

# JOURNAL OF THE SENATE

Wednesday, May 23, 1951

719

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Tuesday, May 22, 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 Thou God of all comfort, may not our ears be so dulled by the din of loud threats of our enemy, or the clash of their arms, that we hear not Thy voice of assurance, 'Blessed is the nation whose God is the Lord.' Dispel that fear that would compromise with pagan aggression, for with Thee, right must triumph over might. But keep us in constant fear of Thyself, and Thy displeasure. As Thy word teaches us, 'the wisdom of the world is foolishness to God,' may no foolishness of man's self-sufficiency mar the work of this body, but may decisions, of statewide effect, be motivated by Him whose lobbying is done in the heart. Grant us that civic conscience that the man who needs not God's counsel needs neither public confidence nor office. In the name of Him who is all wisdom we pray. Amen"

The reading of the Journal was dispensed with.

The Senate daily Journal of Thursday, May 17, 1951, was further corrected as follows:

Page 32, column 1, between lines 35 and 36, counting from the bottom of the column, insert the following:

"A bill to be entitled".

And as further corrected was approved.

The Senate daily Journal of Friday, May 18, 1951, was further corrected as follows:

Page 4, column 2, strike out lines 5 to 18, both inclusive, and insert in lieu thereof the following:

By Senator Shands—

S. B. No. 945—A bill to be entitled An Act creating the elective office of County Prosecuting Attorney in and for counties in Florida having a population of more than fifty-six thousand five hundred (56,500) and not more than fifty-seven thousand, five hundred (57,500) according to the last Federal census, fixing the term of said office and the method of filling same, prescribing the duties of said County Prosecuting Attorney and fixing and prescribing his compensation therefor in such counties; and providing, authorizing and empowering the Board of County Commissioners, the Board of Public Instruction and any other board of such counties to each appoint an attorney at law to act as attorney and legal advisor to and for such boards and providing for the payment for such legal services."

And as further corrected was approved.

The Senate daily Journal of Monday, May 21, 1951, was further corrected as follows:

Page 3, column 1, line 38, counting from the bottom of the column, strike out the word "creditation" and insert in lieu thereof the word "creation".

Also—

Page 6, column 1, line 8, after the word "adding" and before the word "the" insert the word "after".

And as further corrected was approved.

The Senate daily Journal of Tuesday, May 22, 1951, was corrected as follows:

Page 28, column 1, between lines 2 and 3, insert the following:

"Senator Morrow also offered the following amendment to Senate Bill No. 305:

"In Title, lines 1 and 2, (typewritten bill) strike out the words "State and County" and insert in lieu thereof the following: "State, County and Municipal".

"Senator Morrow moved the adoption of the amendment.

"Which was agreed to and the amendment was adopted."

And as corrected was approved.

## REPORTS OF COMMITTEES

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

S. B. No. 1010—A bill to be entitled An Act making an appropriation to the Florida Board of Forestry to be expended pursuant to agreements to establish and maintain fire control units in Collier, Manatee, Sarasota, Seminole and Union Counties whereby referendum elections have been had and taxes voted to be levied in such counties as provided by Section 125.29, Florida Statutes.

—and recommends that it do pass.

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

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

S. B. No. 870—A bill to be entitled An Act amending Subsection (10) of Section 518.01, Florida Statutes, 1949, by providing that fiduciary funds may be invested in life insurance contracts or policies including annuity or endowment contracts.

S. B. No. 981—A bill to be entitled An Act to amend Section 27.19, Florida Statutes, relating to assistant state attorneys; providing for an assistant state attorney for the first judicial circuit of Florida.

S. B. No. 988—A bill to be entitled An Act to authorize investigations by the Attorney General or State Attorneys, upon request of the Governor or Legislative Council, of commercial: gambling or other criminal activity crossing county lines, corruption or misconduct of public officials and employees, and other improper activities; authorizing powers of subpoena and examination of witnesses under penalty of perjury and contempt; providing for the submission of reports to the proper officials and bodies; and other purposes

—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 Shands, Chairman of the Committee on Finance and Taxation, reported that the Committee had carefully considered the following Bill:

S. B. No. 970—A bill to be entitled An Act relating to Homestead Exemption; persons serving in armed forces; filing exemption claims.

—and recommends that it do pass.

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

Senator Shands, Chairman of the Committee on Finance and Taxation, reported that the Committee had carefully considered the following Bills:

S. B. No. 910—A bill to be entitled An Act amending Section 7 of Chapter 195, Florida Statute of 1949, relating to taxes on Railroad, Pullman and Express Companies; providing payment to the County Tax Collector of commissions on collection of delinquent railroad taxes.

S. B. No. 959—A bill to be entitled An Act to amend Section 204.01, Florida Statutes, relating to Chain Store Taxes and the definitions thereunder by further defining bulk plants to include ice plants or ice dealers engaged principally in the sale of ice.

—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 Shands, Chairman of the Committee on Finance and Taxation, reported that the Committee had carefully considered the following Bill:

S. B. No. 935—A bill to be entitled An Act authorizing the redemption of land by the former owner which has been acquired by the county for delinquent taxes on file in the office of the Clerk of the Circuit Court, under Chapter 22079, Acts of the Legislature 1943, and providing the terms and procedure in making conveyance, disbursing of funds, validating, ratifying and confirming previous Acts relating to hardship cases, repealing laws in conflict therewith.

—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 Shands, Chairman of the Committee on Finance and Taxation, reported that the Committee had carefully considered the following Bill:

S. B. No. 965—A bill to be entitled An Act clarifying the exemptions contained in Section 8 of Chapter 26319 being entitled "An Act to define certain additional privileges, and to levy and provide for the collection of privilege taxes upon sales of personal property, upon admissions and upon rentals of real and personal property; providing for certain exemptions; to define certain words and terms used in this Act; to provide for the creation and enforcement of liens upon real and personal property of persons liable for the payment of such taxes to authorize the promulgation of rules and regulations for the administration and enforcement of this Act; to appropriate monies derived from such taxes and to direct the payment of such monies derived from such taxes to the general revenue fund of the State of Florida, to the cost of administration and enforcement of this Act and to provide for impounding an surplus revenue; to provide for the operation of this Act in the event certain provisions herein shall be held invalid; providing for an effective date; to provide penalties for the violation of this Act; and repealing Sections 204.03 and 204.04, Florida Statutes, 1941, and conflicting laws." By adding after the word "feeds" in Section 8 paragraph 4 the following: and bedding for all, livestock irrespective of where located within the State.

—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 Shands, Chairman of the Committee on Finance and Taxation, reported that the Committee had carefully considered the following Bill:

H. B. No. 1032—A bill to be entitled An Act to abolish the present municipal government of the City of Lynn Haven, Florida, in the County of Bay, in the State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Lynn Haven, and to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges.

—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 Rodgers, Chairman of the Committee on Governmental Reorganization, reported that the Committee had carefully considered the following Bill:

H. B. No. 650—A bill to be entitled An Act relating to purchases by departments, boards, commissions, institutions, and agencies of the State of Florida and creating a State Central Purchasing Council, providing for the membership thereof, prescribing the duties, powers and functions of said council and authorizing expenditures for the expenses thereof; requiring competitive bidding in certain purchases by the departments, boards, commissions, institutions and agencies of the State of Florida, and providing penalties for the violation thereof.

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

Committee Substitute for H. B. No. 397—A bill to be entitled An Act authorizing Boards of County Commissioners of the several counties of Florida to vacate and abandon and to disclaim and renounce any claim of title of the county or the public to any lands constituting a park or any lands delineated on any recorded plat or map as a park, for the acquisition of which no consideration has been paid by the county, located without the limits of any municipal corporation, except with respect to those parks owned or maintained by the United States of America, State Board of Forestry, Florida Parks Service or Florida Board of Parks and Historic Memorials; providing for the execution and delivery of a quit claim deed by the Board of County Commissioners to the parties designated in the law as being entitled to the fee simple title to said lands constituting the same parks or described on any recorded plat or map as a park; providing for the procedure and duties of county officers in the administration of this law, and for review of the final action of the Board of County Commissioners by the Circuit Court, by appeal, certiorari, mandamus or injunction.

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

S. B. No. 987—A bill to be entitled An Act amending Sections 794.03 and 794.05 Florida Statutes and amending Chapters 794 and 415 Florida Statutes, by adding a new section to each relating to rape and similar crimes; sex crimes; contributing to the delinquency of a minor; publishing names of persons involved; testimony concerning sex crimes; punishment for second conviction of contributing to delinquency of a minor

—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 Rodgers, Chairman of the Committee on Governmental Reorganization, reported that the Committee had carefully considered the following Bill:

S. B. No. 852—A bill to be entitled An Act to create an industrial trust fund for the State Prison at Raiford providing for transfer of monies which together with sums appropriated become a part of said fund, authorizing uses of and disbursements from such fund and providing for keeping of necessary records and accounts.

—and recommends that the same do pass with the 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.

**ENGROSSING REPORTS**

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

S. B. No. 481—A bill to be entitled An Act fixing the annual salary of the County Superintendents of Public Instruction of the State of Florida of a population of less than 200,000 according to the official census; providing the basis upon which such salaries shall be computed; declaring the date upon which such salaries shall become effective, and repealing all laws or parts of laws in conflict with this Act.

—begs leave to report that the House 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. 481, contained in the above report was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk for enrolling.

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

S. B. No. 254—A bill to be entitled An Act authorizing and directing the establishment, construction, equipping and operation of a hospital for the care and treatment of chronic alcoholics, in Highlands County, Florida; designating same as Florida State hospital for alcoholism; providing for the management, control and operation thereof; providing for the procedure for commitment of chronic alcoholics to such hospital; authorizing acceptance of donations and gifts for said hospital; providing for the assessment of costs of commitment proceedings and maintenance of patients in said hospital; providing for co-operation with the Federal Government and its agencies; and providing for an appropriation out of the additional alcoholic beverage tax imposed by Chapter 25340, Laws of Florida, Acts of 1949; repealing Sections 394.25 to 394.36, both inclusive, Florida Statutes, 1949; and repealing all laws in conflict herewith.

—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. 254, contained in the above report was ordered immediately certified to the House of Representatives.

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

S. B. No. 199—A bill to be entitled An Act establishing a small claims court in each county of this State; providing the jurisdiction of said court and the powers, practice, procedure and notice of proceedings therein; providing for the appointment and election of a judge and affixing his compensation and term of office; providing for a clerk and prescribing his duties; providing for a review of cases from said court.

—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. 199, contained in the above report was ordered certified to the House of Representatives.

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

S. B. No. 36—A bill to be entitled An Act revising Chapter 209, Florida Statutes, relating to the levy, collection and distribution of the tax on motor fuels other than gasoline, by amending Sections 209.01, 209.02, 209.03, 209.05, 209.06, 209.07, 209.08, 209.09, 209.10, 209.11, 209.12, 209.13, 209.15, 209.16 and 209.17; repealing Sections 209.04 and 209.18 thereof; and adding Sections 209.001, 209.111, 209.19, 209.20, 209.21, 209.22, 209.23 and 209.24 thereto.

—begs leave to report that the House 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. 36, contained in the above report was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

**ENROLLING REPORTS**

Your Enrolling Clerk to whom was referred—

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|--------------|---------------|
| S. B. No. 55 | S. B. No. 634 |
| S. B. No. 71 | S. B. No. 728 |

—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 23, 1951, for his approval.

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

May 23, 1951.

Your Enrolling Clerk, to whom was referred—

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|------------------|----------------|
| H. B. No. 52     | H. B. No. 1007 |
| H. B. No. 167    | H. B. No. 1033 |
| H. B. No. 254    | H. B. No. 1034 |
| H. B. No. 314    | H. B. No. 1050 |
| H. B. No. 562    | H. B. No. 1063 |
| H. B. No. 569    | H. B. No. 1064 |
| H. B. No. 570    | H. B. No. 1065 |
| H. B. No. 576    | H. B. No. 1077 |
| H. B. No. 577    | H. B. No. 1084 |
| H. B. No. 578    | H. B. No. 1092 |
| H. B. No. 579    | H. B. No. 1097 |
| H. B. No. 580    | H. B. No. 1102 |
| H. B. No. 581    | H. B. No. 1112 |
| H. B. No. 941    | H. B. No. 1120 |
| H. J. R. No. 989 | H. B. No. 1133 |
| H. B. No. 990    | H. B. No. 1136 |

H. B. No. 1153	H. B. No. 1195
H. B. No. 1158	H. B. No. 1208
H. B. No. 1168	H. B. No. 1211
H. B. No. 1173	H. B. No. 1215
H. B. No. 1177	H. B. No. 1246
H. B. No. 1178	H. B. No. 1252
H. B. No. 1180	H. B. No. 1257
H. B. No. 1193	H. B. No. 1264

—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.

#### REPORT OF THE COMMITTEE ON RULES AND CALENDAR

May 22, 1951.

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

*Sir:*

Your Committee on Rules and Calendar, pursuant to Senate Rule No. 65, submits herewith the list of Bills to constitute the Special Order Calendar to be considered by the Senate beginning May 23, 1951:

H. B. 1124—Relating to additional salaries for Judges, 4th Judicial Circuit. (On local calendar).

S. B. 447—Relating to Plumbing Control Act.

H. B. 222—Relating to Clerks of Court, Filing Fees.

S. B. 502—Relating to Chain Store License Tax.

S. B. 473—Relating to Tobacco Markets.

S. B. 482—Relative to Hotel and Restaurant Commissioner.

H. B. 274—Relating to School Tax Areas.

H. B. 16—Relating to Seed Packages.

H. B. 81—Relating to Agricultural Seed.

S. B. 763—Relating to Alcoholic Beverages.

H. B. 240—Relating to State Marketing Commissioner.

H. B. 1060—Relating to State Treasurer.

Motion was made and carried that the remainder of the bills on Special Order Calendar of May 21, 1951, be added on the bottom of the above listed bills in their respective order.

Very respectfully,  
R. B. GAUTIER, JR.,  
Senator (13th) District  
Chairman.

Senator Gautier (13th), as Chairman of the Committee on Rules and Calendar, moved the adoption of the Report.

Which was agreed to and the Report of the Committee on Rules and Calendar was adopted.

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

By Senator Beall—

S. B. No. 1021—A bill to be entitled An Act providing for

civil service for specified employees of Escambia County, Florida, classifying and specifying the county employees to come within the provisions of said law; creating a Civil Service Board to administer said law; providing for the appointment, terms of office, authority, compensation, qualifications and duties of the members of said board; giving said board authority to promulgate, adopt and amend rules and regulations for the administration of said law; providing for public and competitive tests for purpose of establishing employment lists for various positions with Escambia county; providing for probationary periods of employment with Escambia County; authorizing said board to adopt and promulgate rules and regulations governing practice and procedure before said board; providing a penalty for the violation of said law or of the rules of said board; providing for the right of a discharged or suspended county employee coming within the provisions of said law to have a public hearing as to the cause of his discharge; authorizing said board to make certain expenditures and to secure facilities and providing for payment of expenses therefor by County Commissioners of Escambia County; prohibiting any person under civil service as created by said law from participating in any political activities; placing limitations upon salaries to be paid certain county employees and authorizing and requiring said board to enforce said limitations and requiring that no decrease or increase in the salary or salaries of any individual county employee or group of county employees shall be effected without the approval of said board.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1021 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Beall moved that the rules be waived and Senate Bill No. 1021 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1021 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 1021 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. 1021 was read the third time in full.

Upon the passage of Senate Bill No. 1021 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. 1021 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beall—

S. B. No. 1022—A bill to be entitled An Act to amend Chapter 21483 Laws of Florida, Special Acts of 1941, entitled, An Act providing for the creation of a firemen's relief and pension fund by the City of Pensacola; creating a pension board in said municipality to administer the funds; designating the powers and duties of such board; providing for contributions to such fund by the city, its employees and pensioners; prescribing who shall receive a pension or relief out of the pension fund; providing for the receipt, deposit, appropriation, investment and disposition of funds of said pension

fund; providing that all persons heretofore retired now on the pension roll of the City of Pensacola shall continue to receive pensions in the same amount they are now receiving, payable from the source from which such pensions are now paid; authorizing the levy of taxes to supplement and augment the firemen's relief and pension fund.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1022 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Beall moved that the rules be waived and Senate Bill No. 1022 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1022 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 1022 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. 1022 was read the third time in full.

Upon the passage of Senate Bill No. 1022 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. 1022 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senators Smith and Shivers—

S. B. No. 1023—A bill to be entitled An Act authorizing issuance of free license plates to those residents of the State of Florida who own motor vehicles and who acquired same through financial assistance provided by the Veterans Administration of the Federal Government for World War II veterans who suffered loss or loss of use of one or both legs at or above the ankle.

Which was read the first time by title only.

Senator Smith moved that the rules be waived and Senate Bill No. 1023 be placed on the Calendar of Bills on Second Reading, without reference.

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

By Senator Shivers—

S. B. No. 1024—A bill to be entitled An Act for the relief of the estate of Roy S. Gaskin, former County Judge of Calhoun County, Florida.

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

By Senator Shivers—

S. B. No. 1025—A bill to be entitled An Act appropriating ten thousand (\$10,000.00) dollars to put into effect Chapter 17799, Acts of 1937, relating to Constitutional Park near St. Joseph's Bay.

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

By Senator Davis—

S. B. No. 1026—A bill to be entitled An Act fixing a limit of three mills for the Agriculture and Livestock Fund for Madison County, Florida, fixing a limitation upon the millages to be levied in the said county for all county purposes; and providing for a referendum before levying any additional millage.

Which was read the first time by title only.

Senator Davis moved that the rules be waived and Senate Bill No. 1026 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1026 was read the second time by title only.

Senator Davis moved that the rules be further waived and Senate Bill No. 1026 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. 1026 was read the third time in full.

Upon the passage of Senate Bill No. 1026 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. 1026 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Davis—

S. B. No. 1027—A bill to be entitled An Act relieving the Board of County Commissioners of Madison County, Florida, and the Game and Fresh Water Fish Commission of any liability due to controlling water levels in certain areas in county; repealing conflicting laws.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1027 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. 1027 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1027 was read the second time by title only.

Senator Davis moved that the rules be further waived and Senate Bill No. 1027 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. 1027 was read the third time in full.

Upon the passage of Senate Bill No. 1027 the roll was called and the vote was:

Yeas—38.

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

King	Moore	Rodgers	Smith
Leaird	Morrow	Rogells	Tucker
Lewis	Pearce	Sanchez	Wright
Lindler	Pope	Shands	
McArthur	Ripley	Shivers	

Nays—None.

So Senate Bill No. 1027 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Johnston—

S. B. No. 1028—A bill to be entitled An Act relating to the Sheriffs in every county of the State of Florida which now has, or may hereafter have, a population of not less than 6,550 and not more than 7,250 inhabitants according to the last preceding Federal Census: and fixing and providing for his salary and other expenses of operation of his office and requiring that all his fees, commissions, and perquisites be accounted for and paid into the county general fund of each county.

Which was read the first time by title only.

Senator Johnston moved that the rules be waived and Senate Bill No. 1028 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1028 was read the second time by title only.

Senator Johnston moved that the rules be further waived and Senate Bill No. 1028 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. 1028 was read the third time in full.

Upon the passage of Senate Bill No. 1028 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. 1028 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Johnston—

S. B. No. 1029—A bill to be entitled An Act ratifying, confirming and approving a certain contract for purchase of a fire engine and fire apparatus by the City of Brooksville, Florida, on January 23, 1950.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1029 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 Johnston moved that the rules be waived and Senate Bill No. 1029 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1029 was read the second time by title only.

Senator Johnston moved that the rules be further waived and Senate Bill No. 1029 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. 1029 was read the third time in full.

Upon the passage of Senate Bill No. 1029 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. 1029 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Johnston—

S. B. No. 1030—A bill to be entitled An Act to declare and establish certain State Roads in Hernando County, Florida.

Which was read the first time by title only.

Senator Johnston moved that the rules be waived and Senate Bill No. 1030 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1030 was read the second time by title only.

Senator Johnston moved that the rules be further waived and Senate Bill No. 1030 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. 1030 was read the third time in full.

Upon the passage of Senate Bill No. 1030 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. 1030 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Ripley—

S. B. No. 1031—A bill to be entitled An Act relating to the municipal government of the Town of Neptune Beach, Florida; providing for the establishment of a civil service board in said town; establishing civil service for employees of said town other than elective officers; providing for the appointment of members of said civil service board and setting forth the qualifications for members thereof, and providing for their removal and appointment of their successors, and providing for the seniority of employees, and the right of discharged employees to appeal to said board; and granting to said board the authority to determine the qualifications necessary to be possessed by employees of said town, and providing for competitive examinations for applicants for positions with said town; and granting unto said board the power to adopt and enforce rules and regulations governing employment and discharge, and for the administration of said Act and to carry out the policy, purpose and effect thereof.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1031 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. 1031 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1031 was read the second time by title only.

Senator Ripley moved that the rules be further waived and Senate Bill No. 1031 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. 1031 was read the third time in full.

Upon the passage of Senate Bill No. 1031 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. 1031 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Baker—

S. B. No. 1032—A bill to be entitled An Act creating and establishing a body corporate and politic known as the "Lake County School Building Authority", and prescribing its powers and duties; providing for the construction of public school buildings in Lake County and for financing such construction by the issuance of revenue bonds of the authority, payable from rentals; providing for leasing such buildings to the Board of Public Instruction of Lake County, and prescribing the powers and duties of such board in relation thereto; authorizing the issuance of revenue refunding bonds; and exempting from taxes and assessments such buildings and such bonds.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1032 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 Baker moved that the rules be waived and Senate Bill No. 1032 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1032 was read the second time by title only.

Senator Baker moved that the rules be further waived and Senate Bill No. 1032 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. 1032 was read the third time in full.

Upon the passage of Senate Bill No. 1032 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. 1032 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By the Committee on Public Roads and Highways—

S. B. No. 1033—A bill to be entitled An Act authorizing the State Road Department to pay bills incurred for publication of its 1951 budget and making an appropriation therefor.

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

By the Committee on Public Roads and Highways—

S. B. No. 1034—A bill to be entitled An Act relating to the regulation and control of traffic on public roads and streets, providing for the adoption of manual and specifications for uniform system of traffic control devices, signs and markings, for the placing of signs in accordance therewith, and for the regulation of parking or standing of motor vehicles on roads and streets, and authorizing the State Road Department to assist municipalities under certain conditions in supplying off-street parking in lieu of parking prohibited from a portion of State maintained road or street therein.

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

By Senator McArthur—

S. B. No. 1035—A bill to be entitled An Act repealing Chapter 24436, Laws of Florida, 1947, creating and establishing coastal City in Nassau County, Florida.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1035 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 McArthur moved that the rules be waived and Senate Bill No. 1035 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1035 was read the second time by title only.

Senator McArthur moved that the rules be further waived and Senate Bill No. 1035 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. 1035 was read the third time in full.

Upon the passage of Senate Bill No. 1035 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. 1035 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator McArthur—

S. B. No. 1036—A bill to be entitled An Act to amend Section 9, of Chapter 21228, Laws of Florida, Special Acts of 1941 entitled: "An Act to validate and confirm all Acts and proceedings relative to the calling, holding, conducting and canvassing the returns of an election held in the county of Nassau, Florida, on November 5, 1940, on the question of levying an annual tax for establishing and maintaining a public hospital at Fernandina in Nassau County, and issuing bonds in the amount of \$60,000 for the purpose of purchasing a site and constructing said hospital; to validate and confirm all Acts and proceedings relative to the appointment and organization of a Board of Hospital Trustees for said county and all acts and proceedings of said trustees; to validate all proceedings of the Board of County Commissioners relative to the authorization of \$60,000 of hospital bonds approved at said election, to authorize and provide for the issuance and sale of said bonds and the levy and collection of said tax; to authorize and provide for the acquisition of a site for said hospital and the construction, management and operation thereof, and further relating to the powers and duties of the Board of County Commissioners and the Board of Hospital Trustees with respect thereto." by adding an additional paragraph thereto providing for the issuance of \$200,000 hospital improvement and refunding bonds issue of 1951 and providing for their payment.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1036 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 McArthur moved that the rules be waived and Senate Bill No. 1036 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1036 was read the second time by title only.

Senator McArthur moved that the rules be further waived and Senate Bill No. 1036 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. 1036 was read the third time in full.

Upon the passage of Senate Bill No. 1036 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. 1036 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator McArthur—

S. B. No. 1037—A bill to be entitled An Act changing the name and corporate title of Fernandina Port Authority to Ocean Highway and Port Authority; authorizing said authority to construct, acquire, improve, operate and maintain revenue producing projects located partly within the State of Florida and partly within the State of Georgia, and to issue revenue bonds to finance the cost thereof, and providing for the terms and conditions of said revenue bonds or other obli-

gations and the rights, remedies and security of the holders thereof; authorizing said authority to enter into lease purchase agreements or other agreements with the State Road Department of Florida relating to any part or parts of such revenue producing projects located within the State of Florida, and with the State Highway Department of Georgia, or any other agency, board or instrumentality of the State of Georgia, relating to any part or parts of such revenue producing projects located within the State of Georgia, and providing for the terms and conditions of said lease-purchase agreements or other agreements; and providing when this Act shall take effect.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1037 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 McArthur moved that the rules be waived and Senate Bill No. 1037 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1037 was read the second time by title only.

Senator McArthur moved that the rules be further waived and Senate Bill No. 1037 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. 1037 was read the third time in full.

Upon the passage of Senate Bill No. 1037 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. 1037 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Morrow—

S. B. No. 1038—A bill to be entitled An Act relating to the Town of Riviera Beach, Palm Beach County, Florida, amending the provisions of Section 1 of Chapter 9894, Acts of the Legislature of the State of Florida of 1923, as amended, redefining the boundaries of the town so as to include within the corporate limits of the town certain lands located upon Singer Island in Township 42 South, Range 43 East, Palm Beach County, Florida; repealing all laws in conflict herewith.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1038 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 Morrow moved that the rules be waived and Senate Bill No. 1038 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1038 was read the second time by title only.

Senator Morrow moved that the rules be further waived and

Senate Bill No. 1038 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. 1038 was read the third time in full.

Upon the passage of Senate Bill No. 1038 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. 1038 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Tucker—

Senate Resolution No. 1039—

A RESOLUTION FOR APPOINTMENT OF A COMMITTEE OF THE STATE SENATE TO INVESTIGATE THE CANCELLATION OF A FIVE-YEAR LEASE ENTERED INTO ON THE 19TH DAY OF SEPTEMBER 1946 BETWEEN THE TRIBUNE COMPANY OF TAMPA, FLORIDA, AND THE FLORIDA INDUSTRIAL COMMISSION AT A MONTHLY RENTAL OF \$955.88, AND THE SUBSTITUTION THEREFOR OF A LEASE BETWEEN THE TRIBUNE COMPANY AND THE FLORIDA INDUSTRIAL COMMISSION DATED MARCH 31, 1948, AT A MONTHLY RENTAL OF \$1,075.00, THEREBY REQUIRING THE FLORIDA INDUSTRIAL COMMISSION TO PAY THE TRIBUNE COMPANY A TOTAL OF \$6,642.40 MORE THAN WOULD HAVE BEEN PAID UNDER THE FIRST LEASE.

WHEREAS, on the 25th day of November, 1941, the Tribune Company of Tampa, Florida, entered into a lease with the Florida Industrial Commission on the following described premises:

That part of the first floor consisting of approximately 7,750 square feet of the two-story building located on the Northeast corner of Marion and Jackson Streets, Tampa, Florida, and consisting of all the space fronting on Marion Street for a distance of approximately 78 feet and facing Jackson Street for a distance of approximately 105 feet,

for a term of five (5) years, which began January 1, 1942, at a monthly rental of four hundred twenty-five dollars (\$425.00); and

WHEREAS, on September 19, 1946, the Tribune Company entered into a lease with the Florida Industrial Commission for exactly the same premises and for the same number of square feet, for a term of five (5) years, beginning January 1, 1947, at a monthly rental of nine hundred fifty-five dollars and eighty-eight cents (\$955.88), which was an increase of rental of five hundred thirty dollars and eighty-eight cents (\$530.88) per month for the same space, and an increase of rental of thirty-seven thousand two-hundred and thirteen dollars and twenty cents (\$37,213.20) for the life of the lease; and

WHEREAS, while said lease was in full force and effect and the space and premises leased thereby were ample and sufficient for the needs of the Florida Industrial Commission, and while said lease had a period of three years and nine months to run, the Tribune Company procured, through some undisclosed arrangement with the then chairman of the Florida Industrial Commission, the cancellation of said lease and substitution therefor of a lease dated March 31, 1948, for a period of five (5) years at a monthly rental of one thousand and seventy-five dollars (\$1,075.00); and

WHEREAS, this said abrogation and cancellation of said

lease, procured by the Tribune Company while it still had a period of three years and nine months to run, cost the taxpayers six thousand six hundred and forty-two dollars and forty cents (\$6,642.40), including increased rental and cost of installing additional fixtures, for which the taxpayers received no benefit; NOW, THEREFORE,

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

Section 1. That a committee of three members of the Senate be appointed by the President thereof who shall make a full and immediate investigation into the circumstances surrounding this questionable transaction.

Section 2. That the said committee shall report its findings and make recommendations to the 1951 session of the Legislature of the State of Florida.

Which was read the first time in full and referred to the Committee on State Institutions.

By Senator Branch—

S. B. No. 1040—A bill to be entitled An Act providing for the registration of voters in the election precincts for all elections to be held in Hillsborough County, Florida.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1040 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 Branch moved that the rules be waived and Senate Bill No. 1040 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1040 was read the second time by title only.

Senator Branch moved that the rules be further waived and Senate Bill No. 1040 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. 1040 was read the third time in full.

Upon the passage of Senate Bill No. 1040 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. 1040 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Dayton—

S. B. No. 1041—A bill to be entitled An Act to abolish the present municipality of the City of San Antonio in Pasco County, Florida, now created and established under the General Laws of the State of Florida as to the organization and creation of municipal corporations and to create, establish, and organize a new municipality in said county to be known as "The City of San Antonio, Florida" as successor to the municipality hereby abolished; to provide for the development of said municipality hereby created and established; to define its territorial boundaries, powers and privileges; to define and prescribe jurisdiction and duties of the officers of the said municipality; and to provide for their election or appointment; to legalize and validate the ordi-

nances of their municipality hereby abolished, and to provide that they shall be and become the ordinances of the municipality hereby created; to vest the title, rights and ownership of property, uncollected taxes, claims, decrees, choses in action, and all other property rights, real and personal now owned by the municipality hereby abolished which be and become the property of the municipality hereby created; to legalize and validate all of the official acts of the officers of the municipality hereby abolished; to prescribe the time within which suits can be brought against the municipality hereby created, and providing that notice shall be given of the intention to file such suit before such suit may be instituted; to authorize the said city to pave and improve streets and sidewalks, and to provide for the assessment against the property abutting thereon for a part of the cost of such improvement, and to provide for the manner of contracting for such improvement and the manner in which such assessments may be made; to provide for the manner in which all of the city officers or employees shall be elected or appointed and specifying their qualifications; providing for their compensation and providing for the manner in which said officers may be removed for malfeasance, nonfeasance or misfeasance in office; to provide for a referendum of the electors of the municipality hereby created to determine whether this charter shall be adopted and to provide for the effective date thereof.

Which was read the first time by title only.

Senator Dayton moved that the rules be waived and Senate Bill No. 1041 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1041 was read the second time by title only.

Senator Dayton moved that the rules be further waived and Senate Bill No. 1041 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. 1041 was read the third time in full.

Upon the passage of Senate Bill No. 1041 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. 1041 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives

By Senators Collins and Shands—

S. B. No. 1042—A bill to be entitled An Act amending Section 240.01, Florida Statutes of 1949, the same being Section 13 of Chapter 5384, Laws of 1905, as amended, relating to the appointment, qualification, and term of office of members of the Board of Control, increasing the number of members from 5 to 7, changing the areas from which members shall be appointed, fixing their terms of office and providing for their appointment.

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

#### MESSAGES FROM THE GOVERNOR

The following Communications from the Governor were received:

STATE OF FLORIDA  
EXECUTIVE DEPARTMENT

TALLAHASSEE

May 22, 1951

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

Sir:

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

S. B. NO. 794, RELATING TO LAKE CITY

Respectfully,  
FULLER WARREN  
Governor.

STATE OF FLORIDA

EXECUTIVE DEPARTMENT

TALLAHASSEE

May 18, 1951

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

Sir:

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

S. B. NO. 378, RELATING TO STATE ROAD DEPARTMENT

Respectfully,  
FULLER WARREN,  
Governor.

STATE OF FLORIDA

EXECUTIVE DEPARTMENT

TALLAHASSEE

May 21, 1951

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

Sir:

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

S. B. NO. 156, RELATING TO COUNTY JUDGES

S. B. NO. 274, RELATING TO GRAND JURIES

S. B. NO. 276, RELATING TO GRAND JURIES

S. B. NO. 277, RELATING TO COURT REPORTERS

S. B. NO. 285, RELATING TO DEPUTY CONSTABLES

S. B. NO. 332, RELATING TO SALE OF COUNTY PROPERTY

S. B. NO. 387, RELATING TO COUNTY COMMISSIONERS

S. B. NO. 432, RELATING TO COUNTY MONEYS

S. B. NO. 449, RELATING TO SOLICITORS CRIMINAL COURT RECORD

S. B. NO. 450, RELATING TO ASST. SOLICITORS CRIMINAL COURT RECORD

S. B. NO. 533, RELATING TO ALCOHOLIC BEVERAGES

S. B. NO. 567, RELATING TO SMALL CLAIMS COURT

- S. B. NO. 579, RELATING TO MOTOR BUSES
- S. B. NO. 586, RELATING TO PUBLIC INSTRUCTION
- S. B. NO. 591, RELATING TO ST. JOHNS COUNTY
- S. B. NO. 599, RELATING TO STATE ROADS
- S. B. NO. 601, RELATING TO COUNTY JUDGES
- S. B. NO. 602, RELATING TO PINELLAS COUNTY
- S. B. NO. 604, RELATING TO BOCA CIEGA
- S. B. NO. 609, RELATING TO NEW PORT RICHEY
- S. B. NO. 617, RELATING TO CLERK CIRCUIT COURT
- S. B. NO. 646, RELATING TO CLAY COUNTY
- S. B. NO. 671, RELATING TO BRONSON
- S. B. NO. 674, RELATING TO SANDLIN-LINDLER BRIDGE
- S. B. NO. 697, RELATING TO MIAMI
- S. B. NO. 703, RELATING TO FORT WALTON
- S. B. NO. 709, RELATING TO FORT LAUDERDALE
- S. B. NO. 710, RELATING TO FORT LAUDERDALE

Respectfully,  
**FULLER WARREN,**  
 Governor.

**MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following Message from the House of Representatives was read:

Tallahassee, Florida.  
 May 23, 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 Senators Baynard, Pope, Rodgers and Franklin—

S. B. No. 77—A bill to be entitled An Act appropriating funds for the payment of the costs and expenses, including traveling expenses and per diem of members, incurred by the Joint Committee of the Senate and House, appointed pursuant to Senate Concurrent Resolution No. 633, of the 1949 Regular Session of the Legislature, in making a study of the insurance statutes and laws of this and other states and in preparing a revision, extension and codification of the said laws of this State.

Also—

By Senator Gautier (13th)—

S. B. No. 325—A bill to be entitled An Act amending Section 872.01, Florida Statutes, 1949, relating to dealing in dead bodies.

Also—

By Senator Gautier (13th)—

S. B. No. 326—A bill to be entitled An Act empowering the Board of County Commissioners of each county to give dead human bodies, unclaimed by relatives within ten days after death, to various schools and other institutions for educational and research purposes.

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

And Senate Bills Nos. 77, 325 and 326, contained in the above Message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

The following Message from the House of Representatives was read:

Tallahassee, Florida,

May 23, 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 Senators Shands, Baynard and Gautier (13th)—

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.

Also—

By Senator Ripley—

S. B. No. 521—A bill to be entitled An Act to amend Section 310.04 Florida Statutes 1949 relating to pilotage and apprenticeship.

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

And Senate Bills Nos. 180 and 521, contained in the above Message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

The following Message from the House of Representatives was read:

Tallahassee, Florida.  
 May 23, 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. Jacobs of Suwannee—

H. B. No. 474—A bill to be entitled An Act amending Sub-section (3) of Section 425.10 of Florida Statutes, relating to election of trustees of Rural Electric Cooperative and setting forth their term of office.

Also—

By Mr. Cobb of Volusia—

H. B. No. 973—A bill to be entitled An Act amending Section 518.01, Florida Statutes 1949, by adding to said section a paragraph to be numbered (12) providing for the investment by executors, administrators, trustees and guardians of trust funds in certain investment trust shares under certain conditions.

Also—

By Mr. McKenzie of Levy—

H. B. No. 815—A bill to be entitled An Act to amend Section 767.03, Florida Statutes, relating to defense in civil action or criminal prosecution for killing or injuring sheep-killing dogs so as to include in said section hog-killing dogs, goat-killing dogs or cattle-killing dogs.

—and respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 474, contained in the above Message, was read the first time by title only and referred to the Committee on Public Utilities.

And House Bill No. 973, contained in the above Message, was read the first time by title only.

Senator Dayton moved that the rules be waived and House Bill No. 973 be placed on the Calendar of Bills on Second Reading, without reference.

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

And House Bill No. 815, contained in the above Message, was read the first time by title only and referred to the Committee on Judiciary "B".

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
May 23, 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. Cobb of Volusia—

H. B. No. 379—A bill to be entitled An Act to amend Section 828.17, Florida Statutes, relating to cruelty to children and animals and instances when an officer may arrest without a warrant.

—and respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 379, contained in the above Message, was read the first time by title only.

Senator Gautier (28th) moved that the rules be waived and House Bill No. 379 be placed on the Calendar of Bills on Second Reading, without reference.

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

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
May 23, 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. Surlis of Polk—

H. B. No. 685—A bill to be entitled An Act amending Sections 231.17, 231.20, 231.24 and 231.30, Florida Statutes, relating to schools and education, teachers and teaching certificates and repealing Sections 231.23, 231.26 and 239.16, Florida Statutes.

Also—

By Mr. Jacobs of Suwannee—

H. B. No. 433—A bill to be entitled An Act relating to invasion of privacy of individuals by a person who trespasses upon the property of another and peeks in windows; defines such person as "Peeping Tom"; providing for exemption of law enforcement officers acting in line of duty; and providing penalty.

Also—

By Messrs. Okell, Floyd and Fascell of Dade—

H. B. No. 690—A bill to be entitled An Act amending Chapter 20412, Laws of Florida 1941, being Section 222.17, Florida Statutes, 1941, entitled "An Act providing a method for manifesting and evidencing domicile in Florida.", to pro-

vide for evidencing domicile both in Florida and in states other than the State of Florida.

—and respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 685, contained in the above Message, was read the first time by title only.

Senator Collins moved that the rules be waived and House Bill No. 685 be placed on the Calendar of Bills on Second Reading, without reference.

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

And House Bill No. 433, contained in the above Message, was read the first time by title only and referred to the Committee on Judiciary "A".

And House Bill No. 690, contained in the above Message, was read the first time by title only and referred to the Committee on Judiciary "A".

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
May 23, 1951.

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

*Sir:*

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

By Messrs. Darby and Jernigan of Escambia—

H. B. No. 822—A bill to be entitled An Act to amend Section 343.46, Florida Statutes of 1949, relating to the termination of easements and the fee in roads and other places used for travel, vacated and abandoned by the Board of County Commissioners.

Also—

By Messrs. Campbell of Okaloosa and Darby and Jernigan of Escambia—

H. B. No. 451—A bill to be entitled An Act to amend Section 27.19, Florida Statutes, relating to Assistant State Attorneys; providing for an Assistant State Attorney for the First Judicial Circuit of Florida:

—and respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 822, contained in the above Message, was read the first time by title only and referred to the Committee on Public Roads and Highways.

And House Bill No. 451, contained in the above Message, was read the first time by title only and referred to the Committee on Judiciary "A".

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
May 23, 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. McFarlin of Jackson—

H. B. No. 347—A bill to be entitled An Act amending Subsection (4) of Section 394.22, Florida Statutes, relating to Florida State Hospital providing method of establishing mental competency.

—and respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 347, contained in the above Message, was read the first time by title only and referred to the Committee on Judiciary "A".

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
May 23, 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 the Committee on Fish and Game—

Committee Substitute for H. B. No. 180—A bill to be entitled An Act providing for acquisition of an easement for ingress and egress to certain lakes and bodies of fresh water by the Game and Fresh Water Fish Commission, and providing effective date.

—and respectfully requests the concurrence of the Senate therein.

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

And Committee Substitute for House Bill No. 180, contained in the above Message, was read the first time by title only and referred to the Committee on Game and Fisheries.

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
May 23, 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. Merchant of Madison—

H. B. No. 880—A bill to be entitled An Act amending Section 7 of Chapter 195, Florida Statute of 1949; relating to taxes on railroad, pullman and express companies; providing payment to the county tax collector of commissions on collection of delinquent railroad taxes.

Also—

By Mr. Jacobs of Suwannee—

H. B. No. 473—A bill to be entitled An Act to amend Section 698.08, Florida Statutes, by adding a new paragraph thereto, relating to chattel mortgages; so as to exempt therefrom any mortgage or other security instrument given to secure any indebtedness to the United States of America, or any agency or instrumentality thereof, incurred under the Rural Electrification Act of 1939, as amended.

—and respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 880, contained in the above Message, was read the first time by title only.

Senator Shands moved that the rules be waived and House Bill No. 880 be placed on the Calendar of Bills on Second Reading, without reference.

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

And House Bill No. 473, contained in the above Message, was read the first time by title only

Senator Sanchez moved that the rules be waived and House Bill No. 473 be placed on the Calendar of Bills on Second Reading, without reference.

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

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
May 23, 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. David of Broward—

H. B. No. 307—A bill to be entitled An Act to amend Section 204.01, Florida Statutes, relating to chain store taxes and the definitions thereunder by further defining bulk plants to include ice plants or ice dealers engaged principally in the sale of ice.

—and respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 307, contained in the above Message, was read the first time by title only.

Senator Leaird moved that the rules be waived and House Bill No. 307 be placed on the Calendar of Bills on Second Reading, without reference.

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

The following Message from the House of Representatives was read:

Tallahassee, Florida,  
May 23, 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 respectfully requests the return of—

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.

for the purpose of further consideration.

—and respectfully requests the concurrence of the Senate therein.

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

Senator Collins moved that the request of the House of Representatives, as contained in the foregoing Message, be granted.

Which was agreed to and Senate Bill No. 213 was ordered returned to the House of Representatives.

Pursuant to the motion made by Senator Gautier (13th) on May 22, 1951, the President announced the appointment of Senators Gautier (13th), Baynard and Baker as the Committee on the part of the Senate to confer with a like committee on the part of the House of Representatives, to adjust the differences existing between the Senate and the House of Representatives on Senate Amendments to House Bill No. 233, and the action of the Senate was ordered certified to the House of Representatives.

Pursuant to the motion made by Senator Collins on May 22, 1951, the President announced the appointment of Senators Shands, Clarke and Johnson as the Committee on the part of the Senate to confer with a like committee on the part of the House of Representatives, to adjust the differences existing between the Senate and the House of Representatives on the House amendments to Senate Bill No. 737, and the action of the Senate was ordered certified to the House of Representatives.

#### SPECIAL ORDER CALENDAR PURSUANT TO SENATE RULE 65

H. B. No. 1124—A bill to be entitled An Act providing for supplementary salaries for each of the circuit judges of each judicial circuit of the State of Florida embracing three counties and in which is one county having a population of more than 290,000 inhabitants; and providing that a part of the salary of each judge be paid from the general revenue fund of such counties of said circuit in the proportion that the population of each county bears to the total population of said circuit, as determined by the last preceding Federal census.

Was taken up in its order.

Senator McArthur moved that the rules be waived and House Bill No. 1124 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1124 was read the second time by title only.

Senator Ripley offered the following amendment to House Bill No. 1124:

Strike out all of Section 5 and insert in lieu thereof the following:

Section 5. All counties having a population of more than 300,000 but less than 306,000 shall be excepted from the provisions of this Act.

Senator Ripley moved the adoption of the amendment.

A roll call was demanded.

Upon the adoption of the amendment offered by Senator Ripley to House Bill No. 1124, the roll was called and the vote was:

Yeas—10.

Ayers	Dayton	Ripley	Wright
Branch	Gautier (28th)	Rogells	
Davis	Johnston	Tucker	

Nays—28.

Mr. President	Clarke	King	Pearce
Baker	Collins	Leaird	Pope
Baynard	Crary	Lewis	Rodgers
Beall	Franklin	Lindler	Sanchez
Boyle	Gautier (13th)	McArthur	Shands
Brackin	Johns	Moore	Shivers
Carroll	Johnson	Morrow	Smith

So the amendment failed of adoption.

Senator Ripley also offered the following amendment to House Bill No. 1124:

Strike out all of Section 5 and insert in lieu thereof the following:

Section 5. This Act shall become effective upon being approved and ratified by a majority of the qualified electors of Duval County, said election to be held at the general election in 1952.

Senator Ripley moved the adoption of the amendment.

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

Senator McArthur moved that the rules be further waived and House Bill No. 1124 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. 1124 was read the third time in full.

Upon the passage of House Bill No. 1124 the roll was called and the vote was:

Yeas—25.

Mr. President	Crary	McArthur	Shands
Baker	Gautier (13th)	Moore	Shivers
Boyle	Johnson	Morrow	Smith
Brackin	King	Pearce	Tucker
Carroll	Leaird	Pope	
Clarke	Lewis	Rodgers	
Collins	Lindler	Sanchez	

Nays—12.

Ayers	Davis	Gautier (28th)	Ripley
Baynard	Dayton	Johns	Rogells
Branch	Franklin	Johnston	Wright

So House Bill No. 1124 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 447—A bill to be entitled An Act to be known as the Florida Plumbing Control Act of 1951; providing for the promotion and protection of the public health and safety by requiring plumbing contractors as defined in such Act as a prerequisite to obtaining an occupational license as such to comply with certain minimum requirements including the furnishing of a performance bond; requiring employment of plumbing inspectors by counties and certain cities and prescribing their powers and duties; adopting a State plumbing code; providing for collection of reasonable fee for cost of inspection; providing penalties for violations; repealing Section 469.06, Florida Statutes, 1949; repealing all laws and parts of laws in conflict herewith; providing nothing herein shall limit or repeal authority of State Board of Health; and fixing the effective date of this Act.

Was taken up in its order.

Senator Brackin moved that the rules be waived and Senate Bill No. 447 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 447 was read the second time by title only.

Senator Shands offered the following amendment to Senate Bill No. 447:

In Section 2 (typewritten bill) After Sub-Paragraph (D) add the following to-wit: This Act shall not apply to counties having a population of more than 52,000 and less than 57,000, according to the 1950 Federal Census.

Senator Shands moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Wright offered the following amendment to Senate Bill No. 447:

In Section 2, (typewritten bill) after Sub-paragraph (D) add the following: "This Act shall not apply to counties

having a population of more than 13,750 and less than 14,000 nor to counties having a population of more than 14,500 and less than 15,000 according to the 1950 Federal census."

Senator Wright moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Smith offered the following amendment to Senate Bill No. 447:

In Section 2, (typewritten bill) after Sub-paragraph (D) add: "This Act shall not apply to counties having population not more than 14,250 and less than 14,600 according to last census."

Senator Smith 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. 447:

After Section 2 (D) add: "All counties in the State of Florida having a population of more than 6,550 and less than 7,000, and all counties in the State of Florida having a population of more than 6,100 and less than 6,150 are expressly exempt from this Act."

Senator Johnston moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Baker and Johnson offered the following amendment to Senate Bill No. 447:

In Section 5, (typewritten bill) add a new sub-section to read as follows: "This Act shall not apply to counties having a population of not less than 36,300 nor more than 37,000 according to 1950 Federal Census."

Senator Johnson moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Franklin offered the following amendment to Senate Bill No. 447:

In Section 5, line 2 (typewritten bill), strike out the word: "shall" and insert in lieu thereof the following: "may, at the discretion of said Board of County Commissioners."

Senator Franklin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Pending further amendment, Senator Baynard moved that the further consideration of Senate Bill No. 447, as amended, be informally passed, the bill retaining its place on the Special Order Calendar, on Second Reading.

Which was agreed to and Senate Bill No. 447 was placed on the Special Order Calendar on Second Reading.

Senate Bill No. 222 was taken up in its order and, by unanimous consent, the consideration thereof was informally passed, the Bill retaining its place on the Special Order Calendar.

S. B. No. 502—A bill to be entitled An Act to repeal Chapter 204, Florida Statutes, 1949, relating to chain store license taxes.

Was taken up in its order.

Senator King moved that the rules be waived and Senate Bill No. 502 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 502 was read the second time by title only.

Senator Brackin offered the following amendment to Senate Bill No. 502:

In Section 2, line 1 (typewritten bill), strike out the words: "This Act shall take effect on June 30, 1951," and insert in lieu thereof the following: "This Act shall take effect on June 30, 1953."

Senator Brackin moved the adoption of the amendment.

Pending further consideration of the amendment offered by Senator Brackin to Senate Bill No. 502, Senator Gautier (13th) moved that when the Senate adjourn it recess to reconvene at 3:00 o'clock P. M., this day, for a two-hour session.

Which was agreed to and it was so ordered.

Senator King moved that the Senate adjourn.

Which was agreed to.

And the Senate took a recess at 12:59 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

By permission the following Reports of Committees were received:

### REPORTS OF COMMITTEES

Senator Beall, Chairman of the Committee on Veterans Affairs, reported that the Committee had carefully considered the following Memorial:

Senate Memorial No. 905—A Memorial to the Congress of the United States urging the enactment of legislation which will provide an increase in salary for members of the armed forces of the United States.

—and recommends that it not be adopted.

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

Senator Wright, Chairman of the Committee on Population, reported that the Committee had carefully considered the following Bill:

S. B. No. 1013—A bill to be entitled An Act relating to compensation of county officials in the several counties of the State of Florida with not more than nineteen thousand five hundred (19,500) and not less than eighteen thousand three hundred (18,300) population according to the last preceding official Federal Census; retroactive provision; providing effective date.

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

S. B. No. 932—A bill to be entitled An Act to provide for fire control in the State parks of Florida by making an appropriation therefore.

—and recommends that it do pass.

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

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

S. B. No. 730—A bill to be entitled An Act for the appropriation of funds for the preservation of Bulow State Monument in Flagler County, Florida, from destruction.

—and recommends that it do pass.

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

Senator Beall, Chairman of the Committee on Veterans Affairs, reported that the Committee had carefully considered the following Bill:

S. B. No. 936—A bill to be entitled An Act amending Section 253.353, Florida Statutes, relating to veteran homesteader's period of residence; providing for the event of return to active service.

—and recommends that it do pass.

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

#### ENGROSSING REPORTS

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

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.

—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. 802, 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. 553—A bill to be entitled An Act amending Subsections (2) and (3) of Section 561.46, Florida Statutes, relating to beverage law providing a reduction in taxes paid on certain wines by manufacturers and distributors.

—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. 553, contained in the above report was ordered certified to the House of Representatives.

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

S. B. No. 305—A bill to be entitled An Act granting leaves of absence to state, county and municipal employees during absence from duty while in active military service and providing for their rights and privileges during such absence and upon return.

—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. 305, contained in the above report was ordered certified to the House of Representatives.

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

S. J. R. No. 7—A Joint Resolution proposing an amendment to Article V of the Constitution of the State of Florida by adding a new section thereto to be numbered by the Secretary of State, relating to abolishing the office of County Solicitor in Dade County, Florida, and the duties of the State Attorney of Dade County Florida, and his Assistant State Attorneys, and the appointment of such Assistant State Attorneys and special investigators, and for the enactment of enabling statutes.

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

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

And Senate Joint Resolution No. 7, contained in the above report was ordered certified to the House of Representatives.

The President announced that Senate Bill No. 1003, introduced on May 22, 1951 by Senator Ripley, and referred to the Committee on Population, would be withdrawn from the Committee on Population and re-referred to the Committee on Cities and Towns.

Pursuant to the report of the Committee on Rules and Calendar the Senate resumed the consideration of Bills on the Special Order Calendar.

#### SPECIAL ORDER CALENDAR PURSUANT TO SENATE RULE 65

S. B. No. 502—A bill to be entitled An Act to repeal Chapter 204, Florida Statutes, 1949, relating to chain store license taxes.

Was taken up, together with the following amendment offered by Senator Brackin, which was pending consideration at the hour of adjournment.

In Section 2, line 1, (typewritten bill) strike out the words: "This Act shall take effect on June 30, 1951" and insert in lieu thereof the following "This Act shall take effect on June 30, 1953."

Senator Brackin having previously moved the adoption of the amendment.

A roll call was demanded.

Upon the adoption of the amendment offered by Senator Brackin, the roll was called and the vote was:

Yeas—13.

Mr. President	Collins	Lewis	Shivers
Baynard	Franklin	Morrow	
Brackin	Gautier (13th)	Pope	
Branch	Leaird	Rogells	

Nays—25.

Ayers	Davis	Lindler	Shands
Baker	Dayton	McArthur	Smith
Beall	Gautier (28th)	Moore	Tucker
Boyle	Johns	Pearce	Wright
Carroll	Johnson	Ripley	
Clarke	Johnston	Rodgers	
Crary	King	Sanchez	

So the amendment failed of adoption.

Senator Brackin also offered the following amendment to Senate Bill No. 502:

In Section 1, line 2, (typewritten bill) strike out the words: Following the word "repealed" strike out the comma and add the following: "except that classes 4, 5, 6, and 7 as set forth in Section 204.02, Florida Statutes, shall not be repealed and Chapter 204, Florida Statutes, shall remain in full force and effect as to said classes".

Senator Brackin moved the adoption of the amendment.

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

Senator Franklin offered the following amendment to Senate Bill No. 502:

Strike out Section 2. and insert in lieu thereof the following:

"Section 2. This Act shall become effective only if and when Senate Bill No. 35 of the 1951 Session of the Legislature of Florida becomes effective as a law."

Senator Franklin moved the adoption of the amendment.

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

Senator Baynard offered the following amendment to Senate Bill No. 502:

In (typewritten bill) strike out Section 2, and insert in lieu thereof the following: 2. This Act shall not take effect until the Legislature of the State of Florida in its 1951 session has passed revenue bills that will produce adequate revenue to meet all appropriations made by the 1951 Legislature.

Senator Baynard moved the adoption of the amendment.

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

Senator King moved that the rules be further waived and Senate Bill No. 502 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. 502 was read the third time in full.

Upon the passage of Senate Bill No. 502 the roll was called and the vote was:

Yeas—23.

Ayers	Crary	Lindler	Sanchez
Baker	Davis	McArthur	Shands
Baynard	Gautier (28th)	Moore	Smith
Boyle	Johns	Pearce	Tucker
Carroll	Johnson	Ripley	Wright
Clarke	King	Rodgers	

Nays—14.

Mr. President	Collins	Leaird	Rogells
Beall	Franklin	Lewis	Shivers
Brackin	Gautier (13th)	Morrow	
Branch	Johnston	Pope	

So Senate Bill No. 502 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

**EXPLANATION OF VOTE**

The following explanation of vote on Senate Bill No. 502 was filed with the Secretary:

H. B. No. 502 repeals a tax now providing nearly \$1,000,000.00 annually for State purposes. I agreed to support H. B. No. 502 if sufficient revenue was otherwise provided to support appropriations. As such revenue has not been provided I cannot at this time support the Bill and therefore vote against it.

J. A. FRANKLIN,  
Senator, 24th District.

Senator Baynard moved that the Senate reconsider the vote by which Senate Bill No. 502 passed the Senate this day.

And the motion went over under the rule.

Senator Lindler asked unanimous consent of the Senate to take up and consider House Bill No. 1233, out of its order.

Which was agreed to.

H. B. No. 1233—A bill to be entitled An Act to authorize and empower the Board of County Commissioners of Columbia County, Florida, to make appropriations, donations and payments not exceeding fifteen hundred (\$1500.00) dollars per year to the Lake City and Columbia County Chamber of Commerce, making funds available for such purposes declaring

the same to be a county purpose and repealing all laws in conflict herewith.

Was taken up.

Senator Lindler moved that the rules be waived and House Bill No. 1233 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1233 was read the second time by title only.

Senator Lindler offered the following amendment to House Bill No. 1233:

In lines 4 and 5 of the title of the typewritten bill, strike out the words "Fifteen Hundred (\$1500.00)" and insert in lieu thereof the following: "Nine Hundred (\$900.00)"

Senator Lindler moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Lindler also offered the following amendment to House Bill No. 1233:

In Section 1, line 4, (typewritten bill) strike out the words: "Fifteen Hundred (\$1500.00)" and insert in lieu thereof the following: "Nine Hundred (\$900.00)"

Senator Lindler moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Lindler moved that the rules be further waived and House Bill No. 1233, 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. 1233, as amended, was read the third time in full.

Upon the passage of House Bill No. 1233, as amended, 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. 1233 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 447—A bill to be entitled An Act to be known as the Florida Plumbing Control Act of 1951; providing for the promotion and protection of the public health and safety by requiring plumbing contractors as defined in such Act as a prerequisite to obtaining an occupational license as such to comply with certain minimum requirements including the furnishing of a performance bond; requiring employment of plumbing inspectors by counties and certain cities and prescribing their powers and duties; adopting a State plumbing code; providing for collection of reasonable fee for cost of inspection; providing penalties for violations; repealing Section 469.06, Florida Statutes, 1949; repealing all laws and parts of laws in conflict herewith; providing nothing herein shall limit or repeal authority of State Board of Health; and fixing the effective date of this Act.

Was taken up, having been read the second time by title this day and retained on the Special Order Calendar of Bills on Second Reading for the purpose of further amendment.

Senator Pope offered the following amendment to Senate Bill No. 447:

In Section 14, (typewritten bill) add the following: "This

Act shall not apply to counties having a population of less than 25,900 but more than 24,900 according to the 1950 Federal census."

Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Ripley offered the following amendment to Senate Bill No. 447:

In Section 7, line 3, (typewritten bill) strike out the word: "shall" and insert in lieu thereof the following: "may".

Senator Ripley moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Davis, Clarke, Ayers, Pearce, Sanchez and Leaird offered the following amendment to Senate Bill No. 447:

Section 14, add the following: "The provisions of this Act shall not apply to counties having a population according to the 1951 Federal Census of not less than 3,400 and not more than 3,450; not less than 3,475 and not more than 4,100; not less than 8,950 and not more than 9,000; not less than 10,200 and not more than 11,000; not less than 14,100 and not more than 14,250; not less than 15,500 and not more than 17,500; and not less than 23,500 and not more than 23,640; not less than 80,000 and not more than 90,000."

Senator Davis moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Johns offered the following amendment to Senate Bill No. 447:

In Section 14, (typewritten bill) add the following: The provisions of this act shall not apply to counties having a population of 11,350 to 11,450 and 8,850 to 8,900.

Senator Johns moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Tucker offered the following amendment to Senate Bill No. 447:

Section 14, (typewritten bill) Add the following: The provisions of this Act shall not apply to counties having a population of not less than 3200 and not more than 3250 and to counties having a population of not less than 5200 and not more than 5900, according to the 1950 Federal Census.

Senator Tucker moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Brackin moved that the rules be further waived and Senate Bill No. 447, 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. 447, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 447, as amended, 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. 447 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

S. B. No. 473—A bill to be entitled An Act to provide for

opening and closing dates of certain tobacco markets in Florida.

Was taken up in its order.

Senator Lindler moved that the rules be waived and Senate Bill No. 473 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 473 was read the second time by title only.

Senator Sanchez offered the following amendment to Senate Bill No. 473:

In Section Two, (typewritten bill) strike out all of section: and insert in lieu thereof the following: "Before this Act shall become law a special election shall be held and conducted in a similar manner to the elections conducted by the tobacco growers with regard to their crop control for tobacco; said election to be conducted in the County Agent's office in each of the tobacco growing counties and only bona fide growers of bright leaf tobacco shall be permitted to participate in said vote. That upon the election being conducted in each county that each County Agent shall certify to the Secretary of State of the State of Florida the vote in his respective county; that the Secretary of State shall then determine the vote of all the counties and that in the event a majority of all the tobacco growers in all of the tobacco growing counties have favored the enactment of such legislation, it shall then become law; said election shall be conducted on June 15 and 16, 1951; the results of said election shall be immediately certified to the Secretary of State and certified no later than June 20th. The Secretary of State shall immediately, upon receipt of the election returns provided by this referendum, total and canvass the returns of said election and make the results public."

Senator Sanchez moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Lindler moved that the rules be further waived and Senate Bill No. 473, 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. 473, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 473, as amended, the roll was called and the vote was:

Yeas—33.

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

Nays—None.

So Senate Bill No. 473 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

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

Was taken up in its order.

Senator Franklin moved that the rules be waived and House Bill No. 222 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 222 was read the second time by title only.

Senator Ripley offered the following amendment to House Bill No. 222:

Add a new section as follows:

"9. This Act shall not be applicable to counties having a population of more than 300,000 but less than 310,000."

—and re-number present Section 9 as Section 10.

Senator Ripley moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Sturgis offered the following amendment to House Bill No. 222:

In (typewritten bill) strike out the period at the end of Section 8, and insert in lieu thereof the following:

; provided, further, that this Act shall not be construed to apply to any special or local Act, or any general Act of local application passed at this session of the Legislature fixing or regulating such fees or fixing or regulating the distribution and use of the funds derived from such fees.

Senator Franklin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Franklin offered the following amendment to House Bill No. 222:

In Section 3, lines 6 and 7 (typewritten bill) strike out the words and figures "Ten (\$10.00) Dollars" and insert in lieu thereof the following:

"Seven Dollars and Fifty cents (\$7.50)"

Senator Franklin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Franklin also offered the following amendment to House Bill No. 222:

In Section 4, line 5, (typewritten bill) strike out the words: and figures "Ten (\$10.00) dollars" and insert in lieu thereof the following: "Seven dollars and Fifty cents (\$7.50)"

Senator Franklin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Franklin moved that the rules be further waived and House Bill No. 222, 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. 222, as amended, was read the third time in full.

Upon the passage of House Bill No. 222, as amended, the roll was called and the vote was:

Yeas—25.

Mr. President	Baker	Boyle	Clarke
Ayers	Baynard	Carroll	Collins

Dayton	Johnston	Pearce	Shivers
Franklin	King	Pope	Smith
Gautier (28th)	Lindler	Ripley	
Gautier (13th)	Moore	Rodgers	
Johns	Morrow	Rogells	

Nays—None.

So House Bill No. 222 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Baynard withdrew his motion made on May 22, 1951, that the Senate reconsider the vote by which Senate Bill No. 457 passed the Senate on May 22, 1951.

Senator Gautier (13th) moved that the rules be waived and when the Senate adjourns at this session it adjourn to reconvene at 10:00 o'clock A. M., Thursday, May 24, 1951.

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

Senator Gautier (13th) moved that the Senate proceed to the consideration of Executive Business.

Which was agreed to.

And the Senate went into Executive Session at 4:54 o'clock P. M.

The Senate emerged from Executive Session at 5:26 o'clock P. M., and resumed its Session.

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

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

—38.

A quorum present.

The hour of adjournment having arrived a point of order was called and the Senate stood adjourned at 5:28 o'clock P. M., until 10:00 o'clock A. M., Thursday, May 24, 1951.

**EXECUTIVE SESSION ANNOUNCEMENT**

The Senate in Executive Session on May 23, 1951, refused to remove from office Edward Simpson, as member of the Board of Public Instruction of Lee County, Florida, the Governor's recommendation to the contrary notwithstanding.