

EXTRA SESSION

JOURNAL OF THE SENATE

Thursday, July 1, 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	Price
Askew	Davis	Johnson (19th)	Roberts
Barber	Dressler	Johnson (6th)	Ryan
Barron	Edwards	McCarty	Spottswood
Bronson	Friday	McDonald	Stratton
Carlton	Gautier	McLaughlin	Tapper
Carraway	Gibson	Mapoles	Thomas
Clarke	Griffin	Mathews	Usher
Cleveland	Haverfield	Melton	Whitaker
Covington	Henderson	Pearce	Williams
Cross	Hollahan	Pope	Young

44. A quorum present.

Prayer by Senator John M. McCarty of the Twelfth Senatorial District:

Direct us, O Lord, in all our doings that in all our work, begun, continued and ended in thee we may ever glorify thy holy name; and grant that as we look to thee, the fountain of all wisdom, whose statutes are good and gracious, whose law is truth, that we be guided and act accordingly. Let us thank thee for friendships and ties that bind us as we complete our arduous task and go our respective ways that thou shalt look over us and comfort and guide us until we are together again. Bless our leaders, and help those who have stood in the wings to help all of them with their tasks. We ask forgiveness of our sins and ask thy mercy, in thy name. Amen.

The reading of the Journal was dispensed with.

The Journal of June 30 was corrected and approved as follows:

Page 19, column 1, line 15, strike "11-X (65)" and insert 11-XX(65)

Page 21, column 1, line 12, counting from the bottom of the column, strike "three-fifths" and insert three-fourths

Page 21, column 1, line 7, counting from the bottom of the column, in column 3 of roll call, strike "19" and insert 6

Page 21, column 2, line 2, in second column of roll call, strike "6" and insert 19

ENGROSSING REPORT

Your Engrossing Clerk to whom was referred—

CS for SJR 5-XX (65) with 1 amendment

—reports that the Senate amendment has been incorporated and the bill is returned herewith.

EDWIN G. FRASER
Secretary of the Senate

CS for SJR 5-XX(65) was certified to the House.

INTRODUCTION

By two-thirds vote of the Senate the following bill was admitted for introduction and consideration:

By Senator Williams—

SB 24-XX(65)—A bill to be entitled An act relating to county finances, authorizing the board of county commissioners in any county in the state having a population of not less than 36,000 nor more than 36,700 inhabitants, according to the latest decennial census, to borrow funds for law enforcement purposes; providing an effective date.

Was read the first time by title. On motions of Senator Williams, the rules were waived by two-thirds vote and SB 24-X (65) was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—44. Nays—None.

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

The bill was certified to the House immediately.

On motion of Senator Hollahan, the Senate stood in informal recess at 11:08 A. M. subject to the call of the President. The Senate was called to order by the President at 12:25 P. M.

The President in the Chair.

The following Senators were recorded present:

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

44. A quorum present.

On motion of Senator Friday, the Senate resolved itself into a Committee of the Whole.

On motion of Senator Pope, Senator Connor was designated as Chairman of the Committee of the Whole.

Senator Connor, Chairman, presiding.

The following subcommittee report was submitted:

Honorable James E. Connor July 1, 1965
Chairman of the Committee of the Whole
of the Florida State Senate

Re: Subcommittee on Congressional Redistricting

Sir:

Your subcommittee on Congressional redistricting reports that pursuant to meetings and inquiries by your committee the committee has utilized Senate Bill 21-XX (65), by Senator Whitaker, and revised same. Senator Cross voted No.

The subcommittee recommends to the Committee of the Whole that the work product thus obtained be adopted by the Committee of the Whole and introduced into the Senate as a bill by the Committee of the Whole. A copy of the recommended bill is attached.

Respectfully,
ELMER O. FRIDAY, JR.
Chairman of the Subcommittee

On motion of Senator Friday, the bill recommended by the subcommittee on Congressional Redistricting was adopted as committee bill. The vote was:

Yeas—34.

Askew	Daniel	Johnson (19th)	Ryan
Barber	Davis	Johnson (6th)	Spottswood
Barron	Dressler	McDonald	Tapper
Bronson	Friday	McLaughlin	Thomas
Carlton	Gautier	Mapoles	Whitaker
Carraway	Griffin	Mathews	Williams
Clarke	Haverfield	Pope	Young
Cleveland	Henderson	Price	
Covington	Hollahan	Roberts	

Nays—10.

Mr. Chairman	Gibson	Melton	Usher
Cross	Johns	Pearce	
Edwards	McCarty	Stratton	

On motion of Senator Friday, the Chairman was instructed to report to the Senate that the committee bill was reported favorably for introduction in the Senate; that the Committee of the Whole recommends that the bill be appropriately numbered, introduced and referred directly to the Calendar.

Senator Friday moved that the Committee of the Whole rise. Which was agreed to.

The Senate resumed its session at 12:37 P. M. The President in the Chair. The following Senators were recorded present:

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

44. A quorum present.

The following Report was received and read:

The Committee of the Whole reports favorably as a Committee bill, a bill to be designated as Senate Bill 26-XX(65), and recommends that the bill by the Committee of the Whole be introduced, read the first time in full and referred directly to the Calendar for consideration as a special and continuing order pursuant to Senate Rule 59.

JAMES E. CONNOR
Chairman, Committee of the Whole

On motion of Senator Friday the foregoing Report was adopted.

On motion of Senator Friday, the Senate reverted to the introduction of bills.

INTRODUCTION

By two-thirds vote of the Senate the following bill was admitted for introduction and consideration:

By Senator Daniel—

SB 25-XX(65)—A bill to be entitled An act relating to citrus; amending section 601.28(1), Florida Statutes, by providing that the commissioner of agriculture may fix an assessment or fee for the inspection fees levied upon citrus fruit required to be inspected by the Florida department of agriculture, said fee to be based upon citrus crop estimates of the United States department of agriculture; levying one (1) mill per standard packed box or equivalent thereof on all citrus fruit to be canned, concentrated, or otherwise processed, or offered for shipment in fresh form, to be deposited in a trust fund of the state department of agriculture to be used for bringing up to date a citrus tree census; levying one (1) mill per standard packed box or the equivalent thereof on all citrus fruit to be canned, concentrated, or otherwise processed, or offered for shipment in fresh form, to be deposited in a trust fund of the Florida department of agriculture to be used to assist in defraying the costs of operating road guard, road checking, or road inspection stations operated by the Florida department of agriculture; repealing chapter 65-64, Laws of Florida; and providing an effective date.

Was read the first time by title. On motions of Senator Daniel, the rules were waived by two-thirds vote and SB 25-XX(65) was

read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—44. Nays—None.

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

The bill was certified to the House immediately.

By the Committee of the Whole—

SB 26-XX(65)—A bill to be entitled An act relating to establishment of congressional districts; amending section 8.01, Florida Statutes, providing for the division of the state into congressional districts; amending section 8.04, Florida Statutes, providing effective dates.

Was read the first time in full and referred directly to the Calendar for consideration as a Special and Continuing Order pursuant to Senate Rule 59.

SPECIAL AND CONTINUING ORDER

SB 26-XX(65)—A bill to be entitled An act relating to establishment of congressional districts; amending section 8.01, Florida Statutes, providing for the division of the state into congressional districts; amending section 8.04, Florida Statutes, providing effective dates.

Was taken up. On motion of Senator Friday, the rules were waived by two-thirds vote and SB 26-XX(65) was read the second time by title.

Senator Cross offered the following amendment which was adopted:

In Section 1, Sub-section 4, Page 1, line 2, after the words "Counties of" strike: "Alachua" and insert St. Johns, Flagler

The vote was:

Yeas—28.

Mr. President	Covington	Henderson	Pope
Askew	Cross	Hollahan	Ryan
Barber	Davis	Johnson (19th)	Spottswood
Bronson	Dressler	McCarty	Stratton
Carlton	Edwards	Mathews	Thomas
Clarke	Gautier	Melton	Usher
Cleveland	Griffin	Pearce	Young

Nays—16.

Barron	Gibson	McDonald	Roberts
Carraway	Haverfield	McLaughlin	Tapper
Daniel	Johns	Mapoles	Whitaker
Friday	Johnson (6th)	Price	Williams

Senator Pope offered the following amendment which was adopted:

In paragraph 2, page 1, strike: "Flagler and St. Johns" and insert and Alachua

The vote was:

Yeas—27.

Askew	Cross	Hollahan	Ryan
Barber	Davis	Johnson (19th)	Spottswood
Bronson	Dressler	McCarty	Stratton
Carlton	Edwards	Mathews	Thomas
Clarke	Gautier	Melton	Usher
Cleveland	Griffin	Pearce	Young
Covington	Henderson	Pope	

Nays—17.

Mr. President	Gibson	McLaughlin	Whitaker
Barron	Haverfield	Mapoles	Williams
Carraway	Johns	Price	
Daniel	Johnson (6th)	Roberts	
Friday	McDonald	Tapper	

On motion of Senator Friday, the rules were waived by two-thirds vote and SB 26-XX(65) as amended was read the third time in full and passed. The vote was:

Yeas—32.

Askew	Davis	Hollahan	Pope
Barber	Dressler	Johnson (19th)	Price
Barron	Edwards	McCarty	Ryan
Bronson	Friday	McDonald	Spottswood
Carlton	Gautier	Mapoles	Stratton
Cleveland	Griffin	Mathews	Thomas
Covington	Haverfield	Melton	Usher
Cross	Henderson	Pearce	Young

Nays—12.

Mr. President	Daniel	Johnson (6th)	Tapper
Carraway	Gibson	McLaughlin	Whitaker
Clarke	Johns	Roberts	Williams

The bill was ordered engrossed and immediately certified to the House.

On motion of Senator Covington, the Senate reverted to the introduction of bills.

INTRODUCTION

By two-thirds vote of the Senate the following concurrent resolution was admitted for introduction and consideration:

By Senators Covington, Griffin and Barber—

SCR 27-XX(65)—A concurrent resolution authorizing the department of agriculture to expend funds accrued from the collection of citrus inspection fees, for the inspection and eradication of the fruit fly.

WHEREAS, the fruit fly is currently causing millions of dollars damage in Florida, and

WHEREAS, the fruit fly, in addition to destroying tropical fruits of all types, is a severe and extremely dangerous threat to the citrus industry of Florida, and

WHEREAS, control measures on an individual property basis would not be sufficient to prevent the continued spread of both pests to new areas, and

WHEREAS, the spread of these pests into other agricultural areas of the state can be prevented only by the prompt application of suppressive measures, and

WHEREAS, the Florida Plant Industry Technical Committee is charged with the responsibility of locating and eliminating serious pests and diseases which affect agricultural plants and crops, and

WHEREAS, it is indicated that the Federal Government will cooperate in the program on a matching fund basis, and

WHEREAS, the citrus industry of the state of Florida is threatened with large scale loss of fruit and resulting financial losses, NOW THEREFORE,

Be It Resolved by the Senate of the State of Florida, the House of Representatives Concurring:

That the Department of Agriculture be authorized to expend an amount not to exceed one half million dollars (\$500,000) from the funds accumulated from citrus inspection fees for the purpose of participating in a control and eradication program of the fruit fly.

BE IT FURTHER RESOLVED that the Department of Agriculture join with the U. S. Department of Agriculture, or to proceed independently in a program to control and eradicate, wherever possible, the fruit fly.

Was read the first time in full. On motion of Senator Covington, the rules were waived by two-thirds vote, SCR 27-XX(65) was read the second time in full, unanimously adopted, and certified to the House immediately.

Senator Mathews moved that when the Senate adjourns at this session it adjourn to reconvene at 11:00 A. M., July 2, 1965.

Senator Stratton moved as a substitute motion that the Senate recess until 4:00 P. M., this day.

The question was put on the substitute motion which was agreed to, and the Senate stood in recess at 1:38 P. M.

The Senate was called to order by the President at 4:10 P. M.

The President in the Chair.

The following Senators were recorded present:

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

44. A quorum present.

By permission the following reports were received:

ENGROSSING REPORT

Your Engrossing Clerk to whom was referred—

SB 26-XX (65) with 2 amendments

—reports that the Senate amendments have been incorporated and the bill is returned herewith.

EDWIN G. FRASER
Secretary of the Senate

The bill was certified to the House immediately.

ENROLLING REPORT

Your Enrolling Clerk, to whom was referred—

SB 4-XX(65) SB 8-XX(65) SB 10-XX(65)

—reports same have been enrolled, signed by the required Constitutional officers and presented to the Governor on July 1, 1965.

EDWIN G. FRASER
Secretary of the Senate

On motion of Senator Friday, the rules were waived by two-thirds vote and the Senate reverted to the consideration of House messages.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages were read:

The Honorable James E. Connor July 1, 1965
President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives has admitted for consideration by the required constitutional two-thirds vote and passed—

SB 16-XX(65) SB 17-XX(65) SB 24-XX(65)

Respectfully,
LAMAR BLEDSOE
Chief Clerk, House of Representatives

The bills, contained in the above message, were ordered enrolled.

The Honorable James E. Connor July 1, 1965
President of the Senate

Sir:

I am directed to inform the Senate that the House of Representatives has passed with amendments—

By the Committee of the Whole—

SB 26-XX(65)—A bill to be entitled An act relating to establishment of congressional districts; amending section 8.01, Florida Statutes, providing for the division of the state into congressional districts; amending section 8.04, Florida Statutes, providing effective dates.

Amendment 1—

In Section 1, on page 4, line 6, following the words "to the Atlantic Ocean;" add the following: "and notwithstanding the above description to the contrary, to include Dade County official voting precinct number 108 as the same was adopted and approved by the board of county commissioners of Dade County on May 18, 1965 and recorded in Plat Book 79, page 56, public records of Dade County, Florida."

Amendment 2—

In Section 1, on page 2, line 7, strike: "The seventh" and insert the following: "The sixth"

Amendment 3—

In Section 1, on page 2, line 4, strike: "The sixth" and insert the following: "The seventh"

Amendment 4—

In Section 1, subsection (9) on page 2, line 13, following word "Indian River" strike "and Glades" and insert the following: ", Glades and Charlotte"

Amendment 5—

In Section 1, on page 2, line 6, following word "Manatee" strike "Sarasota and Charlotte" and insert the following: "and Sarasota"

—and requests the concurrence of the Senate therein.

Respectfully,
LAMAR BLEDSOE
Chief Clerk, House of Representatives

On motion of Senator Hollahan, the Senate refused to concur in House amendment 1 to SB 26-XX(65) and requested the House to appoint a Conference Committee to confer with a like Committee on the part of the Senate. Pursuant to Senate Rule 52, the President announced the appointment by the Senate of the following Senators as members of the Conference Committee: Senators Hollahan, Haverfield, Ryan and Spottswood.

On motions of Senator Price, the Senate concurred in House amendments 2 and 3 to SB 26-XX(65).

On motions of Senator Friday, the Senate concurred in House amendments 4 and 5 to SB 26-XX(65). The action of the Senate was ordered certified to the House immediately.

The Honorable James E. Connor
President of the Senate

July 1, 1965

Sir:

I am directed to inform the Senate that the Speaker of the House of Representatives has appointed Representatives Yarbrough and Gong of Dade, Sweeny of Volusia and Allsworth of Broward as a Conference Committee to confer with a like committee on the part of the Senate to adjust the differences on House amendment No. 1 to SB 26-XX(65).

Respectfully,
LAMAR BLEDSOE
Chief Clerk, House of Representatives

On motion of Senator Mathews, it was agreed that when the Senate adjourns today it adjourn to reconvene at 10:30 A. M. July 2, 1965.

On motion of Senator Mathews, the Senate stood adjourned at 4:27 P. M. until 10:30 A. M., July 2, 1965.