



Journal of the Senate

Number 6—Special Session B

Thursday, October 1, 1987

CALL TO ORDER

The Senate was called to order by the President at 10:43 a.m. A quorum present—39:

Mr. President	Frank	Johnson	Peterson
Barron	Girardeau	Kirkpatrick	Plummer
Beard	Gordon	Kiser	Ros-Lehtinen
Brown	Grant	Langley	Scott
Childers, D.	Grizzle	Lehtinen	Thomas
Childers, W. D.	Hair	Malchon	Thurman
Crawford	Hill	Margolis	Weinstein
Crenshaw	Hollingsworth	McPherson	Weinstock
Deratany	Jenne	Meek	Woodson
Dudley	Jennings	Myers	

PRAYER

The following prayer was offered by Senator Brown:

Dear Father, for the beauty of thy earth, for the blessings of our families, for the dignity of our work and for the opportunity of our service, we thank you. We pray in a special way that you will be with Becky and Joe Brown and their families on the death of her mother; for thy comfort in our hours of bereavement, we are always especially thankful. May thine be the honor and the glory and the power forever. Amen.

RECESS

On motion by Senator Langley, the Senate recessed at 10:50 a.m. to reconvene at 11:30 a.m.

CALL TO ORDER

The Senate was called to order by the President at 12:03 p.m. A quorum present—38:

Mr. President	Girardeau	Kirkpatrick	Plummer
Barron	Gordon	Kiser	Ros-Lehtinen
Beard	Grant	Langley	Scott
Brown	Grizzle	Lehtinen	Thomas
Childers, D.	Hair	Malchon	Thurman
Crawford	Hill	Margolis	Weinstein
Crenshaw	Hollingsworth	McPherson	Weinstock
Deratany	Jenne	Meek	Woodson
Dudley	Jennings	Myers	
Frank	Johnson	Peterson	

RECESS

The Senate recessed at 12:06 p.m. to reconvene at 2:00 p.m.

AFTERNOON SESSION

The Senate was called to order by the President at 3:39 p.m. A quorum present—36:

Mr. President	Frank	Jennings	Myers
Barron	Girardeau	Johnson	Peterson
Beard	Gordon	Kirkpatrick	Plummer
Brown	Grant	Kiser	Scott
Childers, W. D.	Grizzle	Langley	Thomas
Crawford	Hair	Lehtinen	Thurman
Crenshaw	Hill	Malchon	Weinstein
Deratany	Hollingsworth	Margolis	Weinstock
Dudley	Jenne	McPherson	Woodson

Announcements

Senator Johnson announced cancellation of the meetings of the Committee on Judiciary-Criminal scheduled for October 6, 7 and 8.

Senator Brown announced cancellation of the meeting of the Committee on Advanced Right-of-way Acquisition and Transportation Corridor Development scheduled for October 6.

Senator Kiser announced cancellation of the meeting of the Committee on Governmental Operations scheduled for October 9.

Senator Myers announced cancellation of the meetings of the Committee on Health and Rehabilitative Services scheduled for October 5 and 6.

Senator Jennings announced cancellation of the meeting of the Committee on Commerce scheduled for October 6.

Senator Margolis announced cancellation of the meeting of the Committee on Local Government Infrastructure Funding and Impact Fees scheduled for October 5.

Senator Kirkpatrick announced cancellation of the meeting of the Committee on Solid Waste Management scheduled for October 8.

By direction of the President, the Proclamation of the Governor was read by the Secretary:

PROCLAMATION
State of Florida
Executive Department
Tallahassee

(Third Amendment to Proclamation dated September 3, 1987)

TO THE HONORABLE MEMBERS OF THE FLORIDA SENATE AND THE HOUSE OF REPRESENTATIVES:

WHEREAS, on the 3rd day of September, 1987, a Proclamation of the Governor was issued convening a Special Session of the Florida Legislature for the purpose of considering appropriate action on the general tax on the sale or use of services consumed or enjoyed in the state; commencing at 9:00 a.m. on Monday, the 21st day of September, 1987, and ending at 12:00 noon on Wednesday, the 23rd day of September, 1987; and

WHEREAS, on the 22nd day of September, 1987, a Proclamation of the Governor was issued extending the Special Session through 12:00 noon on Friday, the 2nd day of October, 1987, and adding additional matters for the Legislature's consideration to the call of the Special Session; and

WHEREAS, on the 28th day of September, 1987, a Proclamation of the Governor was issued adding additional matters for the Legislature's consideration to the call of the Special Session; and

WHEREAS, it is in the best interest of the citizens of the State to extend the length of the Special Session in order to permit full and adequate consideration of all business within the purview of the Proclamation of the Governor dated September 3, 1987, as amended.

NOW, THEREFORE, I, BOB MARTINEZ, Governor of the State of Florida, by virtue of the power and authority vested in me by Article III, Section 3(c)(1), Florida Constitution, do hereby proclaim as follows:

Section one (1) of the Proclamation of the Governor dated September 3, 1987, as amended, is hereby amended to read:

1. That the Special Session of the Legislature of the State of Florida is hereby extended through 12:00 noon on Friday, the 9th day of October, 1987.

Except as amended by this Proclamation, the Proclamation of the Governor dated September 3, 1987, as amended, is ratified and confirmed.



IN TESTIMONY WHEREOF, I have hereunto set my hand and caused the Great Seal of the State of Florida to be affixed to this proclamation at the Capitol, this 1st day of October, 1987.

Bob Martinez
GOVERNOR

ATTEST:
Jim Smith
SECRETARY OF STATE

INTRODUCTION OF RESOLUTION

On motion by Senator Barron, by unanimous consent—

By Senator Barron—

SCR 28-B—A concurrent resolution providing for adjournment of both houses of the Legislature for more than 72 consecutive hours.

—was introduced out of order and read the first time by title.

Senator Langley moved the following amendment which was adopted:

Amendment 1—On page 1, line 11, strike the words “1:00 p.m., Tuesday, October 6,” and insert: 12:00 noon, Monday, October 5,

The vote was:

Yeas—17

Beard	Frank	Langley	Scott
Crawford	Girardeau	Lehtinen	Woodson
Crenshaw	Grizzle	Margolis	
Deratany	Hollingsworth	Myers	
Dudley	Johnson	Plummer	

Nays—16

Mr. President	Grant	Kiser	Thomas
Brown	Hill	Malchon	Thurman
Childers, W. D.	Jennings	McPherson	Weinstein
Gordon	Kirkpatrick	Peterson	Weinstock

On motion by Senator Barron, by two-thirds vote, SCR 28-B as amended was read the second time in full as follows:

SCR 28-B—A concurrent resolution providing for adjournment of both houses of the Legislature for more than 72 consecutive hours.

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

The Florida Senate and the Florida House of Representatives shall stand adjourned from 11:59 p.m., Friday, October 2, 1987, until 12:00 noon, Monday, October 5, 1987, or at the earlier call of the respective presiding officers.

—and was adopted and certified to the House. The vote on adoption was:

Yeas—33

Mr. President	Crawford	Frank	Grizzle
Beard	Crenshaw	Girardeau	Hill
Brown	Deratany	Gordon	Hollingsworth
Childers, W. D.	Dudley	Grant	Jennings

Johnson	Malchon	Plummer	Weinstock
Kirkpatrick	Margolis	Scott	Woodson
Kiser	McPherson	Thomas	
Langley	Myers	Thurman	
Lehtinen	Peterson	Weinstein	

Nays—None

RECESS

By direction of the President, the Senate stood in informal recess at 4:17 p.m. awaiting the call of the President.

CALL TO ORDER

The Senate was called to order by the President at 5:00 p.m. A quorum present—31:

Mr. President	Dudley	Kirkpatrick	Plummer
Barron	Frank	Kiser	Scott
Beard	Gordon	Langley	Thomas
Brown	Grant	Lehtinen	Thurman
Childers, W. D.	Grizzle	Malchon	Weinstein
Crawford	Hill	Margolis	Weinstock
Crenshaw	Hollingsworth	Myers	Woodson
Deratany	Johnson	Peterson	

Conferees on CS for CS for SB 5-B Appointed

The President appointed Senators Peterson, Chairman; Beard, Deratany, Gordon, Kirkpatrick, Scott, Thomas and alternates Jennings and Kiser as conferees on CS for CS for SB 5-B, subject to ratification.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The Honorable John W. Vogt, President

I am directed to inform the Senate that the House of Representatives has admitted for introduction by the required Constitutional two-thirds vote of the membership of the House and passed Senate Bills 24-B, 25-B, 27-B; and has adopted SCR 28-B.

John B. Phelps, Clerk

The bills contained in the foregoing message were ordered enrolled.

VOTES RECORDED

Senator Plummer was recorded as voting yea on the following which was considered September 30: CS for CS for SB 5-B.

Explanation of Vote

I voted in favor of CS for CS for SB 5-B because I am committed to the overwhelming majority of the voters in Florida to repeal the sales tax on services.

I voted against the sales tax in the 1987 Legislative Session. I believe we have an overextravagant budget. I was, in fact, the only Senator to vote against that budget. I believe that we need to replace the revenue that would have been lost by this repeal by some means other than a sales tax. I sponsored amendments on the floor which could have totaled 657 million dollars, more than enough to replace the deficit. I also sponsored an amendment to place this sales tax on services on the ballot for the people to decide. These amendments failed.

I voted against giving the counties the right to add a seventh (7th) cent sales tax without a referendum because a sales tax is clearly not the dominion of local governments.

I will continue to oppose sales tax in any way I can because it is the most harsh tax to be paid by the poor.

This sales tax on services must be repealed.

Lawrence H. Plummer, 39th District

ADJOURNMENT

On motion by Senator Barron, the Senate adjourned at 5:02 p.m. to reconvene at 12:00 noon Monday, October 5.