns—

SB 36—A bill to be entitled An act relating to the insurance code; amending subsection (6) of section 626.241 and subsection (3) of section 626.0401, Florida Statutes, by deleting the exemption of disability adjusters from examination and disability insurance from the provisions of the insurance adjusters law; amending section 626.0410, Florida Statutes, providing for adjusting of disability insurance claims by regularly salaried employees of an insurer; amending paragraph (d) of subsection (1) of section 626.0414 and subsection (4) of section 626.0415, Florida Statutes, by deleting the qualifications exemption of public and independent adjusters as to adjusting of disability insurance claims; amending section 626.0417, Florida Statutes, by lowering minimum age of applicants for claims investigator's permit, extending the period of responsibility of an applicant's employer for his acts as claims investigator, extending the time within which an applicant must apply for and take an adjuster's examination and extending the effective period of a claims investigator's permit; and providing an effective date.

Was read the first time by title and referred to the Committee on Insurance.

By Senators Johns and Askew—

SB 37—A bill to be entitled An act relating to the municipal fireman's pension trust fund; amending sections 175.091 and 175.101, Florida Statutes, so as to increase to two per cent (2%) the tax which may be imposed by municipalities upon fire insurance companies, fire insurance associations, or other property insurers; repealing all laws in conflict herewith and providing an effective date.

Was read the first time by title and referred to the Committees on Cities and Towns; and Finance and Taxation.

By Senators Gibson, Edwards, Friday, Usher, McLaughlin and Hollahan—

SB 38—A bill to be entitled An act relating to the Florida board of forestry; authorizing the board to adopt a five (5) day work week; providing for employment of additional personnel; providing an appropriation; providing an effective date.

Was read the first time by title and referred to the Committees on Forestry and Parks; and Appropriations.

By Senators Mathews, Price, Ryan and Carraway—

SB 39—A bill to be entitled An act relating to the powers, duties and responsibilities of the board of regents; revising, restating and consolidating present statutes to better facilitate the exercise of the functions of the board in both its regulatory and corporate capacities; amending Sections 240.021, 240.042 and Subsection (1) of 240.151, F. S.; repealing Sections 240.051, 240.061, 240.072 and 240.081, Florida Statutes; providing an effective date.

Was read the first time by title and referred to the Committees on Education—Higher Learning; Appropriations; and Judiciary "A".

By Senators Mathews, Price, Ryan, Carraway and Askew—

SB 40—A bill to be entitled An act relating to the appointment of a chancellor of the state university system; prescribing his qualifications, duties, responsibilities and term of office; revising and amending Subsection (2) of Section 240.151, Florida Statutes; providing an effective date.

Was read the first time by title and referred to the Committees on Education—Higher Learning and Appropriations.

By Senators Mathews, Price, Ryan and Carraway—

SB 41—A bill to be entitled An act amending Section 240.031, Florida Statutes, to specify the duties of the state board of education with respect to the state university system; providing an effective date.

Was read the first time by title and referred to the Committees on Education—Higher Learning and Judiciary "B".

By Senators Mathews, Price, Ryan and Carraway—

SB 42—A bill to be entitled An act relating to higher education; providing a new section to prescribe the legislative intent by which the board of regents shall exercise their powers and duties to govern, regulate, coordinate, and oversee the institutions and agencies in the state university system; and providing an effective date.

Was read the first time by title and referred to the Committees on Education—Higher Learning; State Institutions; and Judiciary "B".

By Senators Mathews, Price, Ryan and Carraway—

SB 43—A bill to be entitled An act creating a program of Florida regents scholarships; providing for selection of such scholarships; authorizing awards based on need and providing for administration under rules of board of regents; and providing an effective date.

Was read the first time by title and referred to the Committees on Education—Public Schools and Junior Colleges; State Institutions; and Appropriations.

By Senators Mathews, Price, Ryan and Carraway—

SB 44—A bill to be entitled An act revising Florida Statutes relating to institutions of higher learning, amending portions of chapter 239, Florida Statutes, relating to universities, scholarships, etc. and extension institute, chapter 241 relating

to institutions of higher learning, chapter 242 relating to specialized state educational institutions, and chapter 243 relating to educational institutions law and revenue certificates; repealing obsolete or unnecessary provisions, and transferring, consolidating and modernizing provisions relating to the state university system, state board of regents, and individual institutions; repealing sections 239.09, 239.10, 241.01, 241.02, 241.03, 241.09, 241.092, 241.094, 241.095, 241.14, 241.15, 241.16, 241.17, 241.25, 241.27, 241.29, 241.30, 241.31, 241.32, 241.33, 241.34, 241.35, 241.37, 241.38, 241.39, 241.40, 241.41, 241.411, 241.45(2), 241.62, and 241.66, Florida Statutes; and providing an effective date.

Was read the first time by title and referred to the Committees on Education—Higher Learning; Appropriations; and Finance and Taxation.

By Senators Mathews, Price, Ryan and Carraway—

SB 45—A bill to be entitled An act revising statutes applicable to the state university system relating to admission of students, setting and approval of tuition, fees, etc., including fees for extension work, and expenditure of funds produced by such fees; substituting "board of regents" for "board of control"; amending sections 239.02, 239.022, 216.27, and 216.28, Florida Statutes, and transferring them to Chapter 240, Florida Statutes; providing an effective date.

Was read the first time by title and referred to the Committees on Education—Higher Learning and Appropriations.

By Senators Griffin and Thomas—

SB 46—A bill to be entitled An act relating to state banks and trust companies; amending subsection (1) of section 659.11, Florida Statutes; providing for an increase in the number of directors of state banks and trust companies within specified limits and if authorized by shareholders, such increase to be made by the directors between annual meetings of shareholders and appointments to the vacancies created thereby to be made by the directors; and providing an effective date.

Was read the first time by title and referred to the Committee on Banking.

By Senators Griffin and Thomas—

SB 47—A bill to be entitled An act relating to state banks and trust companies; amending chapter 659, Florida Statutes, by adding thereto a new section to be designated as section 659.051; providing for holding annual meetings of stockholders of state banks and trust companies in January of each year as specified in the bylaws; and providing an effective date.

Was read the first time by title and referred to the Committee on Banking.

MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message was read:

The Honorable James E. Connor

April 8, 1965

President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives has adopted—

SCR 7—

Respectfully,
LAMAR BLEDSOE

Chief Clerk, House of Representatives

The Concurrent Resolution, contained in the above message, was ordered enrolled.

On motion of Senator Johnson (6th), the Senate stood adjourned at 1:59 P.M., until 9:30 A.M., April 9, 1965.