

SPECIAL SESSION

JOURNAL OF THE FLORIDA SENATE

Tuesday, June 15, 1971

The Senate was called to order by the President at 10:00 a.m. A quorum present—45:

Mr. President de la Parte Knopke Saylor
Arnold Ducker Lane Scarborough
Barron Gong Lewis (33rd) Stolzenburg
Barrow Graham Lewis (43rd) Trask
Bell Gunter McClain Ware
Bishop Haverfield Myers Weber
Boyd Henderson Ott Weissenborn
Brantley Hollahan Plante Williams
Broxson Horne Pope Wilson
Childers Johnson (29th) Poston
Daniel Johnson (34th) Reuter
Deeb Karl Saunders

of the commission; providing for the duties and responsibilities of said commission; providing for a supporting staff; providing for an appropriation; providing an effective date.

—not being within the purview of the call of the Governor was not admitted for introduction, was prefiled for the 1972 regular session and referred to the Committees on Public Schools and Governmental Efficiency.

By Senators Ware, Deeb, Trask, Gunter, Reuter, Daniel, Beaufort, Ducker, Saylor, Lewis (33rd) and Horne—

SB 27-C—A bill to be entitled An act relating to public officers and employees; amending §§112.08 and 112.12, Florida Statutes; providing that counties, school boards, governmental units, departments, boards and bureaus of the state may provide group insurance coverage for and pay premiums for county officers; providing that contracts entered into for such insurance heretofore are ratified; providing an effective date.

—not being within the purview of the call of the Governor was not admitted for introduction, was prefiled for the 1972 regular session and referred to the Committees on Public Schools and Ways and Means.

By Senator Broxson—

SB 28-C—A bill to be entitled An act relating to educational loans and grants; amending subsection (2) of section 239.41, Florida Statutes, providing that no new teaching scholarship awards shall be made after July 1, 1971; amending section 239.44, Florida Statutes, providing that any monies collected by the department of education as repayment of teaching scholarship awards shall be deposited to the credit of the student financial aid trust fund; amending subsection (6) of section 239.47, Florida Statutes, providing that no new nursing scholarship awards shall be made after July 1, 1971; amending subsection (5) of section 239.52, Florida Statutes, providing that repayments on nursing scholarships shall be deposited to the credit of the student financial aid trust fund; amending subsection (4) of section 239.67, Florida Statutes, by establishing eligibility criteria for loans; amending subsections (5) and (7) of section 239.67, Florida Statutes, by establishing repayment procedures for loans; providing an increase in student fees to support the loan program; providing an effective date.

—not being within the purview of the call of the Governor was not admitted for introduction, was prefiled for the 1972 regular session and referred to the Committees on Public Schools and Ways and Means.

By Senators Hollahan and Graham—

SB 29-C—A bill to be entitled An act relating to ad valorem taxation; prescribing certain criteria and methods to be used in preparing valuations of property for taxation; providing for physical inspections of property; providing for reassessment of property based on mass data or ratio studies; authorizing studies to determine the appropriate value for the criteria set forth in section 193.011(8), Florida Statutes, in each county; providing for an affidavit stating, under oath, that the stamps affixed under section 201.02, Florida Statutes, represent the true and actual consideration for the transfer, and such other information deemed necessary by the department of revenue; providing a method for fixing millage; amending section 194.015, Florida Statutes, by prescribing membership and duties of the board of tax adjustment; amending subsection 193.181 (6), Florida Statutes, by providing that the tax assessor may be a party to tax suits involving the level of the county tax assessment roll; creating sections 200.031, 200.041, 200.051, and 200.052, Florida Statutes, to provide that the governing and budget-making authorities of any county, tax district, or other tax levying agency shall decrease the millage required of such county or district in proportion to the increase in the fair

Excused: Senator Beaufort until 2:00 p.m., Senators Brannen and Fincher.

Prayer by Senator Stolzenburg:

Let us pray reverently—
Our Heavenly Father, we thank you this morning for all the blessings we receive as a free gift from thee, without merit or worthiness on our part.

We thank you for our health, our family, our life, and the personal freedom we enjoy as citizens of this great land.

Give us strength and the desire to do thy will, and help us to love and have compassion for our fellow man.

We pray that your Holy Spirit will guide us constantly to do what is good and acceptable in thy sight, through Christ Jesus, our Lord. Amen.

The Journal of June 14 was corrected and approved.

The Journal of June 9 was further corrected and approved as follows:

Page 11, column 1, strike lines 3 and 4 and insert: —not being within the purview of the call of the Governor was not admitted for introduction, was prefiled for the 1972 session and referred to the Committee on Ways and Means.

REPORT OF COMMITTEE

The Committee on Ways and Means recommends the following pass:

SB 1-C SB 24-C SB 25-C

The Committee further reports that it has considered the content of a bill known as SB 20-C and approves the content thereof subject to two amendments which it recommends for adoption.

Senate bills 1-C, 24-C and 25-C were placed on the Calendar.

ENROLLING REPORT

Your Enrolling Clerk to whom was referred SCR 14-C reports same has been enrolled, signed by the required Constitutional officers and filed with the Secretary of State on June 15, 1971.

ELMER O. FRIDAY
Secretary of the Senate

INTRODUCTION

By Senators Broxson and Graham—

SB 26-C—A bill to be entitled An act establishing a citizens' study commission on education; providing for the membership

market value of the same assessed property; authorizing a ten percent (10%) increase in millage; providing for further millage increases in emergencies subject to limitations and review by the department of revenue; providing for verification of budgets and millage increases; specifying millages to be excluded from the reductions required by this act; providing an effective date.

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

By Senators Brantley, Arnold and Pope—

**SB 30-C**—A bill to be entitled An act relating to the City of Jacksonville; adding section 14.14 to article 14 of chapter 67-1320, Laws of Florida, as amended by chapter 69-1032, Laws of Florida; prohibiting the expenditure of public funds for court-ordered transportation of school pupils, except upon approval of the electors; providing for a referendum.

—not being within the purview of the call of the Governor was not admitted for introduction, was prefiled for the 1972 regular session and referred to the Committee on Rules, Calendar, Privileged Business and Ethics.

By Senators Thomas and de la Parte—

**SB 31-C**—A bill to be entitled An act relating to ad valorem taxation; amending subsection (5) of section 196.012, Florida Statutes, and amending paragraphs (b) and (c) of subsection (1), paragraph (a) of subsection (2) and subsection (3) of section 196.199, Florida Statutes, to define further the exempt use of governmental property; providing an effective date.

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

**SECOND READING**

**SB 1-C**—A bill to be entitled An act relating to taxation of motor vehicles; amending section 319.23, Florida Statutes, by adding new subsection (6) to provide conditions precedent to issuance of title; amending chapter 320, Florida Statutes, by adding new sections 320.0811, which provides requirements for utility services to mobile homes; providing an effective date.

Was read the second time by title.

Senator Myers moved the following amendment:

**Amendment 1**—On page 2, strike lines 5 through 9 and insert: No operator, developer or owner of a mobile home park, or public utility providing service through direct contract with an individual mobile home unit shall provide utility services to any mobile home unless said mobile home shall display a current motor vehicle license or an "RP" license.

On motion by Senator Graham, the following amendment to the amendment was adopted:

**Amendment 1(a)**—Line 3, insert the following: After the word "utility" Rural Electrification Cooperative or a utility owned by an agency or subdivision of this state.

Amendment 1 as amended was adopted.

On motion by Senator Trask, by two-thirds vote, SB 1-C as amended was read the third time by title.

Senator Wilson moved the following amendment:

**Amendment 2**—On page 2, line 7, section 2, strike "provide service" and insert: provide initial hookup service

Senator Weissenborn offered the following amendment to the amendment:

**Amendment 2(a)**—After "initial" and before "hookup" insert: electrical

Senator Boyd moved that SB 1-C as amended be referred to an appropriate committee. The motion failed.

The question recurred on the adoption of the amendment to amendment 2, which failed.

The question recurred on amendment 2, which failed.

Senator Myers moved that the Senate reconsider the vote by which amendment 2 failed. The motion was adopted by the following vote:

Yeas—26

Arnold	Deeb	Knopke	Saunders
Barron	Gunter	Lewis (33rd)	Sayler
Barrow	Henderson	McClain	Trask
Bishop	Horne	Myers	Weissenborn
Boyd	Johnson (29th)	Plante	Wilson
Broxson	Johnson (34th)	Poston	
Childers	Karl	Reuter	

Nays—15

Mr. President	Ducker	Lane	Ware
Bell	Graham	Lewis (43rd)	Weber
Brantley	Haverfield	Scarborough	Williams
Daniel	Hollahan	Stolzenburg	

The question recurred on amendment 2 which failed to receive the required two-thirds vote. The vote was:

Yeas—19

Bell	Henderson	Lewis (43rd)	Scarborough
Bishop	Johnson (29th)	McClain	Trask
Boyd	Johnson (34th)	Myers	Weissenborn
Childers	Knopke	Plante	Wilson
Deeb	Lewis (33rd)	Reuter	

Nays—10

Mr. President	Graham	Pope	Weber
Daniel	Haverfield	Stolzenburg	
Ducker	Lane	Ware	

By unanimous consent Senator Barrow was recorded as voting nay.

Senator Ware moved the following amendment:

**Amendment 3**—On page 2, between lines 9 and 10, section 2, insert new sub-section as follows:

(2) Provided that all utilities suppliers, outside of the boundaries of municipalities, shall be regulated by the public service commission.

Senator Myers raised a point of order that amendment 3 was not germane to the bill as the bill relates to sales taxes and conditions preceding connection of utilities to mobile homes and the amendment relates to regulation of public utilities.

The President requested Senators Hollahan, Daniel and Wilson to examine the amendment and advise the Chair.

Senator Hollahan subsequently reported the committee had examined the amendment and found that the amendment would seek to place all utility companies, including every type of public utilities, under regulation of the Public Service Commission in a bill which deals with Chapters 320 and 319, F. S., and therefore recommended that the point raised by Senator Myers was well taken.

Whereupon the President ruled the amendment out of order and the point well taken.

Senator Wilson moved that the Senate reconsider the vote by which SB 1-C was placed on third reading.

Senator Ware moved as a substitute motion that the bill be referred to an appropriate committee. The substitute motion failed.

The question recurred on the motion by Senator Wilson which was adopted by the following vote:

## Yeas—24

Mr. President	Deeb	Johnson (29th)	Poston
Barron	Gong	Johnson (34th)	Reuter
Bell	Graham	Lewis (33rd)	Scarborough
Bishop	Gunter	Lewis (43rd)	Trask
Brantley	Henderson	Myers	Weissenborn
Childers	Hollahan	Plante	Wilson

## Nays—15

Arnold	Haverfield	Lane	Stolzenburg
Boyd	Horne	McClain	Ware
Daniel	Karl	Pope	Weber
Ducker	Knopke	Saunders	

Senator Weissenborn moved the following amendment:

**Amendment 4**—On page 2, line 10, section 3, insert a new Section 3 to read:

Section 3. A mobile home park owner or operator may not evict a mobile home dweller other than for the following reasons:

- (1) Nonpayment of rent.
- (2) Violation of some federal, state or local ordinance which may be deemed detrimental to the safety and welfare of other dwellers in the mobile home park.
- (3) Violation of a reasonable rule or regulation established by the park owner or operator, provided that the mobile home dweller received written notice of said violation and is given thirty (30) days within which to comply. A park owner or operator shall deliver copies of all rules and regulations governing the operation of the park at the time of occupancy to each mobile home dweller, and said dweller shall acknowledge in writing the receipt of same. In the event a mobile home dweller does not receive a copy of the the rules and regulations, then he or she shall not be accountable for any rule or regulation not disclosed.
- (4) Pursuant to the eviction provisions of a valid written lease entered into between the park owner or operator and a mobile home dweller.

## Section 4.

(1) No mobile home park owner or operator shall require a resident therein to purchase from said owner or operator under-skirting, equipment for tying down mobile homes, or any other equipment required by law, local ordinance or regulation of the mobile home park.

(2) No mobile home park owner or operator shall charge any resident who chooses to install an electric or gas appliance in his mobile home an additional fee solely on the basis of such installation, or to restrict the installation, service or maintenance of any such appliance, or to restrict the making of any interior improvement in such mobile home, so long as such an installation or improvement is in compliance with applicable building codes and other provisions of law.

(3) A mobile home park owner or operator shall be required to fully disclose in writing all fees, charges, assessments, rules and regulations prior to a mobile home dweller assuming occupancy in the park. No fees, charges or assessments so disclosed may be increased by the park owner or operator without specifying the date of implementation of said fees, charges, or

assessments, which date shall be no less than thirty (30) days after written notice to all tenants.

(4) Failure on the part of the mobile home park owner or operator to fully disclose all fees, charges or assessments shall prevent the park owner or operator from collecting said fees, charges or assessments, and refusal by the dweller to pay any undisclosed charges shall not be used by the owner or operator as a cause for eviction in any court of law.

Section 5. No mobile home park shall deny any resident of such mobile home park the right to sell said resident's mobile home within the park or require the resident to remove the mobile home from the park solely on the basis of the sale thereof. The park may reserve the right to approve the sale of such mobile homes but such permission may not be unreasonably withheld and the park shall not exact a commission or fee with respect to the price realized by the seller unless the park owner or operator has acted as agent for the mobile home owner in the sale pursuant to a written contract.

Renumber remaining sections.

Senator Plante raised a point of order that the amendment was out of order and not germane to the bill as it did not apply to the subject matter in the title of the bill which relates to requirements for utility services, title issuance and sales tax and the amendment relates to regulation of eviction of a mobile home dweller.

The President appointed Senators Hollahan, Horne and Daniel as a committee to examine the amendment and advise the Chair.

Senator Hollahan subsequently reported the committee had examined the amendment and recommended that the point of order was well taken as the amendment was not germane to the bill.

Whereupon the President ruled the point well taken and the amendment was not germane to the bill.

Senator Wilson moved the following amendment:

**Amendment 5**—On page 1, line 6 of amendment 1 between "provide" and "utility" insert: initial

Senator Weissenborn moved that SB 1-C be indefinitely postponed.

Senator Wilson raised a point of order that the motion to indefinitely postpone was an inferior motion to one to amend.

The President ruled the point well taken.

On motion by Senator Wilson, the following substitute amendment for amendment 5 was adopted:

**Amendment 6**—In amendment 1, following "utility services" insert: at the time of initial occupancy

Senators Ware and Boyd offered the following amendment which was moved by Senator Ware and failed:

**Amendment 7**—On page 2, lines 3-9, strike all of Section 2 and renumber

Senator Horne presiding.

On motion by Senator McClain the following amendment was adopted:

Amendment 8—In Section 2, add new Section 3 as follows:

Section 3. The department is authorized to issue a temporary tag pending the issuance of a permanent tag where utilities are necessary for occupancy.

And renumber

Senator Boyd moved that the Senate reconsider the vote by which amendment 7 failed of adoption.

Senator Wilson moved as a substitute motion that the rules be waived and SB 1-C as amended be placed on third reading and the motion failed.

The question recurred on the motion to reconsider and the Senate reconsidered.

The question recurred on the adoption of the amendment and the amendment failed by the following vote:

Yeas—18

Barron	Childers	Johnson (29th)	Stolzenburg
Barrow	Daniel	Lewis (43rd)	Ware
Boyd	Ducker	Ott	Weissenborn
Brantley	Haverfield	Poston	
Broxson	Hollahan	Reuter	

Nays—21

Arnold	Horne	McClain	Trask
Bell	Johnson (34th)	Myers	Weber
Bishop	Karl	Plante	Wilson
Deeb	Knopke	Pope	
Gunter	Lane	Saunders	
Henderson	Lewis (33rd)	Sayler	

The President presiding.

Senator Weissenborn raised a point of order as to the following: the Governor's call for the special session convened the legislature for the sole purpose of enacting a general appropriations bill "and such revenue bills as are necessary to adequately and properly finance the general appropriations bill"; that SB 1-C is not such a revenue bill and is outside the purview of the call; further suggested that the prime test for a bill to be within the purview is that it must be a general revenue bill funding the general appropriations bill; that although this bill might indirectly pertain to the collection of taxes that it is not a revenue bill as such.

Whereupon, the President requested the Committee on Rules, Calendar, Privileged Business and Ethics to consider SB 1-C, and all other Senate bills now pending and on second reading, as to whether or not they seem to fall within the purview of the Governor's call.

Senator Karl then posed an additional point of order to the point that a strict interpretation of the Governor's call would prevent the consideration of any revenue measures until a general appropriations bill is passed; that such a bill has not been passed and, therefore, consideration of revenue bills is not now in order.

Whereupon, the President directed to the attention of the Committee on Rules, Calendar, Privileged Business and Ethics the point raised by Senator Karl for consideration and advice to the chair.

Senator Hollahan announced a meeting of the Committee on Rules, Calendar, Privileged Business and Ethics at 1:40 p.m. in Room 31 to consider the points of order raised by the Senators from the 42nd and 14th.

On motion by Senator Hollahan, the Senate recessed at 12:07 p.m. to reconvene at 2:00 p.m.

AFTERNOON SESSION

The Senate was called to order by the President at 2:00 p.m. A quorum present—46:

Mr. President	Deeb	Karl	Saunders
Arnold	de la Parte	Knopke	Sayler
Barron	Ducker	Lane	Scarborough
Barrow	Gong	Lewis (33rd)	Stolzenburg
Beaufort	Graham	Lewis (43rd)	Trask
Bell	Gunter	McClain	Ware
Bishop	Haverfield	Myers	Weber
Boyd	Henderson	Ott	Weissenborn
Brantley	Hollahan	Plante	Williams
Broxson	Horne	Pope	Wilson
Childers	Johnson (29th)	Poston	
Daniel	Johnson (34th)	Reuter	

The following report was read:

REPORT OF THE COMMITTEE ON RULES, CALENDAR, PRIVILEGED BUSINESS AND ETHICS

Mr. President, your committee, to which you referred a request for an advisory opinion (1) as to the point of order raised by Senator Weissenborn concerning Senate Bills 1-C, 20-C, 24-C and 25-C (2) as to whether the Senate could consider the same prior to the adoption of a general appropriations bill; having met, did take up the same and reports as follows: (a) that Senate Bills 1-C, 24-C and 25-C appear to be within the purview of the Governor's call (b) that SB 20-C, providing that the revenues raised therein would be returned to units of local government, was not such a revenue measure for funding the general appropriations act and, therefore, would not be within the purview of the Governor's call.

Respectfully submitted,  
 GEORGE L. HOLLAHAN, JR.  
 Chairman

Whereupon, the President, after further discussion, ruled the point of order well taken as to SB 20-C and that same was not within the purview of the Governor's call. The President further ruled that Senate Bills 1-C, 24-C and 25-C were within the Governor's call and that the point of order as to them was not well taken.

Senator Hollahan, chairman of the Committee on Rules, Calendar, Privileged Business and Ethics, further reported that as to the point of order raised by Senator Karl, the committee recommended that the point be considered as not well taken in that the Governor's Proclamation refers to the consideration of an appropriations bill but does not specify such a bill as finally enacted.

Whereupon, the President ruled the point of order raised by Senator Karl not well taken.

SECOND READING

The Senate resumed—

SB 1-C—A bill to be entitled An act relating to taxation of motor vehicles; amending section 319.23, Florida Statutes, by adding new subsection (6) to provide conditions precedent to issuance of title; amending chapter 320, Florida Statutes, by adding new sections 320.0811, which provides requirements for utility services to mobile homes; providing an effective date.

On motion by Senator Trask, SB 1-C as further amended was read by title.

On motion by Senator Lewis (43rd) debate was limited to five minutes per side.

SB 1-C as amended failed to pass. The vote was:

Yeas—15

Bishop	Horne	Myers	Trask
Deeb	Johnson (34th)	Plante	Weber
Graham	Karl	Pope	Wilson
Gunter	Lewis (33rd)	Saunders	

Nays—28

Mr. President	Broxson	Hollahan	Poston
Arnold	Childers	Johnson (29th)	Reuter
Barron	Daniel	Knopke	Sayler
Beaufort	Ducker	Lane	Scarborough
Bell	Gong	Lewis (43rd)	Stolzenburg
Boyd	Haverfield	McClain	Ware
Brantley	Henderson	Ott	Weissenborn

By unanimous consent Senator Barrow was recorded as voting nay.

On motion by Senator Hollahan—

By Senators Poston, Gunter, Plante, Pope, McClain, Weber, Stolzenburg, Trask, Lewis (33rd), Ware, Ducker, Johnson (29th), Sayler, Beaufort, Fincher, Broxson, Hollahan, Bishop, Johnson (34th), Reuter, Lane, Knopke, Henderson and de la Parte—

SB 20-C—A bill to be entitled An act relating to motor fuels; amending §208.08(3), Florida Statutes, as amended and transferred by chapter 70-995, Laws of Florida, to §206.45(3), Florida Statutes, and creating §§206.45(4) and 206.605, Florida Statutes, to require payment of an additional one cent (1¢) tax on each gallon of motor fuel sold or brought into the state by a distributor; designating use for counties and cities and manner of apportionment and disbursement; requiring a five (5) year plan as a prerequisite to obtaining funds; setting deadlines for compliance; amending §§206.57 and 206.87, Florida Statutes, to reflect the increase in tax levy; amending §206.91, Florida Statutes, in connection with deduction allowed dealer; providing an effective date.

—was admitted for introduction by the required constitutional two-thirds vote of the membership notwithstanding that it did not come within the purview of the proclamation convening the special session. The vote was: Yeas—39 Nays—None

Mr. President	Ducker	Knopke	Reuter
Arnold	Gong	Lane	Sayler
Beaufort	Graham	Lewis (33rd)	Scarborough
Bell	Gunter	Lewis (43rd)	Stolzenburg
Bishop	Haverfield	McClain	Trask
Boyd	Henderson	Myers	Ware
Brantley	Hollahan	Ott	Weber
Broxson	Johnson (29th)	Plante	Weissenborn
Childers	Johnson (34th)	Pope	Wilson
Daniel	Karl	Poston	

By unanimous consent Senator Barrow was recorded as voting yea.

SB 20-C was read the first time by title.

The President referred the bill to the calendar inasmuch as it had been considered by the Committee on Ways and Means which had approved the content of same with two recommended amendments.

On motion by Senator Poston, unanimous consent was obtained to take up out of order SB 20-C, which, by two-thirds vote, was read the second time by title.

Senator Gong presiding.

On motion by Senator Hollahan, further consideration of SB 20-C was deferred, the bill retaining its place on the Calendar.

SB 24-C—A bill to be entitled An act relating to motor vehicle, trailer, and semitrailer registration license plates; amend-

ing sections 320.06, 320.061, 320.0611, 320.13(3), 320.26(1), 320.261, and 320.271, Florida Statutes; providing for certificates of registration, three (3) year reflectorized license plates, revalidation stickers, and for certain fees; providing for the transfer of license plates and for a transfer fee; providing that the changing or altering of revalidation stickers shall be unlawful; providing for an increase in reflectorization fee; providing a fee for duplicate certificates of registration or registration license plates or revalidation stickers; providing for annual renewal of registration; providing registration taxes; prohibiting the counterfeiting of revalidation stickers; making it a misdemeanor to attach to a motor vehicle license plates or revalidation stickers not assigned or transferred to said vehicle; providing for removal of registration license plates from used motor vehicles; providing for automobile dealers to register motor vehicles, trailers, or semitrailers; authorizing a prepayment by the department of highway safety and motor vehicles to division of corrections for manufacture of license plates; providing an effective date.

Was read the second time by title. On motion by Senator Stolzenburg, by two-thirds vote SB 24-C was read the third time by title, passed and certified to the House. The vote was:

Yeas—20

Bell	Graham	Pope	Trask
Bishop	Karl	Poston	Ware
Boyd	Knopke	Reuter	Weber
Deeb	Lane	Sayler	Weissenborn
Ducker	Plante	Stolzenburg	Wilson

Nays—15

Mr. President	Brantley	Haverfield	Lewis (43rd)
Arnold	Childers	Hollahan	McClain
Barron	Daniel	Horne	Ott
Beaufort	Gong	Lewis (33rd)	

By unanimous consent Senators Gunter and Scarborough were recorded as voting nay.

By unanimous consent Senator McClain withdrew his name as co-introducer of SB 24-C.

SB 25-C—A bill to be entitled An act relating to the department of highway safety and motor vehicles; providing for personalized prestige automobile license plates; providing for application, fees, and issuance; providing for right of rejection of certain applications and recall of certain plates and return of fees; prohibiting duplicate plates; providing for transfer of plate to a replacement automobile with fee; defining prestige plates; providing an effective date.

Was read the second time by title.

On motion by Senator Graham the following amendment was adopted:

Amendment 1—On page 3, line 4, section 5, strike "to the fees submitted," and insert: to the prestige plate use fee of ten dollars (\$10) plus the special fee of fifty cents (50¢) submitted,

Senator Lewis (43rd) moved the adoption of the following amendment which failed:

Amendment 2—On page 5, line 13, strike the period (.) and insert: ; provided, however, that the provisions of this act shall apply to the special license plates for state representatives and senators authorized by section 320.72, Florida Statutes.

Senator Hollahan moved to reconsider the vote by which amendment 2 failed. The motion was adopted by the following vote:

Yeas—30

Mr. President	Beaufort	Brantley	Daniel
Arnold	Bell	Broxson	Ducker
Barron	Boyd	Childers	Graham

Haverfield	Knopke	Plante	Scarborough
Hollahan	Lane	Pope	Trask
Horne	Lewis (33rd)	Poston	Weissenborn
Johnson (29th)	Lewis (43rd)	Reuter	
Johnson (34th)	McClain	Sayler	

Amendment 2(a)—On page 1, following the words "provisions of" insert: Section 2 of

Senator Ware moved the adoption of the following amendment to amendment 2 which failed:

Amendment 2(b)—On line 2 of the amendment after the word "to" strike the remainder of the amendment and insert: all special license plates.

Nays—9

Bishop	Karl	Ware	Wilson
Deeb	Saunders	Weber	
Henderson	Stolzenburg		

The vote was:

Senator Horne moved that SB 25-C be indefinitely postponed. The motion failed by the following vote:

Yeas—13

Yeas—21

Mr. President	Childers	Johnson (34th)	Scarborough
Arnold	Daniel	Karl	Trask
Beaufort	Gong	Lewis (33rd)	Ware
Boyd	Gunter	Lewis (43rd)	
Brantley	Haverfield	Ott	
Broxson	Horne	Saunders	

Mr. President	Horne	Lewis (33rd)	Weber
Bell	Johnson (34th)	Lewis (43rd)	
Gong	Karl	Sayler	
Graham	Knopke	Ware	

Nays—20

Nays—22

Barron	Henderson	Myers	Stolzenburg
Bell	Hollahan	Plante	Weber
Bishop	Johnson (29th)	Pope	Weissenborn
Deeb	Knopke	Poston	Wilson
Ducker	Lane	Reuter	
Graham	McClain	Sayler	

Arnold	Childers	Henderson	Pope
Barrow	Daniel	Hollahan	Saunders
Boyd	Deeb	Johnson (29th)	Stolzenburg
Brantley	Ducker	McClain	Trask
Broxson	Gunter	Plante	Wilson

Amendment 2 as amended was adopted.

On motion by Senator Stolzenburg, by two-thirds vote, SB 25-C as amended was read the third time by title, passed and ordered engrossed. The vote was:

**The President presiding.**

Senator Weber raised a point of order that amendment 2 was not germane to the bill as license plates for legislators did not fall within the categories of those license plates included in the bill.

The President appointed Senators Hollahan and Horne as a committee to examine the amendment and advise the Chair.

Senator Hollahan subsequently reported the committee had examined the amendment and recommended that the amendment was germane as it related to the general subject matter of the bill and clarified the intent.

Whereupon the President ruled the point of order not well taken.

On motion by Senator Graham the following amendment to amendment 2 was adopted:

Yeas—27

Barron	Gong	Lane	Sayler
Bell	Graham	Lewis (43rd)	Stolzenburg
Boyd	Gunter	McClain	Trask
Broxson	Henderson	Plante	Weber
Childers	Hollahan	Pope	Weissenborn
Deeb	Johnson (29th)	Poston	Wilson
Ducker	Knopke	Reuter	

Nays—14

Mr. President	Bishop	Johnson (34th)	Scarborough
Arnold	Brantley	Karl	Ware
Barrow	Daniel	Lewis (33rd)	
Beaufort	Horne	Saunders	

On motion by Senator Hollahan, by two-thirds vote, the Senate adjourned at 4:03 p.m. to reconvene at 10:00 a.m., June 16, 1971.