

# JOURNAL OF THE SENATE

Monday, May 14, 1951

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The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Friday, May 11, 1951.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rogells
Baker	Davis	Lewis	Sanchez
Baynard	Dayton	Lindler	Shands
Beall	Franklin	McArthur	Shivers
Boyle	Gautier (28th)	Moore	Smith
Brackin	Gautier (13th)	Morrow	Tucker
Branch	Johns	Pearce	Wright
Carroll	Johnson	Pope	
Clarke	Johnston	Ripley	

—38.

A quorum present.

The following prayer was offered by the Senate Chaplain, Reverend Walter R. Faust:

"Almighty and Eternal God, who after the Godless effort of federation at Babel, did'st divide men into nations, inspire, we beseech Thee, the people of our land with the appreciation of the Divine character of our national existence. For, imperfect though we be, we are in Thy special providence, in origin, preservation and destiny. We are, as Israel, a select people, with ideals of liberty, principles of righteousness, and resoluteness of action, both strange and brash to other nations. As we give leadership and help to others forbid that our God-inspired Americanism be watered down with international floundering, or comprises of foreign diplomacy. Grant Thy presence this day in the enactment of wise legislation, to Thy glory, the credit of this body, and the good of our State. In the name of Christ, our Lord; Amen."

The reading of the Journal was dispensed with.

The Senate daily Journal of Tuesday, May 8, 1951, was further corrected as follows:

Page 6, column 2, between lines 32 and 33, counting from the bottom of the column, insert the following:

", and the action of the Senate was ordered certified to the House of Representatives."

And as further corrected was approved.

The Senate daily Journal of Thursday, May 10, 1951, was further corrected as follows:

Page 3, column 1, line 26, counting from the bottom of the column, strike out the figures "26,000" and insert in lieu thereof the following:

"twenty-six thousand (26,000)".

Also—

Page 3, column 1, line 27, counting from the bottom of the column, strike out the figures "24,000" and insert in lieu thereof the following:

"twenty-four thousand (24,000)".

Also—

Page 3, column 2, line 11, strike out the word "or" and insert in lieu thereof the word "of".

Also—

Page 5, column 2, between lines 10 and 11 insert the following:

"By Senator Carroll—".

Also—

Page 13, column 2, strike out line 19, counting from the bottom of the column, which reads as follows:

"a. Salaries \$346,940.00 \$693,880.00  
and insert in lieu thereof the following:

"a. Salaries \$352,940.00 \$705,880.00"

And as further corrected was approved.

The Senate daily Journal of Friday, May 11, 1951, was corrected as follows:

Page 4, column 2, line 10, counting from the bottom of the column, strike out the figures "708" and insert in lieu thereof the figures "768".

And as corrected was approved.

## REPORTS OF COMMITTEES

Senator Branch, Chairman of the Committee on Judiciary "A" reported that the Committee had carefully considered the following Bill:

S. B. No. 666—A bill to be entitled An Act to amend Section 26.10, Florida Statutes relating to the addition of one judge in the Ninth Circuit, making a total of four (4), and distribution of judges among counties of the circuit.

—and recommends that it do pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Gautier (28th), Chairman of the Committee on Pensions and Claims, reported that the Committee had carefully considered the following Bills:

S. B. No. 610—A bill to be entitled An Act appropriating one hundred and eighty-four dollars and fifty cents (\$184.50) for the relief of J. Arthur Cruce.

S. B. No. 611—A bill to be entitled An Act appropriating one hundred and forty-six dollars and eighty-five cents (\$146.-85) for the relief of Howard F. Frier.

S. B. No. 612—A bill to be entitled An Act appropriating Two hundred dollars (\$200.00) for the relief of George S. Berden.

S. B. No. 613—A bill to be entitled An Act appropriating three hundred and forty-one dollars (\$341.00) for the relief of W. C. Sullivan.

S. B. No. 670—A bill to be entitled An Act providing for a pension to John T. Bevis, Sr., and making appropriation therefor.

—and recommends that they do pass.

And the Bills contained in the preceding report were placed on the Calendar of Bills on Second Reading.

Senator Boyle, Chairman of the Committee on Alcoholic Beverages, reported that the Committee had carefully considered the following Bills:

S. B. No. 658—A bill to be entitled An Act amending Section 561.44 of Florida Statutes, 1949, relating to licensing vendors of alcoholic beverages near school or church and zoning regulations in cities and counties.

S. B. No. 657—A bill to be entitled An Act amending Section 562.14 of Florida Statutes, 1949, regulating the time for sale of alcoholic beverages and providing penalties for the violation thereof

S. B. No. 656—A bill to be entitled An Act prohibiting the keeping, storing or possession of alcoholic beverages in any place of business, and upon the premises on which said business is conducted, unless the owner or operator of said business is licensed to sell the same, and providing penalties for the violation thereof.

S. B. No. 541—A bill to be entitled An Act amending Section 561.20 Florida Statutes 1941 as amended by Chapter 23746, Section (2) Laws of Florida, Acts of 1947, as amended by Chapter 25359 Section (7), Laws of Florida, Acts of 1949, also known as Section 561.20 Florida Statutes 1949, and being an Act relating to a limit on the number of intoxicating liquor licenses that may be issued in incorporated cities and towns and in the territory of any county outside of incorporated cities or towns; providing for an exception to such limitation on such licenses as to certain restaurants and hotels of specified size and accommodations; providing for exemption of existing licenses, renewals or transfers thereof; providing that the provisions hereof shall not affect existing or future special laws; providing for limit on such licenses that may be issued to a person or a corporation where increased population or county voting wet allows additional such licenses to be issued; providing a limit on the number of club licenses that may be issued under (11) of Section 561.34, Florida Statutes 1941.

—and recommends that the same do not pass.

And the Bills contained in the preceding report were laid on the table.

Senator Boyle, Chairman of the Committee on Alcoholic Beverages, reported that the Committee had carefully considered the following Bill:

S. B. No. 763—A bill to be entitled An Act relating to the registration of brands, trade-marks and trade-names of intoxicating beverages by rectifiers, distillers and manufacturers thereof; requiring registration thereof; requiring registration of names and addresses of authorized distributors, agents, factors and brokers thereof; statement of contents and ingredients thereof; and prohibiting import of such trade-named or trade-marked beverages from any but such registered persons, firms or corporations; providing certain penalties for violation of any provisions hereof.

—and recommends that the same do pass with Committee amendments as attached thereto.

And the Bill contained in the preceding report, together with the Committee amendments attached thereto, was placed on the Calendar of Bills on Second Reading.

Senator Pope, Chairman of the Committee on Welfare, reported that the Committee had carefully considered the following Bill:

H. B. No. 185—A bill to be entitled An Act relating to adoption of children; authorizing a final order of adoption to be entered without hearing under certain conditions.

— and recommends that it do pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Sanchez, Chairman of the Committee on County Organizations, reported that the Committee had carefully considered the following Bill:

S. B. No. 238—A bill to be entitled An Act allowing Ministers of the Gospel to visit and hold services in county jails and providing penalty for denial or interference with right.

—and the Committee reports same without recommendation.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Sanchez, Chairman of the Committee on County Organizations, reported that the Committee had carefully considered the following Bill:

H. B. No. 222—A bill to be entitled An Act relating to the compensation of the clerks of courts for services performed in suits or proceedings in courts in the State of Florida.

—and recommends that it do pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Sanchez, Chairman of the Committee on County Organizations, reported that the Committee had carefully considered the following Bill:

S. B. No. 338—A bill to be entitled An Act making it unlawful for any person, firm or corporation to build or cause to be built any building, or any addition to any existing building outside the corporate limits of any municipality in the State of Florida without first having obtained a permit therefor from the Board of County Commissioners of the county in which said building shall be located: Providing for the issuance of such permits without fees or charges to the applicant: Providing that the Board of County Commissioners shall furnish a copy of such building permits to the tax assessor of the county monthly; Providing that a violation of this Act shall constitute a misdemeanor: Repealing all laws in conflict herewith and providing when this Act shall become effective.

—and recommends that it do not pass.

And the Bill contained in the preceding report was laid on the table.

Senator Smith, Chairman of the Committee on Forestry and Parks, reported that the Committee had carefully considered the following Bill:

S. B. No. 718—A bill to be entitled An Act making an appropriation to open the recreation area of Manatee Springs State Park to the people of Levy, Gilchrist and Dixie counties.

—and recommends that it do pass.

And the Bill contained in the preceding report was referred to the Committee on Appropriations under the original joint reference.

#### ENGROSSING REPORTS

Your Engrossing Clerk to whom was referred, with Senate amendments, for engrossing—

S. B. No. 3—A bill to be entitled An Act relating to insurance; designating the state treasurer as insurance commissioner and prescribing his powers and duties; providing for the qualification, governing and licensing of insurance companies authorized, and regulation of the placing of insurance in companies not authorized, to do business in this State; specifying securities eligible for investment of insurance company funds, and requiring certain deposits of such securities with the commissioner for the protection of policy-holders; providing for the qualification and licensing of insurance agents, solicitors and adjusters including filing fees and taxes in connection therewith; authorizing the classification of risks and procedure to establish equotable rates; defining kinds of insurance and requiring certain policy provisions; establishing a uniform procedure for the mergers, rehabilitation and liquidation of companies, and otherwise providing for a comprehensive insurance code for this State regulating and governing the business of insurance and providing penalties for violations of the provisions of such code; repealing Section .45 of Chapter 205, Florida Statutes, 1949, and Sections .08, .09, .10, .11, .12, .13 of Chapter 112, and Chapters 625, 626, 627, 628, 629, 630, 631, 632, 634, 636, 638, 640, 642, 643, 648 and Chapter 635 except as to Section .17, Florida Statutes, 1949, and declaring that this Act shall become effective on January 1, 1952.

—begs leave to report that the Senate amendments have been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,  
ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Engrossing Clerk.

And Senate Bill No. 3, contained in the above report was ordered Certified to the House of Representatives.

#### ENROLLING REPORT

May 14, 1951

Your Enrolling Clerk, to whom was referred—

- |               |               |
|---------------|---------------|
| H. B. No. 146 | H. B. No. 508 |
| H. B. No. 149 | H. B. No. 497 |
| H. B. No. 204 | H. B. No. 858 |
| H. B. No. 328 | H. B. No. 859 |
| H. B. No. 400 | H. B. No. 860 |

—begs leave to report same have been properly enrolled signed in open session by the President and Secretary of the Senate, and the Speaker and Chief Clerk of the House of Representatives, and this day presented to the Governor for his approval.

Very respectfully,  
**ROBT. W. DAVIS,**  
 Secretary of the Senate as  
 Ex Officio Enrolling Clerk  
 of the Senate.

Senator Gautier (13th) moved that the Senate have afternoon sessions from 3:00 o'clock P. M. until 5:00 o'clock P. M. beginning Monday, May 14, 1951 through Thursday, May 17, 1951.

Which was agreed to by a two-thirds vote and it was so ordered.

**INTRODUCTION OF RESOLUTIONS, MEMORIALS, BILLS AND JOINT RESOLUTIONS**

By Senator Beall—

S. B. No. 774—A bill to be entitled An Act providing for the method of payment of expenses of county solicitors and the office of county solicitors, in all counties of the State of Florida, having a population of not less than 90,000 persons and not more than 114,000 persons according to the last preceding census, and making same payable by such counties, and validating certain actions of the county commission in such counties.

Which was read the first time by title only.

Senator Beall moved that the rules be waived and Senate Bill No. 774 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 774 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 774 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 774 was read the third time in full.

Upon the passage of Senate Bill No. 774 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rogells
Baker	Davis	Lewis	Sanchez
Baynard	Dayton	Lindler	Shands
Beall	Franklin	McArthur	Shivers
Boyle	Gautier (28th)	Moore	Smith
Brackin	Gautier (13th)	Morrow	Tucker
Branch	Johns	Pearce	Wright
Carroll	Johnson	Pope	
Clarke	Johnston	Ripley	

Nays—None.

So Senate Bill No. 774 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beall—(By Request)—

S. B. No. 775—A bill to be entitled An Act to establish a Board of Electrolysis examiners for the State of Florida; to provide for the appointment and terms of office of said board; to define its duties and powers; to provide for the election of its officers; to provide for the times and places of its meetings; to define electrolysis; to define the illegal practice of electrolysis and to set out the penalty therefor; to provide for an examination and the qualifications for taking the examinations; to provide for the issuance of certificates

by the board; to provide for the exemption of certain qualified persons now practicing electrolysis in this state; to provide for the fees and the disposition of the fees collected under this Act; to provide for the times and places of the examination and the subjects upon which applicants may be examined; to provide for the revocation and suspension and reinstatement of certificates issued by the board and providing for appeal from the board to the courts; to define and prohibit unfair and fraudulent activities by certificate holders and set out the penalty therefor; to exempt from this Act physicians licensed to practice in this state; to provide for the enforcement by the State Board of Health of the provisions of this Act and the other laws of the State of Florida and the rules and regulations of the board created by this Act; to provide for the repeal of inconsistent Acts; and to provide for the effective date of this Act.

Which was read the first time by title only and referred to the Committee on Labor and Industry.

By Senator Beall—

S. B. No. 776—A bill to be entitled An Act authorizing the County Commissioners of Escambia County, Florida, to appropriate and expend from any available county funds an amount not to exceed \$10,000.00 to the Fiesta of the Five Flags Association, Inc., a corporation not for profit, as a contribution towards expenses for annual celebration or commemorative exercises.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 776 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Beall moved that the rules be waived and Senate Bill No. 776 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 776 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 776 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 776 was read the third time in full.

Upon the passage of Senate Bill No. 776 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rogells
Baker	Davis	Lewis	Sanchez
Baynard	Dayton	Lindler	Shands
Beall	Franklin	McArthur	Shivers
Boyle	Gautier (28th)	Moore	Smith
Brackin	Gautier (13th)	Morrow	Tucker
Branch	Johns	Pearce	Wright
Carroll	Johnson	Pope	
Clarke	Johnston	Ripley	

Nays—None.

So Senate Bill No. 776 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Moore—

S. B. No. 777—A bill to be entitled An Act to require newspapers to publish the truth about any inaccurate or untrue statement published by said newspaper; to provide penalties for the violation of this Act; and for other purposes.

Which was read the first time by title only and referred to the Committee on Judiciary "C".

By Senator Ripley—

S. B. No. 778—A bill to be entitled An Act to authorize the Clerk of the Circuit Court in each county of the State to destroy personal property tax rolls now twenty years old and hereafter as they become twenty years old.

Which was read the first time by title only and referred to the Committee on Judiciary "C".

By Senator Ripley—

S. B. No. 779—A bill to be entitled An Act affecting the government of the City of Jacksonville by providing that any person in the police and fire departments who is, on the effective date of this Act, in the service of said city and a member of any of its pension funds, shall receive full credit for each and every period of time that such person was in the service of said city whether said credit be provided by pension, civil service, time service, or other laws affecting said city and regardless of whether such service be intermittent or otherwise.

Proof of publication of Notice was attached to Senate Bill No. 779 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Ripley moved that the rules be waived and Senate Bill No. 779 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 779 was read the second time by title only.

Senator Ripley moved that the rules be further waived and Senate Bill No. 779 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 779 was read the third time in full.

Upon the passage of Senate Bill No. 779 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rogells
Baker	Davis	Lewis	Sanchez
Baynard	Dayton	Lindler	Shands
Beall	Franklin	McArthur	Shivers
Boyle	Gautier (28th)	Moore	Smith
Brackin	Gautier (13th)	Morrow	Tucker
Branch	Johns	Pearce	Wright
Carroll	Johnson	Pope	
Clarke	Johnston	Ripley	

Nays—None.

So Senate Bill No. 779 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Ripley—

S. B. No. 780—A bill to be entitled An Act affecting the government of the City of Jacksonville by granting to any employee who was a member of an employees' pension fund of said city in 1936 and who resigned and was re-employed in 1941, continuous service credit for his or her years of service with the city for pension, retirement or other benefit purposes.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 780 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Ripley moved that the rules be waived and Senate Bill No. 780 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 780 was read the second time by title only.

Senator Ripley moved that the rules be further waived and Senate Bill No. 780 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 780 was read the third time in full.

Upon the passage of Senate Bill No. 780 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rogells
Baker	Davis	Lewis	Sanchez
Baynard	Dayton	Lindler	Shands
Beall	Franklin	McArthur	Shivers
Boyle	Gautier (28th)	Moore	Smith
Brackin	Gautier (13th)	Morrow	Tucker
Branch	Johns	Pearce	Wright
Carroll	Johnson	Pope	
Clarke	Johnston	Ripley	

Nays—None.

So Senate Bill No. 780 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Ripley—

S. B. No. 781—A bill to be entitled An Act affecting the government of the City of Jacksonville by providing that any person who is, on the effective date of this Act, in the service of said city and a member of any of its pension funds, shall receive full credit for each and every period of time that such person was in the service of said city whether such service be intermittent or otherwise.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 781 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Ripley moved that the rules be waived and Senate Bill No. 781 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 781 was read the second time by title only.

Senator Ripley moved that the rules be further waived and Senate Bill No. 781 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 781 was read the third time in full.

Upon the passage of Senate Bill No. 781 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rogells
Baker	Davis	Lewis	Sanchez
Baynard	Dayton	Lindler	Shands
Beall	Franklin	McArthur	Shivers
Boyle	Gautier (28th)	Moore	Smith
Brackin	Gautier (13th)	Morrow	Tucker
Branch	Johns	Pearce	Wright
Carroll	Johnson	Pope	
Clarke	Johnston	Ripley	

Nays—None.

So Senate Bill No. 781 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Baynard—

S. B. No. 782—A bill to be entitled An Act authorizing the Town of Redington Beach to borrow money and issue general bonds as evidence thereof payable from taxation, and authorizing the levy of ad valorem taxes upon all property, real and personal, within the Town of Redington Beach for payment of interest and principal as therein specified; providing, however, for an election by freeholders who are qualified electors prior to the issue of any bonds, and providing

same shall be effective upon approval at referendum election by the qualified electors of the Town of Redington Beach as therein specified.

Which was read the first time by title only.

Senator Baynard moved that the rules be waived and Senate Bill No. 782 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 782 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Senate Bill No. 782 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 782 was read the third time in full.

Upon the passage of Senate Bill No. 782 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rogells
Baker	Davis	Lewis	Sanchez
Baynard	Dayton	Lindler	Shands
Beall	Franklin	McArthur	Shivers
Boyle	Gautier (28th)	Moore	Smith
Brackin	Gautier (13th)	Morrow	Tucker
Branch	Johns	Pearce	Wright
Carroll	Johnson	Pope	
Clarke	Johnston	Ripley	

Nays—None.

So Senate Bill No. 782 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Baynard—

S. B. No. 783—A bill to be entitled An Act authorizing the Town of Redington Beach to lay out, grade and pave streets within such town and make other improvements as therein specified and to assess, in whole or in part, the cost thereof to the property benefited; providing method of assessment and collection of same and for a lien upon property so assessed; and providing same shall be effective upon approval at referendum election by the qualified electors of the town of Redington Beach as therein specified.

Which was read the first time by title only.

Senator Baynard moved that the rules be waived and Senate Bill No. 783 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 783 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Senate Bill No. 783 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 783 was read the third time in full.

Upon the passage of Senate Bill No. 783 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rogells
Baker	Davis	Lewis	Sanchez
Baynard	Dayton	Lindler	Shands
Beall	Franklin	McArthur	Shivers
Boyle	Gautier (28th)	Moore	Smith
Brackin	Gautier (13th)	Morrow	Tucker
Branch	Johns	Pearce	Wright
Carroll	Johnson	Pope	
Clarke	Johnston	Ripley	

Nays—None.

So Senate Bill No. 783 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Baynard—

S. B. No. 784—A bill to be entitled An Act authorizing the Town of Redington Beach to acquire and construct public improvement facilities as therein defined as undertakings and to finance the same by issue of revenue bonds and to pledge revenues from any such undertaking in payment thereof under terms and conditions therein set forth, and providing such Act shall be effective at referendum election by the qualified electors of the Town of Redington Beach as therein specified.

Which was read the first time by title only.

Senator Baynard moved that the rules be waived and Senate Bill No. 784 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 784 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Senate Bill No. 784 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 784 was read the third time in full.

Upon the passage of Senate Bill No. 784 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rogells
Baker	Davis	Lewis	Sanchez
Baynard	Dayton	Lindler	Shands
Beall	Franklin	McArthur	Shivers
Boyle	Gautier (28th)	Moore	Smith
Brackin	Gautier (13th)	Morrow	Tucker
Branch	Johns	Pearce	Wright
Carroll	Johnson	Pope	
Clarke	Johnston	Ripley	

Nays—None.

So Senate Bill No. 784 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Carroll —

S. B. No. 785—A bill to be entitled An Act providing for the assignment of moneys due under contracts with the State of Florida, or any department, board, commission, institution or agency of the State, for three thousand dollars (\$3,000.00) or over; limiting the number of such assignments; providing the form of notice and method of filing such assignments; providing that any assignments made pursuant to this Act shall be valid for all purposes.

Which was read the first time by title only and referred to the Committee on Banking and Building and Loans.

By Senator Shands—

S. B. No. 786—A bill to be entitled An Act fixing and prescribing the qualifications of freeholder electors who shall be eligible to participate in any bond election called and held by the Board of Public Instruction of Alachua County, Florida, or any special tax school district of Alachua, County, Florida, and providing for the registration of such electors.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 786 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Shands moved that the rules be waived and Senate Bill No. 786 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 786 was read the second time by title only.

Senator Shands moved that the rules be further waived and Senate Bill No. 786 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 786 was read the third time in full.

Upon the passage of Senate Bill No. 786 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rogells
Baker	Davis	Lewis	Sanchez
Baynard	Dayton	Lindler	Shands
Beall	Franklin	McArthur	Shivers
Boyle	Gautier (28th)	Moore	Smith
Brackin	Gautier (13th)	Morrow	Tucker
Branch	Johns	Pearce	Wright
Carroll	Johnson	Pope	
Clarke	Johnston	Ripley	

Nays—None.

So Senate Bill No. 786 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senators Brackin, Ripley, Sanchez and King—

S. B. No. 787—A bill to be entitled An Act to Amend Sections 502.01 and 502.12, Florida Statutes, relating to milk, fresh milk concentrate, cream, and milk products.

Which was read the first time by title only and referred to the Committee on Public Health.

By Senators Brackin, Ripley, Sanchez and King—

S. B. No. 788—A bill to be entitled An Act to Amend Sections 503.01, 503.04, 503.08 and 503.10, Florida Statutes, relating to and regulating the manufacture and sale of ice cream and frozen desserts and providing the enforcement of the provisions thereof.

Which was read the first time by title only and referred to the Committee on Public Health.

By Senator Sturgis—

S. B. No. 789—A bill to be entitled An Act relating to Marion County, Florida, providing for the amount of compensation of the members of the County School Board; providing for an effective date.

Which was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

Proof of publication of Notice was attached to Senate Bill No. 789 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

By Senator Baynard—

S. B. No. 790—A bill to be entitled An Act to abolish the present municipality of the City of St. Petersburg Beach in Pinellas County, Florida; to repeal House Bill No. 1438, Chapter 26208, Special Laws of Florida, 1949; to create and establish a new municipality to be known as the City of St. Petersburg Beach, in Pinellas County, Florida; to fix and define the territorial boundaries of said city and provide for and authorize the extension of the boundaries hereby established; to provide for the government, powers, and privileges of said city and the means for exercising same; to authorize the imposition of penalties for the violation of ordinances; to ratify and validate certain acts and proceedings of the governing authority and officers of said city, and to continue in effect the ordinances of the city hereby abolished in so far as same do not conflict herewith; to repeal all laws and ordinances in conflict

herewith; and to subject the adoption of this Act to referendum.

Which was read the first time by title only.

Senator Baynard moved that the rules be waived and Senate Bill No. 790 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 790 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Senate Bill No. 790 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 790 was read the third time in full.

Upon the passage of Senate Bill No. 790 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rogells
Baker	Davis	Lewis	Sanchez
Baynard	Dayton	Lindler	Shands
Beall	Franklin	McArthur	Shivers
Boyle	Gautier (28th)	Moore	Smith
Brackin	Gautier (13th)	Morrow	Tucker
Branch	Johns	Pearce	Wright
Carroll	Johnson	Pope	
Clarke	Johnston	Ripley	

Nays—None.

So Senate Bill No. 790 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Rogells—

S. B. No. 791—A bill to be entitled An Act making it unlawful to take scallops from Florida waters by methods known as dragging, drags made to be pulled by motor boats, machinery, or other means of locomotion except scallops gathered by hand, during the period from April fifteenth to July fifteenth, prescribing the size, providing the penalties for the violation thereof; and providing the effective date.

Which was read the first time by title only and referred to the Committee on Game and Fisheries.

By Senator Brackin—

S. B. No. 792—A bill to be entitled An Act to provide for and permit in all counties of the State of Florida having a population of not less than 27,000 nor more than 28,000 by the last official census the permissive closing of banks, trust companies and other banking organizations on Saturday; providing that as to all banking transactions Saturday shall be a legal holiday as to banks closing under this law; and providing for the repeal of all laws in conflict herewith.

Which was read the first time by title only.

Senator Brackin moved that the rules be waived and Senate Bill No. 792 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 792 was read the second time by title only.

Senator Brackin moved that the rules be further waived and Senate Bill No. 792 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 792 was read the third time in full.

Upon the passage of Senate Bill No. 792 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rogells
Baker	Davis	Lewis	Sanchez
Baynard	Dayton	Lindler	Shands
Beall	Franklin	McArthur	Shivers
Boyle	Gautier (28th)	Moore	Smith
Brackin	Gautier (13th)	Morrow	Tucker
Branch	Johns	Pearce	Wright
Carroll	Johnson	Pope	
Clarke	Johnston	Ripley	

Nays—None.

So Senate Bill No. 792 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Johnston—

S. B. No. 793—A bill to be entitled An Act to amend Sections 443.03 and 443.08, Florida Statutes, 1949, known as the "Unemployment Compensation Law", relating to employing units, transfer of employment experience of employers, and contribution rate of certain employers, and making this Act effective July 1, 1951.

Which was read the first time by title only and referred to the Committee on Labor and Industry.

By Senator Lindler—

S. B. No. 794—A bill to be entitled An Act relating to the City of Lake City, Columbia County, Florida; authorizing the city to enter into an agreement with the State Road Department for the purpose of securing a right of way through the city for State Road 25, being U. S. Highway 41, providing that the city repay the State Road Department from one-half the cigarette tax money due Lake City; providing in the event the cigarette tax is repealed for Columbia County to assume the debt and pay it from Lake City's portion of county funds accruing to Lake City; setting effective date.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 794 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Lindler moved that the rules be waived and Senate Bill No. 794 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 794 was read the second time by title only.

Senator Lindler moved that the rules be further waived and Senate Bill No. 794 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 794 was read the third time in full.

Upon the passage of Senate Bill No. 794 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rogells
Baker	Davis	Lewis	Sanchez
Baynard	Dayton	Lindler	Shands
Beall	Franklin	McArthur	Shivers
Boyle	Gautier (28th)	Moore	Smith
Brackin	Gautier (13th)	Morrow	Tucker
Branch	Johns	Pearce	Wright
Carroll	Johnson	Pope	
Clarke	Johnston	Ripley	

Nays—None.

So Senate Bill No. 794 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senators Lindler and Johns—

S. B. No. 795—A bill to be entitled An Act relating to Education: making an appropriation to the county school fund in each county of the State of Florida from the General Revenue Fund of the State of Florida for a cost-of-living salary increase of three hundred dollars (\$300.00) per annum for each of the years of the Biennium 1951-1953 for members of the instructional staff, professional administrative assistants, attendance assistants, supervisors and principals in the public free schools of Florida.

Which was read the first time by title only and referred to the Committee on Education and the Committee on Appropriations in the order named.

By Senator Tucker—

S. B. No. 796—A bill to be entitled An Act to declare, designate and establish a certain State Road.

Which was read the first time by title only.

Senator Tucker moved that the rules be waived and Senate Bill No. 796 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 796 was read the second time by title only.

Senator Tucker moved that the rules be further waived and Senate Bill No. 796 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 796 was read the third time in full.

Upon the passage of Senate Bill No. 796 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rogells
Baker	Davis	Lewis	Sanchez
Baynard	Dayton	Lindler	Shands
Beall	Franklin	McArthur	Shivers
Boyle	Gautier (28th)	Moore	Smith
Brackin	Gautier (13th)	Morrow	Tucker
Branch	Johns	Pearce	Wright
Carroll	Johnson	Pope	
Clarke	Johnston	Ripley	

Nays—None.

So Senate Bill No. 796 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senators Beall, Brackin and Sturgis—

S. B. No. 797—A bill to be entitled An Act Amending Section 458.14, Florida Statutes, 1941, relating to the practice of medicine and other branches of the healing arts: providing for certain signs to be displayed and type of lettering thereon.

Which was read the first time by title only and referred to the Committee on Public Health.

By Senators Beall, Brackin and Sturgis—

S. B. No. 798—A bill to be entitled An Act Amending Sections 462.01, 462.20, Florida Statutes, 1949, relating to naturopathy, defining naturopathy and providing for licensed naturopathic physicians to register with the State Board of Health.

Which was read the first time by title only and referred to the Committee on Public Health.

By Senator Moore—

S. B. No. 799—A bill to be entitled An Act relating to sheriffs in all counties of the State of Florida which now have or may hereafter have a population of more than 9,250 and not more than 10,400 inhabitants according to the most recent official census; fixing and providing for the salaries and other expenses of operation of said sheriffs' offices; requiring that all fees, commissions and perquisites be accounted

for and paid into the county fine and forfeiture fund of said counties.

Which was read the first time by title only.

Senator Moore moved that the rules be waived and Senate Bill No. 799 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 799 was read the second time by title only.

Senator Moore moved that the rules be further waived and Senate Bill No. 799 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 799 was read the third time in full.

Upon the passage of Senate Bill No. 799 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rogells
Baker	Davis	Lewis	Sanchez
Baynard	Dayton	Lindler	Shands
Beall	Franklin	McArthur	Shivers
Boyle	Gautier (28th)	Moore	Smith
Brackin	Gautier (13th)	Morrow	Tucker
Branch	Johns	Pearce	Wright
Carroll	Johnson	Pope	
Clarke	Johnston	Ripley	

Nays—None.

So Senate Bill No. 799 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Pope moved that Senate Bill No. 732 be recalled from the House of Representatives.

Which was agreed to and it was so ordered.

Senator Pearce moved that the action of the Senate on May 4, 1951, in ordering House Bill No. 759 certified to the House of Representatives, be rescinded.

Which was agreed to and it was so ordered.

Senator Pearce moved that the rules be waived and the Senate reconsider the vote by which House Bill No. 759 passed the Senate on May 4, 1951.

Which was agreed to by a two-thirds vote, and the Senate reconsidered the vote by which House Bill No. 759 passed the Senate on May 4, 1951.

The question recurred on the passage of House Bill No. 759.

Pending roll call on the passage of House Bill No. 759 Senator Pearce moved that House Bill No. 759 be placed on the Calendar of Local Bills.

Which was agreed to and it was so ordered.

Senator Baker asked unanimous consent of the Senate to take up and consider House Bill No. 982, out of its order.

Which was agreed to.

H. B. No. 982—A bill to be entitled An Act to amend Chapter 12507, Acts of 1927, same being the charter of the Town of Astatula, so as to provide for electing part of the commissioners thereof in alternate years, and to provide that the town council shall elect the mayor from among their own number, and providing procedures in the event of a tie vote for commissioners, to provide procedure in event of resignation or refusal to act of any officer or councilman, to eliminate the provision under which the town clerk can act as a member of the town council, to provide for filling of vacancies on the town council, to provide for the adoption of a budget, to clarify the manner in which the town officers shall take their oaths of office and to provide that town offices may be held by councilmen, to provide for the vacating of the office of town commissioner when any such commissioner

shall fail without excuse to attend three consecutive meetings. To enable the council to fix the time of its meetings.

Was taken up.

Senator Baker moved that the rules be waived and House Bill No. 982 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 982 was read the second time by title only.

Senator Baker moved that the rules be further waived and House Bill No. 982 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 982 was read the third time in full.

Upon the passage of House Bill No. 982 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rogells
Baker	Davis	Lewis	Sanchez
Baynard	Dayton	Lindler	Shands
Beall	Franklin	McArthur	Shivers
Boyle	Gautier (28th)	Moore	Smith
Brackin	Gautier (13th)	Morrow	Tucker
Branch	Johns	Pearce	Wright
Carroll	Johnson	Pope	
Clarke	Johnston	Ripley	

Nays—None.

So House Bill No. 982 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Baker asked unanimous consent of the Senate to take up and consider House Bill No. 957, out of its order.

Which was agreed to.

H. B. No. 957—A bill to be entitled An Act amending Sections 3, 5 and 9 of Chapter 11608, Acts of the Legislature of Florida, 1925, the same being "An Act validating the incorporation of the town of Mascotte, in Lake County, Florida, on October 9th, 1925, under the General Municipal Corporation Laws; defining its boundaries and prescribing and providing for its jurisdiction and powers and jurisdiction of its officers."

Was taken up.

Senator Baker moved that the rules be waived and House Bill No. 957 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 957 was read the second time by title only.

Senator Baker moved that the rules be further waived and House Bill No. 957 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 957 was read the third time in full.

Upon the passage of House Bill No. 957 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rogells
Baker	Davis	Lewis	Sanchez
Baynard	Dayton	Lindler	Shands
Beall	Franklin	McArthur	Shivers
Boyle	Gautier (28th)	Moore	Smith
Brackin	Gautier (13th)	Morrow	Tucker
Branch	Johns	Pearce	Wright
Carroll	Johnson	Pope	
Clarke	Johnston	Ripley	

Nays—None.

So House Bill No. 957 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Lewis asked unanimous consent of the Senate to take up and consider Senate Bill No. 741, out of its order.

Which was agreed to.

S. B. No. 741—A bill to be entitled An Act exempting Jackson County from the provisions of Section 343.17, Florida Statutes, providing that tax levied by the Board of County Commissioners of said county for road and bridge purposes need not be divided with the towns and cities of said county.

Was taken up.

Senator Lewis moved that the rules be waived and Senate Bill No. 741 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 741 was read the second time by title only.

Senator Lewis moved that the rules be further waived and Senate Bill No. 741 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 741 was read the third time in full.

Upon the passage of Senate Bill No. 741 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rogells
Baker	Davis	Lewis	Sanchez
Baynard	Dayton	Lindler	Shands
Beall	Franklin	McArthur	Shivers
Boyle	Gautier (28th)	Moore	Smith
Brackin	Gautier (13th)	Morrow	Tucker
Branch	Johns	Pearce	Wright
Carroll	Johnson	Pope	
Clarke	Johnston	Ripley	

Nays—None.

So Senate Bill No. 741 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

**MESSAGES FROM THE GOVERNOR**

The following Communication from the Governor was received:

STATE OF FLORIDA  
EXECUTIVE DEPARTMENT  
TALLAHASSEE  
May 11, 1951.

*Honorable Wallace E. Sturgis,  
President of the Senate,  
State Capitol*

Sir:

I have the honor to inform you that I have today approved the following Acts which originated in your Honorable Body, Regular Session, 1951, and have caused same to be filed in the Office of the Secretary of State:

S. B. NO. 100—RELATING TO LEWD, LASCIVIOUS ASSAULT.

S. B. No. 102—RELATING TO JURORS

S. B. No. 566—RELATING TO MIAMI.

Respectfully,  
FULLER WARREN,  
Governor.

The following Communication from the Governor was received and read:

STATE OF FLORIDA  
EXECUTIVE DEPARTMENT

TALLAHASSEE  
May 11, 1951

*Honorable Wallace E. Sturgis,  
President of the Senate,  
The Capitol*

Sir:

Pursuant to the authority vested in me as Governor of Florida, under the provisions of Section 28, Article III of the Constitution of this State, I hereby transmit to you, with my objections, Senate Bill 186, enacted by the Legislature of 1951, and entitled:

“AN ACT TO DECLARE, DESIGNATE AND ESTABLISH A CERTAIN STATE ROAD.”

I am advised by Senator Johnston of the 9th District, the introducer of the bill, that the bill is in error, and I have been requested by the introducer to veto it.

For the foregoing reason, I therefore withhold my approval from Senate Bill 186, legislative session of 1951 and I hereby veto the same.

Respectfully,  
FULLER WARREN  
Governor.

Senate Bill No. 186 (1951 Regular Session), contained in the above Message, together with the Governor's objections thereto, was taken up.

The President put the question, “Shall the bill pass, the Governor's objections to the contrary notwithstanding?”

Upon the passage of Senate Bill No. 186 (1951 Regular Session) the roll was called and the vote was:

Nays—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rogells
Baker	Davis	Lewis	Sanchez
Baynard	Dayton	Lindler	Shands
Beall	Franklin	McArthur	Shivers
Boyle	Gautier (28th)	Moore	Smith
Brackin	Gautier (13th)	Morrow	Tucker
Branch	Johns	Pearce	Wright
Carroll	Johnson	Pope	
Clarke	Johnston	Ripley	

Yeas—None.

So Senate Bill No. 186 (1951 Regular Session) failed to pass over the Governor's veto.

**MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
May 14, 1951.

*Hon. Wallace E. Sturgis,  
President of the Senate,*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has concurred in Senate amendment to—

By Messrs. Okell, Fascell and Floyd of Dade, David of Broward, and Watson of Lee—

H. B. No. 150—A bill to be entitled An Act relating to furnishing reports of mental and physical examinations of persons by doctors and other practitioners of the healing sciences.

Which amendment reads as follows:

In Section 1, line 10, (typewritten bill) strike out the words:

"or court order pursuant to statute." and insert in lieu thereof the following: "; provided, however, that nothing herein shall prevent the furnishing of such reports without such written authorization, to any person, firm or corporation who with the patient's consent shall have procured or furnished such examination or treatment, and where compulsory physical examination is made pursuant to Section 768.09 of Florida Statutes 1949 or court rule copies of the medical report shall be furnished both the defendant and the plaintiff."

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
May 14, 1951.

*Hon. Wallace E. Sturgis,  
President of the Senate,  
Sir:*

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

By Senator Ripley—

S. B. No. 436—A bill to be entitled An Act requiring the closing of all county offices in the county court house in all counties in the State of Florida having a population of not less than 300,000 and not more than 400,000 according to the last official census on Saturdays of each week and limiting the closing of such offices to certain other days.

Which amendments read as follows:

Amendment No. 1—

In Section 1, line 6, of the bill, strike out the words: "shall" and insert the following in lieu thereof: "may".

Amendment No. 2—

In Section 1, line 7, of the bill, strike out the words: "shall" and insert the following in lieu thereof: "may".

Amendment No. 3—

In Title, line 1, of the bill, strike out the words: "Requiring" and insert the following in lieu thereof: "Authorizing".

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bill No. 436 contained in the above Message, was read by title, together with the House amendments thereto.

Senator Ripley moved that the Senate concur in House Amendment No. 1 to Senate Bill No. 436.

Which was agreed to and the Senate concurred in House Amendment No. 1 to Senate Bill No. 436.

Senator Ripley moved that the Senate concur in House Amendment No. 2 to Senate Bill No. 436.

Which was agreed to and the Senate concurred in House Amendment No. 2 to Senate Bill No. 436.

Senator Ripley moved that the Senate concur in House Amendment No. 3 to Senate Bill No. 436.

Which was agreed to and the Senate concurred in House Amendment No. 3 to Senate Bill No. 436.

And Senate Bill No. 436, as amended, was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
May 14, 1951.

*Hon. Wallace E. Sturgis,  
President of the Senate,*

*Sir:*

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

By Senator Ripley—

S. B. No. 537—A bill to be entitled An Act to amend Chapter 21009, Laws of Florida, Acts of 1941, relating to the fee of the clerk of the Circuit Court in actions for divorce in all counties having a population of more than 250,000 inhabitants, by making said chapter applicable only to counties having a population of more than 350,000 inhabitants according to the most recent official census.

Which amendments read as follows:

Amendment No. 1—

In Section 1, line 2, of the bill, strike out the figures: "350,000" and insert the following in lieu thereof: "\$325,000".

Amendment No. 2—

In the Title, line 7, of the bill, strike out the figures: "350,000" and insert the following in lieu thereof: "325,000".

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bill No. 537 contained in the above Message, was read by title, together with the House Amendments thereto.

Senator Ripley moved that the Senate concur in House Amendment No. 1 to Senate Bill No. 537.

Which was agreed to and the Senate concurred in House Amendment No. 1 to Senate Bill No. 537.

Senator Ripley moved that the Senate concur in House Amendment No. 2 to Senate Bill No. 537.

Which was agreed to and the Senate concurred in House Amendment No. 2 to Senate Bill No. 537.

And Senate Bill No. 537, as amended, was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
May 14, 1951.

*Hon. Wallace E. Sturgis,  
President of the Senate,*

*Sir:*

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

By Mr. Simpson of Jefferson—

H. B. No. 747—A bill to be entitled An Act exempting agricultural cooperatives, as organized under Chapter 618, Florida Statutes, and operating wholly within the borders of a single county and all its stockholders are bona fide legal residents of such county, and no non-resident promoter is interested therein, from compliance with any of the provisions of the Florida Securities Law, same being Chapter 517, Florida Statutes.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
**LAMAR BLEDSOE,**  
 Chief Clerk, House of Representatives.

And House Bill No. 747, contained in the above Message, was read the first time by title only and referred to the Committee on Judiciary "C".

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
 May 14, 1951.

*Hon. Wallace E. Sturgis,*  
*President of the Senate,*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has adopted—

By Mr. Williams of Seminole—

**H. C. R. No. 18—A RESOLUTION REQUESTING THOSE RESPONSIBLE FOR THE EMPLOYMENT OF AND ATTENTION TO THE DUTIES OF SUCH EMPLOYMENT BY ALL STATE OFFICERS AND EMPLOYEES TO GRANT LEAVES OF ABSENCE TO SUCH OFFICERS AND EMPLOYEES WHO SHALL DESIRE TO SERVE AS LOBBYISTS FOR PRIVATE INTERESTS.**

WHEREAS, in the interest of fair competition to all concerned in the profession of lobbyist before the committees of the State Legislature those persons in the employ of the State of Florida desiring to appear as lobbyist should be put on an equal basis as others not so employed, NOW THEREFORE,

**BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES THE SENATE CONCURRING:**

Those responsible for the employment of and the regular attendance to their duties of all state officers and employees are hereby requested as to those of such officers and employees who desire to represent private interests, industries, businesses or occupations as lobbyist in the State Legislature to grant to them leaves of absence from their employments for such purpose as well as all emoluments thereunto appertaining for the period thereof.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
**LAMAR BLEDSOE,**  
 Chief Clerk, House of Representatives.

And House Concurrent Resolution No. 18, contained in the above Message, was read the first time in full and referred to the Committee on Governmental Reorganization.

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
 May 14, 1951.

*Hon. Wallace E. Sturgis,*  
*President of the Senate,*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has adopted—

By the Committee on Judiciary A—

House Concurrent Resolution No. 15—

**A CONCURRENT RESOLUTION DIRECTING THE SPEAKER OF THE HOUSE AND THE PRESIDENT OF THE SENATE TO APPOINT A JOINT COMMITTEE TO STUDY AND MAKE RECOMMENDATION TO THE 1953 SESSION OF THE LEGISLATURE CONCERNING THE PREPARATION OF A CORPORATION CODE AND A REVISION OF THE CORPORATION LAWS OF FLORIDA.**

WHEREAS, upon the recommendation of the statutory revision committee, the law reporting committee of the Florida Bar, and the Joint Statutory Revision Committees of the House and Senate appointed pursuant to Section 16.51 of Florida Statutes, recommended in June of 1950 a revision of the corporation laws, and

WHEREAS, following this request the Attorney General appointed Dr. Floyd L. Wright of Miami to head a committee to prepare a revision of the corporation laws of Florida, and

WHEREAS, Dr. Wright and his committee have in a remarkably short time prepared a voluminous corporation code, and

WHEREAS, due to the pressure of prior pending legislation, time will not permit the study of this code by members of the Legislature, and

WHEREAS, the members of the House and Senate are deeply appreciative of the excellent job which has been done and the start which has been made in bringing our corporation laws up to date, and

WHEREAS, this is a most important subject which should have further study by attorneys and the executive branches of the government, and

WHEREAS, this matter should not be dropped without an expression from this Legislature on the merit of the project, NOW, THEREFORE

**BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING:**

That a committee be appointed—four members of the House and four members of the Senate—to confer with and work with the statutory revision department of the Attorney General's office, the law reporting committee of the Florida Bar, the Secretary of State, Honorable Robert A. Gray, and other committees which may be appointed for the purpose of making a comprehensive study and examination of the corporation code as written and report back to the 1953 session of the Legislature their recommendations on adopting a corporation code bringing the Florida corporation laws up to date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
**LAMAR BLEDSOE,**  
 Chief Clerk, House of Representatives.

And House Concurrent Resolution No. 15, contained in the above Message, was read the first time in full and referred to the Committee on Governmental Reorganization.

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
 May 14, 1951.

*Hon. Wallace E. Sturgis,*  
*President of the Senate,*

Sir:

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

By Messrs. Cramer, McLaren and Shaffer of Pinellas—

**H. B. No. 876—A bill to be entitled An Act relating to sheriffs in all counties of the State of Florida which now have a population of more than 155,000 and not less than 240,000 inhabitants according to the last official census; fixing and providing for the maximum salaries of sheriffs and deputy sheriffs and other expenses of operation of said sheriff's office; requiring that all fees, commissions and perquisites be accounted for and paid into the general funds of said counties, and providing that each of such sheriffs and deputy sheriffs in each of said counties shall file with its clerk of the circuit court each year a sworn copy of his personal federal income tax return.**

Also—

By Mr. Peeples of Glades—

H. B. No. 362—A bill to be entitled An Act to require publication of list of qualified electors prior to any primary election in counties of less than 2450 population.

Proof of publication attached.

Also—

By Mr. Peeples of Glades—

H. B. No. 488—A bill to be entitled An Act to provide for payment of additional compensation to the Chairman of the Board of County Commissioners of all counties having a population of less than two thousand four hundred fifty (2,450) according to the last official Census.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 876, contained in the above Message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

Proof of publication of Notice was attached to House Bill No. 362 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 362, contained in the above Message, was read the first time by title only.

Senator Moore moved that the rules be waived and House Bill No. 362 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 362 was read the second time by title only.

Senator Moore moved that the rules be further waived and House Bill No. 362 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 362 was read the third time in full

Upon the passage of House Bill No. 362 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rogells
Baker	Davis	Lewis	Sanchez
Baynard	Dayton	Lindler	Shands
Beall	Franklin	McArthur	Shivers
Boyle	Gautier (28th)	Moore	Smith
Brackin	Gautier (13th)	Morrow	Tucker
Branch	Johns	Pearce	Wright
Carroll	Johnson	Pope	
Clarke	Johnston	Ripley	

Nays—None.

So House Bill No. 362 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 488 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 488, contained in the above Message, was read the first time by title only.

Senator Moore moved that the rules be waived and House Bill No. 488 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 488 was read the second time by title only.

Senator Moore moved that the rules be further waived and House Bill No. 488 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 488 was read the third time in full.

Upon the passage of House Bill No. 488 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rogells
Baker	Davis	Lewis	Sanchez
Baynard	Dayton	Lindler	Shands
Beall	Franklin	McArthur	Shivers
Boyle	Gautier (28th)	Moore	Smith
Brackin	Gautier (13th)	Morrow	Tucker
Branch	Johns	Pearce	Wright
Carroll	Johnson	Pope	
Clarke	Johnston	Ripley	

Nays—None.

So House Bill No. 488 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was read:

Tallahassee, Florida,

May 14, 1951

Hon. Wallace E. Sturgis,  
President of the Senate,

Sir:

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

By Mr. Peeples of Glades—

H. B. No. 361—A bill to be entitled An Act to require levy of an ad valorem tax of one-half ( $\frac{1}{2}$ ) mill for publicity purposes, or the making of an annual appropriation from race track funds in counties having a population of less than two thousand four hundred fifty according to the last official census with a population limitation on future censuses.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 361 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 361, contained in the above Message, was read the first time by title only.

Senator Moore moved that the rules be waived and House Bill No. 361 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 361 was read the second time by title only.

Senator Moore moved that the rules be further waived and House Bill No. 361 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 361 was read the third time in full.

Upon the passage of House Bill No. 361 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rogells
Baker	Davis	Lewis	Sanchez
Baynard	Dayton	Lindler	Shands
Beall	Franklin	McArthur	Shivers
Boyle	Gautier (28th)	Moore	Smith
Brackin	Gautier (13th)	Morrow	Tucker
Branch	Johns	Pearce	Wright
Carroll	Johnson	Pope	
Clarke	Johnston	Ripley	

Nays—None.

So House Bill No. 361 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
May 14, 1951.

*Hon. Wallace E. Sturgis,  
President of the Senate,*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has concurred in Senate amendment to:

By the Committee on Rules & Calendar—

House Concurrent Resolution No. 14:

A CONCURRENT RESOLUTION PROPOSING AN INVITATION TO THE HONORABLE MILLARD F. CALDWELL TO ADDRESS A JOINT MEETING OF THE HOUSE OF REPRESENTATIVES AND SENATE OF FLORIDA ON MAY 14, 1951.

WHEREAS, the danger of hostile action against the United States by foreign powers within the near future is becoming increasingly apparent; and

WHEREAS, it is the duty of the Legislature to consider and take such action as may be necessary and feasible to insure that preparation of the State of Florida will be adequate to deal with such emergency and to protect in so far as possible the public peace, health and safety and to preserve the lives and property of the people of Florida; and

WHEREAS, the Honorable Millard F. Caldwell, former governor of Florida, has been designated and appointed by the President of the United States to serve as Federal Civil Defense Administrator in Washington, NOW, THEREFORE,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF FLORIDA, THE SENATE CONCURRING:

Section 1. That the 1951 Legislature of the State of Florida extends an invitation to the Honorable Millard F. Caldwell to address a joint meeting of the Florida Legislature at 12:30 P. M. on May 14, 1951, on the subject of civil defense.

Section 2. That a copy of this resolution be sent to the Honorable Millard F. Caldwell immediately upon its adoption by the House of Representatives and Senate.

Which amendment reads as follows:

In Section 1, line 4, (typewritten bill) strike out the figures: "12:30" and insert in lieu thereof the following "5:00".

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

Senator Branch moved that Senate Bill No. 121-X (1949 Extraordinary Session) be recalled from the Committee on

Executive Communications and placed on the Calendar of Veto Bills.

Which was agreed to and it was so ordered.

Senator Branch asked unanimous consent of the Senate to take up and consider Senate Bill No. 121-X (1949 Extraordinary Session) out of its order.

Which was agreed to.

So Senate Bill No. 121-X (1949 Extraordinary Session) was taken up and read by title, together with the following objections thereto of the Honorable Fuller Warren, Governor of Florida.

STATE OF FLORIDA

EXECUTIVE DEPARTMENT

TALLAHASSEE

October 3, 1949

*Honorable R. A. Gray  
Secretary of State  
The Capitol  
Tallahassee, Florida*

Sir:

Pursuant to the authority vested in me as Governor of Florida under the provisions of Section 28, Article III of the Constitution of this State, I hereby transmit to you with my objections, Senate Bill 121-X, enacted by the Legislature of 1949, in extraordinary session, and entitled:

"AN ACT REGULATING THE TRANSPORTATION OF PASSENGERS IN MOTOR BUSES WITHIN MUNICIPALITIES HAVING A POPULATION OF OVER FIFTY THOUSAND (50,000) IN COUNTIES IN THE STATE OF FLORIDA HAVING A POPULATION OF NOT LESS THAN TWO HUNDRED THOUSAND (200,000) AND NOT MORE THAN TWO HUNDRED FIFTY THOUSAND (250,000), ACCORDING TO THE LAST STATE CENSUS, AND THE SUBURBAN TERRITORY ADJACENT THERETO; PRESCRIBING THE JURISDICTION OF THE FLORIDA RAILROAD AND PUBLIC UTILITIES COMMISSION WITH REFERENCE THERETO; DEFINING SUCH TRANSPORTATION AND SUBURBAN TERRITORY; PROVIDING HOW CERTIFICATES OF PUBLIC CONVENIENCE AND NECESSITY MAY BE OBTAINED AUTHORIZING SUCH TRANSPORTATION, AND REPEALING CHAPTER 23912, LAWS OF FLORIDA, ACTS OF 1947, AS IT RELATES TO MUNICIPALITIES HAVING A POPULATION OF OVER FIFTY THOUSAND (50,000) IN COUNTIES IN THE STATE OF FLORIDA HAVING A POPULATION OF NOT LESS THAN TWO HUNDRED THOUSAND (200,000) AND NOT MORE THAN TWO HUNDRED FIFTY THOUSAND (250,000), ACCORDING TO THE LAST STATE CENSUS, AS WELL AS ALL OTHER LAWS IN CONFLICT HEREWITH."

This bill seeks to place additional duties, jurisdiction, powers and responsibility on a state agency by a local bill which said agency does not have by general state law.

It appears to me this is not a proper subject to be handled by local bills. There should be uniformity of jurisdiction throughout the state.

This bill would, in my opinion, result in a chaotic condition in the attempt to regulate traffic in Tampa because the bill gives the Railroad and Public Utilities Commission exclusive authority to authorize auto transportation companies to pick up and discharge passengers at any point in the city along the bus routes. It would permit a state department in Tallahassee to regulate to some extent the traffic on the streets of Tampa and deprive the City Government of Tampa of its existing power to regulate traffic when the city officials are in a much better position to know their traffic problems than a state agency in Tallahassee. The act would deprive the City of Tampa of one of the most important and necessary functions of City Government, namely, the right to regulate transportation and traffic within its corporate limits.

For the foregoing reasons I therefore withhold my approval from Senate Bill 121-X, extraordinary session of 1949, and I hereby veto the same.

Respectfully,  
FULLER WARREN,  
Governor.

The President put the question: "Shall the bill pass, the Governor's objections to the contrary notwithstanding?"

Upon the passage of Senate Bill No. 121-X (1949 Extraordinary Session) the roll was called and the vote was:

Nays—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rogells
Baker	Davis	Lewis	Sanchez
Baynard	Dayton	Lindler	Shands
Beall	Franklin	McArthur	Shivers
Boyle	Gautier (28th)	Moore	Smith
Brackin	Gautier (13th)	Morrow	Tucker
Branch	Johns	Pearce	Wright
Carroll	Johnson	Pope	
Clarke	Johnston	Ripley	

Yeas—None.

So Senate Bill No. 121-X (1949 Extraordinary Session) failed to pass over the Governor's veto.

Senator Baker moved that a committee of three be appointed to escort the Honorable A. S. Herlong, Jr., Member of Congress from the Fifth Congressional District of Florida, to a seat on the rostrum.

Which was agreed to.

And the President appointed Senators Baker, Leaird and Collins as the committee.

And the Honorable A. S. Herlong, Jr., was escorted by the committee to a seat on the rostrum.

Senator Gautier (13th) moved that the rules be waived and the Senate proceed to the consideration of House Bills on the Calendar of House Bills on Second Reading.

Which was agreed to by a two-thirds vote and it was so ordered.

#### HOUSE BILLS ON SECOND READING

H. B. No. 179—A bill to be entitled An Act amending Subsection 1 of Section 26.071 of Florida Statutes, relating to an additional circuit judge for the Sixth Judicial Circuit of Florida by increasing the number of judges thereof; and requiring that one of said judges shall come from Pasco County; and providing for the appointment of the additional judge.

Was taken up.

Senator Dayton moved that the rules be waived and House Bill No. 179 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 179 was read the second time by title only.

Senator Baynard offered the following amendment to House Bill No. 179:

In Section 1, line 7 (typewritten bill) of the bill after the word "for" insert a period and strike out the following in said section: "and one of said judges shall reside in and be appointed or elected from Pasco county."

Senator Baynard moved the adoption of the amendment.

Which was not agreed to so the amendment failed of adoption.

Senator Baynard also offered the following amendment to House Bill No. 179:

Strike out Section 3 and add the following:

Section 3. That Section 27.21, Florida Statutes be and is hereby amended to read as follows:

27.21. Assistants, appointments, terms, compensation in circuit of one hundred ninety-two thousand or less population. In all judicial circuits having a population of less than one

hundred ninety-two thousand, according to the last state census, the governor by and with the consent of the senate shall appoint assistant state attorneys, except that in the Sixth Judicial Circuit the governor by and with the consent of the Senate shall appoint two assistant State attorneys, in conformity with this chapter, whose terms of office shall be for four years and who are hereby vested with all the powers and shall discharge all the duties of the state attorney, including the right to sign indictments, informations and other documents, which he shall sign as assistant state attorney and when the same are so signed they shall have the same force and effect as if signed by the state attorney. The division of work and duties of such assistant state attorneys shall be under and upon the direction of their respective state attorneys in each judicial circuit, with the consent of the judges of such circuit.

Section 4. That in the Sixth Judicial Circuit either the state attorney or one of the assistant state attorneys shall reside in the City of St. Petersburg in Pinellas County.

Section 5. That if any section or provision or any part of any section or provision of this Act should be held to be unconstitutional or void by a Court of competent jurisdiction, the remainder of this Act shall not be affected by such holding, but shall continue in full force and effect.

Section 6. This Act shall take effect immediately.

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard also offered the following amendment to House Bill No. 179:

At the end of the title, strike out the period, and add the following: and amending Section 27.21, Florida Statutes relating to assistant state attorneys, that there shall be two such assistants for the Sixth Judicial Circuit; requiring that the state attorney or one of the assistant state attorneys for the Sixth Judicial Circuit shall reside in St. Petersburg, Pinellas County, Florida; and prescribing the effective date hereof.

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Dayton moved that the rules be further waived and House Bill No. 179, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 179, as amended, was read the third time in full.

Upon the passage of House Bill No. 179, as amended, the roll was called and the vote was:

Yeas—35.

Mr. President	Collins	Johnston	Rodgers
Ayers	Crary	King	Rogells
Baker	Davis	Leaird	Sanchez
Beall	Dayton	Lewis	Shands
Boyle	Franklin	Lindler	Shivers
Brackin	Gautier (28th)	Moore	Smith
Branch	Gautier (13th)	Morrow	Tucker
Carroll	Johns	Pearce	Wright
Clarke	Johnson	Ripley	

Nays—3.

Baynard            McArthur            Pope

So House Bill No. 179 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

Senator Morrow asked unanimous consent of the Senate to take up and consider House Bill No. 302, out of its order.

Which was agreed to.

H. B. No. 302—A bill to be entitled An Act regulating the practice of nursing for hire or gain, creating the Florida State Board of Nurse Registration and Nursing Education,

defining its powers and duties, abolishing the State Board of Examiners for Nurses, transferring its rights, powers and duties, providing for the transfer of funds, prescribing fees, defining certain misdemeanors and providing penalties for violation thereof; repealing Chapter 464 Florida Statutes 1949 and all acts amendatory thereto.

Was taken up.

Senator Morrow moved that the rules be waived and House Bill No. 302 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 302 was read the second time by title only.

Senator Franklin offered the following amendment to House Bill No. 302:

(Typewritten bill) Section III, Sub-Section 3, page 6, strike out sentence beginning in line 11, reading: "no employee of the Board shall be paid more than \$5400 annually" and insert in lieu thereof the following: "no employee of said Board shall be paid more than \$4800.00 annually and but one of said employees shall be paid said amount, and no other employee of said Board or member of said Board, shall be paid or receive more than \$3600.00 annually".

Senator Franklin moved the adoption of the amendment.

Which was not agreed to so the amendment failed of adoption.

Senator Morrow offered the following amendment to House Bill No. 302:

In Section IV, line 9, page 8 (typewritten bill) strike out the word: "may" and insert in lieu thereof the following: "shall."

Senator Morrow moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Shands, Clarke and Franklin offered the following amendment to House Bill No. 302:

In Section V, Paragraph (1) (typewritten bill) strike out Sub-sections (e) and (f) and insert in lieu thereof the following:

(e) Has completed at least two years of high school or its equivalent.

(f) Has had three or more years of employment in practical nursing, attested by Certificates from at least two licensed physicians; or, in lieu of such experience, has completed a course of study in practical nursing in a State accredited school.

Senator Franklin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Shands, Clarke and Franklin also offered the following amendment to House Bill No. 302:

In Section V, Sub-section (2) (a) (typewritten bill) strike out (a) and insert in lieu thereof the following:

(a) The applicant shall be required to pass a written examination, including oral and written tests, and practical demonstrations conducted by the Board. Upon successfully passing such examination, the Board shall issue license to the applicant, to practice as a licensed practical nurse.

Senator Franklin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Morrow offered the following amendment to House Bill No. 302:

In Section V, line 16, Page 10 (typewritten bill) strike out the words: "Licensure by Waiver" and insert in lieu thereof the following: "(4) License by Waiver".

Senator Morrow moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Morrow also offered the following amendment to House Bill No. 302:

In Section V, line 19, page 10, (typewritten bill) strike out the word: "may" and insert in lieu thereof the following: "shall".

Senator Morrow moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Shands, Clarke and Franklin offered the following amendment to House Bill No. 302:

After Section X, (typewritten bill) add a new section to be numbered Section XI, and renumber succeeding paragraphs; said Section XI to be as follows: "This Act shall not be construed as prohibiting the care of the sick, with or without compensation, by any unlicensed person who does not hold herself or himself out to be a licensed practical nurse, trained nurse, graduate nurse or registered nurse."

Senator Franklin moved the adoption of the amendment.

A roll call was demanded.

Upon the adoption of the amendment offered by Senators Shands, Clarke and Franklin to House Bill No. 302, the roll was called and the vote was:

Yeas—20.

Ayers	Clarke	Moore	Shands
Baynard	Franklin	Pearce	Shivers
Boyle	King	Ripley	Smith
Branch	Lindler	Rodgers	Tucker
Carroll	McArthur	Rogells	Wright

Nays—18.

Mr. President	Crary	Johns	Morrow
Baker	Davis	Johnson	Pope
Beall	Dayton	Johnston	Sanchez
Brackin	Gautier (28th)	Leaird	
Collins	Gautier (13th)	Lewis	

So the amendment was adopted.

Pending further amendment of House Bill No. 302, Senator Gautier (13th) moved that the rules be waived and the time of adjournment be extended until final disposition of House Bill No. 302.

Which was agreed to by a two-thirds vote and it was so ordered.

Senators Gautier (13th) and Baynard offered the following amendment to House Bill No. 302:

In Section X add another sentence at the end of said Section X to read as follows:

Provided further, that nothing contained in this Act shall prohibit any person who is a non-resident of Florida from employing a Registered or Practical Nurse in a State other than the State of Florida and such Registered or Practical Nurse shall be permitted to administer to such person living in the State of Florida for a period of six months without qualifying hereunder provided such nurse confines his or her nursing to the patient having employed such nurse in a State other than the State of Florida.

Senator Gautier (13th) moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Morrow moved that the rules be further waived and House Bill No. 302, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 302, as amended, was read the third time in full.

Upon the passage of House Bill No. 302, as amended, the roll was called and the vote was:

Yeas—36.

Mr. President	Collins	Johnston	Pope
Ayers	Crary	King	Ripley
Baker	Davis	Leaird	Rodgers
Baynard	Dayton	Lewis	Rogells
Beall	Franklin	Lindler	Sanchez
Boyle	Gautier (28th)	McArthur	Shands
Brackin	Gautier (13th)	Moore	Shivers
Branch	Johns	Morrow	Smith
Clarke	Johnson	Pearce	Wright

Nays—1.

Carroll

So House Bill No. 302 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Morrow withdrew Senate Bill No. 72.

The hour of adjournment having arrived a point of order was called and the Senate took a recess at 1:15 o'clock P. M., until 3:00 o'clock P. M., this day.

### AFTERNOON SESSION

The Senate reconvened at 3:00 o'clock P. M., pursuant to recess order.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rogells
Baker	Davis	Lewis	Sanchez
Baynard	Dayton	Lindler	Shands
Beall	Franklin	McArthur	Shivers
Boyle	Gautier (28th)	Moore	Smith
Brackin	Gautier (13th)	Morrow	Tucker
Branch	Johns	Pearce	Wright
Carroll	Johnson	Pope	
Clarke	Johnston	Ripley	

—38.

A quorum present.

### REPORTS OF COMMITTEES

By permission the following Reports of Committees were received:

Senator Crary, Chairman of the Committee on Judiciary "B", reported that the Committee had carefully considered the following Bill:

S. B. No. 484—A bill to be entitled An Act to amend Chapter 17097, Laws of Florida, 1935, being Chapter 84, Florida Statutes, 1949, providing that the owner, as defined in Section 1 of said Act, shall make no payments under the direct contract as therein defined until he shall have received receipted bills for the labor or material performed or supplied on said contract, or a waiver of liens, and giving to subcontractors or materialmen, as defined in said chapter, a lien against the owner's right, title, or interest in the property on which labor is performed, or to which materials are supplied, to the value thereof, and regardless of the indebtedness of the owner on the direct contract; dispensing with the necessity of cautionary notice; and repealing all laws in conflict herewith.

—and the Committee reports same without recommendation.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

Senator Clarke, Chairman of the Committee on Constitutional Amendments, reported that the Committee had carefully considered the following Bill:

S. J. R. No. 752—A joint resolution proposing an amendment to Article VIII of the Constitution of Florida relating

to counties and cities by adding thereto a Section relating to the fees and compensation of county officers.

—and recommends that it do pass.

And the Bill contained in the preceding report was placed on the Calendar of Bills on Second Reading.

### ENROLLING REPORT

May 14, 1951.

Your Enrolling Clerk, to whom was referred—

H. B. No. 412.

—Begs leave to report same has been properly enrolled, signed in open session by the President and Secretary of the Senate, and the Speaker and Chief Clerk of the House of Representatives, and this day presented to the Governor for his approval.

Very respectfully,  
ROBT. W. DAVIS,  
Secretary of the Senate as  
Ex Officio Enrolling Clerk  
of the Senate.

### HOUSE CONCURRENT RESOLUTIONS ON SECOND READING

House Concurrent Resolution No. 13—

A CONCURRENT RESOLUTION FOR APPOINTMENT OF AN INTERIM COMMITTEE OF THE HOUSE OF REPRESENTATIVES AND OF THE SENATE OF THE STATE OF FLORIDA TO INVESTIGATE DUTIES, FEES AND COMPENSATION OF COUNTY OFFICERS AND REPORT ITS FINDINGS AND MAKE RECOMMENDATIONS RELATING THERETO TO THE 1953 SESSION OF THE LEGISLATURE OF THE STATE OF FLORIDA.

WHEREAS, in the consideration of the several bills relating to duties, fees and compensation of county officers of the State of Florida, it has come to the attention of the members of the House of Representatives and of the Senate that the laws regulating duties, fees and compensation of county officers are hopelessly conflicting in their application to the several counties of the State of Florida; that many of said laws are of doubtful validity; that many of said laws are obsolete and apply to duties, practices and proceedings which are no longer required or provided for by the statutes of this State, and

WHEREAS, the Constitution of the State of Florida requires that all laws relating to fees and compensation of county officers shall be by general law, and

WHEREAS, it appears that a law or laws embracing a complete, uniform, comprehensive and workable plan or scheme for county government and for the compensation of county officers is necessary for efficient functioning of county government, NOW THEREFORE,

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF FLORIDA, THE SENATE CONCURRING:

Section 1. That a committee of five (5) members of the House of Representatives be appointed by the Speaker thereof, and three (3) members of the Senate be appointed by the President thereof, who shall make thorough investigation of the duties, fees and compensation of the county officers of the several counties of the State of Florida.

Section 2. That said committee is authorized to require such necessary papers and information as well as free access to the records and files of all State Departments and agencies and all records and files of the several counties of the State of Florida as may be necessary to enable it to effectuate the purposes of this Resolution.

Section 3. The members of said committee appointed hereunder shall receive no compensation but shall be paid their necessary expenses incurred in performing the duties required.

Section 4. That said committee, be, and it is hereby directed to solicit the cooperation of the several State Associations of County Officers and to consult with the representatives of said associations in making its investigation and formulating its recommendations hereinafter provided for.

Section 5. That said committee shall report its findings and make recommendations to the 1953 session of the Legislature of the State of Florida.

Was taken up in its order and read the second time in full.

The question was put on the adoption of the Concurrent Resolution.

Which was agreed to and House Concurrent Resolution No. 13 was adopted and the action of the Senate was ordered certified to the House of Representatives.

**SENATE BILLS ON SECOND READING**

S. B. No. 210—A bill to be entitled An Act to amend Sub-section (1) of Section 500.11, Florida Statutes, 1949, relating to the misbranding of food.

Was taken up in its order.

Senator Moore moved that the rules be waived and Senate Bill No. 210 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 210 was read the second time by title only.

Senator Moore offered the following amendment to Senate Bill No. 210:

Sub-section (1) of Section 1, at the end of the last line after the words "water ground" strike out the period, insert a comma and add the following: "where such corn meal so labeled shall have been ground on rocks having a diameter of not less than 42 inches and which revolves during the grinding of same at a speed not greater than 186 revolutions per minute"

Senator Moore moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Moore moved that the rules be further waived and Senate Bill No. 210, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 210, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 210, as amended, the roll was called and the vote was:

Yeas—31.

Mr. President	Collins	Johnston	Pope
Ayers	Crary	King	Ripley
Baker	Dayton	Leaird	Rodgers
Baynard	Franklin	Lewis	Rogells
Beall	Gautier (28th)	McArthur	Shands
Brackin	Gautier (13th)	Moore	Shivers
Carroll	Johns	Morrow	Smith
Clarke	Johnson	Pearce	

Nays—None.

So Senate Bill No. 210 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

S. B. No. 216—A bill to be entitled An Act fixing the last day on which candidates for nomination for certain county offices shall qualify for political party nomination in the primaries.

Was taken up in its order.

Senator Boyle moved that the rules be waived and Senate Bill No. 216 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 216 was read the second time by title only.

Senator King offered the following amendment to Senate Bill No. 216.

In Section 1, line 6 (typewritten bill) strike out the figure: "1st" and insert in lieu thereof the following: "20th".

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Boyle moved that the rules be further waived and Senate Bill No. 216, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 216, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 216, as amended, the roll was called and the vote was:

Yeas—31.

Mr. President	Davis	King	Ripley
Boyle	Dayton	Leaird	Rodgers
Brackin	Franklin	Lewis	Rogells
Branch	Gautier (28th)	Lindler	Shands
Carroll	Gautier (13th)	McArthur	Shivers
Clarke	Johns	Moore	Smith
Collins	Johnson	Morrow	Wright
Crary	Johnston	Pearce	

Nays—4.

Ayers	Baynard	Beall	Pope
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So Senate Bill No. 216 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

S. B. No. 227—A bill to be entitled An Act to amend Section 321.01, Florida Statutes, 1941, and 321.04, Florida Statutes, 1941, as amended by Laws of 1947, Chapter 23724, and 321.07 Florida Statutes, 1941, as amended by Laws of 1945, Chapter 22865, and as further amended by Laws of 1947, Chapter 24151, and Section 321.08, Florida Statutes, 1941, as amended by Laws of 1947, Chapter 24151, and Section 321.15 Florida Statutes, 1941, and Section 321.16 Florida Statutes, 1941, and Section 321.17 Florida Statutes, 1941, and Section 321.19 Florida Statutes, 1941, and Section 321.20 Florida Statutes, 1941, and Section 321.21 Florida Statutes, 1941, and Section 321.22 Florida Statutes, 1941, relating to the State Department of Public Safety; to prescribe its membership, duties, powers and authority; to provide for the divisions of such department, for the employees thereof, and duties and compensation; to provide for the selection and compensation of the personnel of the division of the Florida Highway Patrol of said department and their duties; to provide for other funds available for the purpose of carrying out the provisions hereof; and to provide pension benefits for certain employees of the Department of Public Safety; and to provide funds and establish methods of operation and disbursement: repealing all laws in conflict herewith and providing the effective date hereof.

Was taken up in its order.

Senator Crary moved that the rules be waived and Senate Bill No. 227 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 227 was read the second time by title only.

Senators Ayers, Beall, Boyle, Brackin, Clarke, Collins, Crary, Dayton, Gautier (13th), Johnson, Leaird, Lewis, Lindler, Moore, Morrow, Rodgers, Rogells, Sanchez, Shands, Shivers, Smith, Tucker, Davis and Johns offered the following amendment to Senate Bill No. 227:

In Section 2, after the words "for all State employees." at the end of the said Section 2 add the following: "The director is hereby authorized and shall assign one patrolman to the office of the Governor and one patrolman to the office of the Chairman of the State Road Department; said patrolman shall each be selected by the Governor and the Chairman of the State Road Department; said patrolman so assigned and so directed shall each have a rank not less than that of lieutenant, and the pay or compensation of such

patrolmen shall not be lower than that of lieutenant and said patrolmen so assigned shall be paid by the Department of Public Safety out of the appropriation made to said department; said patrolmen shall have and receive all the other benefits provided for patrolmen in the Highway Patrol Act, and any other Act now in existence or hereinafter enacted."

Senator Ayers moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Pearce offered the following amendment to Senate Bill No. 227:

"In Section 2, line 11 (typewritten bill) strike out the words: "Chief of Patrol, whose pay and allowance shall be equivalent to the rank of major; also, one Director of Training and Personnel Officer whose pay and allowance shall be equivalent to that of a captain, also, a".

Senator Pearce moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Ayers offered the following amendment to Senate Bill No. 227:

In Section 3, line 11 (typewritten bill) after the words "a maximum amount of" strike out the following words: "four thousand twenty dollars is reached. Corporals: three thousand six hundred dollars per year each for the first year; thereafter to be increased two hundred ten dollars per year until a maximum of four thousand four hundred forty dollars is reached. Sergeants: four thousand twenty dollars per year each for the first year, thereafter to be increased two hundred twenty-five dollars per year until a maximum amount of four thousand nine hundred twenty dollars is reached. First Sergeants: four thousand two hundred dollars per year each for the first year; thereafter to be increased two hundred forty dollars per year until a maximum amount of five thousand one hundred sixty dollars is reached. Lieutenants: four thousand five hundred sixty dollars per year each for the first year; thereafter to be increased two hundred forty dollars per year until a maximum amount of five thousand five hundred twenty dollars is reached. Captains: five thousand one hundred dollars each for the first year; thereafter to be increased three hundred dollars per year until a maximum amount of six thousand three hundred dollars is reached. Major: five thousand four hundred dollars per year each for the first year; thereafter to be increased three hundred dollars per year until the maximum amount of six thousand six hundred dollars is reached." and insert in lieu thereof the following: "four thousand two hundred dollars is reached. Corporals: three thousand five hundred dollars per year each for the first year; thereafter to be increased one hundred eighty dollars per year until a maximum of four thousand four hundred dollars is reached. Sergeants: four thousand dollars per year each for the first year, thereafter to be increased one hundred eighty dollars per year until a maximum amount of four thousand nine hundred dollars is reached. First Sergeants: four thousand one hundred seventy dollars per year each for the first year; thereafter to be increased one hundred eighty dollars per year until a maximum amount of five thousand seventy dollars is reached. Lieutenants: four thousand four hundred dollars per year each for the first year; thereafter to be increased one hundred eighty dollars per year until a maximum amount of five thousand three hundred dollars is reached. Captains: four thousand eight hundred dollars each for the first year; thereafter to be increased one hundred eighty dollars per year until a maximum amount of five thousand seven hundred dollars is reached. Major: five thousand four hundred dollars per year each for the first year; thereafter to be increased one hundred eighty dollars per year until the maximum amount of six thousand three hundred dollars is reached."

Senator Ayres moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Judiciary "B" offered the following amendment to Senate Bill No. 227:

In Section 3, line 29 (typewritten bill), strike out the words: insert the following: after the period: "Supervisor and executive officer of the division of State motor vehicle driver's

licenses, Department of Public Safety: fifty-four hundred dollars per year for the first year; thereafter to be increased two hundred dollars per year until a maximum of six thousand dollars per annum is reached."

Senator Crary moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Judiciary "B" also offered the following amendment to Senate Bill No. 227:

In Section 6, line 1 & 2 (typewritten bill) strike out the words: Section 6. Section 321.17 Florida Statutes 1941 is amended to read as follows: and insert in lieu thereof the following: Section 6. Subsections (1), (3), and (4) of Section 321.17, Florida Statutes, 1941, is amended to read as follows:

Senator Crary moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Judiciary "B" also offered the following amendment to Senate Bill No. 227:

In Section 6 on Page four of the typewritten bill, immediately after Subsection designated as (3) of Section 321.17, insert the following designated as Subsection (4):

(4) Members on "leave of absence" in the nation's armed services, or those who may hereafter obtain "leave of absence" and who return to service with the Florida Highway Patrol shall be given full service credit for such time; providing, that a contribution be made into the Florida Highway Patrol pension fund in an amount equal to that which would have been contributed had such member remained in the service of the patrol. Request for such service credit must be made within ninety days after returning to service with the patrol or such service credit shall be forfeited forever. When request for such service credit has been approved by the director and the executive board, contributions as required shall commence within sixty days and be made in equal payments within the following twelve months. Service credit granted to employees of the Department of Public Safety shall include such credit as has been granted for service during World War II, but in computing any service with the armed forces for credit after World War II, service credit granted shall be limited to service for a period not to exceed five years, provided said employee was on official leave of absence from the Department of Public Safety, further provided said employee has been employed for not less than one year as a patrol officer.

Senator Crary moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Collins presiding.

Senator Baynard offered the following amendment to Senate Bill No. 227:

In Section 7, line 6, (typewritten bill) strike out the words: "or who has reached the age of sixty,".

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The President presiding.

Senator Baynard also offered the following amendment to Senate Bill No. 227:

In Section 9, (typewritten bill) strike out Sub-section 3 of Section 9 and insert in lieu thereof the following:

"(3) Every member who shall be entitled to retirement under the provisions of this Act shall receive credit in computing his twenty years of service by taking into consideration his service in the Army, Navy, Marine Corps, Air Force, Coast Guard, or National Guard, (Federal Service) of the United States, provided said member of the Department of Public Safety was an employee of said department prior to entering the armed forces and received an honorable discharge from such forces and has become reemployed by the Department of Public Safety since termination of active service with the armed forces."

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Judiciary "B" offered the following amendment to Senate Bill No. 227:

In Section 8, line 4, (typewritten bill) strike out all of Subsection (1) and insert in lieu thereof the following:

"(1) In computing the length of service under this Act, such service shall include the total time spent in service with the Department of Public Safety since its creation in Chapter 19551, Laws of Florida, 1939; and in addition fifty per centum of the total time served by the individual as a city and/or county and/or state law enforcement officer, provided such service was the chief occupation of said individual while on full time regular duty as a duly constituted peace officer; and further provided said individual was employed by the Department of Public Safety prior to January 1, 1942. This law shall not apply to special police, honorary police, or guards."

Senator Crary moved the adoption of the amendment.

Which was not agreed to so the amendment failed of adoption.

The Committee on Judiciary "B" also offered the following amendment to Senate Bill No. 227:

In Section 10, line 10, (typewritten bill) strike the word "heirs" and insert in lieu thereof the following: "the widow if living or the children".

Senator Crary moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Crary moved that the rules be further waived and Senate Bill No. 227, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 227, as amended, was read the third time in full

Upon the passage of Senate Bill No. 227, as amended, the roll was called and the vote was:

Yeas—30.

Mr. President	Carroll	King	Ripley
Ayers	Clarke	Lewis	Rodgers
Baker	Crary	Lindler	Rogells
Baynard	Franklin	McArthur	Shands
Beall	Gautier (28th)	Moore	Shivers
Boyle	Gautier (13th)	Morrow	Tucker
Brackin	Johns	Pearce	
Branch	Johnson	Pope	

Nays—2.

Davis                      Johnston

So Senate Bill No. 227 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

Senator Franklin asked unanimous consent of the Senate to take up and consider House Bill No. 229, out of its order.

Which was agreed to.

H. B. No. 229—A bill to be entitled An Act authorizing banks and trust companies to reproduce by photographic or microphotographic process certain banking records and other documents; and making such photographs or microphotographs and reproductions therefrom admissible in evidence.

Was taken up.

Senator Franklin moved that the rules be waived and House Bill No. 229 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 229 was read the second time by title only.

Senator Franklin moved that the rules be further waived and House Bill No. 229 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 229 was read the third time in full.

Upon the passage of House Bill No. 229 the roll was called and the vote was:

Yeas—33.

Mr. President	Crary	King	Rodgers
Ayers	Davis	Leaird	Rogells
Baynard	Dayton	Lewis	Sanchez
Beall	Franklin	McArthur	Shivers
Boyle	Gautier (28th)	Moore	Tucker
Brackin	Gautier (13th)	Morrow	Wright
Carroll	Johns	Pearce	
Clarke	Johnson	Pope	
Collins	Johnston	Ripley	

Nays—None.

So House Bill No. 229 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Carroll withdrew Senate Bill No. 393.

Senator Sanchez asked unanimous consent of the Senate to take up and consider Committee Substitute for House Bills Nos. 10, 115, 195 and 236, out of its order.

Which was agreed to.

Committee Substitute for House Bills Nos. 10, 115, 195 and 236—A bill to be entitled An Act to amend Sections 8.01 and 8.04, Florida Statutes, relating to Congressional Districts.

Was taken up.

Senator Sanchez moved that the rules be waived and Committee Substitute for House Bills Nos. 10, 115, 195 and 236 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Committee Substitute for House Bills Nos. 10, 115, 195 and 236 was read the second time by title only.

Senator Johnston offered the following amendment to Committee Substitute for House Bills Nos. 10, 115, 195 and 236:

In Section 1, line 36. (typewritten bill) strike out the word: "Citrus".

Senator Johnston moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Johnston also offered the following amendment to Committee Substitute for House Bills Nos. 10, 115, 195 and 236:

In Section 1, lines 24 and 25, (typewritten bill) strike out the words: "and Brevard" and insert in lieu thereof the following: ", Brevard and Citrus".

Senator Johnston moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Sanchez moved that the rules be further waived and Committee Substitute for House Bills Nos. 10, 115, 195 and 236, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Committee Substitute for House Bills Nos. 10, 115, 195 and 236, as amended, was read the third time in full.

Upon the passage of Committee Substitute for House Bills Nos. 10, 115, 195 and 236, as amended, the roll was called and the vote was:

Yeas—36.

Mr. President	Clarke	Johnson	Pope
Ayers	Collins	Johnston	Ripley
Baker	Crary	King	Rodgers
Baynard	Davis	Leaird	Rogells
Beall	Dayton	Lewis	Sanchez
Boyle	Franklin	Lindler	Shands
Brackin	Gautier (28th)	McArthur	Shivers
Branch	Gautier (13th)	Morrow	Smith
Carroll	Johns	Pearce	Wright

Nays—None.

So Committee Substitute for House Bills Nos. 10, 115, 195 and 236 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By unanimous consent Senator Sanchez withdrew Senate Bill No. 42.

By unanimous consent Senator Morrow withdrew Senate Bill No. 416.

Senator Franklin asked unanimous consent of the Senate to take up and consider House Bill No. 227, out of its order.

Which was agreed to.

H. B. No. 227—A bill to be entitled An Act authorizing the destruction of certain bank records after a period of ten years, and limiting the liability of banks destroying records after the expiration of such period.

Was taken up.

Senator Franklin moved that the rules be waived and House Bill No. 227 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 227 was read the second time by title only.

Senator Franklin moved that the rules be further waived and House Bill No. 227 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 227 was read the third time in full.

Upon the passage of House Bill No. 227 the roll was called and the vote was:

Yeas—31.

Mr. President	Crary	King	Rodgers
Ayers	Davis	Leaird	Rogells
Baynard	Dayton	Lindler	Sanchez
Boyle	Franklin	McArthur	Shands
Brackin	Gautier (28th)	Morrow	Shivers
Branch	Gautier (13th)	Pearce	Smith
Carroll	Johns	Pope	Tucker
Clarke	Johnson	Ripley	

Nays—1.

Johnston

So House Bill No. 227 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Carroll withdrew Senate Bill No. 395.

Senator Franklin asked unanimous consent of the Senate to take up and consider House Bill No. 464, out of its order.

Which was agreed to.

H. B. No. 464—A bill to be entitled An Act to amend Section 1 of Chapter 20940, Acts of 1941, being Section 653.81, Subsection (1), Florida Statutes, being an Act entitled: "An Act to increase to the public credit facilities of banks, trust companies and national banks doing business in this State by fixing the rate of interest or discount that may be charged on loans not exceeding one thousand five hundred dollars (\$1,500.00)," and

providing that said Act shall henceforth apply to loans not exceeding two thousand five hundred dollars (\$2,500.00).

Was taken up.

Senator Franklin moved that the rules be waived and House Bill No. 464 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 464 was read the second time by title only.

Senator Franklin moved that the rules be further waived, and House Bill No. 464 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 464 was read the third time in full.

Upon the passage of House Bill No. 464 the roll was called and the vote was:

Yeas—29.

Mr. President	Carroll	Johnson	Rogells
Ayers	Clarke	King	Sanchez
Baker	Crary	Lindler	Shands
Baynard	Davis	Moore	Shivers
Beall	Dayton	Morrow	Tucker
Boyle	Franklin	Pearce	
Brackin	Gautier (28th)	Ripley	
Branch	Gautier (13th)	Rodgers	

Nays—2.

Johnston Pope

So House Bill No. 464 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Carroll withdrew Senate Bill No. 398.

Senator Franklin moved that House Bill No. 231 be recalled from the Committee on Judiciary "B" and placed on the Calendar of Bills on Second Reading.

Which was agreed to and it was so ordered.

Senator Franklin asked unanimous consent of the Senate to take up and consider House Bill No. 231, out of its order.

Which was agreed to.

H. B. No. 231—A bill to be entitled An Act to amend Section 733.43 Florida Statutes, 1949, by permitting the filing of annual reports in probate matters subject to election by personal representatives on the basis of the fiscal year as well as the calendar year.

Was taken up.

Senator Franklin moved that the rules be waived and House Bill No. 231 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 231 was read the second time by title only.

Senator Franklin moved that the rules be further waived and House Bill No. 231 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 231 was read the third time in full.

Upon the passage of House Bill No. 231 the roll was called and the vote was:

Yeas—31.

Mr. President	Brackin	Franklin	Lindler
Ayers	Branch	Gautier (28th)	McArthur
Baker	Carroll	Gautier (13th)	Moore
Baynard	Clarke	Johnson	Morrow
Beall	Crary	Johnston	Pearce
Boyle	Davis	King	Pope

Ripley                      Rogells                      Shands                      Tucker  
Rodgers                      Sanchez                      Shivers

Nays—None.

So House Bill No. 231 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Carroll withdrew Senate Bill No. 397.

S. B. No. 399—A bill to be entitled An Act with reference to trust receipts and pledges of personal property unaccompanied by possession in the pledgee and to make uniform the law with reference thereto.

Was taken up.

Senator Franklin moved that the rules be waived and Senate Bill No. 399 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 399 was read the second time by title only.

Senator Franklin moved that the rules be further waived and Senate Bill No. 399 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 399 was read the third time in full.

Upon the passage of Senate Bill No. 399 the roll was called and the vote was:

Yeas—30.

Mr. President	Crary	Lewis	Rodgers
Baker	Davis	Lindler	Rogells
Baynard	Franklin	McArthur	Shands
Boyle	Gautier (28th)	Moore	Shivers
Brackin	Gautier (13th)	Morrow	Smith
Branch	Johnson	Pearce	Tucker
Carroll	Johnston	Pope	
Clarke	King	Ripley	

Nays—None.

So Senate Bill No. 399 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Brackin asked unanimous consent of the Senate to take up and consider Senate Bill No. 704, out of its order.

Which was agreed to.

S. B. No. 704—A bill to be entitled An Act cancelling of Record Tax Sale Certificate No. 129, of the sale of July 6, 1925, covering certain lands in Okaloosa County, State of Florida; authorizing and directing the Clerk of the Circuit Court in and for Okaloosa County, State of Florida, to cancel said tax sale certificate of record; and renouncing all right, title and interest whatsoever of the State of Florida, in and to the following described land, to-wit:

The Southwest Quarter (SW¼) in Section 8, Township 3 north of Range 23 West,

under and by virtue of said certificate.

Was taken up.

Senator Brackin moved that the rules be waived and Senate Bill No. 704 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 704 was read the second time by title only.

Senator Brackin moved that the rules be further waived and Senate Bill No. 704 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 704 was read the third time in full.

Upon the passage of Senate Bill No. 704 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rogells
Baker	Davis	Lewis	Sanchez
Baynard	Dayton	Lindler	Shands
Beall	Franklin	McArthur	Shivers
Boyle	Gautier (28th)	Moore	Smith
Brackin	Gautier (13th)	Morrow	Tucker
Branch	Johns	Pearce	Wright
Carroll	Johnson	Pope	
Clarke	Johnston	Ripley	

Nays—None.

So Senate Bill No. 704 passed, title as stated, by the required Constitutional two-thirds vote of all members elected to the Senate for the 1951 Session of the Florida Legislature and the action of the Senate was ordered certified to the House of Representatives.

Senator Boyle asked unanimous consent of the Senate to take up and consider Senate Bill No. 351, out of its order.

Which was agreed to.

S. B. No. 351—A bill to be entitled An Act providing for the relief of Nolan Fore to indemnify him for losses sustained by him in the dipping of his cattle at the direction of the State Live Stock Sanitary Board, during the years 1948, 1949 and 1950 in a tick infested area in Volusia County, Florida, in a mixture containing DDT and arsenic which produced his said losses and designating the fund from which such payment shall be made.

Was taken up

Senator Boyle moved that the rules be waived and Senate Bill No. 351 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 351 was read the second time by title only.

Senator Boyle moved that the rules be further waived and Senate Bill No. 351 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 351 was read the third time in full.

Upon the passage of Senate Bill No. 351 the roll was called and the vote was:

Yeas—25.

Mr. President	Crary	Lewis	Shands
Baker	Davis	Lindler	Shivers
Beall	Gautier (28th)	McArthur	Smith
Boyle	Gautier (13th)	Moore	Tucker
Brackin	Johnson	Morrow	
Branch	Johnston	Ripley	
Carroll	King	Rogells	

Nays—3.

Baynard	Clarke	Pope
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So Senate Bill No. 351 failed to pass by the required Constitutional two-thirds vote of all members elected to the Senate for the 1951 Session of the Florida Legislature.

Senator Baynard moved that the Senate reconsider the vote by which Senate Bill No. 351 failed to pass the Senate this day.

And the motion went over under the rule.

Senator Ripley asked unanimous consent of the Senate to take up and consider Senate Bill No. 379, out of its order.

Which was agreed to.

S. B. No. 379—A bill to be entitled An Act relating to punishment and providing that whenever punishment by imprisonment is prescribed the court may in its discretion,

where the sentence is for a term of two years or less, direct that the imprisonment be in the county jail.

Was taken up.

Senator Ripley moved that the rules be waived and Senate Bill No. 379 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 379 was read the second time by title only.

Senators Tucker and Ripley offered the following amendment to Senate Bill No. 379:

In Section 1, line 7 (typewritten bill), strike out the period and insert in lieu thereof the following: " , provided however this Act shall apply only to those counties in which the Board of County Commissioners thereof shall have previously adopted a resolution accepting the provisions of this Act."

Senator Ripley moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Ripley moved that the rules be further waived and Senate Bill No. 379, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 379, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 379, as amended, the roll was called and the vote was:

Yeas—28.

Mr. President	Crary	King	Ripley
Baynard	Davis	Lindler	Rodgers
Boyle	Franklin	McArthur	Rogells
Brackin	Gautier (28th)	Moore	Shands
Branch	Gautier (13th)	Morrow	Shivers
Carroll	Johns	Pearce	Smith
Clarke	Johnston	Pope	Tucker

Nays—1.

Lewis

So Senate Bill No. 379 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

Senator Boyle asked unanimous consent of the Senate to take up and consider House Bill No. 221, out of its order.

Which was agreed to.

H. B. No. 221—A bill to be entitled An Act authorizing Boards of County Commissioners of the several counties of the State of Florida to enter into and carry into effect contracts and agreements with each other relating to their common duties and functions, and authorizing said Boards to contribute to a central agency provided for in said contract when a common agency of said counties could perform the common duties and functions of said boards more efficiently and economically than when such duties and functions are performed by each county independently.

Was taken up.

Senator Boyle moved that the rules be waived and House Bill No. 221 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 221 was read the second time by title only.

Senator Boyle moved that the rules be further waived and House Bill No. 221 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 221 was read the third time in full.

Upon the passage of House Bill No. 221 the roll was called and the vote was:

Yeas—28.

Mr. President	Clarke	King	Pope
Baker	Crary	Lewis	Ripley
Baynard	Davis	Lindler	Rogells
Boyle	Gautier (28th)	McArthur	Shands
Brackin	Gautier (13th)	Moore	Shivers
Branch	Johns	Morrow	Smith
Carroll	Johnston	Pearce	Tucker

Nays—None.

So House Bill No. 221 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Boyle withdrew Senate Bill No. 189.

Pursuant to House Concurrent Resolution No. 14, the Senate formed in processional order and marched in a body to the hall of the House of Representatives in the order of their services as Senators preceded by the President and the President Pro Tempore of the Senate, who were preceded by the Secretary of the Senate, the way being opened to the hall of the House of Representatives for the Senators by the Sergeant-at-Arms of the Senate.

Honorable B. Elliott, Speaker of the House of Representatives, received the President of the Senate on the rostrum and requested him to preside over the joint assembly.

The President in the Chair.

By direction of the President, the Chief Clerk of the House of Representatives called the roll of the House of Representatives and the following members answered to their names:

Mr. Speaker	David	McFarland, E. B.	Saunders, S. D.
Akridge	Dekle	McFarlin, J. L.	Shaffer
Andrews	Dowda	McKendree	Shepperd
Atkinson	Dukes	McKenzie	Simpson
Ayres	Duncan	McLaren	Smith, Claude
Bailey	Fascell	Melvin	Smith, Lisle W.
Beasley	Floyd	Merchant	Smith, M. B.
Belser	Fuqua	Mitts	Smith, S. C.
Bollinger	Getzen	Moody	Stewart
Boyd	Griner	Morgan	Summers
Bronson	Haley	Murray	Surles
Bryant	Hammons	Nesmith	Sweeny
Burnsed	Hathaway	Okell	Tapper
Burton	Henderson	Papy	Tate
Burwell	Hendry	Patton	Turlington
Campbell	Inman	Payne	Usina
Carlton	Jacobs	Pearce	Watson
Chambers	Jernigan	Peeples	Webb
Cobb	Johnson	Pittman	Whitlock
Conner	Jones	Putnal	Williams, F.
Cook	Kirkland	Roberts	Williams, V. A.
Courtney	Lancaster	Rood	
Cramer	Mathis	Rowell	
Darby	McAlpin	Saunders, D. H.	

—93.

A quorum of the House of Representatives was declared present.

By direction of the President, the Secretary of the Senate called the roll of the Senate and the following Senators answered to their names:

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rogells
Baker	Davis	Lewis	Sanchez
Baynard	Dayton	Lindler	Shands
Beall	Franklin	McArthur	Shivers
Boyle	Gautier (28th)	Moore	Smith
Brackin	Gautier (13th)	Morrow	Tucker
Branch	Johns	Pearce	Wright
Carroll	Johnston	Pope	
Clarke	Johnston	Ripley	

—38.

A quorum of the Senate was declared present.

The President announced a quorum of the joint assembly present.

Honorable R. A. Gray, Secretary of State, Honorable Richard W. Ervin, Attorney General, Honorable Clarence M. Gay, Comptroller, Honorable Nathan Mayo Commissioner of Agriculture, and Honorable Thomas D. Bailey, Superintendent of Public Instruction, of the Cabinet of the State of Florida, appeared in a body at the Bar of the House of Representatives and were received by the joint assembly standing.

Mr. Henderson of Leon moved that a committee be appointed to escort the Honorable Millard F. Caldwell, Federal Civil Defense Administrator, to the rostrum.

Which was agreed to.

And the President appointed Messrs. Henderson of Leon, Bollinger of Palm Beach and Simpson of Jefferson, on the part of the House of Representatives, and Senators Morrow and Shivers on the part of the Senate as the committee.

Honorable Millard F. Caldwell was duly escorted to the rostrum where he was graciously received, the joint assembly standing.

Mr. Caldwell was presented to the Body by the President and addressed the joint assembly.

Following the address of Honorable Millard F. Caldwell, Civil Defense Administrator, Senator Gautier (13th) moved that the Senate repair to the Senate Chamber.

Which was agreed to and it was so ordered.

The Senate returned to the Senate Chamber in processional order and resumed its session at 5:33 o'clock P. M.

The roll was called and the following Senators answered to their names:

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rogells
Baker	Davis	Lewis	Sanchez
Baynard	Dayton	Lindler	Shands
Beall	Franklin	McArthur	Shivers
Boyle	Gautier (28th)	Moore	Smith
Brackin	Gautier (13th)	Morrow	Tucker
Branch	Johns	Pearce	Wright
Carroll	Johnson	Pope	
Clarke	Johnston	Ripley	

—38.

A quorum present.

The hour of adjournment having arrived a point of order was called and the Senate stood adjourned at 5:35 o'clock P. M., until 11:00 o'clock A. M., Tuesday, May 15, 1951.