

JOURNAL OF THE SENATE

486

Tuesday, May 15, 1951

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Monday, May 14, 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:

"O Lord of hosts, upon Thy mercy we cast our guilt, upon Thy power we reckon our strength, upon Thy wisdom we set our course. Bless Thou our native land and all those with responsibilities of rulership or defense. Give us a renewed faith in Thee as the unfailing Ally, and the only reliable Counselor. Upon the President and Members of this Senate we invoke Thy continued blessing. Meet the needs this day of each of them, and of their loved ones. May they faithfully complete the task entrusted to them with utmost loyalty to the people whom they represent, and a clear conscience before Thee. In the name of Christ Jesus, our Lord—Amen"

The reading of the Journal was dispensed with.

The Senate daily Journal of Monday, May 14, 1951, was corrected as follows:

Page 18, column 1, line 11, strike out the figures "12" and insert in lieu thereof the figures "11".

Also—

Page 18, column 1, line 20, strike out the figures "12" and insert in lieu thereof the figures "11".

Also—

Page 19, column 1, line 24, strike out the figure "7" and insert in lieu thereof the figures "10".

And as corrected was approved.

REPORTS OF COMMITTEES

Senator Shivers, Chairman of the Committee on Public Roads and Highways, reported that the Committee had carefully considered the following Bill:

S. B. No 618—A bill to be entitled An Act declaring that all public roads and streets now in existence or hereafter constructed out of public funds serve a general public and State purpose, designating such roads as State roads and providing that this Act shall not make Sections 588.07 through 588.26 inclusive, Florida Statutes, relating to livestock running at large, effective as to such roads until they are accepted for maintenance by the State Road Department.

—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 Carroll, Chairman of the Committee on Banking and Building and Loans reported that the Committee had carefully considered the following Bill:

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.

—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 Ripley, Chairman of the Committee on Judiciary "C", reported that the Committee had carefully considered the following Bills:

S. B. No. 660—A bill to be entitled An Act to amend Section 440.30, Florida Statutes, relating to workmen's compensation; provides for taking of depositions.

S. B. No. 762—A bill to be entitled An Act providing that pension or profit sharing plans and programs shall not be subject to the rule against perpetuities, the rule against suspension of the power of alienation or the rule against accumulation of income.

S. B. No. 729—A bill to be entitled An Act providing the date upon which Statutes and Acts of the Legislature, based upon population, shall become effective as to counties, municipalities, and other subdivisions of the state coming within their purview subsequent to enactment.

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.

—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 Shivers, Chairman of the Committee on Public Roads and Highways, reported that the Committee had carefully considered the following Bills:

S. B. No. 731—A bill to be entitled An Act designating and establishing a certain State road in Volusia County, Florida.

S. B. No. 757—A bill to be entitled An Act declaring that all public roads and streets in and for all counties in Florida having a population of not less than 100,000 and not more than 114,000 inhabitants, according to the last official census, now in existence or hereafter constructed out of public funds serve a general public and State purpose, designating such roads as State roads and providing that this Act shall not make Sections 588.07 through 588.26 inclusive, Florida Statutes, relating to livestock running at large, effective as to such roads until they are accepted, paved and maintained by the State Road Department.

—and recommends that they do pass.

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

ENGROSSING REPORTS

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

S. B. No. 679—A bill to be entitled An Act making appropriations for the salaries of the officers and employees of the

State and for the current operating expenses of the departments and branches of the State Government and for the capital outlay and repairs as provided for herein for the annual periods beginning July 1, 1951 and July 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. 679, contained in the above report was ordered certified to the House of Representatives.

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

S. B. No. 378—A bill to be entitled An Act to amend Section 341.15, Florida Statutes, relating to contracts with the State Road Department.

—begs leave to report that the Senate amendment has 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. 378, contained in the above report was ordered certified to the House of Representatives.

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

S. B. No. 584—A bill to be entitled An Act amending Subsection (C) of Section 1, Subsection (K) of Section 2 and the second paragraph of Section 3 of Chapter 22960, Laws of Florida, 1945, pertaining to certain powers of counties having a population of over 275,000 according to the last or any future official federal or State census, with special reference to certain public projects and the operation and financing thereof, by enlarging the definition of the word "project," granting the Board of County Commissioners power to lease certain projects under certain conditions, and providing for the issuance of bonds without limitation or restriction.

—begs leave to report that the Senate amendment has 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. 584, contained in the above report was ordered certified to the House of Representatives.

ENROLLING REPORTS

Your Enrolling Clerk to whom was referred—

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|---------------|---------------|
| S. B. No. 156 | S. B. No. 579 |
| S. B. No. 274 | S. B. No. 586 |
| S. B. No. 276 | S. B. No. 591 |
| S. B. No. 277 | S. B. No. 599 |
| S. B. No. 285 | S. B. No. 601 |
| S. B. No. 332 | S. B. No. 602 |
| S. B. No. 387 | S. B. No. 604 |
| S. B. No. 432 | S. B. No. 609 |
| S. B. No. 449 | S. B. No. 617 |
| S. B. No. 450 | S. B. No. 646 |
| S. B. No. 533 | S. B. No. 671 |
| S. B. No. 567 | S. B. No. 674 |

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| S. B. No. 697 | S. B. No. 709 |
| S. B. No. 703 | S. B. No. 710 |

—begs leave to report same have been properly enrolled, signed by the President and Secretary of the Senate, and by the Speaker and Chief Clerk of the House of Representatives, and presented to the Governor on May 15, 1951, for his approval.

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

May 15, 1951.

Your Enrolling Clerk, to whom was referred—

- | | |
|---------------|---------------|
| H. B. No. 30 | H. B. No. 487 |
| H. B. No. 212 | H. B. No. 150 |
| H. B. No. 327 | |

—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 Ripley asked unanimous consent of the Senate to take up and consider House Bill No. 955, out of its order.

Which was agreed to.

H. B. No. 955—A bill to be entitled An Act amending Section 8 of Chapter 24611, Laws of Florida, Special Acts of 1947, entitled, "An Act authorizing the City of Jacksonville to acquire, construct, maintain and operate off-street automobile parking facilities; providing for methods of financing same; authorizing said city to enter into leases of its lands and contracts with others for the construction, maintenance and operation of such facilities; and for other purposes in connection therewith", as amended by Chapter 25925, Laws of Florida, Special Acts of 1949, so as to provide that the aggregate amount of revenue certificates or bonds payable solely out of revenues derived from off-street parking facilities which shall be issued and outstanding without having been submitted to a referendum shall not exceed the total sum of six million five hundred thousand dollars.

Was taken up.

Senator Ripley moved that the rules be waived and House Bill No. 955 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 955 was read the second time by title only.

Senator Ripley moved that the rules be further waived and House Bill No. 955 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. 955 was read the third time in full.

Upon the passage of House Bill No. 955 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. 955 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

INTRODUCTION OF RESOLUTIONS, MEMORIALS, BILLS AND JOINT RESOLUTIONS

By Senator King—

S. B. No. 800—A bill to be entitled An Act to amend Chapter 11299, Laws of Florida, Acts of 1925, as amended, relating to the charter of the City of Winter Haven, Florida, said amendments to provide for the election of the mayor at the regular meeting of the City Commission on the third Tuesday in October of each year; that the newly elected city commissioner or commissioners shall assume their duties of office at 8:00 o'clock P. M. on the third Tuesday in October immediately following election; providing that in cases of purchases, but not sales, in an amount to exceed \$500.00 opportunity for competition shall be given; and changing the fiscal year so as to begin on the first day of November and end on the 31st day of October of each year; and repealing all laws and parts of laws in conflict with the provisions of this Act.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 800 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 King moved that the rules be waived and Senate Bill No. 800 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 800 was read the second time by title only.

Senator King moved that the rules be further waived and Senate Bill No. 800 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. 800 was read the third time in full.

Upon the passage of Senate Bill No. 800 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	Shivers
Beall	Franklin	McArthur	Smith
Boyle	Gautier (28th)	Moore	Tucker
Brackin	Gautier (13th)	Morrow	Wright
Branch	Johns	Pearce	
Carroll	Johnson	Pope	
Clarke	Johnston	Ripley	

Nays—None.

So Senate Bill No. 800 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Johnson—

S. B. No. 801—A bill to be entitled An Act, relating to the filing fees to be paid to the clerks of the circuit and county courts in civil causes of action in all counties of the State of Florida, having a population of not less than 36,400 nor more than 37,000, according to the 1950 Federal census; providing the effective date hereof; excepting suits now pending and repealing all laws in conflict therewith.

Which was read the first time by title only.

Senator Johnson moved that the rules be waived and Senate Bill No. 801 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 801 was read the second time by title only.

Senator Johnson moved that the rules be further waived and Senate Bill No. 801 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. 801 was read the third time in full.

Upon the passage of Senate Bill No. 801 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. 801 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Johnson—

S. B. No. 802—A bill to be entitled An Act for the relief of Quincy Livestock Company for damages sustained as a result of defective State road construction and authorizing payment thereof by the State Road Department.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senator Shivers—

S. B. No. 803—A bill to be entitled An Act for the relief of Alfred Morning and providing an appropriation for damages sustained by reason of the death of Alfred Morning, Jr. by electrocution under the Highland View Bridge in Gulf County, and providing for the payment of same.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senator Ripley—

S. B. No. 804—A bill to be entitled An Act to authorize all cities in the State of Florida having a population of not less than one hundred fifty thousand (150,000) and not more than two hundred twenty-five thousand (225,000) inhabitants according to the most recent official census to appropriate and contribute, not to exceed, twenty five thousand (\$25,000) dollars to each non-profit Junior College located therein which such cities are not authorized to contribute to under any other law.

Which was read the first time by title only.

Senator Ripley moved that the rules be waived and Senate Bill No. 804 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 804 was read the second time by title only.

Senator Ripley moved that the rules be further waived and Senate Bill No. 804 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. 804 was read the third time in full.

Upon the passage of Senate Bill No. 804 the roll was called and the vote was:

Yeas—38

Mr. President	Beall	Carroll	Davis
Ayers	Boyle	Clarke	Dayton
Baker	Brackin	Collins	Franklin
Baynard	Branch	Crary	Gautier (28th)

Gautier (13th)	Lewis	Pope	Shivers
Johns	Lindler	Ripley	Smith
Johnson	McArthur	Rodgers	Tucker
Johnston	Moore	Rogells	Wright
King	Morrow	Sanchez	
Leaird	Pearce	Shands	

Nays—None.

So Senate Bill No. 804 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives

By Senator Ayers—

S. B. No. 805—A bill to be entitled An Act to designate and establish a certain State Road in the City of Cedar Keys, Levy County, Florida as an extension of State Road No. 24, declaring the same to be a part of the system of State Roads, authorizing the construction or reconstruction of a bridge or causeway over a portion of said road, and providing that the same is to be constructed, maintained and supervised by the State Road Department.

Which was read the first time by title only.

Senator Ayers moved that the rules be waived and Senate Bill No. 805 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 805 was read the second time by title only.

Senator Ayers moved that the rules be further waived and Senate Bill No. 805 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. 805 was read the third time in full.

Upon the passage of Senate Bill No. 805 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. 805 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. 806—A bill to be entitled An Act to amend paragraph three (3) Section 322.21, of Chapter 20451, General Laws of Florida of 1941, being Section 322.21 of the Florida Statutes for 1949 relating to fees to be paid for licenses and machinery for handling and collecting the same.

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

By Senator Beall—(By Request)—

S. B. No. 807—A bill to be entitled An Act to amend Section 322.07 of Chapter 20451 General Laws of Florida of 1941, being Section 322.07 of the Florida Statutes for 1949 relating to the instruction permits and temporary licenses.

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

By Senator Beall—(By Request)—

S. B. No. 808—A bill to be entitled An Act to amend Section 322.16 of Chapter 20451 General Laws of Florida of 1941, being Section 322.16 of the Florida Statutes for 1949 relating to restricted licenses.

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

By Senator Collins—

S. B. No. 809—A bill to be entitled An Act relating to the compensation of the county judge in all counties of the State of Florida having a population of more than forty-five thousand inhabitants, and not more than fifty-five thousand inhabitants, according to the 1950 Federal census or any succeeding Federal census; providing that the compensation of such county judges while performing the duties of ex-officio juvenile judge, shall be in addition to the compensation allowed such county judge under the provisions of Section 145.01, Florida Statutes of 1949, and amendments thereto; and repealing all laws in conflict herewith, and ratifying compensation previously paid said judges.

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

By Senator Collins—

S. B. No. 810—A bill to be entitled An Act fixing and providing for the payment of salaries of supervisors of registration in counties of the State of Florida having a population of not less than 43,000 and not more than 57,000 according to the last preceding federal census.

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

By Senator Collins—

S. B. No. 811—A bill to be entitled An Act fixing and determining the compensation of members of Boards of County Commissioners in all counties of the State of Florida having a population of more than 43,000 and less than 57,000 according to the last preceding federal census.

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

By Senator Collins—

S. B. No. 812—A bill to be entitled An Act amending Sections 120 and 121 of Chapter 8374, Laws of Florida, Acts of 1919, the same being An Act entitled "An Act to abolish the present municipal government of the City of Tallahassee, in the County of Leon, in the State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Tallahassee, and to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges," relating to the municipal elections of said city and the registration of voters therein, by providing for regular municipal elections to be held on the Fourth Tuesday in February of each year and for the registration books of the city to be opened during each day that the city hall shall be open for the transaction of business except during the month of February.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 812 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 Collins moved that the rules be waived and Senate Bill No. 812 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 812 was read the second time by title only.

Senator Collins moved that the rules be further waived and Senate Bill No. 812 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. 812 was read the third time in full.

Upon the passage of Senate Bill No. 812 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. 812 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Collins—

S. B. No. 813—A bill to be entitled An Act amending Section 12 of Chapter 8374, Laws of Florida, Acts of 1919, entitled "An Act to abolish the present municipal government of the City of Tallahassee, in the County of Leon, in the State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Tallahassee, and to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges," relating to candidates for the office of City Commission and prohibiting the canvass of votes thereby, by removing such prohibition and imposing a limitation upon the expenditure of funds thereby.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 813 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 Collins moved that the rules be waived and Senate Bill No. 813 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 813 was read the second time by title only.

Senator Collins moved that the rules be further waived and Senate Bill No. 813 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. 813 was read the third time in full.

Upon the passage of Senate Bill No. 813 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. 813 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Collins—

S. B. No. 814—A bill to be entitled An Act amending Section 1 of Chapter 26,245, Laws of Florida, Acts of 1949, entitled "An Act creating a Municipal Hospital Board of the City of Tallahassee, providing for the appointment to and membership of said board, and prescribing the powers and duties of said board and the qualification of members thereof and repealing all laws or parts of laws in conflict with the provisions thereof," relating to the Municipal Hospital Board of the City of Tallahassee, by providing for a board composed of seven

members, the appointment to membership on said board, the terms of its members, prescribing their qualifications, and providing for the removal of any member of said board for cause.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 814 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 Collins moved that the rules be waived and Senate Bill No. 814 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 814 was read the second time by title only.

Senator Collins moved that the rules be further waived and Senate Bill No. 814 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. 814 was read the third time in full.

Upon the passage of Senate Bill No. 814 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. 814 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Collins—

S. B. No. 815—A bill to be entitled An Act amending Section 9 of Chapter 8374, Laws of Florida, Acts of 1919, entitled "An Act to abolish the present municipal government of the City of Tallahassee, in the County of Leon, in the State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Tallahassee, and to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges," as amended by Chapter 26,249, Laws of Florida, Acts of 1949, relating to the creation of the City Commission of the City of Tallahassee, by providing that members of the City Commission of said city elected subsequent to the year 1951 shall hold office for a full term of three years on said commission.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 815 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 Collins moved that the rules be waived and Senate Bill No. 815 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 815 was read the second time by title only.

Senator Collins moved that the rules be further waived and Senate Bill No. 815 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. 815 was read the third time in full.

Upon the passage of Senate Bill No. 815 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. 815 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Collins —

S. B. No. 816—A bill to be entitled An Act authorizing the City of Tallahassee to abate certain nuisances, including weeds, grass or underbrush, upon property within the city, to assess the costs and expenses of such abatement, and issue lien certificates therefor against the property on which such nuisances exist, to foreclose such liens and to recover the costs and attorney's fees in foreclosure proceedings brought therefor.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 816 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 Collins moved that the rules be waived and Senate Bill No. 816 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 816 was read the second time by title only.

Senator Collins moved that the rules be further waived and Senate Bill No. 816 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. 816 was read the third time in full.

Upon the passage of Senate Bill No. 816 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. 816 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Davis—

S. B. No. 817—A bill to be entitled An Act authorizing the combining and coordinating of public health service in Madison County, Florida, under one county health and hospital unit; to abolish the preventative public health activities of the health departments heretofore maintained and operated by certain of the towns and municipalities in said county, and providing authority for such towns and municipalities to make available all facilities, quarters, offices, furniture, equipment and appurtenances held and used exclusively in the

operation and conduct of the public health service of the various towns and municipalities in Madison County to the custody and control of the Madison County Health and Hospital Board; to provide for the appointment of a health and hospital board, which shall be the governing body of the Madison County Health Unit, and prescribing its powers, authorities and duties; providing for the appropriation of funds by Madison County to pay the cost of maintenance and operation of said Madison County Health and Hospital Unit for the benefit of the citizens of said county and of the various towns and municipalities therein; to prescribe the duties, rights and authorities of the Board of County Commissioners of said county in relation to the subject hereof; to provide a budget system of operations for such health unit; to authorize such health and hospital unit to charge fees for services rendered by it and supply its services to the indigent of the county without exacting any fee for services so rendered; to provide a method of cooperation and affiliation with any state or federal public health and hospital agency or department, and permitting such county unit to receive state and federal public health and hospital funds, and prescribing the duties of certain state officials in relation thereto; to repeal all laws or parts of laws in conflict herewith and validating all proceedings of the Madison County Memorial Association, Inc., created by Chapters 24673 and 24674, Laws of Florida, Acts of 1947; to provide a procedure for the issuance of securities to assist in financing the cost of the purposes of the Act, and prescribing certain other things incidental to the main purpose of this Act.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 817 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 Davis moved that the rules be waived and Senate Bill No. 817 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 817 was read the second time by title only.

Senator Davis moved that the rules be further waived and Senate Bill No. 817 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. 817 was read the third time in full.

Upon the passage of Senate Bill No. 817 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. 817 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Ripley—

S. B. No. 818—A bill to be entitled An Act providing for the payment of a pension to the widows of certain Circuit Judges, prescribing the conditions under which same shall be payable, fixing the amount thereof, prescribing a time and manner of payment thereof, and the fund from which such payment shall be made and making appropriation for the payment thereof.

Which was read the first time by title only and referred to the Committee on Pensions and Claims.

By Senator Ripley—

S. B. No. 819—A bill to be entitled An Act excepting the Jesters, a non-profit social club corporation of Duval County, Florida, from the provisions of Sub-section 4 of Section 561.20 Florida Statutes, 1941, as amended by Chapter 23746 Acts of 1947 in regard to the limitation therein imposed upon the number of club licenses that may be issued in Duval County, Florida, under the provisions of Sub-section 11 of Section 561.34 Florida Statutes 1941, as amended by Chapter 23746 Acts of 1947, and excepting the Jesters Club from the provisions of any other laws of the State of Florida, General, Special, or Local, limiting the number of such licenses that may be issued.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 819 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. 819 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 819 was read the second time by title only.

Senator Ripley moved that the rules be further waived and Senate Bill No. 819 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. 819 was read the third time in full.

Upon the passage of Senate Bill No. 819 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. 819 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Baynard—

S. B. No. 820—A bill to be entitled An Act allowing certain persons to be examined by the State Board of Law Examiners for admission to the practice of law; and providing for certain prerequisites for such examination and admission to practice.

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

By Senator Baynard—

S. B. No. 821—A bill to be entitled An Act amending Sections 5 and 10, Chapter 26465, Laws of Florida, Acts of 1949, entitled: "An Act to create a County Budget Commission in Pinellas County, Florida; and to prescribe the powers, duties and functions of such County Budget Commission and the qualifications, terms of office and methods of appointment of members thereof; and to authorize such County Budget Commission to make and control the budget receipts and expenditures of the Board of County Commissioners, the Board of Public Instruction, the Board of Health, the Board of Juvenile Welfare, the Anti-Mosquito Board, and all other boards, commissions, and officials of such county or of taxing districts situate therein authorized to raise and expend moneys for county or district purposes."

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 821 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 Baynard moved that the rules be waived and Senate Bill No. 821 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 821 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Senate Bill No. 821 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. 821 was read the third time in full.

Upon the passage of Senate Bill No. 821 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. 821 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Baynard—

S. B. No. 822—A bill to be entitled An Act to abolish the present municipal governments of the Town of Madeira Beach, Florida, and the Town of South Madeira Beach, Florida, and to create and organize a municipality to be known and designated as the City of Madeira Beach, Florida, and to define its territorial boundaries, and to provide for its government, jurisdiction, powers, privileges, franchise and immunities and to confirm its title to all town property now held by the Town of Madeira Beach and the Town of South Madeira Beach validating all ordinances heretofore passed by said towns and prescribing the general powers to be exercised by said city; to provide for a referendum election to be held to determine whether or not this Act shall take effect and to repeal all laws and parts of laws in conflict herewith.

Which was read the first time by title only.

Senator Baynard moved that the rules be waived and Senate Bill No. 822 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 822 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Senate Bill No. 822 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. 822 was read the third time in full.

Upon the passage of Senate Bill No. 822 the roll was called and the vote was:

Yeas—38.

Mr. President	Beall	Carroll	Davis
Ayers	Boyle	Clarke	Dayton
Baker	Brackin	Collins	Franklin
Baynard	Branch	Crary	Gautier (28th)

Gautier (13th)	Lewis	Pope	Shivers
Johns	Lindler	Ripley	Smith
Johnson	McArthur	Rodgers	Tucker
Johnston	Moore	Rogells	Wright
King	Morrow	Sanchez	
Leaird	Pearce	Shands	

Nays—None.

So Senate Bill No 822 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Brackin—

S. B. No. 823—A bill to be entitled An Act to repeal Chapter 449, Florida Statutes, relating to regulation of the business of private employment agencies and setting up the procedure, requirements, qualifications and operation thereof and therefor.

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

By Senator Davis—

S. B. No. 824—A bill to be entitled An Act to provide for the distribution of a portion of race track funds allocated to Madison County to the Board of County Commissioners of Madison County for use of the Board of Trustees of Madison County Public Hospital when created in said county under Chapter 155, Florida Statutes; and to provide for the distribution thereafter of said portion of race track funds to the Board of Trustees of the Madison County Public Hospital.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 824 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 Davis moved that the rules be waived and Senate Bill No. 824 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 824 was read the second time by title only.

Senator Davis moved that the rules be further waived and Senate Bill No. 824 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. 824 was read the third time in full.

Upon the passage of Senate Bill No. 824 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. 824 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Lewis—

S. B. No. 825—A bill to be entitled An Act to require the Florida Railroad and Public Utilities Commission to make and enforce rules and regulations relating to the safety and well-being of employees of certain carriers; and to provide for proceedings and hearings relating to such rules and regulations; and exempting certain carriers and employees from the operation hereof.

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

By Senator Lewis—

S. B. No. 826—A bill to be entitled An Act to amend Subsections (2) and (4) of Section 121.02, Subsection (1) of Section 121.05, Section 121.07, and Section 121.10, Florida Statutes 1949; relating to benefit computations, covered services, eligibility requirements, and refunds under the state officers and employees retirement system; and making this Act effective immediately.

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

By Senator Lewis—

S. B. No. 827—A bill to be entitled An Act amending Section 121.15, Chapter 121, Florida Statutes, 1949, relating to the "State Officers and Employees Retirement System," by providing that each officer or agency of the State of Florida shall contribute to the retirement fund an amount equal to the total amount paid into the said fund by its participating officers and employees each year; providing an annual appropriation for such purpose with respect to salaries paid out of the General Revenue Fund; and making this Act effective July 1, 1951.

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

By the Committee on Public Roads and Highways—

S. B. No. 828—A bill to be entitled An Act to amend Sections 479.04, 479.09, 479.11 and 479.16, Florida Statutes, 1949, relating to outdoor advertisers.

Which was read the first time by title only and placed on the Calendar of Bills on Second Reading, without reference.

By Senator Crary—

S. B. No. 829—A bill to be entitled An Act granting the Supreme Court of Florida the power to make, amend, change and abolish rules of pleading, practice and procedure, and determine when such rules are in conflict with Statutes.

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

By Senator Leaird—

S. B. No. 830—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 therefor; 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.

Which was read the first time by title only and referred to the Committee on Alcoholic Beverages.

By Senator Gautier (28th)—

S. B. No. 831—A bill to be entitled An Act to prohibit the State of Florida or any political subdivision thereof from spending certain State funds to purchase Trinidad asphalt.

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

By Senator Baker—

Senate Memorial No. 832:

A MEMORIAL TO THE CONGRESS OF THE UNITED STATES OPPOSING ANY TAX ON THE INCOME FROM BONDS OR OTHER SECURITIES OF THE RESPECTIVE STATES AND THEIR POLITICAL SUBDIVISIONS.

TO THE HONORABLE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE UNITED STATES OF AMERICA, IN CONGRESS ASSEMBLED:

WHEREAS, the Secretary of the Treasury of the United States has recommended to the Congress that a tax be

placed on the income from bonds and securities of the several states and their political subdivisions, and

WHEREAS, the constitutional doctrine of immunity from taxation of the States by the Federal Government is a fundamental principle upon which our system of dual sovereignties is based and to overturn this doctrine would gravely jeopardize our structure of government, and

WHEREAS, the authority to levy such a tax as claimed by its proponents under the Sixteenth Amendment to the Federal Constitution is as unsupported by the facts and the History of its adoption as it is directly contrary to the decisions of the Supreme Court, and

WHEREAS, that such a tax would seriously jeopardize any public improvement projects of the State, Counties or Municipalities in that it would render sale of securities financing any such project unsalable, and

WHEREAS, various State and Municipal Officials and Societies, including Florida's Attorney General have urged, by letter and testimony, that the House Ways and Means Committee report this measure unfavorably, and

WHEREAS, this body stands squarely behind the efforts of those advocating the defeat of any tax by the Federal Government on the income from State, County and Municipal Bonds or Securities, NOW, THEREFORE,

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

That the Congress of the United States be memorialized to defeat any measure before that body, which has for its purpose the placing of a tax on the income from securities and bonds of the respective states and their political subdivisions.

RESOLVED, further that a copy of this Memorial be sent immediately to the House Ways and Means Committee, the Speaker of the House, the President of the Senate and to each member of the Florida Delegation in Congress.

Which was read the first time in full.

Senator Baker moved that the rules be waived and Senate Memorial No. 832 be read the second time in full.

Which was agreed to by a two-thirds vote.

And Senate Memorial No. 832 was read the second time in full.

The question was put on the adoption of the Memorial.

Which was agreed to.

And Senate Memorial No. 832 was adopted, and the action of the Senate was ordered certified to the House of Representatives.

By Senators Lewis and Johnson—

S. B. No. 833—A bill to be entitled An Act amending Section 394.05, Florida Statutes, relating to the compensation of the superintendent and employees of the Florida State Hospital by providing the maximum weekly hours of employment for said employees.

Which was read the first time by title only and referred to the Committee on State Institutions.

By Senator Gautier (28th)—

S. B. No. 834—A bill to be entitled An Act amending the 9th paragraph of Section 1 of Chapter 18812, Special Acts of 1937, relating to the elective officers of the City of Port Orange, Volusia County, Florida.

Which was read the first time by title only

Proof of publication of Notice was attached to Senate Bill No. 834 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 Gautier (28th) moved that the rules be waived and Senate Bill No. 834 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 834 was read the second time by title only.

Senator Gautier (28th) moved that the rules be further waived and Senate Bill No. 834 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. 834 was read the third time in full.

Upon the passage of Senate Bill No. 834 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. 834 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Gautier (28th)—

S. B. No. 835—A bill to be entitled An Act amending Section 5 of Chapter 11088, Laws of Florida, Special Acts of 1925, relating to the powers of the mayor of the City of Port Orange, Florida, and prescribing the powers of the vice-mayor of said city.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 835 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 Gautier (28th) moved that the rules be waived and Senate Bill No. 835 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 835 was read the second time by title only.

Senator Gautier (28th) moved that the rules be further waived and Senate Bill No. 835 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. 835 was read the third time in full.

Upon the passage of Senate Bill No. 835 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. 835 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Pope—

S. B. No. 836—A bill to be entitled An Act amending Sub-

section (16) of Section 320.01, Florida Statutes, relating to motor vehicle licenses exempting private contract carriers holding a contract with the Federal Government for the transportation of mail from being deemed as operating "for hire."

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

By Senator Johns—

S. B. No. 837—A bill to be entitled An Act declaring that publicizing the advantages and facilities of municipalities of Florida constitutes a municipal purpose and authorizing and empowering the City Council of the City of Starke to expend sums of money not otherwise budgeted or pledged for the purpose of such advertising.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 837 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 Johns moved that the rules be waived and Senate Bill No. 837 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 837 was read the second time by title only.

Senator Johns moved that the rules be further waived and Senate Bill No. 837 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. 837 was read the third time in full.

Upon the passage of Senate Bill No. 837 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. 837 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Johns—

S. B. No. 838—A bill to be entitled An Act authorizing and empowering the City of Starke to contribute sums of money not otherwise budgeted or pledged as the City Council may deem proper to the City-County Health Unit or other public health program, and declaring that such expenditure is for a municipal purpose.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 838 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 Johns moved that the rules be waived and Senate Bill No. 838 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 838 was read the second time by title only.

Senator Johns moved that the rules be further waived

and Senate Bill No. 838 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. 838 was read the third time in full.

Upon the passage of Senate Bill No. 838 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. 838 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Boyle—(By Request)—

S. B. No. 839—A bill to be entitled An Act relating to mobs and lynching; defining a mob; defining lynching in the first and second degrees and prescribing penalties therefor; prescribing duties of prosecuting attorneys and authorizing them to accept assistance of other attorneys designated by Governor; providing no person shall be relieved from civil liability; providing this Act shall be cumulative; and providing effective date.

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

By Senator Ripley—

S. B. No. 840—A bill to be entitled An Act to amend Section 320.10, Florida Statutes, relating to exempt vehicles under the motor vehicle licensing law, by providing that vehicles of the State shall be subject to a single registration for the life of any such vehicle so long as owned by the State of Florida.

Which was read the first time by title only and referred to the Committee on Motor Vehicles.

By Senator King—

S. B. No. 841—A bill to be entitled An Act to amend the title and Section 2 of Chapter 20078 of the Laws of Florida, Acts of 1939, entitled "An Act to authorize the Board of County Commissioners of Polk County, Florida, to provide group insurance for the following officers of Polk County and their respective employees, viz: Board of County Commissioners, Clerk of the Circuit Court, County Judge, Sheriff, Tax Collector, Tax Assessor, Clerk County Court and criminal court of record, Supervisor of Registration, and providing that, as to such employees, such group insurance shall be in lieu of the provisions of Chapter 17481, Acts of 1935, known as the Florida Workmens Compensation Act, and providing that the expenses thereof shall be paid out of the general fund and validating and confirming all payments heretofore made by such Board of County Commissioners for such group insurance."

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 841 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 King moved that the rules be waived and Senate Bill No. 841 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 841 was read the second time by title only.

Senator King moved that the rules be further waived and

Senate Bill No. 841 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. 841 was read the third time in full.

Upon the passage of Senate Bill No. 841 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. 841 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator King—

S. B. No. 842—A bill to be entitled An Act to amend Sub-paragraph (1) of Section 320.02 Florida Statutes, 1949, relative to the registration of motor vehicles and providing an effective date.

Which was read the first time by title only and referred to the Committee on Motor Vehicles.

By Senator King—

S. B. No. 843—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 one hundred twenty thousand and not more than one hundred fifty-five thousand 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 General Fund of said counties; and providing that each of such sheriffs in each of said counties shall file with the Clerk of the Circuit Court each year a sworn copy of his personal Federal income tax return.

Which was read the first time by title only.

Senator King moved that the rules be waived and Senate Bill No. 843 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 843 was read the second time by title only.

Senator King moved that the rules be further waived and Senate Bill No. 843 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. 843 was read the third time in full.

Upon the passage of Senate Bill No. 843 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. 843 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Davis—

S. B. No. 844—A bill to be entitled An Act to provide for the transfer of any and all assets of the Madison County Health and Hospital Board; and to provide for the transfer of any and all assets held by the Board of Commissioners of Madison County in trust for hospital purposes.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 844 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 Davis moved that the rules be waived and Senate Bill No. 844 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 844 was read the second time by title only.

Senator Davis moved that the rules be further waived and Senate Bill No. 844 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. 844 was read the third time in full.

Upon the passage of Senate Bill No. 844 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. 844 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator King—

S. B. No. 845—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 King moved that the rules be waived and Senate Bill No. 845 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 845 was read the second time by title only.

Senator King moved that the rules be further waived and Senate Bill No. 845 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. 845 was read the third time in full.

Upon the passage of Senate Bill No. 845 the roll was called and the vote was:

Yeas—38.

Mr. President	Brackin	Davis	Johnson
Ayers	Branch	Dayton	Johnston
Baker	Carroll	Franklin	King
Baynard	Clarke	Gautier (28th)	Leaird
Beall	Collins	Gautier (13th)	Lewis
Boyle	Crary	Johns	Lindler

McArthur	Pope	Sanchez	Tucker
Moore	Ripley	Shands	Wright
Morrow	Rodgers	Shivers	
Pearce	Rogells	Smith	

Nays—None.

So Senate Bill No. 845 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Johns moved that the rules be waived and Senate Bill No. 775, which was previously referred to the Committee on Labor and Industry, be referred jointly to the Committee on Labor and Industry and the Committee on Public Health, in the order named.

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

MESSAGE FROM THE GOVERNOR

The following Communication from the Governor was received:

STATE OF FLORIDA
EXECUTIVE DEPARTMENT
TALLAHASSEE
May 14, 1951

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

Sir:

I have the honor to inform you that I have today filed in the office of the Secretary of State the following Acts, which originated in your Honorable Body, Regular Session, 1951, the same having remained in my office for the full Constitutional period of five days and will become laws without my approval:

- S. B. NO. 92, RELATING TO PROBATE LAW
- S. B. NO. 93, RELATING TO PROBATE LAW
- S. B. NO. 101, RELATING TO GRAND JURIES
- S. B. NO. 115, RELATING TO STATE ROAD
- S. B. NO. 132, RELATING TO INDIAN RIVER LAGOON
- S. B. NO. 150, RELATING TO STATE ROAD
- S. B. NO. 185, RELATING TO STATE ROAD
- S. B. NO. 188, RELATING TO STATE ROAD
- S. B. NO. 194, RELATING TO ASSISTANT STATE ATTORNEYS
- S. B. NO. 253, RELATING TO SMALL CLAIMS COURT
- S. B. NO. 296, RELATING TO CIRCUIT JUDGE
- S. B. NO. 321, RELATING TO WATER CONSERVATION DISTRICTS
- S. B. NO. 322, RELATING TO PLATS
- S. B. NO. 324, RELATING TO COUNTY HEALTH UNIT
- S. B. NO. 349, RELATING TO COUNTY JUDGES
- S. B. NO. 359, RELATING TO COURT OF RECORD
- S. B. NO. 360, RELATING TO MUNICIPAL FIREMEN
- S. B. NO. 361, RELATING TO COURT OF RECORD
- S. B. NO. 363, RELATING TO COUNTY JUDGE'S COURT
- S. B. NO. 435, RELATING TO COUNTY COMMISSIONERS
- S. B. NO. 463, RELATING TO STATE ROAD
- S. B. NO. 478, RELATING TO STATE ROAD
- S. B. NO. 479, RELATING TO STATE ROAD

- S. B. NO. 513, RELATING TO STATE ROADS
- S. B. NO. 515, RELATING TO STATE ROAD
- S. B. NO. 516, RELATING TO STATE ROAD
- S. B. NO. 558, RELATING TO STATE ROAD
- S. B. NO. 560, RELATING TO STATE ROAD
- S. B. NO. 562, RELATING TO FORT WALTON
- S. B. NO. 563, RELATING TO FORT WALTON
- S. B. No. 568, RELATING TO MIAMI
- S. B. NO. 619, RELATING TO SMALL CLAIMS COURT

Also

S. J. R. No. 96, RELATING TO CONSTITUTIONAL AMENDMENT

and

S. J. R. No. 106, RELATING TO CONSTITUTIONAL AMENDMENT

Respectfully,
FULLER WARREN,
Governor.

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 recommitted Senate Bill No. 8 and the Conference Committee Report thereon, to the Conference Committee previously appointed by the President of the Senate and the Speaker of the House for the purpose of further consideration.

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 indefinitely postponed—

By the Committee on Governmental Reorganization—

S. B. No. 213—A bill to be entitled An Act to amend the first paragraph of Section 236.04, Florida Statutes, and repeal Subsection (3) of Section 236.04, Florida Statutes relating to education, schools and instructional units.

Also—

By Senator Lewis—

S. B. No. 691—A bill to be entitled An Act to amend Section 25, of Chapter 21368, Laws of Florida, Special Acts of 1941; as amended by Section 1 of Chapter 26001, Laws of Florida, Special Acts of 1949; Section 26 of Chapter 21368, Laws of Florida, Special Acts of 1941 as amended by Section 1 of Chapter 22384, Laws of Florida, Acts of 1943, and as amended by Section 1 of Chapter 24683, Laws of Florida, Special Acts of 1947, and as amended by Section 2 of Chapter 26001, Laws of Florida, Special Acts of 1949; Section 27 of Chapter 21368, Laws

of Florida, Special Acts of 1941, as amended by Section 3 of Chapter 26001, Laws of Florida, Special Acts of 1949; relating to the Municipal Government of the City of Marianna, in Jackson County, Florida, to the City Clerk, the Chief of Police and the Municipal Judge, their appointment or election, duties, rights and privileges, and providing for a referendum.

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

The following Message from the House of Representatives was read:

Tallahassee, Florida,
May 15, 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 granted the request of the Senate and returns herewith, for the purpose of further consideration—

By Senator Pope—

S. B. No. 732—A bill to be entitled An Act empowering the governing body of any municipality in each county of the State of Florida having a population of not less than twenty-four thousand (24,000) and not more than twenty-six thousand (26,000) according to the last official census to appoint the County Tax Assessor and County Tax Collector of the county to act as the Assessor and Collector for the municipality and prescribing the method of appointment, duties and powers necessary to carry out the provisions of this Act.

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

Senator Pope moved that the rules be waived and the Senate reconsider the vote by which Senate Bill No. 732 passed the Senate on May 10, 1951.

Which was agreed to by a two-thirds vote, and the Senate reconsidered the vote by which Senate Bill No. 732 passed the Senate on May 10, 1951.

The question recurred on the passage of Senate Bill No. 732.

Pending roll call on the passage of Senate Bill No. 732, Senator Pope moved that Senate Bill No. 732 be placed on the Calendar of Local Bills.

Which was agreed to and it was so ordered.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
May 15, 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. Payne of Pasco—

H. B. No. 557—A bill to be entitled An Act to amend Sub-section (1) of Section 372.57 of Florida Statutes relating to fishing, hunting and trapping licenses.

Also—

By Mr Payne of Pasco—

H. B. No. 560—A bill to be entitled An Act to amend Sub-section (2) of Section 372.57 of Florida Statutes relating to fishing, hunting and trapping licenses.

—and respectfully requests the concurrence of the Senate therein.

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

And House Bills Nos. 557 and 560, contained in the above Message, were read the first time by title only and referred to the Committee on Game and Fisheries.

Senator Rodgers moved that the rules be waived and Senate Bill No. 237 be withdrawn from the Committee on Appropriations and placed on the Calendar of Bills on Second Reading.

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

Senator Rodgers moved that the rules be waived and Senate Bill No. 237 be made a Special and Continuing Order of Business for 12:00 o'clock noon, Friday, May 18, 1951.

Which was not agreed to.

MOTION TO RECONSIDER

The motion made by Senator Baynard on May 14, 1951, to reconsider the vote by which Senate Bill No. 351 failed to pass the Senate by the required Constitutional two-thirds vote of all members elected to the Senate for the 1951 Session of the Florida Legislature, on May 14, 1951, was taken up.

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.

The question was put on the motion made by Senator Baynard.

Upon the motion made by Senator Baynard the roll was called and the vote was:

Yeas—33.

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

Nays—1.

Baynard

So the Senate reconsidered the vote by which Senate Bill No. 351 failed to pass the Senate on May 14, 1951.

The question recurred on the passage of Senate Bill No. 351.

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

Yeas—30.

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

Nays—1.

Baynard

So Senate Bill No. 351 passed 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 immediately, by waiver of the rule.

Senator Boyle asked unanimous consent of the Senate to take up and consider Senate Bill No. 352, out of its order.

Which was agreed to.

S. B. No. 352—A bill to be entitled An Act providing for the relief of T. W. Prevatt 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. 352 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 352 was read the second time by title only.

Senator Boyle moved that the rules be further waived and Senate Bill No. 352 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. 352 was read the third time in full.

Upon the passage of Senate Bill No. 352 the roll was called and the vote was:

Yeas—34.

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

Nays—1.

Baynard

So Senate Bill No. 352 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 immediately, by waiver of the rule.

Senator Boyle asked unanimous consent of the Senate to take up and consider Senate Bill No. 353, out of its order.

Which was agreed to.

S. B. No. 353—A bill to be entitled An Act providing for the relief of G. C. LeFils 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. 353 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 353 was read the second time by title only

Senator Boyle moved that the rules be further waived and Senate Bill No. 353 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. 353 was read the third time in full.

Upon the passage of Senate Bill No. 353 the roll was called and the vote was:

Yeas—33.

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

Nays—1.

Baynard

So Senate Bill No. 353 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 immediately, by waiver of the rule.

Senator Boyle asked unanimous consent of the Senate to take up and consider Senate Bill No. 354, out of its order.

Which was agreed to.

S. B. No. 354—A bill to be entitled An Act providing for the relief of Joder Cameron, Edward Cameron and Perry Cameron, a partnership trading and doing business as Cameron Brothers to indemnify them for losses sustained by them in the dipping of their 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 their 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. 354 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 354 was read the second time by title only.

Senator Boyle moved that the rules be further waived and Senate Bill No. 354 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. 354 was read the third time in full.

Upon the passage of Senate Bill No. 354 the roll was called and the vote was:

Yeas—33.

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

Nays—1.

Baynard

So Senate Bill No. 354 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 immediately, by waiver of the rule.

Senator Boyle asked unanimous consent of the Senate to take up and consider Senate Bill No. 430, out of its order,

Which was agreed to.

S. B. No. 430—A bill to be entitled An Act providing for the relief of W G Kilbee 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. 430 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 430 was read the second time by title only.

Senator Boyle moved that the rules be further waived and Senate Bill No. 430 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. 430 was read the third time in full.

Upon the passage of Senate Bill No. 430 the roll was called and the vote was:

Yeas—33.

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

Nays—1.

Baynard

So Senate Bill No. 430 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 immediately, by waiver of the rule.

Senator Dayton moved that the rules be waived and the Senate immediately reconsider the vote by which House Bill No. 179, as amended, passed the Senate on May 14, 1951.

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.

The question was put on the motion made by Senator Dayton.

Which was agreed to by a two-thirds vote and the Senate reconsidered the vote by which House Bill No. 179, as amended, passed the Senate on May 14, 1951.

The question recurred on the passage of House Bill No. 179, as amended.

Pending roll call on the passage of House Bill No. 179, Senator Dayton moved that the rules be waived and the Senate immediately reconsider the vote by which the following amendment offered by Senator Baynard to House Bill No. 179 was adopted on May 14, 1951:

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 docu-

ments, 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.

The question was put on the motion made by Senator Dayton.

Which was agreed to by a two-thirds vote and the Senate reconsidered the vote by which the foregoing amendment to House Bill No. 179 was adopted on May 14, 1951.

By unanimous consent Senator Baynard withdrew the foregoing amendment to House Bill No. 179.

Pending roll call on the passage of House Bill No. 179, Senator Dayton moved that the rules be waived and the Senate immediately reconsider the vote by which the following amendment offered by Senator Baynard to House Bill No. 179 was adopted on May 14, 1951:

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.

The question was put on the motion made by Senator Dayton.

Which was agreed to by a two-thirds vote and the Senate reconsidered the vote by which the foregoing amendment to House Bill No. 179 was adopted on May 14, 1951.

By unanimous consent Senator Baynard withdrew the foregoing amendment to House Bill No. 179.

Pending roll call on the passage of House Bill No. 179, by unanimous consent Senator Baynard offered the following amendment to House Bill No. 179:

Strike out Section 3 and insert in lieu thereof 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, 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.

Senator Baynard moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Pending roll call on the passage of House Bill No. 179, by unanimous consent Senator Dayton offered the following amendment to House Bill No. 179:

Add a new section to be numbered Section 6 as follows:

Section 6. That Section 27.19, Florida Statutes, is amended to read:

27.19 Assistant State Attorneys.—In all judicial circuits of Florida composed of seven or less counties, except in the Sixth Judicial Circuit, there shall be one assistant state attorney and in all judicial circuits composed of more than seven counties there shall be two assistant state attorneys.

Senator Dayton moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Pending roll call on the passage of House Bill No. 179, by unanimous consent Senator Dayton also offered the following amendment to House Bill No. 179:

Add a new section to be numbered Section 7 as follows:

Section 7. This Act shall take effect immediately.

Senator Dayton moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Pending roll call on the passage of House Bill No. 179, by unanimous consent Senator Dayton also offered the following amendment to House Bill No. 179:

Strike out the entire title of the typewritten bill and insert in lieu thereof the following:

An Act relating to the Sixth Judicial Circuit of Florida; the judges; the state attorneys; assistant state attorneys; amending Subsection 1 of Section 26.071, Florida Statutes; providing an additional circuit judge for the Sixth Judicial Circuit by increasing the number of judges thereof; requiring that one of said judges shall come from Pasco County; providing for appointment of additional judge; amending Section 27.21, 27.19, Florida Statutes; providing that there shall be two additional assistant state attorneys 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; prescribing the effective date.

Senator Dayton moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The question recurred on the passage of House Bill No. 179, as amended.

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

Yeas—33.

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

Nays—2.

Baynard Pope

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

SPECIAL AND CONTINUING ORDER OF BUSINESS

Pursuant to the motion made by Senator Shands on May 11, 1951 the Senate took up for consideration Senate Bill No. 4, as a Special and Continuing Order.

S. B. No. 4—A bill to be entitled An Act relating to horse

and dog racing; prohibiting prescribed classes of persons from holding a horse or dog racing permit in the State of Florida, or being members of an association holding such a permit, or being officers or directors of a corporation holding such a permit, or being employees of the holder of any such permit in connection with the racing business; and providing for the revocation of racing permits in case of the violation of this Act.

Was taken up.

Senator Shands moved that the rules be waived and Senate Bill No. 4 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 4 was read the second time by title only.

The following Committee Substitute for Senate Bill No. 4:

A bill to be entitled An Act relating to horse and dog racing and Jai Alai; prohibiting prescribed classes of persons from holding a horse or dog racing permit or Jai Alai Fronton permit in the State of Florida, or being members of an association holding such a permit, or being officers or directors of a corporation holding such a permit, or being employees of the holder of any such permit in connection with the racing business or Jai Alai Fronton business; and providing for the revocation or suspension of racing permits and Jai Alai Fronton permits in case of the violation of this Act.

Was taken up and read the first time by title only.

Senator Shands moved that the rules be waived and the Committee Substitute for Senate Bill No. 4 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And the Committee Substitute for Senate Bill No. 4 was read the second time by title only.

Senator Shands moved the adoption of the Committee Substitute for Senate Bill No. 4.

Which was agreed to and the Committee Substitute for Senate Bill No. 4 was adopted.

Senator Shands moved that the rules be further waived and Committee Substitute for Senate Bill No. 4 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 Senate Bill No. 4 was read the third time in full.

Upon the passage of Committee Substitute for Senate Bill No. 4 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 Committee Substitute for Senate Bill No. 4, passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 9—A bill to be entitled An Act relating to gambling; prescribing penalties for engaging in the species of gambling commonly known as bookmaking; and prescribing the effective date hereof.

Was taken up.

Senator Shands moved that the rules be waived and Senate Bill No. 9 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 9 was read the second time by title only.

The following Committee Substitute for Senate Bill No. 9:

Committee Substitute for S. B. No. 9—A bill to be entitled An Act relating to gambling; defining bookmaking and prescribing penalties therefor; providing that this Act shall not apply to parimutuel wagering in Florida as authorized by law; and prescribing the effective date hereof.

Was taken up and read the first time by title only.

Senator Shands moved that the rules be waived and the Committee Substitute for Senate Bill No. 9 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And the Committee Substitute for Senate Bill No. 9 was read the second time by title only.

Senator Shands moved the adoption of the Committee Substitute for Senate Bill No. 9.

Which was agreed to and the Committee Substitute for Senate Bill No. 9 was adopted.

Senators Shands, Baynard and Gautier (13th) offered the following amendment to Committee Substitute for Senate Bill No. 9:

In Section 3, line 3, (typewritten bill) strike out the period, substitute a semi-colon, and insert the following: "Provided further, however, this Act shall not apply to any prosecutions filed and pending at the time of the passage hereof, but all such cases shall be disposed of under existing law at the time of the institution of such prosecutions."

Senator Shands moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Shands moved that the rules be further waived and Committee Substitute for Senate Bill No. 9, 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 Senate Bill No. 9, as amended, was read the third time in full.

Upon the passage of Committee Substitute for Senate Bill No. 9, as amended, the roll was called and the vote was:

Yeas—34.

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

Nays—None.

So Committee Substitute for Senate Bill No. 9 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

S. B. No. 10—A bill to be entitled An Act relating to racing; providing that the records, books, maps, documents and papers of the State Racing Commission shall be open at all times to the inspection of any citizen of Florida; and providing penalties for the violation hereof.

Was taken up.

Senator Shands moved that the rules be waived and Senate Bill No. 10 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 10 was read the second time by title only.

The following Committee Substitute for Senate Bill No. 10:

Committee Substitute for S. B. No. 10—A bill to be entitled An Act relating to the State Racing Commission; providing that the records, books, maps, documents and papers of the

State Racing Commission shall be open at all times to the inspection of any State or county officers or any official investigative body or committee; and providing penalties for the violation hereof.

Was taken up and read the first time by title only.

Senator Shands moved that the rules be waived and the Committee Substitute for Senate Bill No. 10 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And the Committee Substitute for Senate Bill No. 10 was read the second time by title only.

Senator Shands moved the adoption of the Committee Substitute for Senate Bill No. 10.

Which was agreed to and the Committee Substitute for Senate Bill No. 10 was adopted.

Senator Shands moved that the rules be further waived and Committee Substitute for Senate Bill No. 10 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 Senate Bill No. 10 was read the third time in full.

Upon the passage of Committee Substitute for Senate Bill No. 10 the roll was called and the vote was:

Yeas—34.

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

Nays—None.

So Committee Substitute for Senate Bill No. 10 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senators Shands, Gautier (13th) and Baynard—

S. B. No. 13—A bill to be entitled An Act relating to hotels, apartment houses and rooming houses; defining said terms for the purposes hereof; authorizing the Hotel Commissioner to suspend or revoke the license issued by him for any hotel, apartment house or rooming house when the manager, assistant manager or desk clerk, or any other person in charge, control or management thereof, suffers or permits gambling therein or in or upon any premises which are used in connection therewith and are under the same management; prescribing the proceedings for such suspension or revocation and for the review of such proceedings; relating to the burden of proof at suspension and revocation hearings and prescribing the effective date hereof.

Was taken up.

Senator Shands moved that the rules be waived and Senate Bill No. 13 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 13 was read the second time by title only.

The following Committee Substitute for Senate Bill No. 13:

Committee Substitute for S. B. No. 13—A bill to be entitled An Act relating to hotels, apartment houses and rooming houses; defining said terms for the purposes hereof; authorizing the Hotel Commissioner to suspend or revoke the license issued by him for any hotel, apartment house or rooming house when the manager, assistant manager or desk clerk, or any other person in charge, control or management thereof, suffers or permits gambling therein or in or upon any premises which are used in connection therewith and are under the same

management; prescribing the proceedings for such suspension or revocation and for the review of such proceedings; and prescribing the effective date hereof.

Was taken up and read the first time by title only.

Senator Shands moved that the rules be waived and the Committee Substitute for Senate Bill No. 13 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And the Committee Substitute for Senate Bill No. 13 was read the second time by title only.

Senator Shands moved the adoption of the Committee Substitute for Senate Bill No. 13.

Which was agreed to and the Committee Substitute for Senate Bill No. 13 was adopted.

Senator Shands moved that the rules be further waived and Committee Substitute for Senate Bill No. 13 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 Senate Bill No. 13 was read the third time in full.

Upon the passage of Committee Substitute for Senate Bill No. 13 the roll was called and the vote was:

Yeas—36.

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

Nays—None.

So Committee Substitute for Senate Bill No. 13 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senate Joint Resolution No. 117:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE VIII, SECTION 1, OF THE CONSTITUTION OF FLORIDA RELATING TO COUNTIES AS POLITICAL SUBDIVISIONS OF STATE.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That the following Amendment to Article VIII, Section 1, of the Constitution of Florida relating to counties as political subdivisions of state is hereby agreed to and shall be submitted to the electors of the state for ratification or rejection at the general election in 1952, as follows:

SECTION 1. Counties as political subdivisions of state.

The State shall be divided into political subdivisions to be called counties. The Legislature shall have the power to grant to any county a charter under which it may regulate and govern itself. The Legislature may provide, by general or special law, the manner in which any county may form its own charter. Any county charter may designate the name of the county, regulate the powers, duties and jurisdiction of all county officers, and designate their classes, terms, and jurisdiction, and provide the manner of their selection and compensation. The Legislature may authorize the adoption of charters by the several counties at general or special elections, which charters may be altered or amended only by the method by which they were adopted, notwithstanding any other provision of this Constitution.

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

The following Committee Substitute for Senate Joint Resolution No. 117:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE VIII, SECTION 1, OF THE CONSTITUTION OF FLORIDA RELATING TO COUNTIES AS POLITICAL SUBDIVISIONS OF STATE.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That the following Amendment to Article VIII, Section 1, of the Constitution of Florida relating to counties as political subdivisions of state is hereby agreed to and shall be submitted to the electors of the State for ratification or rejection at the general election in 1952, as follows:

Section 1. Counties as political subdivisions of State.

The state shall be divided into political subdivisions to be called counties. The Legislature shall have the power to grant to any county a charter under which it may regulate and govern itself. Such charter shall become effective upon its ratification by a majority of the qualified electors of the county at a special election duly called for that purpose by the board of county commissioners or at any primary or general election. The Legislature may provide, by general or special law, the manner in which any county may form its own charter. Any county charter may designate the name of the county, regulate the powers, duties and jurisdiction of all county officers, and designate their classes, terms, and jurisdiction, and provide the manner of their selection and compensation; provided, however, that no such charter shall impair the powers and jurisdiction of any court created by the Constitution or the judge or judges thereof. No county charter shall affect the levy, imposition or collection of any taxes prescribed by general law for state purposes.

The Legislature may authorize the adoption of charters by the several counties at a primary, general or special election, which charters may be altered or amended only by the method by which they were adopted, notwithstanding any other provision of this Constitution.

Was taken up and read the first time in full.

Senator Gautier (13th) moved that the rules be waived and the Committee Substitute for Senate Joint Resolution No. 117 be read the second time in full.

Which was agreed to by a two-thirds vote.

And the Committee Substitute for Senate Joint Resolution No. 117 was read the second time in full.

Senator Gautier (13th) moved the adoption of the Committee Substitute for Senate Joint Resolution No. 117.

Which was agreed to and the Committee Substitute for Senate Joint Resolution No. 117 was adopted.

Senator Collins offered the following amendment to Committee Substitute for Senate Joint Resolution No. 117:

In Section 1, line 6, (typewritten bill) strike out the period following the word "itself" and add the following: "in respect to its local and internal affairs not directly related to any state function or responsibility as established by the Legislature."

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Gautier (13th) moved that the rules be waived and the further consideration of Committee Substitute for Senate Joint Resolution No. 117, as amended, be informally passed, the bill retaining its place on the Calendar of Bills on Second Reading.

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

Senator Gautier (13th) asked unanimous consent of the Senate to take up and consider House Bill No. 167, out of its order.

Which was agreed to.

H. B. No. 167—A bill to be entitled An Act suspending licenses issued by the State Beverage Department and the State Hotel Commission for places that have been deprived of

communication facilities by operation of the laws prohibiting bookmaking or other gambling or by operation of any rule of the Florida Railroad and Public Utilities Commission during the time the communication facilities are denied such places; requiring the Florida Railroad and Public Utilities Commission to notify the State Beverage Department and the State Hotel Commission of the termination of communication facilities.

Was taken up.

Senator Gautier (13th) moved that the rules be waived and House Bill No. 167 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 167 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and House Bill No. 167 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. 167 was read the third time in full.

Upon the passage of House Bill No. 167 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
Brackin	Gautier (28th)	McArthur	Shands
Branch	Gautier (13th)	Moore	Smith
Carroll	Johns	Morrow	Tucker
Clarke	Johnson	Pearce	Wright

Nays—None.

So House Bill No. 167 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Gautier (13th) withdrew Senate Bill No. 176.

By unanimous consent Senator Smith withdrew Senate Bill No. 242.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 169, out of its order.

Which was agreed to.

H. B. No. 169—A bill to be entitled An Act making it unlawful to print or otherwise produce wall charts, tip sheets, scratch sheets, bookmaking tickets or other items in furtherance of illegal gambling or to transport, sell or possess the same; and providing penalties.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 169 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 169 was read the second time by title only.

Senator Baynard offered the following amendment to House Bill No. 169:

In line 3 of the Title of the typewritten bill after the word "sheets" insert the following: "newspapers."

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. 169:

After Section 1 (typewritten bill) insert the following: "Section 1-1/2. It is declared by the Legislature that printed information referred to in the preceding section, programming horse racing entries at various tracks, jockeys, probable odds, withdrawals, selections or one or more of these items usually

with special identifying numbers, are closely interrelated with and are designed primarily to serve the interests of illegal off-track gambling through bookmakers whose operations are synchronized or geared to "wire service", radio, telephone and other means of communications carrying racing information."

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. 169:

After Section 4 (typewritten bill), insert the following:

"Section 5. If any part, clause, word or phrase of this Act is held or determined to be unconstitutional for any reason, the same shall not affect, invalidate or modify any other part of this Act."

Re-number the remaining sections in sequence.

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard moved that the rules be further waived and House Bill No. 169, 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. 169, as amended, was read the third time in full.

Upon the passage of House Bill No. 169, as amended, the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 169 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Baynard withdrew Senate Bill No. 177.

The hour of adjournment having arrived a point of order was called and the Senate took a recess at 1:00 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 Branch, Chairman of the Committee on Judiciary "A", reported that the Committee had carefully considered the following Bill:

S. B. No. 633—A bill to be entitled An Act in reference to the vacating of plats filed of public record and the filing of re-plats thereof; in reference to any person, firm or corporation and any governmental agency in this State owning land in such recorded plats; providing for publication of notice of intention to file a re-plat; describing certain requirements in reference to re-plats, and providing for the disposition of eliminated areas and of reverter clauses affecting the original plat; providing in reference to land owners other than governmental agencies; describing what shall be shown on the re-plat; vacating a plat without filing a new plat; authorizing the State, County, or other governmental agency to exchange land for blocking up ownership in the re-plat; and in reference to the Board of County Commissioners relating to plats and re-plats.

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

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

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

S. B. No. 711—A bill to be entitled An Act to authorize and empower the Judge of any Municipal Court to issue search warrants in aid of the enforcement of ordinances of cities to be executed within the limits of; to regulate their issuance, service and return.

S. B. No. 755—A bill to be entitled An Act providing that whenever and wherever the tides have caused a loss or erosion of land in any government lot or section of land fronting upon any body of water subject to or affected by tide waters, the owner of that portion of such lot or section so eroding shall continue in the full enjoyment and ownership of the title to the submerged portion of the lot or section so eroding and shall have the right to fill and reclaim such lands at any time and to fill and reclaim such other and additional abutting submerged lands as may be authorized by law.

S. B. No. 767—A bill to be entitled An Act amending Section 76.07, Florida Statutes, 1941, relating to attachments in aid of foreclosure and providing an additional ground for attachments in aid of foreclosure.

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

S. B. No. 350—A bill to be entitled An Act requiring all persons, firms or corporations engaged in the business of mining any minerals or subterranean products in this State to provide necessary places of deposit for the waste, wash or debris of any mine or mines operated by any such person, persons, firm or corporation; making it unlawful for any person, persons, firm or corporation to permit or allow the escape of waste, wash or debris from any mine or mines operated by any such person, persons, firm or corporation, into any of the rivers and streams of this State traversing all or any part of three or more counties within the State of Florida, and providing a penalty for violation of the provisions of this Act; providing for the filing of injunction suits and issuance of injunctions to prevent the escape of waste, wash or debris from any such mine or mines; providing the venue of injunction suits and/or actions to enforce the provisions of this Act.

—and recommends that it do pass.

And the Bill contained in the preceding report was referred to the Committee on Drainage and Water Conservation under the original joint reference.

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

S. B. No. 688—A bill to be entitled An Act amending Section 66.22 of Florida Statutes 1949 so as to provide that persons not personally served with process in certain suits to quiet title and who have no actual knowledge thereof before the entry of the decree may under certain circumstances within the time allowed for taking appeals from final decrees be permitted to reopen and relitigate such causes; providing further that such privilege shall not lengthen the time for taking appeals and, further providing that this Act shall not reduce the time allowed by any prior law for the purposes above set forth, in any case where a final decree has been rendered prior to this Act becoming a law.

—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 Pearce, Chairman of the Committee on Game and Fisheries, reported that the Committee had carefully considered the following Bills:

S. B. No. 738—A bill to be entitled An Act amending Section 373.25, Florida Statutes, relating to the State Board of Conservation; providing for additional license tax on certain length boats owned by aliens, or non-residents when engaging in fishing.

S. B. No. 739—A bill to be entitled An Act amending Subsection (5) of Section 374.30, Florida Statutes, relating to salt water fisheries; provides for annual license tax for non-resident fishermen.

S. B. No. 746—A bill to be entitled An Act levying an excise tax on certain fish taken commercially from the fresh waters of the State; providing for the collection thereof; authorizing the State Game and Fresh Water Fish Commission to promulgate rules and regulations in relation thereto; appropriating the proceeds to the State Game and Fresh Water Fish Commission and recommending the use thereof; providing penalties for violation and effective date hereof; providing for repeal of all Acts in conflict.

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.

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

H. B. No. 148—A bill to be entitled An Act regulating absolute and conditional sales or offers to sell at auction, diamonds, precious or semi-precious stones or imitations thereof, watches, clocks, jewelry, gold, silver or plated ware; prescribing qualifications for applicants and the manner of applying for a license to engage in the auction business and for permits for auctioneers and providing for license and permit fees therefor; prescribing rules and regulations for auction sales of said classes of goods, and forbidding auctions thereof between the hours of 8:00 o'clock P. M. and 7:00 o'clock A. M.; to provide for cancellation of licenses and permits for violations of the Act and procedure therefor including appeals and certiorari and denying supersedeas in certain cases; and prescribing criminal penalties for violations of the Act.

—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 amendment attached thereto, was placed on the Calendar of Bills on Second Reading.

SPECIAL AND CONTINUING ORDER OF BUSINESS

S. B. No. 178—A bill to be entitled An Act to regulate public utilities in the furnishing to others of communication service and facilities; requiring public utilities to report to the Florida Railroad and Public Utilities Commission and the Sheriffs of the counties information obtained relating to the illegal use of communication service or facilities; making it the duty of public utilities to provide appropriate means to ascertain if any of its facilities are being used illegally; making it the duty of public utilities to report messages that are in aid of gambling coming within its knowledge to the Florida Railroad and Public Utilities Commission; and providing penalties.

Was taken up.

Senator Baynard moved that the rules be waived and Senate Bill No. 178 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 178 was read the second time by title only.

Senator Baynard offered the following amendment to Senate Bill No. 178:

In Section 2, line 2 (typewritten bill) strike out the word: "appropriate" and insert in lieu thereof the following "reasonable".

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 Senate Bill No. 178:

In Section 3, line 9, after the word "report" (typewritten bill) insert the following: "in writing"

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 Senate Bill No. 178:

After Section 6 (typewritten bill) insert the following:

"Section 7. Nothing contained herein shall be construed to permit or require any violation of the provisions of Section 605 of the Federal Communications Act of 1934. Re-number the remaining sections in sequence.

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard moved that the rules be further waived and Senate Bill No. 178, 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. 178, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 178, as amended, the roll was called and the vote was:

Yeas—33.

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

Nays—None.

So Senate Bill No. 178 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

S. B. No. 180—A bill to be entitled An Act regulating the

transmission and communication of information relating to horse racing and providing penalties.

Was taken up.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 180 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 180 was read the second time by title only.

Senators Shands, Baynard and Gautier (13th) offered the following amendment to Senate Bill No. 180:

In the last line of Section 1 strike out the last five words reading "one feature race each week," and insert in lieu thereof the following: "not more than two feature races each week."

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

Which was agreed to and the amendment was adopted.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 180, 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. 180, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 180, as amended, the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 180 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

Senate Joint Resolution No. 327:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO THE DECLARATION OF RIGHTS OF THE CONSTITUTION OF THE STATE OF FLORIDA BY ADDING A SECTION THERETO, TO BE DESIGNATED SECTION 25 RELATING TO THE FORFEITURE OF OFFICE OR EMPLOYMENT OF STATE, COUNTY AND MUNICIPAL OFFICERS AND EMPLOYEES REFUSING TO TESTIFY OR PRODUCE EVIDENCE AS TO MATTERS RELATING TO THEIR OFFICIAL DUTIES, EMPLOYMENT AND FUNCTIONS OF OFFICE, AND REFUSING TO WAIVE IMMUNITY TO PROSECUTION AS TO SUCH MATTERS.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

An amendment to the Declaration of Rights of the Constitution of the State of Florida, by adding an additional section to be designated Section 25, is hereby agreed to, and shall be submitted to the electors of the State of Florida for ratification or rejection at the next general election to be held in the year 1952, as follows:

"Section 25. Any State, county or municipal officer or employee who, as a witness on behalf of the State of Florida, shall refuse to testify or produce documentary, or other evidence, relating to his official duties, employment, or the functions of his office, at any investigation by the grand jury, state attorney, or county solicitor, or any court trial or hearing, on the grounds that such testimony or evidence may incriminate him, or subject him to penalty or forfeiture, or who shall refuse to sign a waiver of immunity

to prosecution for any criminal offense, penalty or forfeiture arising out of the testimony given or evidence produced by him relating to his official duties, employment, or the functions of his office, shall by operation of law forfeit his office and his employment, and the foreman of the grand jury, or alternate foreman, the state attorney, or county solicitor, as the case may be, shall immediately report and certify the same to the Governor of the State of Florida; provided that the certified report to the Governor shall contain specifications as to the matter about which the officer or employee refuses to testify or produce documentary or other evidence and the officer or employee shall have the right to controvert the truth of the charges so specified and whether the same relates to his official duties, employment or functions of office. The Governor shall promptly hold a hearing upon the charges specified in the certified report, and if he finds such charges to be true and related to the official duties, employment or functions of office of the person charged, the office shall immediately become vacant and employment immediately terminated, and the vacancy thereby created in said office or employment shall be filled as provided by law. Any officer and any employee whose office or employment is forfeited, pursuant to the provisions of this Act, shall thereafter be disqualified and ineligible for a period of ten years from the date of such forfeiture to hold any state, county or municipal office or employment in the State of Florida. This amendment, upon ratification, shall take effect without the necessity of legislation."

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

The following Committee Substitute for Senate Joint Resolution No. 327:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO THE DECLARATION OF RIGHTS OF THE CONSTITUTION OF THE STATE OF FLORIDA BY ADDING A SECTION THERETO, TO BE DESIGNATED SECTION 25, RELATING TO THE FORFEITURE OF OFFICE OR EMPLOYMENT OF STATE, COUNTY OR MUNICIPAL OFFICERS AND EMPLOYEES REFUSING TO TESTIFY OR PRODUCE EVIDENCE AS TO MATTERS RELATING TO THEIR OFFICIAL DUTIES, EMPLOYMENT AND FUNCTIONS OF OFFICE.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

An amendment to the Declaration of Rights of the Constitution of the State of Florida, by adding an additional section to be designated Section 25, is hereby agreed to, and shall be submitted to the electors of the State of Florida for ratification or rejection at the next general election to be held in the year 1952, as follows:

"Section 25. The Legislature may provide by Statute that any State, County or Municipal officer or employee who as a witness on behalf of the State of Florida, shall refuse to testify or produce documentary, or other evidence, relating to his official duties, employment, or the functions of his office, at any investigation by the Grand Jury, State Attorney, or County Solicitor, of any court trial or hearing, on the grounds that such testimony or evidence may incriminate him, or subject him to penalty or forfeiture, shall forfeit his office and/or his employment, and thereafter be disqualified and ineligible to hold any State, County or Municipal office or employment in the State of Florida for such period as the Legislature may prescribe.

Was taken up and read the first time in full.

Senator Gautier (13th) moved that the rules be waived and the Committee Substitute for Senate Joint Resolution No. 327 be read the second time in full.

Which was agreed to by a two-thirds vote.

And the Committee Substitute for Senate Joint Resolution No. 327 was read the second time in full.

Senator Gautier (13th) moved the adoption of the Committee Substitute for Senate Joint Resolution No. 327.

Which was agreed to and the Committee Substitute for Senate Joint Resolution No. 327 was adopted.

Senator Gautier (13th) moved that the rules be further

waived and Committee Substitute for Senate Joint Resolution No. 327 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 Senate Joint Resolution No. 327 was read the third time in full.

Upon the passage of Committee Substitute for Senate Joint Resolution No. 327 the roll was called and the vote was:

Yeas—28.

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

Nays—9.

Clarke	Lindler	Shivers
Johnston	McArthur	Smith
Lewis	Moore	Tucker

So Committee Substitute for Senate Joint Resolution No. 327 passed by the required Constitutional three-fifths 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 Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 170, out of its order.

Which was agreed to.

H. B. No. 170—A bill to be entitled An Act to amend Section 12 of Chapter 25016, Laws of Florida, 1949, granting certain powers to the Florida Railroad Commissioners, the Attorney General and the State Attorneys of the State of Florida, for the enforcing of the provisions of Chapter 25016, relating to the regulation of public utilities in the furnishing to others of private wire service and other similar service for the dissemination of information, regulating the use of such service and prohibiting the use of same for gambling purposes and to provide remedies and penalties for the enforcement thereof.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 170 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 170 was read the second time by title only.

Senator Baynard offered the following amendment to House Bill No. 170:

In Section 1 at the end of paragraph (a), (typewritten bill) strike out the period and insert in lieu thereof the following: " ; providing, however, if no appropriation is made to the Railroad and Public Utilities Commission for enforcing the 'Anti-Bookie Law' and such appropriation is made to the Attorney General, then the Attorney General shall either employ the necessary technically trained staff, as provided for in this section, or make available the necessary funds to the Railroad and Public Utilities Commission for the employment of such a staff."

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard moved that the rules be further waived and House Bill No. 170, 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. 170, as amended, was read the third time in full.

Upon the passage of House Bill No. 170, as amended, the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 170 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 Baynard withdrew Senate Bill No. 414.

S. B. No. 415—A bill to be entitled An Act to amend Subsection (d) of Section 1, and Sections 4 and 8 of Chapter 25016, Laws of Florida, Acts of 1949, defining private wire and relating to the regulation of public utilities in the furnishing to others of private wire service and other similar service including telephone service for the dissemination of information; providing for contracts in certain instances with certain exceptions and providing for discontinuance of private wires and other similar service including telephone service and providing remedies.

Was taken up.

Senator Baynard moved that the rules be waived and Senate Bill No. 415 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 415 was read the second time by title only.

The following Committee Substitute for Senate Bill No. 415:

Committee Substitute for S. B. No. 415—A bill to be entitled An Act to amend Subsection (d) of Section 1, and Sections 4 and 8 of Chapter 25016, Laws of Florida, Acts of 1949, defining private wire and relating to the regulation of public utilities in the furnishing to others of private wire service and other similar service including telephone service for the dissemination of information; providing for contracts in certain instances with certain exceptions and providing for discontinuance of private wires and other similar service including telephone service and providing remedies.

Was taken up and read the first time by title only.

Senator Baynard moved that the rules be waived and the Committee Substitute for Senate Bill No. 415 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And the Committee Substitute for Senate Bill No. 415 was read the second time by title only.

Senator Baynard moved the adoption of the Committee Substitute for Senate Bill No. 415.

Which was agreed to and the Committee Substitute for Senate Bill No. 415 was adopted.

Senator Baynard moved that the rules be further waived and Committee Substitute for Senate Bill No. 415 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 Senate Bill No. 415 was read the third time in full.

Upon the passage of Committee Substitute for Senate Bill No. 415 the roll was called and the vote was:

Yeas—34.

Mr. President	Brackin	Crary	Gautier (13th)
Ayers	Branch	Davis	Johns
Baynard	Carroll	Dayton	Johnson
Beall	Clarke	Franklin	Johnston
Boyle	Collins	Gautier (28th)	King

Lewis	Pearce	Rogells	Tucker
Lindler	Pope	Sanchez	Wright
Moore	Ripley	Shands	
Morrow	Rodgers	Smith	

Nays—None.

So Committee Substitute for Senate Bill No. 415 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Shands asked unanimous consent of the Senate to take up and consider House Bill No. 52, out of its order.

Which was agreed to.

H. B. No 52—A bill to be entitled An Act to amend Section 849.09, Florida Statutes, 1949, relating to lotteries; and to provide the effective date hereof.

Was taken up.

Senator Shands moved that the rules be waived and House Bill No. 52 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 52 was read the second time by title only.

Senator Shands moved that the rules be further waived and House Bill No. 52 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. 52 was read the third time in full.

Upon the passage of House Bill No. 52 the roll was called and the vote was:

Yeas—34.

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

Nays—None.

So House Bill No. 52 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Shands moved that Senate Bill No. 11 be recalled from the House of Representatives.

Which was agreed to and it was so ordered.

Senator Shivers asked unanimous consent of the Senate to take up and consider Senate Bill No. 680, out of its order.

Which was agreed to.

S. B. No. 680—A bill to be entitled An Act to declare, designate, and name certain parts of the State highways as Paradise Drive.

Was taken up.

Senator Shivers moved that the rules be waived and Senate Bill No. 680 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 680 was read the second time by title only.

Senator Shivers moved that the rules be further waived and Senate Bill No. 680 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. 680 was read the third time in full.

Upon the passage of Senate Bill No. 680 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. 680 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator King moved that a committee of three be appointed to escort Honorable Charles A. Savage, former member of the Senate from the 20th Senatorial District, to a seat on the rostrum.

Which was agreed to.

The President appointed Senators King, Johnston and Rodgers as the committee.

S. B. No. 408—A bill to be entitled An Act creating the Florida Bureau of Criminal Investigation under the control and administration of an Executive Board composed of the Governor, Secretary of State, Superintendent of Public Instruction, Commissioner of Agriculture, Comptroller, Treasurer, and Attorney General of Florida; defining its powers and duties; defining the duties and authority of the Director of the Florida Bureau of Criminal Investigation; prohibiting political activity of employees; and making an appropriation to carry out the terms of the Act.

Was taken up.

Senator Pearce moved that the rules be waived and Senate Bill No. 408 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 408 was read the second time by title only.

Senator Pearce offered the following amendment to Senate Bill No. 408:

In Section 4, paragraph 4, line 9 (typewritten bill), strike out the word: "our," and insert in lieu thereof the following: "out."

Senator Pearce moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Johnston offered the following amendment to Senate Bill No. 408:

In Section 10, line 4 (typewritten bill), strike out the words: one hundred twenty-five thousand dollars (\$125,000.00), and insert in lieu thereof the following: fifty thousand dollars (\$50,000.00).

Senator Johnston moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Pearce moved that the rules be further waived and Senate Bill No. 408, 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. 408, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 408, as amended, the roll was called and the vote was:

Yeas—14.

Branch	Davis	Leaird	Shands
Carroll	Gautier (13th)	Moore	Shivers
Collins	Johns	Morrow	
Crary	King	Pearce	

Nays—23.

Mr. President	Clarke	Lewis	Rogells
Ayers	Dayton	Lindler	Sanchez
Baker	Franklin	McArthur	Smith
Baynard	Gautier (28th)	Pope	Tucker
Boyle	Johnson	Ripley	Wright
Brackin	Johnston	Rodgers	

So Senate Bill No. 408, as amended, failed to pass.

Senator Franklin asked unanimous consent of the Senate to take up and consider Senate Bill No. 437, out of its order.

Which was agreed to.

S. B. No. 437—A bill to be entitled An Act to designate and establish a certain State road in Hendry County, Florida.

Was taken up.

Senator Franklin moved that the rules be waived and Senate Bill No. 437 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 437 was read the second time by title only.

Senator Franklin moved that the rules be further waived and Senate Bill No. 437 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. 437 was read the third time in full.

Upon the passage of Senate Bill No. 437 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. 437 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 258—A bill to be entitled An Act providing for the monitoring, interception, recording and use in evidence of telegraphic and telephonic communications upon application of certain public officers; prescribing powers and duties of Florida Railroad and Public Utilities Commission with reference thereto and authorizing ex parte orders therefor; requiring files to be sealed and information therein to be kept secret and confidential for reasonable period; prescribing duties of telephone and telegraph companies in connection therewith; repealing all laws in conflict herewith and providing for effective date of this Act.

Was taken up.

Senator Baynard moved that the rules be waived and Senate Bill No. 258 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 258 was read the second time by title only.

Senator Leaird offered the following amendment to Senate Bill No. 258:

In Section 2, line 5 (typewritten bill) strike out the following: " , Sheriff or the Chief of Police of any municipality" and insert in lieu thereof the following: "or Sheriff".

Senator Leaird moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Leaird also offered the following amendment to Senate Bill No. 258:

In Section 7, strike out the entire section and insert in lieu thereof the following:

Section 7. Use of information obtained through interception—Information concerning the illegal use of communication facilities obtained through the interception of telegraphic and telephonic communications under the provisions of this Act shall be reported to the Commission and shall not be divulged to the applicant or to anyone else except in a hearing before the Commission, or in a proceeding before the Courts of this State, when such information may be received in evidence concerning the use of such communication service and facilities for gambling purposes or in furtherance of gambling. If the information thus obtained fails to show such use of said communication service and facilities then the entire file and report shall be permanently sealed by the Commission and it shall thereafter be criminal contempt for anyone to divulge any information concerning the communications which have been intercepted under the provisions hereof.

Senator Leaird moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Collins presiding.

Senator Shands moved that the rules be waived and the time of adjournment be extended until final disposition of Senate Bill No. 258.

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

Senator Baynard moved that the rules be further waived and Senate Bill No. 258, 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. 258, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 258, as amended, the roll was called and the vote was:

Yeas—17.

Baynard	Dayton	Pearce	Shivers
Boyle	Franklin	Pope	Wright
Branch	Gautier (28th)	Ripley	
Carroll	Gautier (13th)	Rogells	
Crory	Morrow	Shands	

Nays—18.

Mr. President	Collins	Lewis	Sanchez
Baker	Johnson	Lindler	Smith
Beall	Johnston	McArthur	Tucker
Brackin	King	Moore	
Clarke	Leaird	Rodgers	

So Senate Bill No. 258, as amended, failed to pass.

The hour of adjournment having arrived, a point of order was called and the Senate stood adjourned at 5:27 o'clock P. M., until 11:00 o'clock A. M., Wednesday, May 16, 1951.