

On motion, the Senate went into secret session, therein contained consented to and advised.

On motion the doors were opened, when the senate proceeded to the election of printer; S. S. Sibley was duly elected.

On motion, of Mr. Berthelot, a select committee was appointed to take bond and security from the printer elect for the faithful execution of the laws and journals of the Senate—Messrs. Berthelot, Mills, and Walker, were appointed said committee.

On motion, the Senate then adjourned till to-morrow twelve o'clock.

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TUESDAY, January 15th, 1839.

The Senate met pursuant to adjournment, and the proceedings of yesterday were read.

Mr. Hawkins, Senator from the western district appeared, was duly sworn and took his seat.

Mr. Mills made the following motion, viz. That the President may admit within the bar on application; any reporter, who may desire to take and report the proceedings of the Senate.

Mr. Berthelot gave notice that he will on some future day introduce "a bill to be entitled an act to alter and fix the terms of the Superior courts of the Middle District of Florida."

On motion of Mr. Berthelot, the Resolution before offered by him and adopted, was reconsidered, he proposed that the word "laws" be stricken out, and the words "miscellaneous printing" be inserted which was read, and laid on the table.

Mr. Mills introduced the following Resolutions.

Resolved that so much of the Governor's message as relates to the Banking institutions of the Territory, be referred to the committee on Banks.

That so much thereof as relates to the present organization of the Militia, be referred to the committee on the Militia.

That so much thereof as relates to the revenue of the Territory and the present system of taxation, be referred to the committee on Finance.

That so much as relates to the Tallahassee fund, the public property in the neighborhood of Tallahassee, and the Capitol, be referred to the committee on the state of the Territory.

That so much thereof as relates to Rail Roads, be referred to the committee on Internal Improvements.

Resolved further that so much thereof as relates to the composition of the Territorial troops for services during the last year and the future defence of the frontier, be referred to a select committee.

Mr. Wright from the select committee to draft rules for the government of the Senate, made the following report.

to which the Senate shall have adjourned on the preceding day; shall immediately call the members to order, and on the appearance of a quorum, shall cause the Journal of the preceding day to be read.

II. He shall preserve order and decorum—may speak to points of order in preference to other members, rising from his seat for that purpose; and shall decide questions of order, subject to an appeal to the Senate by any two members; on which appeal no member shall speak more than once, unless by leave of the Senate.

III. He shall rise to put the question, but may state it sitting.

IV. No member shall speak to another, or otherwise interrupt the business of the Senate, or read any newspaper while the Journals or public papers are reading, or when any member is speaking in debate.

V. Every member when he speaks, shall address the Chair, standing in his place, and when he has finished shall sit down.

VI. No member shall speak more than twice in any one debate on the same day, without leave of the Senate.

VII. When two or more members shall rise at the same time, the President shall name the person entitled to proceed.

VIII. When a member shall be called to order, he shall sit down until the President shall have determined whether he is in order or not; and every question of order shall be decided by the President without debate, subject to an appeal to the Senate.

IX. If a member be called to order for words spoken, the exceptionable words shall immediately be taken down in writing, that the President may be better enabled to judge of the matter.

X. No member shall absent himself from the service of the Senate without leave of the President first obtained; and in case a less number than a quorum shall convene, they are hereby authorised to send the Sergeant-at-Arms, or any other person or persons, by them authorised, for any or all absent members, as the majority of such members present shall agree, at the expense of such absent members, respectively, unless such excuse for non-attendance shall be made, as the Senate, when a quorum is convened shall judge sufficient.

XI. No motion shall be debated until the same shall be seconded.

XII. When a motion shall be made and seconded, it shall be reduced to writing, if desired by the President, or any member, delivered in at the table, and read before the same shall be debated:

XIII. When a question is under debate, no motion shall be received but to adjourn, to lie on the table, to postpone indefinitely, to postpone to a day certain, to commit, or to amend, which several motions shall have precedence in the order in which they stand arranged, and the motion for adjournment shall be in order, and be decided without debate.

XIV. If the question in debate contain several points, any member may have the same divided.

XV. In counting up blanks, the largest sum and longest time shall be first put.

XVI. When the reading of a paper is called for, and the same is objected to by any member, it shall be determined by vote of the Senate without debate.

XVII. When the yeas and nays shall be called for by two of the members present, each member called upon shall, (unless for special reasons he be excused by the Senate,) declare openly, and without debate, his assent or dissent to the question. In taking the yeas and nays, and upon the call of the Senate, the names of the members shall be taken alphabetically.

XVIII. On a motion made and seconded to shut the doors of the

## RULES FOR THE SENATE.

I. The President shall take the chair every day precisely at the hour Senate, on the discussion of any business which may, in the opinion of a member, require secrecy, the President shall direct the gallery to be cleared; and, during the discussion of such motion, the doors shall remain shut, and no motion shall be deemed in order to admit any person or persons, whatsoever.

XIX. The following order shall be observed in taking up the business of the Senate, viz: Motions, petitions, resolutions, reports of standing committees, reports of select committees, orders of the day.

XX. When a question has been once made and carried in the affirmative or negative, it shall be in order for any member of the majority to move for the reconsideration thereof, but no motion for the reconsideration of any vote shall be in order after a bill, resolution, message, report, amendment or motion, upon which the vote was taken, shall have gone out of the possession of the Senate announcing their decision; nor shall any motion for reconsideration be in order, unless made on the same day on which the vote was taken, or within the two next days of actual session of the Senate thereafter.

XXI. On a question when the ayes and noes are called for, in the event of a tie, the question shall be decided in the negative.

XXII. All questions shall be put by the President of the Senate, and the members shall signify their assent or dissent, by answering viva voce aye or no.

XXIII. The President of the Senate shall have the right to name a member to perform the duties of the chair; but such substitute shall not extend beyond an adjournment.

XXIV. Before any petition or memorial addressed to the Senate shall be received and read at the table, whether the same be introduced by the President or a member, a brief statement of the contents of the petition or memorial, shall verbally be made by the introducer.

XXV. One day's notice at least, shall be given of an intended motion for leave to bring in a bill; and no bill shall be written or printed, except by express order of the Senate.

XXVI. Every bill shall receive three readings previous to its being passed; and the President shall give notice at each, whether it be the first, second, or third; which readings shall be on three different days, unless the Senate unanimously direct otherwise.

XXVII. No bill shall be committed or amended, until it shall have been twice read; after which it may be referred to a committee.

XXVIII. The final question upon the second reading of every bill, resolution, or motion, requiring three readings previous to being passed, shall be "whether it shall be engrossed and read a third time?" And no amendment shall be received for discussion at the third reading of any bill, resolution, amendment, or motion, unless by unanimous consent of the members present; but it shall at all times be in order before the final passage of any such bill, resolution or motion, to move its commitment, and should such commitment take place, and any amendment be reported by the committee, the said bill, resolution or motion, shall be again read a second time, and considered as in committee of the whole, and then the aforesaid question shall be put.

XXIX. The titles of bills, and such parts thereof only as shall be affected by proposed amendments, shall be inserted on the journals.

XXX. The following standing committees shall be appointed by the President, to consist of at least three members, who shall have leave to

report by bill or otherwise. A committee on the Judiciary; a committee Finance and Banks; a committee on the State of the Territory; to have charge of claims, elections, militia, and a committee on schools and colleges, and on enrolled bills.

XXXI. All confidential communications made by the Governor of the Territory of Florida to the Senate shall be by the members thereof secret, until the Senate by their resolutions, take off the injunction of secrecy.

XXXII. All information or remarks, touching or concerning the character or qualifications of any person nominated by the Governor to office, shall be kept secret.

XXXIII. When acting on confidential or Executive business, the Senate shall be cleared of all persons, except the Clerk, the Sergeant at Arms, and Door Keeper.

XXXIV. The proceedings of the Senate when not acting as in committee of the whole, shall be entered on the journals as concisely as possible, care being taken to detail a true and accurate account of the proceedings.

XXXV. Messages shall be sent to the House of Representatives by the Secretary, who shall previously endorse thereon the final determination of the Senate.

XXXVI. Messengers may be introduced in any stage of the business, except while a question is putting, while the yeas and nays are calling, or while the ballots are counting.

XXXVII. The Governor and Secretary of the Territory, former members of the Council, and the Judges of the Supreme Courts, shall be admitted to a seat within the bar of the Senate upon being invited by any member of the Senate.

XXXVIII. The Clerk of the Senate, the Sergeant at Arms and the Door Keeper, shall severally be sworn by the President, well and faithfully to discharge their respective duties, and to keep secret the proceedings of the Senate when sitting with closed doors.

XXXIX. All resolutions presented to the Senate, shall lie on the table one day before any vote shall be taken on the adoption of the same, unless by unanimous consent of the Senate, this rule be waived.

Which was read and adopted, and 50 copies ordered to be printed.

On motion of Mr. Berthelot, it was resolved, that a message be transmitted to the Senate informing them that the House had concurred in the report of the joint select committee appointed to draft joint rules for the government of both Houses.

The resolution introduced on yesterday by Mr. Duval, was again read and adopted.

The Senate then adjourned till to-morrow 12 o'clock.

WEDNESDAY, January 16, 1839.

The Senate met pursuant to adjournment, and yesterday's proceedings were read.

Mr. Marvin appeared, was duly sworn and took his seat.

A resolution before offered by Mr. Mills was again read and adopted.