

East Tennessee State University

Digital Commons @ East Tennessee State University

Establishment of James H. Quillen
College of Medicine

ETSU Historical Legal and
Legislative Documents

3-6-1974

Tennessee Senate Bill no. 1549 - 88th General Assembly

Tennessee General Assembly

Follow this and additional works at: <https://dc.etsu.edu/establishment-com>



Part of the [State and Local Government Law Commons](#)

Non-Depository Doc.

PUBLIC ACTS
of the
STATE OF TENNESSEE

Passed by the
Eighty-Eighth General
Assembly

1974

PUBLISHED BY AUTHORITY

PRINTED BY
CURLEY PRINTING COMPANY
411 COWAN STREET
NASHVILLE, TENNESSEE 37207

FEB 25 '75

The Sherrod Library
EAST TENNESSEE STATE UNIVERSITY
Johnson City, Tennessee

FEB 20 78

SECTION 2. This Act shall take effect on becoming a law, the public welfare requiring it.

PASSED: March 6, 1974

Ned R. McWherter,
SPEAKER OF THE HOUSE OF REPRESENTATIVES

John S. Wilder,
SPEAKER OF THE SENATE

APPROVED: March 11, 1974

Winfield Dunn,
GOVERNOR

CHAPTER NO. 502

SENATE BILL NO. 1549

By Nave, Baker, Gillock, Garland, Thomas, Harvill,
Motlow, Talarico, Roberson, Porter, Neal, Shacklett,
Shadden

Substituted for House Bill No. 1736

By Robinson (Washington), Fleming (Sullivan), Daniels,

McKinney, Crowell, Good, Denton, Hurley, Rogers,
Bowman, Buck, Burnett, Robinson (Davidson), Ford
(Cocke), Moore, Bewley, Hicks, Gill, Bailey, Bible,
Burlison, Spoone, Atchley (Sevier), Webb, Miller
(Carter), Hillis, Work, Melton, Dixon, DeBerry, Ford
(Shelby), Anderson, Pickering, Murray (Franklin),
Phillips, Corley, Richardson, Longley, Pruitt, Burks,
Crocker, Powell, DePriest, Marshall, Garner, Ellis,
Taylor, Clark, Fleming (Davidson), Lowe, Carter, B.,
Carter, W.L., Ramsey, Copeland, White, Darnell,
Hopper, Love, Lashlee

AN ACT to authorize and establish a college of medicine at East Tennessee State University, to authorize and direct the Board of Regents for the State University and Community College System of Tennessee to cause its chancellor and the president of East Tennessee State University to apply to the Veterans Administration for aid under the provisions of Title I of Public Law 92-541, such application for aid being filed with guidelines provided by the plan prepared under provisions of Chapter 231 of the Public Acts of 1973, and to appropriate funds for operating the college in its initial year during the fiscal year beginning July 1, 1974.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF
THE STATE OF TENNESSEE:

SECTION 1. The General Assembly finds the need for a second state supported medical college in the state and hereby authorizes and establishes under the direction and control of the Board of Regents for the State University and Community College System of Tennessee a college of medicine at East Tennessee State University.

SECTION 2. The Board of Regents of the State University and Community College System of Tennessee is hereby authorized and directed to cause its chancellor and the president of East Tennessee State University to apply to the Veterans Administration for aid under

provisions of Title I of Public Law 92-541 to help finance establishing and operating the College of Medicine at East Tennessee State University. In such application for aid, the plan prepared by East Tennessee State University Medical Education Study Committee under provisions of Chapter 231 of the Public Acts of 1973 shall serve as a guideline to the chancellor and president.

SECTION 3. To pay the costs for the first year of operation of the College of Medicine created by this act, there is hereby appropriated to East Tennessee State University the sum of four hundred thousand dollars (\$400,000) for the fiscal year beginning July 1, 1974. It is the express intent of the General Assembly that no funds appropriated under this section shall be made available unless and until aid from the Veterans Administration is approved and granted under Title I of Public Law 92-541 to the college of medicine at East Tennessee State University. It is the further intent of the General Assembly that no funds appropriated under this section will be made available unless every effort is made to assure that minority group students are included among those selected for admission to the college of medicine.

SECTION 4. It is the express intent of the General Assembly that no programs presently funded by federal funds or grants at Meharry Medical School, Vanderbilt School of Medicine, or the University of Tennessee - Medical Units shall be discontinued or diminished in any way at each individual institution by the establishment and operation of a college of medicine at East Tennessee State University.

SECTION 5. This Act shall take effect upon becoming a law, the public welfare requiring it.

PASSED: February 28, 1974

John S. Wilder,
SPEAKER OF THE SENATE

Ned R. McWherter,
SPEAKER OF THE HOUSE OF REPRESENTATIVES

APPROVED:

Winfield Dunn,
GOVERNOR

The Governor received Senate Bill No. 1549 on February 28, 1974 and returned the bill on March 6, 1974 with a veto message.

Pursuant to Article III, Section 18 of the Constitution of the State of Tennessee, the House of Representatives passed Senate Bill No. 1549 on March 12, 1974 the Governor's veto to the contrary notwithstanding.

The Senate passed Senate Bill No. 1549 on March 6, 1974 the Governor's veto to the contrary notwithstanding. Therefore, Senate Bill No. 1549 becomes a law.

Non-Depository Doc

PUBLIC ACTS
of the
STATE OF TENNESSEE

Passed by the
Eighty-Eighth General
Assembly

1974
VOLUME II

PUBLISHED BY AUTHORITY

PRINTED BY
CURLEY PRINTING COMPANY
411 COWAN STREET
NASHVILLE, TENNESSEE 37207

FEB 20 '75

The Sherrod Library
ENR 1 TENNESSEE STATE UNIVERSITY
Johnson City, Tennessee

FEB 20 '75

SIGNED

The Speaker announced that he had signed the following: Senate Bill No. 1373, and House Bills Nos. 435, 1351, 1386 and 1451.

MESSAGE FROM THE GOVERNOR

MR. SPEAKER: I am directed by the Governor to return herewith: Senate Bills Nos. 1268, 1272 and 1293, with his approval.

M. LEE SMITH.

MESSAGE FROM THE HOUSE

MR. SPEAKER: I am directed to return to the Senate, Senate Bills Nos. 1269—To amend Section 54-102, Code;
1273—To amend Chapter 26, Title 53, Code, both substituted for House Bills on same subject and passed by the House.

FREE, Clerk.

ENROLLED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have carefully compared Senate Bills Nos. 284, 985, 1263, 1269, 1273, 1276, 1366 and 1368, and find same correctly enrolled and ready for the signatures of the Speakers.

JOHN W. COOKE, JR.,
Chief Clerk.

MESSAGE FROM THE HOUSE

MR. SPEAKER: I am directed to return to the Senate, Senate Joint Resolutions Nos.

86—Relative to memory, John Buchanan Avery, Sr.;

94—Relative to L&N Railroad Company service, both concurred in by the House.

FREE, Clerk.

INTRODUCTION OF BILLS

Senate Bill No. 1543—To create office, Criminal Investigator, Eighth Judicial Circuit—By Mr. Motlow.

Passed first reading.

Senate Bill No. 1544—To amend Chapter 353, Private Acts 1931—By Mr. Motlow.

Passed first reading.

Senate Bill No. 1545—To create a Budget Commission, Rutherford County—By Mr. Motlow.

Passed first reading.

Senate Bill No. 1546—To amend Sections 6-2902 and 6-2907, Code—By Mr. Speaker Wilder.

Passed first reading.

Senate Bill No. 1547—To amend Sections 6-1702 and 6-1710, Code—By Mr. Speaker Wilder.

Passed first reading.

Senate Bill No. 1548—To amend Section 59-462, Code—By Mr. Hamilton and Mr. Speaker Wilder.

Passed first reading.

Senate Bill No. 1549—To authorize College of Medicine, East Tennessee State University—By Messrs. Nave, Talarico, Baker, Roberson, Gillock, Porter, Garland, Neal, Thomas, Shacklett, Harvill, Shadden and Motlow.

Passed first reading.

SIGNED

The Speaker announced that he had signed the following: Senate Bills Nos. 284, 985, 1263, 1269, 1273, 1276, 1366 and 1368.

On motion, the Senate adjourned until 6:00 P.M. Monday.

Passed second reading and referred to Committee on Commerce and Labor.

Senate Bill No. 1547—To amend Sections 6-1702 and 6-1710, Code.

Passed second reading and referred to Committee on Commerce and Labor.

Senate Bill No. 1548—To amend Section 59-462, Code.

Passed second reading and referred to Committee on Finance, Ways and Means.

Senate Bill No. 1549—To authorize College of Medicine, East Tennessee State University.

Passed second reading and referred to Committee on Education.

The Speaker announced that he had referred a copy of Senate Bills Nos. 1510, 1511 and 1526 to the Council on Retirement and Pensions.

SENATE BILLS ON THIRD READING

Senate Bill No. 1355—To amend road law, Benton County.

On motion, Senate Bill No. 1355 was made to conform with House Bill No. 1489.

On motion, House Bill No. 1489, on same subject, was substituted for Senate Bill No. 1355.

Thereupon, House Bill No. 1489 passed its third and final reading by the following vote:

Ayes	33
Noes	0

Senators voting aye were: Messrs. Albright, Ayres, Baird (of Roane), Baird (of Wilson), Baker, Berry, Blank, Cannon, Crouch, Davis, Dunavant, Garland, Gillock, Hamilton, Harvill, Henry, Koella, Motlow, Nave, Neal, Oehmig, Patterson, Peeler, Person, Porter, Roberson, Shacklett, Shadden, Talarico, Thomas, White, Williams and Mr. Speaker Wilder—33.

A motion to reconsider was tabled.

Senate Bill No. 1508—To repeal Chapter 287, Private Acts 1965.

The bill passed its third and final reading by the following vote:

Ayes	33
Noes	0

Senators voting aye were: Messrs. Albright, Ayres, Baird (of Roane), Baird (of Wilson), Baker, Berry, Blank, Cannon, Crouch, Davis, Dunavant, Garland, Gillock, Hamilton, Harvill, Henry, Koella, Motlow, Nave, Neal, Oehmig, Patterson, Peeler, Person, Porter, Roberson, Shacklett, Shadden, Talarico, Thomas, White, Williams and Mr. Speaker Wilder—33.

A motion to reconsider was tabled.

Mr. Harvill moved that Senate Bill No. 1507 be withdrawn, which motion prevailed.

SENATE BILLS ON THIRD READING

Senate Bill No. 1435—To amend Chapter 91, Private Acts 1941.

The bill passed its third and final reading by the following vote:

Ayes	33
Noes	0

Senators voting aye were: Messrs. Albright, Ayres, Baird (of Roane), Baird (of Wilson), Baker, Berry, Blank, Cannon, Crouch, Davis, Dunavant, Garland, Gillock, Hamilton, Harvill, Henry, Koella, Motlow, Nave, Neal, Oehmig, Patterson, Peeler, Person, Porter, Roberson, Shacklett, Shadden, Talarico, Thomas, White, Williams and Mr. Speaker Wilder—33.

A motion to reconsider was tabled.

CALENDAR

On motion, Senate Bill No. 834 was rereferred to Committee on Judiciary.

On motion of Mr. White, Senate Bill No. 1242 was placed at the head of the next calendar.

Senate Bill No. 796—To regulate duties, state fire marshals.

A motion to reconsider was tabled.

On motion, House Bill No. 1455 was recalled from Committee on Judiciary.

Senate Bill No. 1333—To amend Section 40-2903, Code.

On motion, Senate Bill No. 1333 was made to conform with House Bill No. 1455.

On motion, House Bill No. 1455, on same subject, was substituted for Senate Bill No. 1333.

Thereupon, House Bill No. 1455 passed its third and final reading by the following vote:

Ayes	28
Noes	0

Senators voting aye were: Messrs. Albright, Baird (of Roane), Baird (of Wilson), Baker, Berry, Blank, Crouch, Davis, Dunavant, Garland, Hamilton, Harvill, Henry, Koella, Motlow, Nave, Neal, Oehmig, Patterson, Peeler, Porter, Roberson, Shadden, Talarico, Thomas, White, Williams and Mr. Speaker Wilder—28.

A motion to reconsider was tabled.

Senate Bill No. 1549—To authorize College of Medicine, East Tennessee State University.

Mr. Person moved to amend as follows:

AMENDMENT NO. 1

By adding the following language at the end of Section 3 relative to the appropriation of state funds to pay the costs of operation of the College of Medicine:

"It is the express intent of the General Assembly that no funds appropriated under this section shall be made available unless and until aid from the Veterans Administration is approved and granted under Title I of Public Law 92-541 to the college of medicine at East Tennessee State University."

The amendment was adopted by a two-thirds majority vote:

Ayes	28
Noes	0
Present, not voting	1

Senators voting aye were: Messrs. Albright, Ayres, Baird (of Roane), Baird (of Wilson), Baker, Berry, Crouch, Davis, Dunavant, Garland, Hamilton, Harvill, Koella, Motlow, Nave, Oehmig, Patterson, Peeler, Person, Porter, Roberson, Shacklett, Shadden, Talarico, Thomas, White, Williams and Mr. Speaker Wilder—28.

Senator present and not voting was: Mr. Henry—1.

Thereupon, Senate Bill No. 1549, as amended, passed its third and final reading by the following vote:

Ayes	20
Noes	11

Senators voting aye were: Messrs. Albright, Baird (of Wilson), Baker, Crouch, Davis, Garland, Hamilton, Harvill, Koella, Motlow, Nave, Neal, Peeler, Porter, Roberson, Shacklett, Shadden, Talarico, Thomas and Mr. Speaker Wilder—20.

Senators voting no were: Messrs. Ayres, Baird (of Roane), Berry, Blank, Dunavant, Henry, Oehmig, Patterson, Person, White and Williams—11.

A motion to reconsider was tabled.

On motion, House Bill No. 857 was recalled from Committee on State and Local Government.

Senate Bill No. 785—To amend Section 8-2403, Code.

On motion, Senate Bill No. 785 was made to conform with House Bill No. 857.

On motion, House Bill No. 857, on same subject, was substituted for Senate Bill No. 785.

Mr. Roberson moved to amend as follows:

AMENDMENT NO. 1

By deleting Section 1 in its entirety and substituting in lieu thereof:

III. Amendment No. 1 to Senate Rule 55 by White.

The amendment states:

Amend Senate Rule 55 by striking the semicolon on the third line and inserting a period, and by striking the following words:

“but a motion to alter or amend the rules shall lie over one day”
and by inserting in lieu thereof the following:

Motions to amend the rules shall be referred by the Speaker to the Rules Committee.

MESSAGE FROM THE HOUSE

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No.

1549—To authorize College of Medicine, East Tennessee State University, substituted for House Bill on same subject, amended, and passed by the House.

FREE, Clerk.

Mr. Nave moved that the rules be suspended for the immediate consideration of House amendments to Senate Bill No. 1549, which motion prevailed.

SENATE BILL ON HOUSE AMENDMENT

Senate Bill No. 1549—To authorize College of Medicine, East Tennessee State University.

HOUSE AMENDMENT NO. 1

By adding a new section as follows:

SECTION ____ It is the express intent of the General Assembly that no programs presently funded by federal funds or grants at Meharry Medical School, Vanderbilt School of Medicine, or the University of Tennessee—Medical Units shall be discontinued or diminished in any way at each individual institution by the establishment and operation of a college of medicine at East Tennessee State University.

Mr. Nave moved that the Senate concur in House Amendment No. 1 to Senate Bill No. 1549, which motion prevailed by the following vote:

Ayes	24
Noes	0

Senators voting aye were: Messrs. Ayres, Baird (of Roane), Baird (of Wilson), Baker, Berry, Blank, Crouch, Dunavant, Garland, Gillock, Hamilton, Harvill, Henry, Koella, Motlow, Nave, Neal, Peeler, Porter, Roberson, Shadden, Thomas, Williams and Mr. Speaker Wilder—24.

A motion to reconsider was tabled.

HOUSE AMENDMENT NO. 2

By adding at the end of Section 3 the following:

It is the further intent of the General Assembly that no funds appropriated under this section will be made available unless every effort is made to assure that minority group students are included among those selected for admission to the college of medicine.

Mr. Nave moved that the Senate concur in House Amendment No. 2 to Senate Bill No. 1549, which motion prevailed by the following vote:

Ayes	24
Noes	0

Senators voting aye were: Messrs. Albright, Baird (of Roane), Baird (of Wilson), Baker, Berry, Blank, Cannon, Crouch, Dunavant, Garland, Gillock, Hamilton, Harvill, Henry, Motlow, Nave, Neal, Peeler, Porter, Roberson, Shadden, Thomas, Williams and Mr. Speaker Wilder—24.

A motion to reconsider was tabled.

RESOLUTIONS LYING OVER

House Joint Resolution No. 425—Relative to congratulating Clinton High School Band.

On motion, the resolution was concurred in.

A motion to reconsider was tabled.

SIGNED

The Speaker announced that he had signed the following: Senate Bill No. 1549.

MESSAGE FROM THE HOUSE

MR. SPEAKER: I am directed to return to the Senate, Senate Bill No. 1549, signed by the Speaker.

FREE, Clerk.

ENROLLED BILLS

MR. SPEAKER: Your Chief Engrossing Clerk begs leave to report that we have transmitted to the Governor the following: Senate Bill No. 1549, for his action.

JOHN W. COOKE, JR.,
Chief Clerk.

Mr. Oehmig moved that Senate Bill No. 727 be rereferred to the Committee on Judiciary, which motion prevailed.

On motion, the Senate adjourned until 6:00 P.M. Monday.

MONDAY, MARCH 4, 1974

SIXTY-THIRD LEGISLATIVE DAY

The Senate met at 6:00 P.M. and was called to order by Mr. Speaker Wilder.

The proceedings were opened with prayer by Reverend Frank Halbrook, Pastor, Nolensville United Methodist Church, Nolensville, Tennessee. (Presented by Mr. Peeler)

Mr. Baird (of Roane) led the Senate in the Pledge of Allegiance to the Flag.

The roll call was taken with the following results:

Present 33

Debaters present were: Messrs. Albright, Ayres, Baird (of Roane), Baird (of Wilson), Baker, Berry, Blank, Cannon, Crouch, Davis, Dunavant, Garland, Gillock, Hamilton, Harvill, Henry, Koella, Motlow, Nave, Neal, Oehmig, Patterson, Peeler, Person, Porter, Roberson, Shacklett, Shadden, Talarico, Thomas, White, Williams and Mr. Speaker Wilder—33.

On motion, the reading of the Journal was dispensed with.

Mr. Ayres moved that his name be added as a sponsor on Senate Bill No. 1522, which motion prevailed.

MESSAGE FROM THE HOUSE

MR. SPEAKER: I am directed to transmit to the Senate, House Bills Nos. 1471, 1474, 1750, 1770, 1880, 1976, 2318 and 2361, and House Joint Resolution No. 392, all for the signature of the Speaker.

FREE, Clerk.

SIGNED

The Speaker announced that he had signed the following: House Bills Nos. 1471, 1474, 1750, 1770, 1880, 1976, 2318 and 2361, and House Joint Resolution No. 392.

MONDAY, FEBRUARY 4, 1974—55th LEGISLATIVE DAY

Passed first reading.

House Bill No. 1723 — To restructure county government, Shelby County — By Daniels, Williams, Craft, Chivers, Bousson and Weldon.

Passed first reading.

House Bill No. 1724 — To make certain changes, County Court, Shelby County — By Martin, Ashford, Chivers, Bousson and Sterling.

Passed first reading.

House Bill No. 1725 — To amend Section 51-417, Code — By Miller (Carter).

Passed first reading.

House Bill No. 1726 — To make certain changes, Johnson County school board — By Miller (Carter).

Passed first reading.

House Bill No. 1727 — To make certain provisions, Chickasaw Basin Authority — By Sterling, Moore, Williams, Hendren and Chivers.

Passed first reading.

House Bill No. 1728 — To amend Section 64-2502, Code — By Sterling.

Passed first reading.

House Bill No. 1729 — To amend Housing Development Agency Act — By Sterling, Bragg and King.

Passed first reading.

House Bill No. 1730 — To provide reduced bus fares, senior citizens — By Miller (Knox), Burnett, Mann, Weldon, Hicks, W. L. Carter, Rogers, McKinney, Ashford, Chivers, Robinson (Davidson), Brewer, Jensen, Hendren, Ford (Shelby), Clark (Knox), Love, Daniels, Murphy (Shelby), Powell, Murphy (Davidson), Clark (Davidson), Ashe, Atchley (Knox), White, Starnes, Atchley (Sevier), Davis, Ramsey, W. C. Carter, Spooone, Hurley, Hillis, Lashlee, Marshall, Good, Robinson (Washington), Watson, Webb, Stafford, Darnell, Burleson, Huffstetler, Kelley, Lanier, Murray (Madison), Bailey, Anderson, Bissell, Pickering, DePriest, Work, Burks, Bowman, Elkins, Corley, Fleming (Davidson), King, Craft, Martin, DeBerry and McKelvey.

Passed first reading.

MONDAY, FEBRUARY 4, 1974—55th LEGISLATIVE DAY

House Bill No. 1731 — To make certain provisions, Tennessee Collection Service Board — By Stafford, White, Jensen, Murray (Madison), Kelley, Smith, Atchley (Sevier), Ramsey, Starnes, W. C. Carter and Lashlee.

Passed first reading.

House Bill No. 1732 — To amend Section 51-228, Code — By Gill, Powell, Daniels and Ashford.

Passed first reading.

House Bill No. 1733 — To make certain provisions, local expenditures — By Gill, Daniels and Powell.

Passed first reading.

House Bill No. 1734 — To authorize bond issuance, solid waste recovery facilities — By Williams, Chivers, Bissell, Darnell and Anderson.

Passed first reading.

House Bill No. 1735 — To amend Section 51-206, Code — By Moore, Lowe, W. C. Carter, Garner, Watson, Bailey, Bodiford, Bewley, Burleson, Bousson, Ellis, Crocker, Longley, Bowman, Spooone, Clark (Knox), Williams, Stafford and Robinson (Washington).

Passed first reading.

House Bill No. 1736 — To establish Medical College, East Tennessee State — By Robinson (Washington), Fleming (Sullivan), McKinney, Crowell, Good, Denton, Hurley, Rogers, Bowman, Burnett, Robinson (Davidson), Burks, Moore, Bewley, Ford (Cocke), Hicks, Gill, Bailey, Bible, Burleson, Spooone, Atchley (Sevier), Webb, Miller (Carter), Hillis, Work, Melton, Dixon, DeBerry, Ford (Shelby), Anderson, Pickering, Murray (Franklin), Phillips, Corley, Richardson, Longley, Pruitt, Buck, Crocker, Powell, DePriest, Marshall, Garner, Ellis, Taylor, Clark (Davidson), Fleming (Davidson), Lowe, W. C. Carter, W. L. Carter, Ramsey, Copeland, White, Darnell, Hopper, Love and Lashlee.

Passed first reading.

House Bill No. 1737 — To provide compensation, jurors — By McKinney, Ellis and Anderson.

Passed first reading.

House Bill No. 1738 — To require open meetings, certain government bodies — By Burnett, Murphy (Davidson), Ashe, Darnell, Murray (Madison), Mann, Craft and Hopper.

Passed first reading.

WEDNESDAY, FEBRUARY 6, 1974—56th LEGISLATIVE DAY

MR. SPEAKER: I am directed to transmit to the House, Senate Bills Nos.
1315 — To amend Chapter 76, Private Acts 1917;
1352 — To amend Section 59-708, Code; passed by the Senate.

COOKE, Clerk

SENATE BILLS ON FIRST READING

Senate Bill No. 838 — To amend Section 13-832, Code.
Passed first reading.
Senate Bill No. 1245 — To provide forfeiture, humane societies, animals.
Passed first reading.
Senate Bill No. 1315 — To amend Chapter 76, Private Acts, 1917.
Passed first reading.
Senate Bill No. 1326 — To amend Section 62-603, Code.
Passed first reading.
Senate Bill No. 1327 — To provide interior decor, Tennessee executive residence.
Passed first reading.
Senate Bill No. 1352 — To amend Section 59-708, Code.
Passed first reading.

HOUSE BILLS ON SECOND READING

House Bill No. 1722 — To prohibit age requirement of more than 21 years, county or municipal offices.
Passed second reading and referred to Committee on State and Local Government.
House Bill No. 1723 — To restructure county government, Shelby County.
Passed second reading and referred to Committee on State and Local Government.
House Bill No. 1724 — To make certain changes, County Court, Shelby County.
Passed second reading and referred to Committee on State and Local Government.

2330

WEDNESDAY, FEBRUARY 6, 1974—56th LEGISLATIVE DAY

House Bill No 1725 — To amend Section 51-417, Code.
Passed second reading and referred to Committee on Conservation and Environment.
House Bill No. 1726 — To make certain changes, Johnson County School Board.
Passed second reading and held without reference.
House Bill No. 1727 — To make certain provisions, Chickasaw Basin Authority.
Passed second reading and referred to Committee on State and Local Government.
House Bill No. 1728 — To amend Section 64-2502, Code.
Passed second reading and referred to Committee on Judiciary.
House Bill No. 1729 — To amend Housing Development Agency Act.
Passed second reading and referred to Committee on General Welfare.
House Bill No. 1730 — To provide reduced bus fares, Senior Citizens.
Passed second reading and referred to Committee on Labor and Consumer Affairs.
House Bill No. 1731 — To make certain provisions, Tennessee Collection Service Board.
Passed second reading and referred to Committee on Finance, Ways and Means.
House Bill No. 1732 — To amend Section 51-228, Code.
Passed second reading and referred to Committee on Conservation and Environment.
House Bill No. 1733 — To make certain provisions, local expenditures.
Passed second reading and referred to Committee on Finance, Ways and Means.
House Bill No. 1734 — To authorize bond issuance, solid waste recovery facilities.
Passed second reading and referred to Committee on Finance, Ways and Means.
House Bill No. 1735 — To amend Section 51-206, Code.
Passed second reading and referred to Committee on Conservation and Environment.
House Bill No. 1736 — To establish Medical College, East Tennessee State.
Passed second reading and referred to Committee on Education.

2331

House Bill No. 1487 - To set minimum age requirement, city council.

Mr. Ashe moved that House Bill No. 1487 be passed on third and final reading.

Mr. Ashe moved to amend as follows:

AMENDMENT NO. 1

Amend by renumbering Section 2 to be Section 4 and inserting new Sections 2 and 3, to read as follows:

SECTION 2. The provisions of this act shall apply only to municipalities in counties having populations of not less than 200,000 nor more than 260,000 and not less than 270,000 nor more than 400,000, according to the federal census of population of 1970 or any subsequent federal census.

SECTION 3. If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of the act which can be given effect without the invalid provision or application and to that, end the provisions of this act are declared to be severable.

On motion, the amendment was adopted.

Thereupon, House Bill No. 1487, as amended, failed to receive a constitutional majority by the following vote:

Ayes	37
Noes	8
Present and not voting	21

Representatives voting aye were: Ashe, Atchley (Knox), Atchley (Sevier), Bates, Bible, Bissell, Bodiford, Bowman, Buck, W.C. Carter, W.L. Carter, Clark (Davidson), Clark (Knox), Daniels, Davis, Denton, Ellis, Fleming (Davidson), Fleming (Sullivan), Ford (Cocke), Hillis, Jensen, Kelley, Lanier, Mann, Martin, Miller (Knox), Murphy (Davidson), Murray (Madison), Robinson (Davidson), Rogers, Ross, Starnes, Watson, Webb, White and Work-37.

Representatives voting no were: Brewer, Burks, Copeland, Lowe, McWilliams, Murray (Franklin), Powell and Smith-8.

Representatives present and not voting were: Bureson, Hicks, Huffstetler, Hurley, King, Lashlee, Longley, Love, McKelvey, McKinney, Marshall, Melton, Miller (Carter), Moore, Murphy (Shelby), Phillips, Pickering, Richardson, Stafford, Teague and Mr. Speaker McWherter-21.

Under the rules, House Bill No. 1487 was re-referred to the Committee on Calendar and Rules.

Senate Bill No. 1549 - To establish college of medicine, East Tennessee State University.

Mr. Robinson (Washington) moved that Senate Bill No. 1549 be passed on third and final reading.

Mr. King moved to amend as follows:

AMENDMENT NO. 1

Amend by adding a new section as follows:

SECTION .It is the express intent of the General Assembly that no programs presently funded by federal funds or grants at Meharry Medical School, Vanderbilt School of Medicine, or the University of Tennessee - Medical Units shall be discontinued or diminished in any way at each individual institution by the establishment and operation of a college of medicine at East Tennessee State University.

On motion, the amendment was adopted.

Mr. King moved to amend as follows:

AMENDMENT NO. 2

Amend by adding at the end of Section 3 the following:

It is the further intent of the General Assembly that no funds appropriated under this section will be made available unless every effort is made to assure that minority group students are included among those selected for admission to the college of medicine.

On motion, the amendment was adopted.

Mr. Martin moved to amend as follows:

AMENDMENT NO. 3

Amend by deleting Section 2 in its entirety and substituting in lieu thereof the following new Section 2.

SECTION 2. The president of East Tennessee State University is directed to develop a plan for the school with the assistance of the chancellor of the University of Tennessee Medical Units and is authorized to prepare and submit an application to the Veterans Administration for assistance in the establishment of this school of medicine under the provisions of Public Law 92-541, the Veterans Administration Medical School Assistance and Health Manpower Training Act of 1972.

Miss DeBerry moved that the amendment be tabled, which motion prevailed by the following vote:

Ayes	54
Noes	33
Present and not voting	2

Representatives voting aye were: Anderson, Atchley (Sevier), Bewley, Bible, Bissell, Bowman, Buck, Burks, Burleson, Burnett, Clark (Davidson), Crowell, Daniels, Darnell, Davis, DeBerry, Denton, DePriest, Dixon, Ellis, Fleming (Davidson), Fleming (Sullivan), Ford (Cocke), Gill, Good, Hagewood, Hicks, Hillis, Huffstetler, Hurley, Lashlee, Love, Lowe, McKelvey, McKinney, Marshall, Miller (Carter), Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Pickering, Powell, Pruitt, Richardson, Robinson (Davidson), Robinson (Washington), Rogers, Ross, Spooone, Starnes, Webb, Work and Mr. Speaker McWherter—54.

Representatives voting no were: Ashe, Ashford, Atchley (Knox), Bailey, Bates, Bodiford, Bousson, Brewer, W.C. Carter, W.L. Carter, Chivers, Clark (Knox), Corley, Crocker, Elkins, Hendren, Hopper, Jensen, Kelley, King, Lanier, Mann, Martin, Melton, Miller (Knox), Rhinehart, Smith, Sterling, Taylor, Teague, Weldon, White and Williams—33.

Representatives present and not voting were: Bragg and Stafford—2.

Mr. McKinney moved the previous question, which motion prevailed by the following vote:

Ayes	58
Noes	30
Present and not voting	2

Representatives voting aye were: Anderson, Atchley (Sevier), Bates, Bewley, Bible, Bissell, Bowman, Bragg, Brewer, Buck, Burks, Burleson, Burnett, Clark (Davidson), Crowell, Daniels, Darnell, Davis, DeBerry, Denton, DePriest, Dixon, Ellis, Fleming (Davidson), Fleming (Sullivan), Ford (Cocke), Ford (Shelby), Gill, Good, Hagewood, Hicks, Hillis, Hurley, King, Lanier, Lashlee, Love, Lowe, McKelvey, McKinney, Marshall, Miller (Carter), Murray (Franklin), Murray (Madison), Pickering, Powell, Pruitt, Richardson, Robinson (Davidson), Robinson (Washington), Rogers, Ross, Spooone, Starnes, Watson, Webb, Work and Mr. Speaker McWherter—58.

Representatives voting no were: Ashe, Ashford, Atchley (Knox), Bailey, Bodiford, Bousson, W.C. Carter, W.L. Carter, Chivers, Clark (Knox), Corley, Crocker, Elkins, Hendren, Jensen, Kelley, Longley, McWilliams, Mann, Martin, Miller (Knox), Murphy (Davidson), Rhinehart, Smith, Sterling, Taylor, Teague, Weldon, White and Williams—30.

Representatives present and not voting were: Huffstetler and Stafford—2.

Mr. Crowell moved the previous question, which motion prevailed by the following vote:

Ayes	67
Noes	23

Representatives voting aye were: Anderson, Atchley (Sevier), Bailey, Bates, Bewley, Bible, Bissell, Bragg, Brewer, Buck, Burks, Burleson, Burnett, Clark (Davidson), Copeland, Corley, Crocker, Crowell, Daniels, Darnell, Davis, DeBerry, DePriest, Dixon, Ellis, Fleming (Davidson), Fleming (Sullivan), Ford (Cocke), Ford (Shelby), Garner, Gill, Good, Hagewood, Hicks, Hillis, Huffstetler, Hurley, Kelley, King, Lanier, Lashlee, Love, Lowe, McKelvey, McKinney, Marshall, Melton, Miller (Carter), Murphy (Shelby), Murray (Franklin), Murray (Madison), Pickering, Powell, Pruitt, Richardson, Robinson (Davidson), Robinson (Washington), Rogers, Ross, Spooone, Stafford, Starnes, Teague, Watson, Webb, Work and Mr. Speaker McWherter—67.

Representatives voting no were: Ashe, Ashford, Atchley (Knox), Bodiford, Bousson, Bowman, W.C. Carter, W.L. Carter, Chivers, Clark (Knox), Longley, McWilliams, Mann, Martin, Miller (Knox), Murphy (Davidson), Rhinehart, Smith, Sterling, Taylor, Weldon, White and Williams—23.

Thereupon, Senate Bill No. 1549; as amended, passed its third and final reading by the following vote:

Ayes	53
Noes	33
Present and not voting	6

Representatives voting aye were: Anderson, Atchley (Sevier), Bailey, Bewley, Bible, Brewer, Buck, Burks, Burleson, Burnett, Clark (Davidson), Crowell, Daniels, Darnell, Davis, DeBerry, Denton, DePriest, Dixon, Ellis, Fleming (Davidson), Fleming (Sullivan), Ford (Cocke), Gill, Good, Hagewood, Hicks, Hillis, Hurley, King, Lashlee, Love, Lowe, McKelvey, McKinney, Marshall, Miller (Carter), Murphy (Davidson), Murray (Franklin), Murray (Madison), Pickering, Powell, Pruitt, Richardson, Robinson (Davidson), Robinson (Washington), Rogers, Ross, Spooone, Starnes, Webb, Work and Mr. Speaker McWherter—53.

Representatives voting no were: Ashe, Ashford, Atchley (Knox), Bates, Bissell, Bodiford, Bousson, Bowman, Bragg, W.C. Carter, W.L. Carter, Chivers, Clark (Knox), Copeland, Corley, Crocker, Elkins, Garner, Hendren, Jensen, Kelley, Lanier, Longley, McWilliams, Mann, Martin, Miller (Knox), Smith, Sterling, Taylor, Weldon, White and Williams—33.

Representatives present and not voting were: Huffstetler, Melton, Murphy (Shelby), Stafford, Teague and Watson—6.

A motion to reconsider was tabled.

Mr. Bailey asked to be recorded as changing his vote from aye to no on Senate Bill No. 1549.

Mr. Starnes asked to be recorded as changing his vote from yes to no on Senate Bill No. 1549.

EXPLANATION OF VOTE

I voted against Senate Bill No. 1549 because it does not solve the real problem in Tennessee — namely providing residency and internship opportunities in Tennessee. It will result in a tremendous expenditure of funds with few real positive benefits.

VICTOR H. ASHE

FURTHER CONSIDERATION OF SENATE BILL NO. 1787

Senate Bill No. 1787 — To amend Section 59-852, Code.

Mr. McKinney moved that the House reconsider its action in adopting Amendment No. 3 to Senate Bill No. 1787, which motion prevailed.

On motion of Mr. McKinney, amendment No. 3 was withdrawn.

Mr. Jensen moved that the House reconsider its action in adopting Amendment No. 1 to Senate Bill No. 1787, which motion prevailed.

On motion of Mr. Jensen, Amendment No. 1 was withdrawn.

Mr. Lanier moved to amend as follows:

AMENDMENT NO. 4

Amend by adding to Section 1 of the bill the following:

Notwithstanding the provisions of this section or any other law there shall be a uniform maximum speed limit of 55 miles per hour on all U.S. highways unless a different maximum speed limit is determined to be necessary and advisable after a traffic safety survey by some recognized professional engineering agency.

Mr. Jensen moved that the amendment be tabled, which motion prevailed by the following vote:

Ayes 60
Noes 12

Representatives voting aye were: Ashe, Atchley (Knox), Atchley (Sevier), Bailey, Wiley, Bible, Bissell, Bodiford, Bousson, Bowman, Bragg, Brewer, Burks, Burleson, Burnett, W.L. Carter, Chivers, Clark (Davidson), Clark (Knox), Copeland, Corley, Crocker, Darnell, Denton, Elkins, Ellis, Fleming (Davidson), Fleming (Sullivan), Henderen, Hopper, Huffstetler, Jensen, Kelley, King, Longley, Love, McWilliams, Mann, Melton, Miller (Knox), Moore, Murray (Franklin), Pickering, Powell, Rhinehart,

Rogers, Smith, Spooone, Stafford, Sterling, Taylor, Teague, Watson, Webb, Weldon, White, Williams and Mr. Speaker McWherter—60.

Representatives voting no were: Bates, Buck, Davis, Garner, Gill, Hillis, Hurley, Lanier, Lashlee, Murphy (Shelby), Murray (Madison) and Ross—12.

Thereupon, Senate Bill No. 1787, as amended, passed its third and final reading by the following vote:

Ayes 84
Noes 4
Present and not voting 2

Representatives voting aye were: Anderson, Ashe, Ashford, Atchley (Knox), Atchley (Sevier), Bailey, Bewley, Bible, Bissell, Bodiford, Bousson, Bowman, Bragg, Brewer, Buck, Burks, Burleson, Burnett, W.C. Carter, W.L. Carter, Chivers, Clark (Davidson), Clark (Knox), Copeland, Corley, Crocker, Daniels, Darnell, Davis, Denton, DePriest, Dixon, Elkins, Ellis, Fleming (Davidson), Garner, Gill, Good, Hendren, Hicks, Hopper, Huffstetler, Hurley, Jensen, Kelley, King, Lanier, Longley, Love, Lowe, McKelvey, McWilliams, Mann, Marshall, Martin, Melton, Miller (Carter), Miller (Knox), Moore, Murphy (Davidson), Murphy (Shelby), Murray (Franklin), Murray (Madison), Phillips, Pickering, Pruitt, Rhinehart, Richardson, Robinson (Davidson), Rogers, Ross, Smith, Spooone, Stafford, Starnes, Sterling, Taylor, Teague, Watson, Webb, Weldon, White, Williams and Mr. Speaker McWherter—84.

Representatives voting no were: Bates, Hillis, Lashlee and McKinney—4.

Representatives present and not voting were: DeBerry and Ford (Shelby)—2.

A motion to reconsider was tabled.

Mr. Lanier moved that House Bill No. 1146 be re-referred to the Committee on Calendar and Rules, which motion prevailed.

House Joint Resolution No. 354 — Relative to requesting study, Tennessee Correction Institute.

Mr. Hicks moved that House Joint Resolution No. 354 be adopted.

Mr. Hicks moved to amend as follows:

AMENDMENT NO. 1

Amend by inserting in the caption after the words "Department of Correction" the following:

“, Law Enforcement Training Academy,”