

JOURNAL OF THE SENATE

Thursday, May 31, 1951

1145

The Senate convened at 10:00 o'clock A. M. pursuant to adjournment on Wednesday, May 30, 1951.

The President in the Chair.

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

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

—38.

A quorum present.

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

O Lord, Thou God of our Pilgrim fathers and our God; We stand once again in Thy presence to acknowledge Thee as Sovereign Ruler of our lives. We thank Thee for every gift both temporal and spiritual. We beseech Thee, that, while we prudently increase our national military strength, may we never lessen our trust in Thee. Grant that each of us, from our nation's Chief Executive to the humblest citizen, may realize that Thou are the only hope; for our nation, our homes and ourselves. With the sword of the Spirit, and the shield of faith, we need fear no foe. Grant Thy guiding light in this day's session that wisdom and zeal may be merged in beneficent effort for the good of our beloved State. We pray in the name of Christ Jesus, our Lord; Amen.

The reading of the Journal was dispensed with.

The Senate daily Journal of Wednesday, May 30, 1951, was corrected and as corrected was approved.

REPORTS OF COMMITTEES

Senator Baynard, Chairman of the Committee on Appropriations, reported that the Committee had carefully considered the following Bill:

H. B. No. 1029—A bill to be entitled An Act relating to the Florida Board of Forestry; providing for an appropriation to be used only to match or supplement Federal funds used to create a forestry research station.

—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. 1651—A bill to be entitled An Act to abolish the present municipality of the Town of Deerfield Beach in Broward County, Florida; to create and establish a new municipality to be known as the City of Deerfield Beach in Broward County, Florida; and to fix, define and establish the corporate limits of said city; to provide for the payment of certain outstanding bonded indebtedness of said city, and the relation the excluded lands of said city, as excluded by Chapter 12659, being House Bill Number 854, Laws of Florida, Special Acts of 1927, shall bear to such bonded indebtedness; and to provide the manner, mode and time of assessing and collecting taxes against such excluded lands for the payment of such indebtedness of the City of Deerfield Beach, as herein established, to empower the said

City to avail itself of the provisions of Chapter 421, Laws of Florida 1941, and any and all amendments thereto; to provide for the government, powers and privileges of said city, and the means for exercising the same; to authorize the imposition of penalties for the violation of ordinances; to ratify and validate certain Acts and proceedings of the city council of said city; and to repeal all laws and ordinances in conflict herewith.

—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.

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

H. B. No. 1647—A bill to be entitled An Act revising Chapter 212, Florida Statutes, relating to the imposing and collecting of privilege taxes on the sale, use and storage for use or consumption of tangible personal property, on admissions and the rental of tangible personal property and certain real property; by eliminating certain exemptions and adding others; providing rates and methods of reporting and remitting such taxes to the State; declaring such taxes to the State funds and providing penalties for failure to remit and for embezzlement of such funds; granting additional powers to the Comptroller; by amending all or parts of Sections 212.02, 212.03, 212.04, 212.06, 212.08, 212.11, 212.12, 212.15 thereof; and providing an effective date.

—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 King, Chairman of the Committee on Motor Vehicles, reported that the Committee had carefully considered the following Bill:

H. B. No. 680—A bill to be entitled An Act amending Section 320.081 Florida Statutes, pertaining to and regulating the operation of trailer coaches, by the addition of a paragraph to said Act providing for the operation of such trailer coach by a non-resident of the State of Florida.

—and recommends that it do pass.

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

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

H. B. No. 1004—A bill to be entitled An Act to abolish the present municipal corporation of the Town of Jay, Santa Rosa County, Florida, and to create, establish and organize a municipality to be named the Town of Jay, situated in Santa Rosa County, Florida, and to fix its boundaries and to provide for its government, jurisdiction, powers, authority and privileges; and to authorize the levy, assessment and collection of taxes including excise taxes, license taxes and privilege taxes, to establish the form of government of the said town and to designate and appoint municipal officers and to define their duties and powers.

H. B. No. 1106—A bill to be entitled An Act to abolish the present municipal corporation of the Town of Cinco Bayou, Okaloosa County, Florida, and to create, establish and organize a municipality to be named the Town of Cinco Bayou, situated in Okaloosa County, Florida, and to fix its boundaries and to provide for its government, jurisdiction, powers, au-

thority and privileges; and to authorize the levy, assessment and collection of taxes including excise taxes, license taxes and privilege taxes, to establish the form of government of the said town and to designate and appoint municipal officers and to define their duties and powers.

—and the Committee reports same without recommendation.

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:

H. B. No. 943—A bill to be entitled An Act to amend Section 49, of Chapter 8939, Acts of 1921, relating to the charter of the Town of Defuniak Springs, Florida; provides for license tax for certain privileges engaged in.

—and the committee reports same without recommendation.

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

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

H. B. No. 1214—A bill to be entitled An Act to abolish the present municipal government of the Town of Altha, Calhoun County, Florida and to create, establish and organize a municipality to be known and designated as Town of Altha and to define its territorial boundaries and to provide for its government, jurisdiction, powers, privileges, franchises, and immunities and confirm its title to all town property, and validating all tax assessments and levies heretofore made and prescribing the general powers to be exercised by said town.

H. B. No. 1643—A bill to be entitled An Act to abolish the present municipal government of the City of Wewahitchka, in the County of Gulf, in the State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Wewahitchka, and to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges; and to provide a referendum.

H. B. No. 1244—A bill to be entitled An Act amending Sections 9, 20, 47 and 166 of Chapter 11678, Laws of Florida, Acts of the Legislature, at its extraordinary Session, A. D. 1925, as amended, relating to rejection of all bids on advertised sales of real estate; providing for the levy of excise taxes by the City of Panama City; relating to the salary of the city manager of said city and providing for registration of voters in said city.

H. B. No. 1027—A bill to be entitled An Act to abolish the present municipal government of the City of Port St. Joe, in the County of Gulf, in the State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Port St. Joe, and to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges.

—and the Committee reports same without recommendation.

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

ENGROSSING REPORTS

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

S. B. No. 1179—A bill to be entitled An Act to amend Section 341.31, Florida Statutes, 1949, which provides that the State Road Department of Florida shall approve tolls on toll-bridges, roads, viaducts and the like, by providing for an exemption to municipal, county, public authority or private non-profit corporations.

—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. 1179, contained in the above report was ordered certified to the House of Representatives.

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

S. B. No. 1004—A bill to be entitled An Act to create a County Budget Commission in counties of Florida having a population of not less than two hundred fifty thousand (250,000) and not more than three hundred twenty-five thousand (325,000) according to the last preceding Federal census; to prescribe the powers, duties and functions of such County Budget Commission and the qualifications, terms of office and methods of appointment of members thereof; and to authorize such County Budget Commission to make and control the budget receipts and expenditures of the Board of County Commissioners, Board of Public Instruction, County Welfare Board, and all other boards, commissions and officials of such counties or of taxing districts, situate therein authorized to raise and expend moneys for county or district purposes.

—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. 1004, 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 amendment, for engrossing—

S. B. No. 672—A bill to be entitled An Act providing that any condition or impairment of health of municipal firemen in the State of Florida caused by tuberculosis, hypertension or heart disease, resulting in total or partial disability, shall be presumed to have been suffered in line of duty; and repealing all laws in conflict herewith.

—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. 672, 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. 383—A bill to be entitled An Act to provide for injunctive relief in connection with the violation of any law the enforcement of which is charged to the Florida State Board of Health or its duly authorized representatives.

—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. 383, 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. 134—A bill to be entitled An Act authorizing the Secretary of State and the Board of Commissioners of State institutions to install an elevator, and air conditioner in the House chamber of the north wing of the capitol; to renovate

the old Senate and House chambers; and providing an appropriation from the Internal Improvement Fund.

—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. 134, 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 House amendment, for engrossing—

S. B. No. 31—A bill to be entitled An Act fixing the per diem and traveling expenses of State officers and employees when traveling on State business.

—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. 31, 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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|----------------------------|----------------|
| Com. Sub. for S. B. No. 13 | S. B. No. 1017 |
| S. B. No. 199 | S. B. No. 1019 |
| S. B. No. 585 | S. B. No. 1020 |
| S. B. No. 680 | S. B. No. 1022 |
| S. B. No. 706 | S. B. No. 1027 |
| S. B. No. 792 | S. B. No. 1029 |
| S. B. No. 896 | S. B. No. 1031 |
| S. B. No. 968 | S. B. No. 1032 |
| S. B. No. 1001 | S. B. No. 1035 |
| S. B. No. 1002 | S. B. No. 1037 |
| S. B. No. 1011 | S. B. No. 1038 |
| S. B. No. 1015 | S. B. No. 1040 |
| S. B. No. 1016 | S. B. No. 1041 |

—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 31st, 1951, for his approval.

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

Your Enrolling Clerk to whom was referred—

S. B. No. 227.

—begs leave to report same has 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 31, 1951, for his approval.

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

Your Enrolling Clerk to whom was referred—

S. B. No. 451.

—begs leave to report same has 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 31, 1951, for his approval.

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

Your Enrolling Clerk to whom was referred—

- S. B. No. 135
- S. B. No. 254
- S. B. No. 282
- Com. Sub. for S. J. R. No. 290
- S. B. No. 407
- S. C. R. No. 597
- S. B. No. 636
- S. B. No. 805
- S. B. No. 1006

—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 31, 1951, for his approval.

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

May 30, 1951.

Your Enrolling Clerk to whom was referred—

- | | |
|----------------|----------------|
| H. B. No. 1260 | H. B. No. 1345 |
| H. B. No. 1271 | H. B. No. 1347 |
| H. B. No. 1272 | H. B. No. 1352 |
| H. B. No. 1276 | H. B. No. 1355 |
| H. B. No. 1278 | H. B. No. 1356 |
| H. B. No. 1292 | H. B. No. 1367 |
| H. B. No. 1296 | H. B. No. 1368 |
| H. B. No. 1298 | H. B. No. 1371 |
| H. B. No. 1300 | H. B. No. 1376 |
| H. B. No. 1308 | H. B. No. 1388 |
| H. B. No. 1320 | H. B. No. 1391 |
| H. B. No. 1326 | H. B. No. 1400 |
| H. B. No. 1327 | H. B. No. 1404 |
| H. B. No. 1328 | H. B. No. 1407 |
| H. B. No. 1329 | H. B. No. 1411 |
| H. B. No. 1332 | H. B. No. 1412 |
| H. B. No. 1335 | H. B. No. 1423 |
| H. B. No. 1339 | H. B. No. 1436 |
| H. B. No. 1343 | H. B. No. 1437 |
| H. B. No. 1344 | H. B. No. 1440 |

—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.

May 31, 1951.

Your Enrolling Clerk, to whom was referred—

H. C. R. No. 19	H. B. No. 1199
H. B. No. 249	H. B. No. 1200
H. B. No. 317	H. B. No. 1210
H. B. No. 463	H. B. No. 1224
H. B. No. 698	H. B. No. 1234
H. B. No. 922	H. B. No. 1293
H. B. No. 939	H. B. No. 1297
H. B. No. 1006	H. B. No. 1301
H. B. No. 1019	H. B. No. 1324
H. B. No. 1032	H. B. No. 1374
H. B. No. 1035	H. B. No. 1379
H. B. No. 1054	H. B. No. 1381
H. B. No. 1055	H. B. No. 1382
H. B. No. 1103	H. B. No. 1384
H. B. No. 1124	H. B. No. 1385
H. B. No. 1126	H. B. No. 1386
H. B. No. 1131	H. B. No. 1392
H. B. No. 1135	H. B. No. 1394
H. B. No. 1140	H. B. No. 1399
H. B. No. 1182	H. B. No. 1415
H. B. No. 1185	H. B. No. 1428
H. B. No. 1186	H. B. No. 1429
H. B. No. 1192	H. B. No. 1430
H. B. No. 1198	H. B. No. 1505

—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.

May 31, 1951,

Your Enrolling Clerk, to whom was referred—

Com. Sub. for H. B. No. 83
Com. Sub. for H. B. No. 324
Com. Sub. for H. B. No. 325
Com. Sub. for H. B. No. 326

—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 PURSUANT TO SENATE RULE 65**

May 30, 1951.

Honorable 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 31st, 1951:

- H. B. 897—Relating to costs of Interim House Committee.
- H. B. 97—Relating to Council for Blind.
- H. B. 1015—Relating to practice of law.
- Committee Substitute H. B. 211—Relating to remittance of county judges.
- H. B. 300—Relating to election code.
- S. J. R. 931—Relating to motor fuel tax.
- H. B. 557—Relating to fishing licenses; resident fee.
- H. B. 560—Relating to fishing licenses; nonresident fee.
- H. B. 670—Relating to dissolved corporations.
- S. B. 529—Relating to race tracks.
- H. B. 406—Relating to liquid fuels.
- S. B. 722—Relating to Forestry Research Station.
- H. B. 620—Relating to lands dedicated for public purposes
- H. B. 397—Relating to public parks.
- H. B. 983—Relating to taxes on county property.
- S. B. 788—Relating to frozen desserts.
- H. B. 1091—Relating to sale of securities law.
- H. B. 79—Relating to compensation of county officials.
- H. B. 846—Relating to Circuit Court Clerk records.
- H. B. 1365—Relating to Lake and Marion Counties.
- S. B. 1112—Relating to Artesian wells.
- S. B. 993—Relating to transfers of beverage licenses.
- H. B. 605—Relating to autopsies.
- Committee Substitute H. B. 5 and H. B. 66—Relating to education.
- S. B. 570—Relating to taxation of realty redemption.
- S. B. 827—Relating to State Officers' & Employees' Retirement.
- S. B. 1075—Relating to automobile inspection.
- H. B. 398—Relating to hunting fee.
- S. B. 712—Relating to mental hospitals.
- S. B. 713—Relating to physicians of Florida State Hospital.
- H. B. 1434—Relating to personal property taxation.
- S. B. 458—Relating to safety glass on motor vehicles.
- S. B. 1008—Relating to for-hire vehicles.
- H. B. 307—Relating to chain store taxes; ice plants.
- H. B. 609—Relating to Road Department compensation.
- H. B. 973—Relating to investment trusts.
- H. B. 1530—Relating to intoxicating beverage advertisement

H. B. 178—Relating to Interim Legislative Committee.

Motion was made and carried that all the Bills remaining on the Special Order Calendar of May 30, 1951, shall be listed first in their respective order on the May 31, 1951 Special Order Calendar, and that the above listed Bills shall be added thereto as the additional Special Order.

Respectfully submitted,

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.

Senator Baynard moved that the Senate reconsider the vote by which Senate Bill No. 1201 passed the Senate on May 30, 1951.

S. B. No. 1201—A bill to be entitled An Act creating a pension fund for the fire department of the City of St. Petersburg, Florida, providing monthly contributions to be made by members of the department and the levy of an annual tax by the city to pay the benefits prescribed by this Act; providing for a board of trustees to administer said fund and providing for pension benefits to be paid to members who shall become permanently incapacitated or shall be retired and providing certain benefits for widows and children of members of the department under certain conditions and other relief; defining members of the fire department and providing for retirement pensions; repealing Chapter 21557, Special Acts of Florida 1941, except to provide for the continuance of pensions granted under said Chapter 21557, and that the pensions paid to widows and to former members of the fire department shall not exceed the monthly benefits prescribed under the provisions of this Act; providing for the acceptance or rejection of this Act by employees and providing for the ratification or rejection of this Act by the electorate of the City of St. Petersburg, and other matters dealing with the operation and administration of this Act.

The President put the question: "Will the Senate reconsider the vote by which Senate Bill No. 1201 passed the Senate on May 30, 1951?"

Which was agreed to by a two-thirds vote and the Senate reconsidered the vote by which Senate Bill No. 1201 passed the Senate on May 30, 1951.

The question recurred on the passage of Senate Bill No. 1201.

Pending roll call on the passage of Senate Bill No. 1201, by unanimous consent Senator Baynard offered the following amendment to Senate Bill No. 1201:

In Section 18, line 6, (typewritten bill) strike the period following the word "law" and insert in lieu thereof the following: ", which benefits shall be based on the compensation of the various ranks at the time this Act becomes a law."

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard also offered the following amendment to Senate Bill No. 1201:

In Section 18, line 6 (typewritten bill) strike out the words: "heretofore and".

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The question recurred on the passage of Senate Bill No. 1201, as amended.

Upon the passage of Senate Bill No. 1201, 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. 1201 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

Senator Baynard moved that the Senate reconsider the vote by which Senate Bill No. 1202 passed the Senate on May 30, 1951.

S. B. No. 1202—A bill to be entitled An Act creating a pension fund for the police department of the City of St. Petersburg, Florida, providing monthly contributions to be made by members of the department and the levy of an annual tax by the city to pay the benefits prescribed by this Act; providing for a board of trustees to administer said fund and providing for pension benefits to be paid to members who shall become permanently incapacitated or shall be retired and providing certain benefits for widows and children of members of the department under certain conditions and other relief; defining members of the police department and providing for retirement pensions; repealing Chapter 21,556, Special Acts of Florida 1941 except to provide for the continuance of pensions granted under said Chapter 21,556, and that the pensions paid to widows and to former members of the police department shall not exceed the monthly benefits prescribed under the provisions of this Act; providing for the acceptance or rejection of this Act by employees and providing for the ratification or rejection of this Act by the electorate of the City of St. Petersburg, and other matters dealing with the operation and administration of this Act.

The President put the question: "Will the Senate reconsider the vote by which Senate Bill No. 1202 passed the Senate on May 30, 1951?"

Which was agreed to by a two-thirds vote and the Senate reconsidered the vote by which Senate Bill No. 1202 passed the Senate on May 30, 1951.

The question recurred on the passage of Senate Bill No. 1202.

Pending roll call on the passage of Senate Bill No. 1202, by unanimous consent Senator Baynard offered the following amendment to Senate Bill No. 1202:

In Section 18, line 6 (typewritten bill) strike the period following the word "law" and insert in lieu thereof the following: ", which benefits shall be based on the compensation of the various ranks at the time this Act becomes a law."

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard also offered the following amendment to Senate Bill No. 1202:

In Section 18, line 6, (typewritten bill) strike out the words: "heretofore and".

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The question recurred on the passage of Senate Bill No. 1202, as amended.

Upon the passage of Senate Bill No. 1202, 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. 1202 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

INTRODUCTION OF RESOLUTIONS, MEMORIALS, BILLS AND JOINT RESOLUTIONS

By Senator Leaird—

S. B. No. 1206—A bill to be entitled An Act to abolish the present municipal government of the Town of Lauderdale-by-the-Sea, in the County of Broward and State of Florida, and to establish, organize and constitute a municipality to be known as "Town of Lauderdale-by-the-Sea"; to provide a charter for said town: to provide approval of certain recorded plats: fix its territorial limits and boundaries: provide for its government, and prescribe its jurisdiction, powers and privileges: and to provide for a referendum of qualified electors to approve this Act.

Which was read the first time by title only.

Senator Leaird moved that the rules be waived and Senate Bill No. 1206 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1206 was read the second time by title only.

Senator Leaird moved that the rules be further waived and Senate Bill No. 1206 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. 1206 was read the third time in full.

Upon the passage of Senate Bill No. 1206 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. 1206 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Leaird—

S. B. No. 1207—A bill to be entitled An Act providing for further and additional salary to be paid by any county of the State of Florida having a population of not less than 75,000 and not more than 110,000 according to the last preceding Federal census to any circuit judge who is a resident of such county; making the same a county purpose; and repealing all laws in conflict herewith.

Which was read the first time by title only.

Senator Leaird moved that the rules be waived and Senate Bill No. 1207 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1207 was read the second time by title only.

Senator Leaird moved that the rules be further waived and Senate Bill No. 1207 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. 1207 was read the third time in full.

Upon the passage of Senate Bill No. 1207 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. 1207 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Branch—

S. B. No. 1208—A bill to be entitled An Act creating the offices of Director of Traffic Safety, Chief Traffic Officer, Lieutenant Traffic Officer, Sergeant Traffic Officer and Deputy Traffic Officers in counties having a population of not less than two hundred thousand or more than three hundred thousand according to the last preceding State or Federal census, requiring them to be deputy sheriffs, limiting their number and prescribing the duties and functions of each such officer and their qualifications, terms of office and methods of appointments; their compensation and allowances for expenses and designating the fund out of which same shall be paid; and repealing all laws and parts of laws in conflict herewith.

Which was read the first time by title only.

Senator Branch moved that the rules be waived and Senate Bill No. 1208 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1208 was read the second time by title only.

Senator Branch moved that the rules be further waived and Senate Bill No. 1208 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. 1208 was read the third time in full.

Upon the passage of Senate Bill No. 1208 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. 1208 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Branch—

S. B. No. 1209—A bill to be entitled An Act to extend the corporate limits of the City of Tampa, a municipal corporation in Hillsborough County, Florida; to empower the said city to exercise its police powers and jurisdiction within five (5) miles of its corporate limits as herein established and to limit the exercise of such powers; to provide for the creation of additional districts and election precincts in the said annexed territory and for the election of representatives from said districts to be members of the city board of representatives; to prescribe that the said annexed territory shall not be liable for the existing bonded indebtedness of the City of Tampa; to provide for the payment of license and excise taxes in the annexed territory; to provide for residents in the annexed territory the same rights to vote in the city elections and to hold public office with the city; to provide that persons, firms and corporations lawfully engaged in any profession, occupation, trade or business within the annexed territory on the effective date of its annexation and holding valid State and county license therefor shall be entitled to carry on their profession, occupation, trade or business in the City of Tampa upon payment of the proper license tax without the necessity of a permit or certificate granted by any examining board of the City of Tampa; to designate the said annexed territory as territory "E" for the purpose of assessing taxes on real and personal property therein, authorizing the fixing of special millage rates in such territory "E" and providing that the provisions of Chapter 23551, Laws of Florida, Acts of 1945, shall apply to the said annexed territory for the purpose of assessing taxes on real and personal property therein; to limit the millage which may be assessed by the board of representatives of the City of Tampa for operational purposes of the said city against real and personal property in the annexed territory for the years 1952 and 1953; to abolish Golf View-Parkland special sanitary district as created by Chapter 18551, Laws of Florida, Acts of 1937, Maryland Manor special sanitary district as created by Chapter 23328, Laws of Florida, Acts of 1945, Palma Ceia special sanitary district as created by Chapter 18761, Laws of Florida, Acts of 1937, Suburbs Beautiful special sanitary district as created by Chapter 16462, Laws of Florida, Acts of 1933, and Virginia Park special sanitary district as created by Chapter 18594, Laws of Florida, Acts of 1937, and to provide that the boards of commissioners of the said several sanitary districts shall continue to function as such with certain powers for a limited time with the power to collect current 1951 and delinquent assessments only, and to provide for the disposition of the assets of said districts; to abolish Bayshore special fire protection district as created by Chapter 21111, Laws of Florida, Acts of 1941; to abolish North Interbay special fire control district as created by Chapter 22733, Laws of Florida, Acts of 1945, and to provide that the board of commissioners of the said fire control district shall continue to function as such board with certain powers for a limited time with the power to collect current 1951 and delinquent assessments only, and to provide for the disposition of the assets of the said fire control district; to remove and eliminate from the territory comprising South Interbay special fire control district as created by Chapter 22734, Laws of Florida, Acts of 1945, that part of the said territory included in the territory herein annexed to the City of Tampa and to provide that the Board of Commissioners of the said fire control district shall continue to exercise jurisdiction over the territory annexed with certain powers for a limited time with the power to collect current 1951 and delinquent assessments only, and to provide for the disposition of the assets of the said fire control district within the territory hereby annexed to the City of Tampa; to provide that the Southwest Tampa Storm Sewer Drainage District (formerly Interbay Drainage District) shall not be affected by the provisions of this Act; to provide that nothing contained in this Act shall be construed as affecting, amending, modifying, or repealing Chapter 23336, Laws of Florida, Acts of 1945, creating Suburban Tampa Sanitary District, as to territory not included within the area hereby annexed to the City of Tampa; to provide that nothing contained in this Act shall be construed as repealing Chapter 14104, Laws of Florida, Acts of 1929, providing for the establishment of a public park on Bayshore Boulevard; to provide that the provisions hereof shall not be construed as repealing Chapter 18932, Laws of Florida, Acts of 1937, restricting the use of certain lands bordering Bayshore Boulevard or as

repealing the provisions of Section 1 of Chapter 18899, Laws of Florida, Acts of 1937, restricting the use of certain lands within the area hereby annexed to the City of Tampa; to provide that the provisions hereof shall not be construed as repealing Chapter 24580, Laws of Florida, Acts of 1947, as amended by Chapter 25888, Laws of Florida, Acts of 1949, restricting the use of certain lands included in the area hereby annexed to the said City of Tampa, nor Chapter 25887, Laws of Florida, Acts of 1949, restricting the use of certain lands included in the area hereby annexed to the said city; to provide that this Act shall repeal all laws or parts of laws in conflict with the provisions of it except as herein specified; to provide that in the event any part or section of this Act shall be held unconstitutional, that the remainder of the Act shall not be affected thereby; providing referendum.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1209 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. 1209 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1209 was read the second time by title only.

Senator Branch moved that the rules be further waived and Senate Bill No. 1209 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. 1209 was read the third time in full.

Upon the passage of Senate Bill No. 1209 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. 1209 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Branch—

S. B. No. 1210—A bill to be entitled An Act creating a civil service board for the County of Hillsborough, providing that the County Budget Board shall constitute such board providing for the designation and classification of employees to be affected by the Act; providing for the study of salaries and for the recommendations by the board of salary ranges; providing for the manner of employment, promotion, reduction, suspension, layoff and discharge of employees; authorizing the civil service board to make rules and regulations governing the examinations, classifications, salary ranges, employment, promotion, reduction, suspension, layoff and discharge of employees; and such other rules and regulations as are necessary to carry out the general purposes of this Act, prohibiting certain practices concerning employees of Hillsborough County and providing penalties for any violation of such prohibitions; providing for an annual appropriation out of the treasury of the County of Hillsborough for the expense and operation of such board; and repealing all laws and parts of laws in conflict herewith.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1210 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. 1210 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1210 was read the second time by title only.

Senator Branch moved that the rules be further waived and Senate Bill No. 1210 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. 1210 was read the third time in full.

Upon the passage of Senate Bill No. 1210 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. 1210 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Gautier (13th)—

S. B. No. 1211—A bill to be entitled An Act creating an additional county judge in all counties having a population of 325,000 or more, according to the last official census; relating to the appointment, election, term of office and compensation of such additional county judge; and the administration of the office of county judge in said counties.

Which was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1211 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1211 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 1211 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. 1211 was read the third time in full.

Upon the passage of Senate Bill No. 1211 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. 1211 passed, title as stated, and the

action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Gautier (13th)—

S. B. No. 1212—A bill to be entitled An Act amending Sub-section (1) of Section 33.14 of Florida Statutes relating to Civil Courts of record, their jurisdiction and the number of judges in certain counties.

Which was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1212 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1212 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 1212 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. 1212 was read the third time in full.

Upon the passage of Senate Bill No. 1212 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. 1212 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By unanimous consent Senator Shivers withdrew Senate Bill No. 402.

By Senator Davis—

S. B. No. 1213—A bill to be entitled An Act fixing the compensation of County Commissioners and members of the County Board of Public Instruction of Madison County; providing referendum.

Which was read the first time by title only.

Senator Davis moved that the rules be waived and Senate Bill No. 1213 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1213 was read the second time by title only.

Senator Davis moved that the rules be further waived and Senate Bill No. 1213 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. 1213 was read the third time in full.

Upon the passage of Senate Bill No. 1213 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. 1213 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Gautier (13th)—

S. B. No. 1214—A bill to be entitled An Act relating only to those counties in this State which now have or may hereafter have, a population of more than four hundred and fifty thousand people according to any last preceding State or Federal census and shall now have, or may hereafter have, established therein a Juvenile and Domestic Relations Court presided over by a judge required by law to be admitted to the practice of law in this State; to provide for the salary of the judge of the Juvenile and Domestic Relations Court in any such county and that the same shall be paid from the general funds of such county; to provide for all purposes reasonably incidental, and repealing all laws in conflict.

Which was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1214 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1214 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 1214 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. 1214 was read the third time in full.

Upon the passage of Senate Bill No. 1214 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. 1214 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Gautier (13th)—

S. B. No. 1215—A bill to be entitled An Act exempting Bal Harbour Club, Inc. from the effect of Sub-section (6) of Section 561.20 Florida Statutes 1949.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1215 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1215 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1215 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 1215 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. 1215 was read the third time in full.

Upon the passage of Senate Bill No. 1215 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. 1215 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Baynard—

S. B. No. 1216—A bill to be entitled An Act amending Section 1 of Chapter 17832, Laws of Florida, Acts of 1937, applying to certain counties and relating to compensation of County Commissioners, by making said Chapter applicable only to counties having a population of not less than two hundred thousand (200,000) and not more than two hundred seventy-five thousand (275,000) inhabitants according to the latest official census.

Which was read the first time by title only.

Senator Baynard moved that the rules be waived and Senate Bill No. 1216 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1216 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Senate Bill No. 1216 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. 1216 was read the third time in full.

Upon the passage of Senate Bill No. 1216 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. 1216 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Gautier (13th)—

S. B. No. 1217—A bill to be entitled An Act to amend Section 13, Chapter 15824, Laws of Florida, Acts of 1931; Section 36, Chapter 15824, Laws of Florida, Acts of 1931, as amended by Chapter 16583, Laws of Florida, Acts of 1933; and Section 37, Chapter 15824, Laws of Florida, Acts of 1931; relating to the city charter of North Miami Beach, Florida; appointment of attorney as municipal judge; providing residence requirements of electors; date of closing registration books; date of qualifying candidates to municipal office; and prescribing form of nominating petition.

Which was read the first time by title only.

Proof of Publication of Notice was attached to Senate Bill No. 1217 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1217 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1217 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 1217 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. 1217 was read the third time in full.

Upon the passage of Senate Bill No. 1217 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. 1217 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Gautier (13th)—

S. B. No. 1218—A bill to be entitled An Act pertaining to each county having a population in excess of 325,000, according to the last preceding Federal census; creating a County Planning Board in each such county and providing for the appointment, qualification and terms of office of members thereof and for filling vacancies therein; providing for powers and duties of such planning board; providing for the appointment of a director of planning and his duties and authority, and for appointment of technical and clerical assistants; providing for salaries of director of planning and technical and clerical assistants and for expenses of such planning board; requiring annual county budget to make provisions for appropriations for payment of such compensation, salaries and expenses and requiring Board of County Commissioners to pay same; providing for a master plan for the physical development of the county, adoption thereof by planning board after public meeting pursuant to advertisement calling for same, and adoption thereof by Board of County Commissioners; empowering such Board of County Commissioners to adopt or reject the master plan in whole or in part; providing that unless Board of County Commissioners acts on master plan submitted within six months, the same shall be deemed to have been adopted and shall be in effect until modified, amended or rescinded.

Which was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1218 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1218 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 1218 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. 1218 was read the third time in full.

Upon the passage of Senate Bill No. 1218 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. 1218 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Gautier (13th)—

S. B. No. 1219—A bill to be entitled An Act amending Sections (23), (24), (29), and (32), Chapter 26037, Laws of Florida, Acts of 1949, being the town charter at Miami Springs, Florida; and conferring additional jurisdiction and powers and to impose additional duties upon said town; and providing for a referendum.

Which was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1219 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1219 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 1219 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. 1219 was read the third time in full.

Upon the passage of Senate Bill No. 1219 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. 1219 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Gautier (13th)—

S. B. No. 1220—A bill to be entitled An Act to repeal Chapter 26056—(No. 1060) Senate Bill No. 797, Laws of Florida, Acts of 1949, the same being "An Act authorizing the creation of the office of city manager of the City of North Miami Beach, Dade County, Florida"; and to provide for a referendum.

Which was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1220 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1220 was read the second time by title only.

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

waived and Senate Bill No. 1220 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. 1220 was read the third time in full.

Upon the passage of Senate Bill No. 1220 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rodgers
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. 1220 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Gautier (13th)—

S. B. No. 1221—A bill to be entitled An Act relating to procedure in municipal court of the Town of Miami Springs, Florida; and providing for a referendum.

Which was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1221 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1221 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 1221 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. 1221 was read the third time in full.

Upon the passage of Senate Bill No. 1221 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rodgers
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. 1221 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Gautier (13th)—

S. B. Bill No. 1222—A bill to be entitled An Act relating only to counties of over 350,000 population; An Act to provide for the substantial re-enactment of chapter 19597, General Laws of Florida of 1939, as amended, creating juvenile and domestic relations courts in certain counties, in order to bring same under the provisions of a recent amendment to the Florida State Constitution relating to juvenile courts; to provide that juvenile courts or juvenile and domestic relation courts in those counties of this state which by any preceding official State or Federal census shall now have, or may hereafter have, a population of over 350,000, and be presided over by a judge admitted to practice law in this

State, shall hereafter be known as Juvenile and Domestic Relations Courts to provide for additional jurisdiction thereof over certain adults and other persons herein defined when any child under seventeen years of age is involved, including the enforcement of orders in child custody, and support, and alimony cases, connected with separation or divorce proceedings, where any child involved therein is threatened with becoming dependent, and also over annulment and family support proceedings in certain cases; to declare the existence and presumption of certain legal duties as to children under seventeen years of age, and provide for the enforcement thereof, and penalties for violation, and jurisdiction over criminal cases under certain conditions; to provide for support by parents in whole or in part for children in public or private institutions; to provide that the judge of said court shall have the power of a committing magistrate, and shall not engage in the private practice of law; to provide for all officers and employees of such courts and fix their qualifications, duties, salaries, compensation and expenses and provide for the payment thereof, including all expenses of such court, from the general fund of the County in which located, by the levy of taxes by the County Commissioners of any such county for such purpose; To provide penalties for the violation of this Act; To provide for the collection of costs in certain cases; to provide that an employee of such court may also be appointed and serve as a deputy sheriff under certain conditions when approved by the Sheriff; to provide for appeals; to repeal all conflicting laws herewith, and to provide for all other purposes reasonably incidental.

Which was read the first time by title only.

Senator Gautier (13th) moved that the rules he waived and Senate Bill No. 1222 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1222 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 1222 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. 1222 was read the third time in full.

Upon the passage of Senate Bill No. 1222 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rodgers
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. 1222 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Gautier (13th)—

S. B. No. 1223—A bill to be entitled An Act providing for the adjustment of the salaries of probation officers, assistant probation officers, and investigating attorneys, of juvenile and domestic relations courts in counties which now have, or may hereafter have a population of over 350,000 people according to any preceding official census; to provide a method for the employment of additional officers in any such court; to provide for the method of payment of such salaries; to repeal all laws in conflict; and for all other purposes reasonably incidental.

Which was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1223 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1223 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 1223 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. 1223 was read the third time in full.

Upon the passage of Senate Bill No. 1223 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rodgers
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. 1223 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Gautier (13th)—

S. B. No. 1224—A bill to be entitled An Act repealing Chapter 26469, Laws of Florida, Extraordinary Session, 1949 (General and Special), which validated the incorporation of the Town of Sweetwater in Dade County, Florida; and abolishing and dissolving the Town of Sweetwater in Dade County, Florida; providing for the disposition of property owned by said town and providing for payment of debts of said town; providing for referendum.

Which was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1224 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1224 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 1224 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. 1224 was read the third time in full.

Upon the passage of Senate Bill No. 1224 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rodgers
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. 1224 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Gautier (13th)—

S. B. No. 1225—A bill to be entitled An Act authorizing Sweetwater, a town located in Dade County, Florida, and incorporated under the general laws of the State of Florida, to abolish the office of marshal and to create the office of a

chief of police; and providing for his duties, appointment and compensation; providing for a referendum.

Which was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1225 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1225 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 1225 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. 1225 was read the third time in full.

Upon the passage of Senate Bill No. 1225 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rodgers
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. 1225 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Gautier (13th)—

S. B. No. 1226—A bill to be entitled An Act to amend Chapter 11516, Laws of Florida, 1925, as amended, being the Charter of the City of Hialeah, by providing for the holding of an election and fixing the time thereof; to determine whether the charter of said city shall be amended to provide for a city manager form of government; to provide for the appointment of a charter board with power to prescribe the form of such city manager charter in the event such question is affirmatively answered at such election, as well as the powers now conferred on charter boards by Chapter 166 Florida Statutes, 1949; to provide for the holding of an election for the adoption of such charter as may be presented by such charter board; to provide for violation of this Act and prescribing penalties therefor; and repealing all laws in conflict therewith, and providing for a referendum.

Which was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1226 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1226 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 1226 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. 1226 was read the third time in full.

Upon the passage of Senate Bill No. 1226 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rodgers
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. 1226 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Rogells—

S. B. No. 1227—A bill to be entitled An Act prohibiting the taking of any fish from a designated part of Phillippi Creek in all counties of Florida having a population of more than 27,800 and less than 29,300 according to the most recent census, with any seine, haul seine, purse seine, stop net, drag net, gill net, pocket net, cast net, or any other kind of seine or net; providing for the enforcement of this Act; and providing penalties for the violation hereof.

Which was read the first time by title only.

Senator Rogells moved that the rules be waived and Senate Bill No. 1227 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1227 was read the second time by title only.

Senator Rogells moved that the rules be further waived and Senate Bill No. 1227 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. 1227 was read the third time in full.

Upon the passage of Senate Bill No. 1227 the roll was called and the vote was:

Yeas—38,

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rodgers
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. 1227 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Branch—

S. B. No. 1228—A bill to be entitled An Act authorizing the employment of a stenographer for the office of State Attorney and a stenographer for the office of the first assistant State Attorney and fixing the salaries of such stenographers in all Judicial Circuits of this State composed of one county and having a population of not less than 240,000 and not more than 300,000 according to the last official census.

Which was read the first time by title only.

Senator Branch moved that the rules be waived and Senate Bill No. 1228 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1228 was read the second time by title only.

Senator Branch moved that the rules be further waived and Senate Bill No. 1228 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. 1228 was read the third time in full.

Upon the passage of Senate Bill No. 1228 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rodgers
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. 1228 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Baynard—

S. B. No. 1229—A bill to be entitled An Act amending Section 1 of Chapter 22942, Laws of Florida, Acts of 1945, applying to certain counties and relating to compensation of County Commissioners, by making said chapter applicable only to all counties of the State of Florida having a population of not less than one hundred forty-thousand (140,000) and not more than two hundred thousand (200,000) inhabitants according to the latest official census.

Which was read the first time by title only.

Senator Baynard moved that the rules be waived and Senate Bill No. 1229 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1229 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Senate Bill No. 1229 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. 1229 was read the third time in full.

Upon the passage of Senate Bill No. 1229 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rodgers
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. 1229 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Rogells—

S. B. No. 1230—A bill to be entitled An Act to protect and control the artesian waters of all counties of the State of Florida, having a population of not more than four thousand seven hundred (4,700) and not less than four thousand, one hundred twenty five (4,125), according to the last Federal census, and to provide a penalty for the violation of said Act.

Which was read the first time by title only.

Senator Rogells moved that the rules be waived and Senate Bill No. 1230 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1230 was read the second time by title only.

Senator Rogells moved that the rules be further waived and Senate Bill No. 1230 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. 1230 was read the third time in full.

Upon the passage of Senate Bill No. 1230 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rodgers
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. 1230 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Rogells—

S. B. No. 1231—A bill to be entitled An Act to protect and control the artesian waters of all counties of the State of Florida, having a population of not more than twenty-nine thousand (29,000), and not less than twenty-seven thousand eight hundred (27,800), according to the last Federal census, and to provide a penalty for the violation of said Act.

Which was read the first time by title only.

Senator Rogells moved that the rules be waived and Senate Bill No. 1231 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1231 was read the second time by title only.

Senator Rogells moved that the rules be further waived and Senate Bill No. 1231 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. 1231 was read the third time in full.

Upon the passage of Senate Bill No. 1231 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rodgers
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. 1231 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Rogells—

S. B. No. 1232—A bill to be entitled An Act to protect and control the artesian waters of all counties of the State of Florida, having a population of not more than thirty-five thousand seven hundred and fifty (35,750) and not less than thirty-four thousand six hundred seventy-five (34,675), according to the last Federal census, and to provide a penalty for the violation of said Act.

Which was read the first time by title only.

Senator Rogells moved that the rules be waived and Senate Bill No. 1232 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1232 was read the second time by title only.

Senator Rogells moved that the rules be further waived and Senate Bill No. 1232 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. 1232 was read the third time in full.

Upon the passage of Senate Bill No. 1232 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rodgers
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. 1232 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Gautier (13th)—

S. B. No. 1233—A bill to be entitled An Act amending Chapter 26037, Laws of Florida, 1949, and conferring additional jurisdiction, powers, and duties upon the town of Miami Springs, Florida; providing for a referendum.

Which was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1233 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 1233 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. 1233 was read the third time in full.

Upon the passage of Senate Bill No. 1233 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rodgers
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. 1233 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Baynard—

S. B. No. 1234—A bill to be entitled An Act repealing chapter 15919, Laws of Florida, Acts of 1933, entitled "An Act providing that the Clerk of the Circuit Court in counties having a population of one hundred fifty-five thousand (155,000) or more inhabitants according to the last preceding State

or Federal census shall receive no compensation for acting as clerk of the Board of County Commissioners."

Which was read the first time by title only.

Senator Baynard moved that the rules be waived and Senate Bill No. 1234 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1234 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Senate Bill No. 1234 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. 1234 was read the third time in full

Upon the passage of Senate Bill No. 1234 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rodgers
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. 1234 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Johnston—

S. B. No. 1235—A bill to be entitled An Act to declare, designate and establish a certain State road.

Which was read the first time by title only.

Senator Johnston moved that the rules be waived and Senate Bill No. 1235 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1235 was read the second time by title only.

Senator Johnston moved that the rules be further waived and Senate Bill No. 1235 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. 1235 was read the third time in full.

Upon the passage of Senate Bill No. 1235 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rodgers
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. 1235 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Johnston—

S. B. No. 1236—A bill to be entitled An Act providing that

all counties of Florida having a population of more than 6,550 and less than 7,250 according to the most recent census shall be excluded from the provisions of a certain Act of the 1951 Legislature.

Which was read the first time by title only.

Senator Johnston moved that the rules be waived and Senate Bill No. 1236 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1236 was read the second time by title only.

Senator Johnston moved that the rules be further waived and Senate Bill No. 1236 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. 1236 was read the third time in full.

Upon the passage of Senate Bill No. 1236 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rodgers
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. 1236 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By unanimous consent the following Resolution was introduced.

By Senator Gautier (28th)—

Senate Resolution No. 1237:

A RESOLUTION COMMENDING THE ATTORNEY GENERAL AND HIS STAFF FOR ASSISTANCE RENDERED THE MEMBERS OF THE SENATE DURING THE 1951 SESSION OF THE LEGISLATURE.

WHEREAS, the Attorney General, through the Statutory Revision Department, by Section 16.43, Florida Statutes, is directed to aid the Legislature in the drafting of legislation and related matters, and

WHEREAS, the cooperation and courteous consideration given to Senators in this basic and most important phase of the work of the Legislature have encouraged the members to avail themselves more and more of these services, and

WHEREAS, the requests for bills, resolutions, and related business transacted in the 1951 session have doubled that of the 1949 session, requiring the Bill Drafting Department to prepare more than 1800 separate pieces of legislation, and

WHEREAS, the accomplishment of this volume of work has been done skillfully and thoroughly and has been an important aid in the preparation and passage of better legislation, and

WHEREAS, the Attorney General, Assistant Attorneys General, the personnel of the Legislative Drafting Department and their secretarial force, have spent many hours working overtime in our behalf, and

WHEREAS, the personal interest and consideration shown each member and his problems have been far beyond a mere sense of duty to earn a salary, and

WHEREAS, it is the desire of the Senate to, in some measure, make known its gratitude, NOW THEREFORE

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

That we do commend and thank the Honorable Richard W. Ervin, his Assistant Attorneys General, the Honorable Charles Tom Henderson, Director of Bill Drafting, the attorneys in the drafting office and their efficient secretarial force, for the efficient manner in which they have assisted the members of the Senate during the 1951 session of the Legislature.

That a copy of this resolution be given to the Honorable Richard W. Ervin and to Honorable Charles Tom Henderson.

Which was read the first time in full.

Senator Gautier (28th) moved the adoption of the Resolution.

Which was agreed to and Senate Resolution No. 1237 was unanimously adopted.

By unanimous consent the following Senate Concurrent Resolution was introduced.

By Senators Brackin, Ripley, Johns, Branch, Beall, McArthur, King and Shivers—

Senate Concurrent Resolution No. 1238:

A RESOLUTION RELATING TO CONCURRENCE OF THE SENATE WITH A PROCLAMATION OF THE GOVERNOR FOR THE OBSERVANCE OF JUNE AS "DAIRY MONTH".

WHEREAS, the Governor has issued a proclamation for the observance of the month of June as "Dairy Month" in recognition of the progress and universal importance to the health and economic welfare of the citizens of Florida of the production of a wholesome and adequate home supply of milk and milk products, NOW THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF FLORIDA, HOUSE OF REPRESENTATIVES CONCURRING:

Section 1. That the Senate hereby concurs in the Governor's proclamation for the observance of June as "Dairy Month".

Section 2. That a copy of this resolution be immediately forwarded to the Governor, the Commissioner of Agriculture and to the Dairy Department, College of Agriculture, University of Florida.

Which was read the first time in full.

Senator Johns moved that the rules be waived and Senate Concurrent Resolution No. 1238 be read the second time in full and put upon its adoption.

Which was agreed to by a two-thirds vote and Senate Concurrent Resolution No. 1238 was read the second time in full.

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

Which was agreed to.

And Senate Concurrent Resolution No. 1238 was adopted, and the action of the Senate was ordered certified to the House of Representatives.

MESSAGE FROM THE GOVERNOR

The following Communication from the Governor was received:

STATE OF FLORIDA
EXECUTIVE DEPARTMENT
TALLAHASSEE
May 30, 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 Act, 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 a law without my approval:

S. B. No. 481, RELATING TO SUPERINTENDENTS OF PUBLIC INSTRUCTION.

Respectfully,
FULLER WARREN,
Governor.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following Message from the House of Representatives was read:

Tallahassee, Florida,

May 30, 1951.

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

Sir:

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

By Senators Brackin and Baynard—

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.

Which amendments read as follows:

Amendment No. 1—

In Section 4, line 3, of the bill, strike out the words: After the word "residence" change the "comma" to a "period" and strike out the remainder of the section.

Amendment No. 2—

In Section 2, line 27, Page 2, of the bill, strike out the figures "57000" and insert the following in lieu thereof: "59000".

Amendment No. 3—

In Section 14, line 9, of the bill, strike out the figures "1951" and insert the following in lieu thereof: "1950".

Amendment No. 4—

In Section 14, At the end thereof, insert the following: The provisions of this Act shall not apply to counties having a population of not less than 23,635 nor more than 24,000 according to the latest official census.

Amendment No. 5—

At the end of Section 14 add the following: The provisions of this Act shall not apply to any counties of a population under 10,000 (ten thousand).

Amendment No. 6—

In Section 14, at the end add: All counties with a population of not less than 28,500 nor more than 29,500 are exempt from the provisions of this Act.

Amendment No. 7—

At the end of Section 14 add the following: This Act shall not be effective in any county having a population of not more than ten thousand one hundred and not less than ten thousand, according to the Last Federal census.

Amendment No. 8—

At the end of Section 14 insert: The provisions of this Act shall not apply to any county with population of less than 17,000.

Amendment No. 9—

Add to Section 14: The provisions of this Act shall not apply to any county having a population of less than 26,000 according to the last State or Federal census.

Amendment No. 10—

Add to Section 14: The provisions of this Act shall not apply to any county having a population according to the last State or Federal census of not less than 50,000 nor more than 52,000.

Amendment No. 11—

In Title of the bill strike out all of the title and insert the following in lieu thereof: 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; permitting employment of plumbing inspectors by counties and certain cities and prescribing their powers and duties; adopting a State Plumbing Code; permitting 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; exempting certain counties from this Act; providing nothing herein shall limit or repeal authority of State Board of Health; and fixing the effective date of this Act.

—and respectfully requests the concurrence of the Senate therein.

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

The following Message from the House of Representatives was read:

Tallahassee, Florida,
May 31, 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 respectfully requested the return of—

By Senators Brackin and Baynard—

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.

For the purpose of further consideration.

—and respectfully requests the concurrence of the Senate therein.

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

And Senate Bill No. 447, contained in the above Message, was read by title.

Senator Brackin moved that the request of the House of Representatives, contained in the above Message, be granted.

Which was agreed to and Senate Bill No. 447, together with pending House Amendments thereto, was ordered returned to the House of Representatives.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
May 29, 1951.

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

Sir:

I am directed by the House of Representatives to inform the Senate that the Speaker of the House of Representatives has appointed Messrs. Rood, Fuqua and Tapper as a conference committee on the part of the House to confer with a like committee on the part of the Senate to adjust the differences existing between the Senate and the House of Representatives on Senate Amendment to—

By Messrs. Fuqua and Rood of Manatee—

H. B. No. 493—A bill to be entitled An Act relating to the nomination and election of county commissioners of Manatee County and to provide for their nomination and election by the voters at large and not by districts, and to prescribe where they shall reside, and to repeal all laws in conflict herewith and to provide for a referendum election.

(Bill not enclosed)

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

The following Message from the House of Representatives was read:

Tallahassee, Florida,
May 30, 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 Senator Ayers—

S. B. No. 964—A bill to be entitled An Act amending Subsection (16) of Section 320.01 Florida Statutes, relating to motor vehicle licenses; definition of "for hire" vehicles; exempting certain vehicles from "for hire" classification.

Also—

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.

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

And Senate Bills Nos. 964 and 1023, 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 30, 1951.

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

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed with amendment:

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.

Which amendment reads as follows:

In Section 1, line 15, of the bill, after the word "board" insert the following: "after January 1st, 1951".

—and respectfully requests the concurrence of the Senate therein.

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

And Senate Bill No. 213, contained in the above Message, was read by title, together with the House amendment thereto.

Senator Collins moved that the rules be waived and Senate Bill No. 213, together with the House amendment thereto, be referred to the Committee on Education.

Pending consideration of the motion made by Senator Collins, Senator Gautier (13th) moved as a substitute motion that the Senate concur in the House amendment to Senate Bill No. 213.

The question was put on the substitute motion made by Senator Gautier (13th).

Which was agreed to and the Senate concurred in the House amendment to Senate Bill No. 213.

And Senate Bill No. 213, as amended, was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
May 30, 1951.

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

Sir:

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

By Senators Brackin, Lewis, Wright and Shivers—

S. B. No. 1073—A bill to be entitled An Act relating to the fencing of livestock in all counties west of the Apalachicola and Chattahoochee rivers, except Franklin County; providing the liability of the owner of livestock running at large or straying, the impounding and sale of such livestock; prescribing the duty of County Commissioners and Sheriffs hereunder; providing punishment for violations of the provisions hereof; providing for a referendum and repealing certain laws in conflict herewith.

Which amendments read as follows:

Amendment No. 1—

After Section 15, add the following:

Section 15 A. This Act shall not apply to any area within Santa Rosa or Walton County, unless adopted by a majority of the qualified electors, voting in an election as herein above provided for, in such county.

Amendment No. 2—

In Section 15, line 8, of the bill, strike out the words: at the next primary election on May 6, 1952; and insert the following in lieu thereof: at the next general election.

—and respectfully requests the concurrence of the Senate therein.

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

And Senate Bill No. 1073, contained in the above Message, was read by title, together with House amendments thereto.

Senator Brackin moved that the Senate concur in House Amendment No. 1 to Senate Bill No. 1073.

Which was agreed to and the Senate concurred in House Amendment No. 1 to Senate Bill No. 1073.

Senator Brackin moved that the Senate concur in House Amendment No. 2 to Senate Bill No. 1073.

Which was agreed to and the Senate concurred in House Amendment No. 2 to Senate Bill No. 1073.

And Senate Bill No. 1073, as amended, was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
May 29, 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 refused to recede from House Amendment to—

By Senator Boyle—

S. B. No. 962—A bill to be entitled An Act to empower the Board of County Commissioners of Seminole County, Florida, to adopt zoning regulations and building code governing the use of property not included in any municipality and bordering upon, adjacent to and adjoining any State or county road in said county for a depth of not to exceed 500 feet from said roads and providing penalties for violations thereof.

Proof of publication attached.

Which Amendment reads as follows:

Insert the following section at the end of the bill and re-number:

"Section _____. This Act shall not become effective until it has been ratified by a majority of the qualified electors of Seminole County who vote at an election to be called and held for the purpose of ratifying or rejecting this Act. Such election shall be called and held by the Board of County Commissioners and notice thereof by publication in a newspaper of general circulation in the county shall be given at least one week prior thereto."

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

And Senate Bill No. 962, contained in the above Message, was read by title, together with the House Amendment thereto.

Senator Boyle moved that the rules be waived and the Senate reconsider the vote by which the Senate refused to concur in the foregoing House amendment to Senate Bill No. 962, on May 26, 1951.

The President put the question: "Will the Senate reconsider the vote by which the Senate refused to concur in the House amendment to Senate Bill No. 962, on May 26, 1951?"

Which was agreed to by a two-thirds vote and the Senate reconsidered the vote by which it refused to concur in the House amendment to Senate Bill No. 962.

The question recurred on the adoption of the motion made by Senator Boyle on May 26, 1951 that the Senate refuse to concur in the House Amendment to Senate Bill No. 962.

Pending adoption of the motion made by Senator Boyle, Senator Boyle moved as a substitute motion that the Senate concur in the House amendment to Senate Bill No. 962.

Which was agreed to and the Senate concurred in the House amendment to Senate Bill No. 962.

And Senate Bill No. 962, as amended, was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk for engrossing, and the action of the Senate was ordered certified to the House of Representatives.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
May 30, 1951.

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

Sir:

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

By Mr. Peeples of Glades—

H. B. No. 1000—A bill to be entitled An Act prohibiting persons or members of any firm or corporation from owning, leasing, distributing, selling or in any way being connected with or financially interested in any coin operated machine.

—and respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 1000, 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 31, 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 Senator Brackin—

S. B. No. 561—A bill to be entitled An Act to amend Section 2 of Chapter 24529, Special Acts of 1947, which Special Act created the present municipality named the town of Fort Walton, the amendment being to change the boundaries of the town of Fort Walton so as to include therein the contiguous territory contained in the Garnier Beach Subdivision in Lots 1 and 2, Section 12, Township 2 South, Range 24 West in Okaloosa County.

for the purpose of further consideration.

—and respectfully requests the concurrence of the Senate therein.

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

And Senate Bill No. 561, contained in the above Message, was read by title.

Senator Brackin moved that the request of the House of Representatives, contained in the above Message, be granted.

Which was agreed to and Senate Bill No. 561 was ordered returned to the House of Representatives.

Senator Ripley asked unanimous consent of the Senate to take up and consider House Bill No. 1461, out of its order.

Which was agreed to.

H. B. No. 1461—A bill to be entitled An Act to amend Section 1 of Chapter 25929, Laws of Florida, Acts of 1949, entitled, "An Act affecting the government of the City of Jacksonville, fixing the salary of the city auditor, and providing for terms of payment thereof."

Was taken up.

Senator Ripley moved that the rules be waived and House Bill No. 1461 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1461 was read the second time by title only.

Senator Ripley moved that the rules be further waived and House Bill No. 1461 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. 1461 was read the third time in full.

Upon the passage of House Bill No. 1461 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rodgers
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. 1461 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Ripley asked unanimous consent of the Senate to take up and consider House Bill No. 1462, out of its order.

Which was agreed to.

H. B. No. 1462—A bill to be entitled An Act to amend Section 1 of Chapter 24623, Laws of Florida, Acts of 1947, entitled, "An Act fixing the salary of the city attorney of the City of Jacksonville, Florida."

Was taken up.

Senator Ripley moved that the rules be waived and House Bill No. 1462 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1462 was read the second time by title only.

Senator Ripley moved that the rules be further waived and House Bill No. 1462 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. 1462 was read the third time in full.

Upon the passage of House Bill No. 1462 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rodgers
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. 1462 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Ripley asked unanimous consent of the Senate to take up and consider House Bill No. 1486, out of its order.

Which was agreed to.

H. B. 1486—A bill to be entitled An Act amending Section I, Chapter 24610, Laws of Florida, Acts of 1947, entitled, "An Act affecting the government of the City of Jacksonville: fixing the salary of the City Recorder, and providing for terms of payment thereof."

Was taken up.

Senator Ripley moved that the rules be waived and House Bill No. 1486 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1486 was read the second time by title only.

Senator Ripley moved that the rules be further waived and House Bill No. 1486 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. 1486 was read the third time in full.

Upon the passage of House Bill No. 1486 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rodgers
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. 1486 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Ripley asked unanimous consent of the Senate to take up and consider House Bill No. 1503, out of its order.

Which was agreed to.

H. B. No. 1503—A bill to be entitled An Act amending Section I, Chapter 24612, Laws of Florida, Acts of 1947, entitled, "An Act affecting the government of the City of Jacksonville; fixing the salary of the city tax assessor, and providing for time of payment thereof."

Was taken up.

Senator Ripley moved that the rules be waived and House Bill No. 1503 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1503 was read the second time by title only.

Senator Ripley moved that the rules be further waived and House Bill No. 1503 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. 1503 was read the third time in full.

Upon the passage of House Bill No. 1503 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rodgers
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. 1503 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Ripley, asked unanimous consent of the Senate to take up and consider House Bill No. 1510, out of its order.

Which was agreed to.

H. B. No. 1510—A bill to be entitled An Act to amend Section I, Chapter 25936, Laws of Florida, Acts of 1949, relating to the government of the City of Jacksonville, fixing the salary of the City Treasurer, and providing for the terms of payment thereof.

Was taken up.

Senator Ripley moved that the rules be waived and House Bill No. 1510 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1510 was read the second time by title only.

Senator Ripley moved that the rules be further waived and House Bill No. 1510 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. 1510 was read the third time in full.

Upon the passage of House Bill No. 1510 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rodgers
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. 1510 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Wright, asked unanimous consent of the Senate to take up and consider House Bill No. 1389, out of its order.

Which was agreed to.

H. B. No. 1389—A bill to be entitled An Act to provide for the fencing of livestock in Holmes County and providing for liability of the owner of livestock running at large or straying, impounding and sale of such livestock, duty of County Commissioners and Sheriffs hereunder, punishment for violation of the provisions hereof, providing referendum for vote on ratification or rejection of this Act, providing effective date and repealing all laws and parts of laws in conflict herewith.

Was taken up.

Senator Wright moved that the rules be waived and House Bill No. 1389 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1389 was read the second time by title only.

Senator Wright offered the following amendment to House Bill No. 1389:

In Section 13, pages 7 and 8 (typewritten bill), strike out all of Section 13 and insert in lieu thereof the following:

Section 13. **Right of owner.**—The owner of any impounded live stock shall have the right at any time before sale thereof to redeem the same by paying all impounding expenses, in-

cluding fees, keeping charges, advertising or other costs incurred therewith or, in the event there is a dispute as to the amount of such costs and expenses, the owner may give bond with sufficient sureties to be approved by the sheriff, in an amount double the amount claimed, but not exceeding the fair cash value of such live stock, conditioned to pay such costs and expenses as may be found by a court of competent jurisdiction to be due. Such bond shall be void at the end of six months unless suit is brought to recover such costs and expenses.

Senator Wright moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Wright moved that the rules be further waived and House Bill No. 1389, 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. 1389, as amended, was read the third time in full.

Upon the passage of House Bill No. 1389, as amended, the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rodgers
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. 1389 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Sanchez asked unanimous consent of the Senate to take up and consider House Bill No. 1443, out of its order.

Which was agreed to.

H. B. No. 1443—A bill to be entitled An Act relating to all counties in Florida having a population of not less than three thousand four hundred (3,400) and not more than three thousand four hundred and fifty (3,450) inhabitants, according to the last official census, guaranteeing minimum compensation to tax collector and tax assessor and providing for monthly advances.

Was taken up.

Senator Sanchez moved that the rules be waived and House Bill No. 1443 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1443 was read the second time by title only.

Senator Sanchez moved that the rules be further waived and House Bill No. 1443 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. 1443 was read the third time in full.

Upon the passage of House Bill No. 1443 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rodgers
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. 1443 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Brackin asked unanimous consent of the Senate to take up and consider House Bill No. 1410, out of its order.

Which was agreed to.

H. B. No. 1410—A bill to be entitled An Act authorizing the County Commissioners of Santa Rosa County, Florida, for and on behalf of Santa Rosa County, to use or lease in whole or in parts such portions of Santa Rosa Island as may be owned by Santa Rosa County, or in which it may have a proprietary interest from time to time, for such purposes as the County Commissioners shall deem to be in the public interest; authorizing Santa Rosa County to purchase, construct, extend, own, maintain, insure and operate either itself or by contract or lease with others, toll or free bridges, boats, car ferries, ports, harbors, airports, board walks, sea walls, breakwaters, bulkheads, causeways, wharves, docks, piers, yacht basins, jetties, sewerage systems, water systems, gas systems and other utilities of all kinds, streets, roads, sidewalks and other public ways, parks, playgrounds, recreation and amusement buildings and centers, bathing beaches, bath houses, swimming pools, auditoriums, theaters, churches, pavilions, athletic fields, golf courses and other buildings and places of all kinds for assembly entertainment, health, welfare and recreation of the public, hotels, restaurants, cottages, homes, dwellings, and other places of lodging and eating places of all kinds, taxi cabs, busses and transportation systems, office and store buildings, warehouses, depots, stations, and all other kinds of business or commercial properties; authorizing the County Commissioners to acquire, own, lease and dispose of real and personal property, to borrow money and issue negotiable revenue bonds, or certificates, to charge tolls, rentals and other charges, to advertise, to adopt and enforce building codes, rules and regulations to promote health and safety and for the regulation of the use of the said island and all improvements, projects, and things thereon, to contract with the Federal Government or the State of Florida or their agencies or political subdivisions, to execute contracts and leases; authorizing and requiring the County Commissioners to delegate and vest all of the power and authority herein granted to the County Commissioners of Santa Rosa County in a board to be known as Santa Rosa County Island Authority, except such power and authority as cannot be lawfully delegated and the power and authority to issue revenue bonds or certificates and to acquire property by condemnation; providing for the creation, organization, powers and authority and duties of said Santa Rosa County Island Authority and the appointment and terms of its members and the manner of their removal; authorizing the County Commissioners to appropriate, and to cause to be raised by taxation or otherwise, monies sufficient to carry out the purpose of this Act; authorizing the County Commissioners to delegate and vest the same powers and authority in Santa Rosa County Island Authority with respect to any other parks, playgrounds, beaches, recreational areas or other land, whether now owned or hereafter acquired, as is authorized to be delegated or vested with respect to Santa Rosa Island; granting right to use lands of State of Florida; declaring bonds or revenue certificates of Santa Rosa County issued pursuant to this Act to be legal investments for fiduciaries; prescribing manner and limitations for filing notice of claims and suits thereon against the Authority of Santa Rosa County; requiring the authority to file annual statements and to pay surplus funds to General Fund of Santa Rosa County.

Was taken up.

Senator Brackin moved that the rules be waived and House Bill No. 1410 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1410 was read the second time by title only.

Senator Brackin moved that the rules be further waived and House Bill No. 1410 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. 1410 was read the third time in full.

Upon the passage of House Bill No. 1410 the roll was called and the vote was:

Yeas—38.

Mr President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rodgers
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. 1410 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Ripley asked unanimous consent of the Senate to take up and consider House Bill No. 1658, out of its order.

Which was agreed to.

H. B. No. 1658—A bill to be entitled An Act fixing the annual salary of the County Superintendents of Public Instruction of the State of Florida, in all counties having not less than one thousand seven hundred (1,700) instruction units, 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.

Was taken up.

Senator Ripley moved that the rules be waived and House Bill No. 1658 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1658 was read the second time by title only.

Senator Ripley offered the following amendment to House Bill No. 1658:

In (typewritten bill) strike out Everything after the enacting clause and insert in lieu thereof the following:

Section 1. That on and after the first day of July, 1951, the annual salary of the Superintendent of Public Instruction of each county within the State of Florida, having not less than three hundred thousand (300,000) or more than four hundred thousand (400,000) persons according to the last Federal census shall be ten thousand (\$10,000.00) dollars annually, to be paid in twelve (12) equal monthly installments, payable on the last day of each month.

Section 2. If any section, or portion of a section, of this Act is declared to be unconstitutional or void, such holding shall in no way effect the remaining section or portion thereof.

Section 3. All laws and parts of laws, whether general or special, in conflict herewith are hereby repealed.

Section 4. This Act shall take effect immediately upon becoming a law.

Senator Ripley moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Ripley also offered the following amendment to House Bill No. 1658:

In (typewritten bill) strike out the Title and insert in lieu thereof the following:

A bill to be entitled An Act fixing the annual salary of the County Superintendents of Public Instruction of the State of Florida, in all counties having a population of not less than three hundred thousand (300,000) or more than four hundred thousand (400,000) persons according to the last Federal census, declaring the date upon which such salaries shall become effective, and repealing all laws, or parts of laws, in conflict with this Act.

Senator Ripley moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Ripley moved that the rules be further waived and House Bill No. 1658, 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. 1658, as amended, was read the third time in full.

Upon the passage of House Bill No. 1658, as amended, the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rodgers
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. 1658 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Smith asked unanimous consent of the Senate to take up and consider House Bill No. 960, out of its order.

Which was agreed to.

H. B. No. 960—A bill to be entitled An Act creating a Small Claims Court in counties having a population of not less than 6,305 and not more than 6,350 according to the last official census; providing for the county judge to be the judge of said court; providing for the pleading, practice and service of notice of proceedings therein; providing for a clerk and prescribing his duties.

Was taken up.

Senator Smith moved that the rules be waived and House Bill No. 960 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 960 was read the second time by title only.

Senator Smith moved that the rules be further waived and House Bill No. 960 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. 960 was read the third time in full.

Upon the passage of House Bill No. 960 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rodgers
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. 960 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Moore, asked unanimous consent of the Senate to take up and consider House Bill No. 1030, out of its order.

Which was agreed to.

H. B. No. 1030—A bill to be entitled An Act abolishing all justice of peace districts in Highlands County, Florida, subject to approval at a referendum election.

Was taken up.

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

Which was agreed to by a two-thirds vote.

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

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

Upon the passage of House Bill No. 1030 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rodgers
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. 1030 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Moore asked unanimous consent of the Senate to take up and consider House Bill No. 1393, out of its order.

Which was agreed to.

H. B. No. 1393—A bill to be entitled An Act relating to Newhall Drainage District, a drainage district organized and existing under the Laws of Florida and embracing lands within Glades County; creating within said district six (6) zones and ascertaining, determining and declaring benefits accrued and to accrue to the lands within each of those zones; providing for the assessment and collection of taxes, the sale of tax liens and enforcement thereof; amending Chapter 13707, Laws of Florida, Acts of 1929, and Chapter 14767, Laws of Florida, Acts of 1931, and repealing all conflicting laws and parts of laws.

Was taken up.

Senator Moore moved that the rules be waived and House Bill No. 1393 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1393 was read the second time by title only.

Senator Moore moved that the rules be further waived and House Bill No. 1393 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. 1393 was read the third time in full.

Upon the passage of House Bill No. 1393 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 House Bill No. 1393 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Moore asked unanimous consent of the Senate to take up and consider House Bill No. 1390, out of its order.

Which was agreed to.

H. B. No. 1390—A bill to be entitled An Act fixing the compensation of the Members of the Board of Public Instruction in and for all counties having a population of not more than three thousand (3,000) inhabitants according to the last official census.

Was taken up.

Senator Moore moved that the rules be waived and House Bill No. 1390 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1390 was read the second time by title only.

Senator Moore moved that the rules be further waived and House Bill No. 1390 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. 1390 was read the third time in full.

Upon the passage of House Bill No. 1390 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rodgers
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. 1390 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Shands asked unanimous consent of the Senate to take up and consider House Bill No. 1647, out of its order.

Which was agreed to.

H. B. No. 1647—A bill to be entitled An Act revising Chapter 212, Florida Statutes, relating to the imposing and collecting of privilege taxes on the sale, use and storage for use or consumption of tangible personal property, on admissions and the rental of tangible personal property and certain real property; by eliminating certain exemptions and adding others; providing rates and methods of reporting and remitting such taxes to the State; declaring such taxes to the State funds and providing penalties for failure to remit and for embezzlement of such funds; granting additional powers to the comptroller; by amending all or parts of Sections 212.02, 212.03, 212.04, 212.06, 212.08, 212.11, 212.12, 212.15 thereof; and providing an effective date.

Was taken up.

Senator Shands moved that the rules be waived and House Bill No. 1647 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1647 was read the second time by title only.

The Committee on Finance and Taxation offered the following amendment to House Bill No. 1647:

Strike out all of Section 9 and insert in lieu thereof the following:

Section 9. Section 212.08, Florida Statutes, is hereby amended to read:

"Section 212.08 **Specific Exemptions.**—That the sale at retail, the use, the consumption, the distribution, and the storage to be used or consumed in this State, of the following tangible personal property is hereby specifically exempt from the tax imposed by this chapter.

General groceries, including particularly, food and food products, milk, butter, eggs, meats (fresh, salt and cured), flour, meal, cereals, bread, vegetables and vegetable juices, fruit and fruit juices, canned foods, (not including gum and soft drinks, or articles that are not edible), also candy where the price at which the same is sold is fifty (50c) cents or less. "Food products" as used herein shall mean and include cereal and cereal products, milk and milk products, oleomargarine, meat and meat products, fish and fish products, fruit and fruit products, spices, salt and sugar, coffee and coffee substitutes, teas and cocoas, condiments, relishes, spreads, shortening and flavoring, and also bakery products; but shall not include meals, packaged lunches or sandwiches prepared or sold in or by restaurants, drug stores, lunch counters, cafeterias, hotels, or other like places of business, or by any business or place licensed by the Hotel Commission of the State of Florida.

There shall be exempt from so much of the tax imposed by this chapter as shall exceed \$300.00 on the sale, use, storage or other consumption in this State of machines and equipment and parts therefor used in farming, mining, quarrying, compounding, processing, producing or manufacturing of tangible personal property for sale, or used in furnishing communication or transportation services, provided that the term "machines and equipment and parts therefor" as used herein, shall mean only any machines and equipment and parts therefor which are specifically designed and used for farming, mining, quarrying, compounding, processing, producing, manufacturing, storing or refrigerating tangible personal property, or used in furnishing communication or transportation services. The Comptroller is hereby authorized to promulgate rules and regulations not inconsistent with this section further defining "machines and equipment and parts therefor" for the purpose of enforcement of uniformity in tax collections hereunder.

There shall also be exempted all sales made to the United States Government, the State of Florida or any county, municipality, or political subdivision of this State and including sales of tangible personal property made to contractors employed by any such government or political subdivision thereof where such tangible personal property goes into and becomes a part of public works owned by such government or political subdivision thereof. Also exempted are vehicles and vessels and parts thereof used to transport passengers or property in interstate and foreign commerce.

Also exempted from the tax imposed by this chapter are fuels (including crude oil, fuel oil, gasoline, kerosene, lubricating oil, diesel oil, coal, coke and cordwood), motor vehicles and motor-propelled agricultural equipment (not including parts thereof when sold as separate transactions), cigarettes, alcoholic beverages, beer, water (not exempting mineral water or carbonated water), ice, medicine compounded in a retail establishment by a pharmacist licensed by the State of Florida according to an individual prescription or prescriptions written by a practitioner of the healing arts licensed by the State of Florida, and common household medicinal remedies recommended and generally sold for the relief of pain, ailments, distress or disorder of the human body, according to a list prescribed and approved by the State Board of Health, which said list shall be certified to the Comptroller from time to time and be included in the rules and regulations promulgated by the Comptroller. Other exemptions are electric power or energy, communication services, natural, artificial or liquified petroleum gases, nets and ships used directly in and by licensed commercial fisheries, feeds, fertilizers, insecticides and fungicides used for ap-

plication on crops or groves, and containers used for processing farm products and also field and garden seeds; newspapers, film rentals, school books and school lunches. Also exempted are professional, insurance or personal service transactions which involve sales as inconsequential elements for which no separate charges are made.

Patients, inmates and guests of any hospital, or institution designed and operated primarily for the care of persons who are ill, aged, infirm, mentally or physically incapacitated, or for any reason dependent upon special care or attention, are exempt from the tax imposed by this chapter on rentals and meals where the total charge by such hospital or institution does not exceed \$75.00 per month.

Patients, inmates and guests of any such hospital or institution paying more than a total charge of \$75.00 per month for such rentals and meals shall pay the tax imposed by this chapter at the rate of three per cent (3%) of one-third ($\frac{1}{3}$) of the total charge therefor.

There shall also be exempt from the provisions of this chapter cheesecloth for shading tobacco, machines and equipment used in plowing, planting, cultivating and harvesting crops; articles sold or leased to churches or other religious, educational or charitable institutions in the course of their customary religious, educational or charitable activities; artificial eyes, limbs, crutches, eye glasses, dentures, hearing devices, prosthetic and orthopedic appliances; funerals, when the total cost thereof is \$500.00 or less.

There shall likewise be exempt from the tax imposed by this Act all charges for services rendered by radio and television stations, including advertising, line charges, talent fees or charges, and for film and transcriptions and other expendable items used in producing radio or television broadcasts.

Senator Shands moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Finance and Taxation also offered the following amendment to House Bill No. 1647:

In Section 12, (typewritten bill) strike out Subsection (3) and insert in lieu thereof the following:

Alternative Methods of Payment

(3) All taxes collected under this chapter shall be remitted to the comptroller. Provided: That if any dealer should elect to remit on a fixed percentage of his gross sales, the comptroller shall determine the percentage that the tax collected bears to the gross sales of such business and such percentage, if three percent or more of such gross sales, shall be the percentage thereof payable. Provided further: That any dealer engaged in a business where more than two-thirds of the gross sales are exempt from the sales tax, may elect to add the sales tax, according to the brackets provided herein, to the sale price of each taxable item and collect such tax from the customer with the sale price of the item. The comptroller shall then determine the percentage that the tax collected bears to the gross sales of such business and such percentage, if less than one per cent of such gross sales, shall be the percentage thereof payable to the comptroller. Dealers permitted by the comptroller to collect and remit the sales tax by this method shall display prominently in their place of business such notice to the public as the comptroller shall require as to their authorization to collect the sales tax in this manner. Any dealer electing to use either alternative method of collecting and paying taxes shall not change during the calendar year, but the comptroller may deny any taxpayer the right to use either of such methods when not in the public interest.

Procedure for Collecting Delinquent Taxes

(4) The comptroller is empowered and it shall be his duty, when any tax becomes delinquent under this chapter, to issue a warrant for the full amount of the tax due or estimated to be due, together with the interest, penalties and cost of collection, directed to all and singular the sheriffs of the State of Florida, and mail such warrant to the sheriff of the county wherein any property of the taxpayer is located; and upon

receipt of such warrant, the sheriff shall record the same in the office of the clerk of the circuit court of said county and thereupon the amount of such warrant shall become a lien upon the title to any real or personal property of such taxpayer, situated in said county, against whom such warrant is issued in the same manner as a judgment duly docketed and recorded in the office of such clerk of the circuit court. Upon the recording of such warrant, the clerk of the circuit court shall issue execution thereon, the same as on a judgment. Such sheriff shall thereupon proceed in all respects and with like effect and in the same manner as prescribed by law in respect to executions issued against property upon judgment of the circuit court and shall be entitled to the same fees for his services in executing the warrant to be collected. Upon payment of such execution, warrant or judgment the comptroller shall, within thirty days, satisfy the lien of record and is hereby specifically authorized and directed to do so.

(Renumber succeeding sub-sections in proper numerical order).

Senator Shands moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Finance and Taxation also offered the following amendment to House Bill No. 1647:

Add a new section following Section 12 to read:

Section 13. The class of taxes levied by this chapter are pre-empted exclusively by the State of Florida, and shall not be imposed or collected by any municipality of the State.

(Renumber succeeding sections in proper numerical order.)

Senator Shands moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Finance and Taxation also offered the following amendment to House Bill No. 1647:

In Section 10, line 20, (typewritten bill) strike out the last paragraph.

Senator Shands moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Shands moved that the rules be further waived and House Bill No. 1647, 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. 1647, as amended, was read the third time in full.

Upon the passage of House Bill No. 1647, as amended, the roll was called and the vote was:

Yeas—27.

Mr. President	Clarke	Johnson	Pope
Ayers	Collins	King	Rodgers
Baker	Crary	Lewis	Sanchez
Beall	Dayton	McArthur	Shands
Boyle	Franklin	Moore	Shivers
Brackin	Gautier (28th)	Morrow	Smith
Carroll	Gautier (13th)	Pearce	

Nays—10.

Baynard	Johnston	Ripley	Wright
Branch	Leaird	Rogells	
Davis	Lindler	Tucker	

So House Bill No. 1647 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Brackin presiding.

Senator Leaird moved that the House of Representatives be requested to return to the Senate House Bill No. 1118 for further consideration.

Which was agreed to and it was so ordered.

Senator Wright moved that House Bill No. 943 be indefinitely postponed.

By Mr. Beasley of Walton—

H. B. No. 943—A bill to be entitled An Act to amend Section 49, of Chapter 8939, Acts of 1921, relating to the charter of the Town of DeFuniak Springs, Florida; provides for license tax for certain privileges engaged in.

A roll call was demanded.

Upon the adoption of the motion made by Senator Wright the roll was called and the vote was:

Yeas—29.

Ayers	Crary	Lewis	Rogells
Baker	Davis	Lindler	Sanchez
Baynard	Dayton	McArthur	Shands
Boyle	Franklin	Moore	Tucker
Brackin	Gautier (28th)	Morrow	Wright
Carroll	Gautier (13th)	Pearce	
Clarke	Johnson	Pope	
Collins	Johnston	Ripley	

Nays—None.

So the motion was adopted and House Bill No. 943 was indefinitely postponed.

EXPLANATION OF VOTE

The following Explanation of Vote was filed with the Secretary:

The passage of House Bill No. 943 would permit the placing of an additional sales tax upon the people of DeFuniak Springs and unrestricted licenses upon all businesses. I am not fearful of the present City Officials abusing any privilege but we must remember the personnel of our city officials changes from time to time. For that reason I oppose the passage of this bill.

Johnnie Wright
Senator, 3rd. District.

By permission the following Conference Committee Report was received:

Tallahassee, Florida, May 31, 1951.

Honorable Wallace E. Sturgis,
President of the Senate,

Honorable B. Elliott
Speaker of the House.

Gentlemen:

Your Conference Committee appointed to adjust the differences between the Senate and the House of Representatives with reference to House Bill No. 493 begs leave to submit the following report and recommendations:

1. That the differences are irreconcilable and cannot be adjusted. The three conferees on the part of the House being adamant in their refusal to concur in Senate Amendment No. 1 to House Bill 493, said amendment is in words and figures as follows:

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

Section 5. The Board of County Commissioners of Manatee County is hereby required to call and hold an election on or before the first Tuesday in November 1951, and submit to the qualified electors of said county at such election the question whether this Act shall be approved. If a majority of the qualified electors in three or more of the County Commissioners' districts of said county voting in said election and a majority of the qualified electors of the county as a whole voting in said election, shall vote to approve and ratify said Act, this Act shall become a law upon the canvassing of said election, otherwise said Act shall not take effect.”

and the Conferees on the part of the Senate are adamant in their refusal to recede therefrom.

2. Therefore since the differences cannot be reconciled and since said bill cannot be passed in a form acceptable to both the Senate and the House, this Conference Committee respectfully recommends that further consideration of House Bill 493 be indefinitely postponed and that this committee be discharged.

Respectfully submitted,

JOE BILL ROOD

J. BEN FUQUA

GEORGE G. TAPPER

Conferees on the part of the House.

F. ONELL ROGELLS

GEORGE C. DAYTON

JOHN BRANCH

Conferees on the part of the Senate.

Senator Rogells moved the adoption of the Report.

Which was agreed to and the Report of the Conference Committee was adopted.

Whereupon the Conference Committee on the part of the Senate was discharged.

Senator Brackin asked unanimous consent of the Senate to take up and consider House Bill No. 1004, out of its order.

Which was agreed to.

H. B. No. 1004—A bill to be entitled An Act to abolish the present municipal corporation of the Town of Jay, Santa Rosa County, Florida, and to create establish and organize a municipality to be named the Town of Jay, situated in Santa Rosa County, Florida, and to fix its boundaries and to provide for its government, jurisdiction, powers, authority and privileges; and to authorize the levy, assessment and collection of taxes including excise taxes, license taxes and privilege taxes, to establish the form of government of the said Town and to designate and appoint municipal officers and to define their duties and powers.

Was taken up.

Senator Brackin moved that the rules be waived and House Bill No. 1004 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1004 was read the second time by title only.

Senator Brackin moved that the rules be further waived and House Bill No. 1004 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. 1004 was read the third time in full.

Upon the passage of House Bill No. 1004 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. 1004 passed, title as stated, and the ac-

tion of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Brackin asked unanimous consent of the Senate to take up and consider House Bill No. 1106, out of its order.

Which was agreed to.

H. B. No. 1106—A bill to be entitled An Act to abolish the present municipal corporation of the Town of Cinco Bayou, Okaloosa County, Florida, and to create, establish and organize a municipality to be named the Town of Cinco Bayou, situated in Okaloosa County, Florida, and to fix its boundaries and to provide for its government, jurisdiction, powers, authority and privileges; and to authorize the levy, assessment and collection of taxes including excise taxes, license taxes and privilege taxes, to establish the form of government of the said town and to designate and appoint municipal officers and to define their duties and powers.

Was taken up.

Senator Brackin moved that the rules be waived and House Bill No. 1106 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1106 was read the second time by title only.

Senator Shands, as Chairman of the Committee on Finance and Taxation, offered from the Senate floor the following amendment to House Bill No. 1106:

At the end of Subsection (c), Section 2, add the following proviso:

Provided, however, that no license tax may be imposed upon any business, profession, occupation or privilege except for the purpose of regulation and provided further that no excise tax may be imposed upon any business, privilege, sale, rental or use when the same is subject to an excise tax imposed by the State or prohibited by general law.

Senator Shands moved the adoption of the amendment.

Which was agreed to by a viva voce vote with Senators Brackin, Gautier (13th) and Leaird voting "Nay", and the amendment was adopted.

Senator Shands, as Chairman of the Committee on Finance and Taxation, also offered from the Senate floor the following amendment to House Bill No. 1106:

At the end of Subsection (q) of Section 3, add the following proviso:

Provided, however, that this Act shall not apply to public utility corporations regulated by the Florida Railroad and Public Utilities Commission.

Senator Shands moved the adoption of the amendment.

Which was agreed to by a viva voce vote with Senators Brackin, Gautier (13th) and Leaird voting "Nay", and the amendment was adopted.

Senator Shands moved that the rules be further waived and House Bill No. 1106, 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. 1106, as amended, was read the third time in full.

Upon the passage of House Bill No. 1106, 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. 1106 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

The President presiding.

Senator Shivers asked unanimous consent of the Senate to take up and consider House Bill No. 1027, out of its order.

Which was agreed to.

H. B. No. 1027—A bill to be entitled An Act to abolish the present municipal government of the City of Port St Joe, in the County of Gulf, in the state of Florida, and to create, establish and organize a municipality to be known and designated as the City of Port St Joe, and to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges.

Was taken up.

Senator Shivers moved that the rules be waived and House Bill No. 1027 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Shivers offered the following amendment to House Bill No. 1027:

In Section 156, (typewritten bill) strike out all of Section 156 and insert in lieu thereof the following:

Section 156. This Act shall take effect July 1, 1951.

Senator Shivers moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Shivers moved that the rules be further waived and House Bill No. 1027, 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. 1027, as amended, was read the third time in full.

Upon the passage of House Bill No. 1027, 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. 1027 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Ripley moved that the rules be waived and House Bill No. 1658 be recalled from the Committee on Education and placed on the Calendar of Local Bills on Second Reading.

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

Senator Gautier (28th) moved that House Bill No. 1725 be withdrawn from the Local Calendar and referred to an appropriate committee.

Pending consideration of the motion made by Senator Gautier (28th), Senator Pearce moved as a substitute motion that the rules be waived and House Bill No. 1725 be placed on the Special Order Calendar.

Pending consideration of the substitute motion made by

Senator Pearce for the motion made by Senator Gautier (28th), Senator Pearce moved that the rules be waived and the time of adjournment be extended five minutes.

Which was agreed to and it was so ordered.

The question recurred on the substitute motion made by Senator Pearce for the motion made by Senator Gautier (28th).

A roll call was demanded.

Upon the adoption of the substitute motion made by Senator Pearce the roll was called and the vote was:

Yeas—20.

Baker	Clarke	Lewis	Shands
Baynard	Collins	Lindler	Shivers
Boyle	Crary	Pearce	Smith
Brackin	Franklin	Pope	Tucker
Carroll	Johnson	Ripley	Wright

Nays—11.

Mr. President	Dayton	Johns	Moore
Ayers	Gautier (28th)	Johnston	Morrow
Davis	Gautier (13th)	Leaird	

So the substitute motion failed of adoption by the required two-thirds vote.

The question recurred upon the adoption of the motion made by Senator Gautier (28th).

Which was agreed to and House Bill No. 1725 was referred to the Committee on Judiciary "B".

Senator Gautier (13th) moved that when the Senate adjourns it recess to reconvene at 2:30 o'clock P. M., and remain in session until 5:00 o'clock P. M.

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

The hour of adjournment having arrived a point of order was called and the Senate took a recess at 1:06 o'clock P. M., until 2:30 o'clock P. M., this day.

AFTERNOON SESSION

The Senate reconvened at 2:30 o'clock P. M., pursuant to recess order.

The President in the Chair.

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

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

—38.

A quorum present.

REPORTS OF COMMITTEES

By permission the following Reports of Committees were received:

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

H. B. No. 1020—A bill to be entitled An Act relating to all counties having a population of not less than four thousand five hundred (4,500) nor more than five thousand five hundred (5,500) according to the latest official census; providing for one license to sell alcoholic beverages for each one thousand (1,000) population of the county; setting effective date for any dry county.

—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 Brackin, Chairman of the Committee on Public Health, reported that the Committee had carefully considered the following Bill:

H. B. No. 587—A bill to be entitled An Act to protect the public health and safety by requiring the vaccination of dogs against rabies; providing for the issuance of a certificate of vaccination and the wearing of a tag by all vaccinated dogs; providing for the impounding of unvaccinated dogs and their disposition; providing for the care of dogs which have bitten human beings and which have been exposed to rabies; defining certain terms; providing for the enforcement of this Act by the State Board of Health and providing a penalty for violating any of its provisions.

—and recommends that it do not pass.

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

ENGROSSING REPORTS

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

S. B. No. 57—A bill to be entitled An Act authorizing and prescribing the procedure for civil proceedings to compel the support of dependent wives, children within and without the State of Florida.

—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. 57, 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. 620—A bill to be entitled An Act authorizing cities or towns in this State to provide by ordinance, rules or regulations for the construction, maintenance and operation of curb windows, curb auto-teller service stations or other curb facilities for paying or collecting public utility charges, making bank deposits, cashing checks or other written orders on banks, paying telephone bills and for like or similar service as may be necessary, expedient, desirable or convenient and for the best interest of the public.

—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. 620, 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. 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.

—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. 1021, 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. 1201—A bill to be entitled An Act creating a pension fund for the fire department of the City of St. Petersburg, Florida, providing monthly contributions to be made by members of the department and the levy of an annual tax by the City to pay the benefits prescribed by this Act; providing for a board of trustees to administer said fund and providing for pension benefits to be paid to members who shall become permanently incapacitated or shall be retired and providing certain benefits for widows and children of members of the department under certain conditions and other relief; defining members of the fire department and providing for retirement pensions; repealing Chapter 21,557, Special Acts of Florida 1941, except to provide for the continuance of pensions granted under said Chapter 21,557, and that the pensions paid to widows and to former members of the fire department shall not exceed the monthly benefits prescribed under the provisions of this Act; providing for the acceptance or rejection of this Act by employees and providing for the ratification or rejection of this Act by the electorate of the City of St. Petersburg, and other matters dealing with the operation and administration of this Act.

—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. 1201, contained in the above report was ordered certified to the House of Representatives.

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

Senate Memorial No. 1177—A Memorial to the Congress of the United States relative to naming the dike around Lake Okeechobee in the State of Florida in honor of Honorable John R. Beacham, past President of Florida State Senate.

—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 Memorial No. 1177, 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. 1202—A Bill to be entitled An Act creating a pension fund for the Police Department of the City of St. Petersburg, Florida, providing monthly contributions to be made by members of the department and the levy of an annual tax by the City to pay the benefits prescribed by this Act; providing for a Board of Trustees to administer said fund and providing for pension benefits to be paid to members who shall become permanently incapacitated or shall be retired and providing certain benefits for widows and children of members of the department under certain conditions and other relief; defining members of the Police Department and providing for retirement pensions; repealing Chapter 21,556, Special Acts of Florida 1941 except to provide for the continuance of pensions granted under said Chapter 21,556, and that the pensions paid to widows and to former members of the Police Department shall not exceed the monthly benefits prescribed under the provisions of this Act; providing for the acceptance or rejection of this Act by employees and providing for the ratification or rejection of this Act by the electorate of the City of St Petersburg, and other matters dealing with the operation and administration of this Act.

—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. 1202, 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. 1070—A Bill to be entitled An Act to amend Section 551.12 Florida Statutes 1949 providing for election and issuance of permits for the operation of Jai Alai Frontons, the location of Jai Alai Frontons, the limitations thereon, and providing for dates certain Frontons can operate in certain counties and further providing for the time and conditions under which a Fronton shall be constructed and ratifying and validating certain Jai Alai permits heretofore granted.

—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. 1070, contained in the above report was ordered certified to the House of Representatives.

ENROLLING REPORTS

Your Enrolling Clerk to whom was referred

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|------------------------------|----------------|
| S. B. No. 33 | S. B. No. 1044 |
| S. B. No. 73 | S. B. No. 1045 |
| S. B. No. 74 | S. B. No. 1046 |
| Com. Sub. for S.J.R. No. 117 | S. B. No. 1047 |
| S. B. No. 278 | S. B. No. 1048 |
| S. B. No. 357 | S. B. No. 1050 |
| S. B. No. 731 | S. B. No. 1051 |
| S. B. No. 804 | S. B. No. 1052 |
| S. B. No. 809 | S. B. No. 1053 |
| S. B. No. 811 | S. B. No. 1054 |
| S. B. No. 819 | S. B. No. 1055 |
| Senate Memorial No. 832 | S. B. No. 1056 |
| S. B. No. 847 | S. B. No. 1057 |
| S. B. No. 892 | S. B. No. 1058 |
| S. B. No. 934 | S. B. No. 1059 |

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| S. B. No. 938 | S. B. No. 1060 |
| S. B. No. 944 | S. B. No. 1061 |
| S. B. No. 945 | S. B. No. 1062 |
| S. B. No. 948 | S. B. No. 1063 |
| S. B. No. 975 | S. B. No. 1064 |
| S. B. No. 976 | S. B. No. 1065 |
| S. B. No. 977 | S. B. No. 1066 |
| S. B. No. 979 | S. B. No. 1067 |
| S. B. No. 983 | S. B. No. 1068 |
| S. B. No. 1028 | S. B. No. 1069 |
| S. B. No. 1043 | |

—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 31, 1951, for his approval.

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

May 31, 1951.

Your Enrolling Clerk, to whom was referred—

H. B. No. 885.

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

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

May 31, 1951.

Your Enrolling Clerk, to whom was referred—

H. B. No. 753.

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

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

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following Message from the House of Representatives was read:

Tallahassee, Florida,

May 31, 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 refused to concur in Senate Amendments to—

By the Committee on Finance and Taxation—

H. B. No. 1647—A bill to be entitled An Act revising Chapter 212, Florida Statutes, relating to the imposing and

collecting of privilege taxes on the sale, use and storage for use or consumption of tangible personal property, on admissions and the rental of tangible personal property and certain real property; by eliminating certain exemptions and adding others; providing rates and methods of reporting and remitting such taxes to the State; declaring such taxes to the State funds and providing penalties for failure to remit and for embezzlement of such funds; granting additional powers to the comptroller; by amending all or parts of Sections 212.02, 212.03, 212.04, 212.06, 212.08, 212.11, 212.12, 212.15 thereof; and providing an effective date.

Which amendments read as follows:

Amendment No 1—

Strike out all of Section 9 and insert in lieu thereof the following:

Section 9. Section 212.08, Florida Statutes, is hereby amended to read:

“Section 212.08 **Specific Exemptions.**—That the sale at retail, the use, the consumption, the distribution, and the storage to be used or consumed in this State, of the following tangible personal property is hereby specifically exempt from the tax imposed by this chapter.

General groceries, including particularly, food and food products, milk, butter, eggs, meats (fresh, salt and cured), flour, meal, cereals, bread, vegetables and vegetable juices, fruit and fruit juices, canned foods, (not including gum and soft drinks, or articles that are not edible), also candy where the price at which the same is sold is fifty (50c) cents or less. “Food products” as used herein shall mean and include cereal and cereal products, milk and milk products, oleomargarine, meat and meat products, fish and fish products, fruit and fruit products, spices, salt and sugar, coffee and coffee substitutes, teas and cocoas, condiments, relishes, spreads, shortening and flavoring, and also bakery products; but shall not include meals, packaged lunches or sandwiches prepared or sold in or by restaurants, drug stores, lunch counters, cafeterias, hotels, or other like places of business, or by any business or place licensed by the Hotel Commission of the State of Florida.

There shall be exempt from so much of the tax imposed by this chapter as shall exceed \$300.00 on the sale, use, storage or other consumption in this State of machines and equipment and parts therefor used in farming, mining, quarrying, compounding, processing, producing or manufacturing of tangible personal property for sale, or used in furnishing communication or transportation services, provided that the term “machines and equipment and parts therefor” as used herein, shall mean only any machines and equipment and parts therefor which are specifically designed and used for farming, mining, quarrying, compounding, processing, producing, manufacturing, storing or refrigerating tangible personal property, or used in furnishing communication or transportation services. The Comptroller is hereby authorized to promulgate rules and regulations not inconsistent with this section further defining “machines and equipment and parts therefor” for the purpose of enforcement of uniformity in tax collections hereunder.

There shall also be exempted all sales made to the United States Government, the State of Florida or any county, municipality, or political subdivision of this State and including sales of tangible personal property made to contractors employed by any such government or political subdivision thereof where such tangible personal property goes into and becomes a part of public works owned by such government or political subdivision thereof. Also exempted are vehicles and vessels and parts thereof used to transport passengers or property in interstate and foreign commerce.

Also exempted from the tax imposed by this chapter are fuels (including crude oil, fuel oil, gasoline, kerosene, lubricating oil, diesel oil, coal, coke and cordwood), motor vehicles and motor-propelled agricultural equipment (not including parts thereof when sold as separate transactions), cigarettes, alcoholic beverages, beer, water (not exempting mineral water or carbonated water), ice, medicine compounded in a retail establishment by a pharmacist licensed by the State of Florida according to an individual prescription or prescriptions written by a practitioner of the healing arts licensed by the State of Florida, and common household medicinal remedies recommended and generally sold for the relief of pain, ailments, distress or disorder

of the human body, according to a list prescribed and approved by the State Board of Health, which said list shall be certified to the Comptroller from time to time and be included in the rules and regulations promulgated by the Comptroller. Other exemptions are electric power or energy, communication services, natural, artificial or liquified petroleum gases, nets and ships used directly in and by licensed commercial fisheries, feeds, fertilizers, insecticides and fungicides used for application on crops or groves, and containers used for processing farm products and also field and garden seeds; newspapers, film rentals, school books and school lunches. Also exempted are professional, insurance or personal service transactions which involve sales as inconsequential elements for which no separate charges are made.

Patients, inmates and guests of any hospital, or institution designed and operated primarily for the care of persons who are ill, aged, infirm, mentally or physically incapacitated, or for any reason dependent upon special care or attention, are exempt from the tax imposed by this chapter on rentals and meals where the total charge by such hospital or institution does not exceed \$75.00 per month.

Patients, inmates and guests of any such hospital or institution paying more than a total charge of \$75.00 per month for such rentals and meals shall pay the tax imposed by this chapter at the rate of three per cent (3%) of one-third ($\frac{1}{3}$) of the total charge therefor.

There shall also be exempt from the provisions of this chapter cheesecloth for shading tobacco, machines and equipment used in plowing, planting, cultivating and harvesting crops; articles sold or leased to churches or other religious, educational or charitable institutions in the course of their customary religious, educational or charitable activities: artificial eyes, limbs, crutches, eyeglasses, dentures, hearing devices, prosthetic and orthopedic appliances; funerals, when the total cost thereof is \$500.00 or less.

There shall likewise be exempt from the tax imposed by this act all charges for services rendered by radio and television stations, including advertising, line charges, talent fees or charges, and for film and transcriptions and other expendable items used in producing radio or television broadcasts.

Amendment No. 2—

In Section 12 (typewritten bill) strike out Subsection (3) and insert in lieu thereof the following:

Alternative Methods of Payment

(3) All taxes collected under this chapter shall be remitted to the comptroller. Provided: That if any dealer should elect to remit on a fixed percentage of his gross sales, the comptroller shall determine the percentage that the tax collected bears to the gross sales of such business and such percentage, if three per cent or more of such gross sales, shall be the percentage thereof payable. Provided further: That any dealer engaged in a business where more than two-thirds of the gross sales are exempt from the sales tax, may elect to add the sales tax, according to the brackets provided herein, to the sale price of each taxable item and collect such tax from the customer with the sale price of the item. The comptroller shall then determine the percentage that the tax collected bears to the gross sales of such business and such percentage, if less than one per cent of such gross sales, shall be the percentage thereof payable to the comptroller. Dealers permitted by the comptroller to collect and remit the sales tax by this method shall display prominently in their place of business such notice to the public as the comptroller shall require as to their authorization to collect the sales tax in this manner. Any dealer electing to use either alternative method of collecting and paying taxes shall not change during the calendar year, but the comptroller may deny any taxpayer the right to use either of such methods when not in the public interest.

Procedure for Collecting Delinquent Taxes

(4) The comptroller is empowered and it shall be his duty, when any tax becomes delinquent under this chapter, to issue a warrant for the full amount of the tax due or estimated to be due, together with the interest, penalties and cost of collection, directed to all and singular the sheriffs of the State of Florida, and mail such warrant to the sheriff of the county wherein any property of the taxpayer is located; and upon receipt of such warrant, the sheriff shall record the

same in the office of the clerk of the circuit court of said county and thereupon the amount of such warrant shall become a lien upon the title to any real or personal property of such taxpayer, situated in said county, against whom such warrant is issued in the same manner as a judgment duly docketed and recorded in the office of such clerk of the circuit court. Upon the recording of such warrant, the clerk of the circuit court shall issue execution thereon, the same as on a judgment. Such sheriff shall thereupon proceed in all respects and with like effect and in the same manner as prescribed by law in respect to executions issued against property upon judgment of the circuit court and shall be entitled to the same fees for his services in executing the warrant to be collected. Upon payment of such execution, warrant or judgment the comptroller shall, within thirty days, satisfy the lien of record and is hereby specifically authorized and directed to do so.

(Renumber succeeding sub-sections in proper numerical order.)

Amendment No. 3—

Add a new section following Section 12 to read:

Section 13. The class of taxes levied by this chapter are pre-empted exclusively by the State of Florida, and shall not be imposed or collected by any municipality of the State.

(Renumber succeeding sections in proper numerical order.)

Amendment No. 4—

In Section 10, line 20 (typewritten bill) strike out: the last paragraph.

And respectfully requests the President of the Senate to appoint a Conference Committee to confer with a like committee to be appointed by the Speaker of the House of Representatives to adjust the differences existing between the two bodies on Senate Amendments to House Bill No. 1647.

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

Senator Shands moved that the President of the Senate appoint a Conference Committee on the part of the Senate to confer with a like committee to be appointed on the part of the House of Representatives to adjust the differences between the Senate and the House of Representatives on the Senate Amendments to House Bill No. 1647.

Which was agreed to.

The President appointed Senators Shands, McArthur and Pearce as the Conference Committee on the part of the Senate.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
May 31, 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 respectfully requested the return of—

By Mr. Simpson of Jefferson—

H. B. No. 1641—A bill to be entitled An Act appropriating fifty thousand (\$50,000.00) dollars for the expenses of any House of Representatives Interim Committee created by resolution in the 1951 Legislature for purpose of inquiring into all matters connected with official conduct of State or county officers and employees.

for the purpose of further consideration.

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

Senator Baynard moved that House Bill No. 1641 be withdrawn from the Committee on Appropriations and the Committee on Governmental Reorganization.

Which was agreed to and it was so ordered.

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

Which was agreed to and House Bill No. 1641 was ordered returned to the House of Representatives.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
May 31, 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. Courtney and Mathis of Bay—

H. B. No. 1047—A bill to be entitled An Act providing for citizens and taxpayers of Bay County, Florida, to have the right to be admitted to hospitals supported in whole or part by taxes collected in Bay County, Florida, and operated in Bay County, Florida, and be attended therein by a physician or surgeon of their choice, provided said physician or surgeon has been admitted to the general practice of medicine or surgery under the laws of the State of Florida, and providing for penalties for the violation thereof.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

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

Proof of publication of Notice was attached to House Bill No. 1047 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1047, contained in the above Message, was read the first time by title only.

Senator Shivers moved that the rules be waived and House Bill No. 1047 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1047 was read the second time by title only.

Senator Shivers moved that the rules be further waived and House Bill No. 1047 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. 1047 was read the third time in full.

Upon the passage of House Bill No. 1047 the roll was called and the vote was:

Yeas—38.

Mr. President	Collins	King	Rodgers
Ayers	Crary	Leaird	Rodgers
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. 1047 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

The following Message from the House of Representatives was read:

Tallahassee, Florida,

May 31, 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 Public Amusements—

H. B. No. 1680—A bill to be entitled An Act extending the time within which race tracks may be constructed by holders of permits for horse racing where the location of such race tracks is east of the Apalachicola River.

—and respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 1680, contained in the above Message, was read the first time by title only and referred to the Committee on Miscellaneous Legislation.

Senator Branch moved that House Bill No. 1015 be recommended to the Committee on Judiciary "A" for further consideration.

Which was agreed to and it was so ordered.

By unanimous consent the following bills were introduced:

By Senator Smith—

S. B. No. 1239—A bill to be entitled An Act to prohibit the running or roaming at large of domestic livestock within Clay County, Florida, to provide for the impounding and sale of such livestock so running or roaming at large therein and providing for the enforcement of this Act; to provide penalties for the violation of this Act; to define livestock; and to provide a referendum as to this Act.

Which was read the first time by title only.

Senator Smith moved that the rules be waived and Senate Bill No 1239 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1239 was read the second time by title only.

Senator Smith moved that the rules be further waived and Senate Bill No. 1239 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. 1239 was read the third time in full.

Upon the passage of Senate Bill No. 1239 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. 1239 passed, title as stated, and the action

of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Boyle—

Senate Concurrent Resolution No. 1240—A Resolution relating to the taking of fresh water fish from the waters of Florida for commercial purposes.

Which was read the first time by title only.

The President ruled that the Resolution was of a general nature and, therefore, could not be received in the Senate under the Special Rule adopted by the Senate on May 30, 1951, regarding the Introduction of Bills.

By Senator Collins—

S. B. No. 1241—A bill to be entitled An Act amending Section 2 of Chapter 21,584, Laws of Florida, Acts of 1941, entitled "An Act authorizing the City of Tallahassee to acquire, furnish, equip, operate and maintain a building suitable as an administration and office building, authorizing the city to rent a part of said building, authorizing the issuance of certificates of indebtedness to pay therefor, authorizing the city to do all things necessary or incidental to the acquisition and operation of such building and the issuance of such certificates of indebtedness, providing for the payment of such certificates, and providing remedies in the event of a default by the city," relating to the amount of the certificates of indebtedness which the said city is authorized to issue for the cost of acquiring, furnishing and equipping said building, by authorizing the issuance of certificates of indebtedness in such amount as is necessary for such purpose.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1241 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Collins moved that the rules be waived and Senate Bill No. 1241 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1241 was read the second time by title only.

Senator Collins moved that the rules be further waived and Senate Bill No 1241 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. 1241 was read the third time in full.

Upon the passage of Senate Bill No. 1241 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. 1241 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Branch—

S. B. No. 1242—A bill to be entitled An Act making it unlawful to offer for sale or to sell for use as human food within Hillsborough County, Florida, the meat or meat products of any animal or manufactured in whole or in part therefrom, unless the same bears the official impress tag or mark showing the same to have been inspected and approved for human

food by the United States Department of Agriculture, Bureau of Animal Industry, or by the Livestock Sanitary Board of the State of Florida, or by the Hillsborough County health department, or by an inspector of any municipality of the State of Florida maintaining standards of inspection approved by the Hillsborough County health department; prohibiting the operation of any slaughtering house or meat processing plant in Hillsborough County, Florida, without first obtaining a permit from the Hillsborough County health department; providing for the application, granting and revocation of such permits; fixing fees for inspection services and the manner the same are to be collected and accounted for; providing for the inspection of all such plants and rules and regulations applicable thereto; authorizing the seizure, condemnation and destruction of meat or meat food products unfit for human consumption; making provision for exemption of meat products prepared from inspected meat and sold by persons holding Hillsborough County health cards, employed or operating retail meat business in premises operated under permits from Hillsborough County health department; providing penalties for violation of the provisions of this Act and effective date.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1242 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. 1242 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1242 was read the second time by title only.

Senator Branch moved that the rules be further waived and Senate Bill No. 1242 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. 1242 was read the third time in full.

Upon the passage of Senate Bill No. 1242 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. 1242 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Branch—

S. B. No. 1243—A bill to be entitled An Act amending Sections 3, 5 and 11 of Chapter 23559, Laws of Florida, Special Acts of 1945, as amended, relating to a pension or retirement system for employees of the City of Tampa, Florida; said amendment making certain changes in the amounts of pensions to be paid, and in the amounts of contributions to be paid to the pension fund by employees and the City of Tampa; providing for certain deductions to be made from pensions where employees receive pensions from other governmental agencies; and otherwise relating to the payment of pensions pursuant to the provisions of said chapter.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1243 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. 1243 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1243 was read the second time by title only.

Senator Branch moved that the rules be further waived and Senate Bill No. 1243 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. 1243 was read the third time in full.

Upon the passage of Senate Bill No. 1243 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. 1243 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Baynard—

S. B. No. 1244—A bill to be entitled An Act to abolish the present municipality of the Town of Sunshine Beach in Pinellas County, Florida; to repeal House Bill No. 1757, Chapter 18921, Special Laws of Florida, 1937; to create and establish a new municipality to be known as the City of Sunshine Beach, in Pinellas County, Florida; to fix and define the territorial boundaries of said city; to provide for the government, powers, and privileges of said city and the means for exercising same; to authorize the imposition of penalties for the violation of ordinances; to ratify and validate certain acts and proceedings of the governing authority and officers of said town, and to continue in effect the ordinances of the town hereby abolished insofar as same do not conflict herewith; to repeal all laws and ordinances in conflict herewith; and to subject the adoption of this Act to referendum.

Which was read the first time by title only.

Senator Baynard moved that the rules be waived and Senate Bill No. 1244 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1244 was read the second time by title only.

Senator Baynard moved that the rules be further waived and Senate Bill No. 1244 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. 1244 was read the third time in full.

Upon the passage of Senate Bill No. 1244 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. 1244 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Morrow—

S. B. No. 1245—A bill to be entitled An Act to amend Chapter 15302 Special Laws of Florida, Acts of 1931, being an Act entitled "An Act to abolish the present municipal government of the town of Lantana, in Palm Beach County, Florida, to create and establish a new municipality, to be known as the town of Lantana, in Palm Beach County, Florida; to legalize and validate certain ordinances of the former town of Lantana, and to legalize and validate certain official acts of said former town and its officials; and to provide that the town hereby created shall assume the obligations and indebtedness of said former town and its officials; to legalize and validate all assessments levied by said former town; to fix and provide the territorial limits, jurisdiction and powers of the town hereby created and the jurisdiction and powers of its officers", by extending the territorial boundaries thereof to include certain additional lands.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1245 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. 1245 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1245 was read the second time by title only.

Senator Morrow moved that the rules be further waived and Senate Bill No. 1245 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. 1245 was read the third time in full.

Upon the passage of Senate Bill No. 1245 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. 1245 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Gautier (28th) moved that Committee Substitute for House Joint Resolution No. 1427, referred to the Committee on Constitutional Amendments, be withdrawn from the Committee and placed on the Calendar of Bills on Second Reading.

Which was not agreed to.

The President presiding.

Senator Branch asked unanimous consent of the Senate to take up and consider Senate Bill No. 871, out of its order.

Which was agreed to.

S. B. No. 871—A bill to be entitled An Act amending Section One of Chapter 22544, Laws of Florida, Acts of 1945, relating to the offer and payment of rewards for information leading to the apprehension and conviction of persons charged with

the commission of a felony or felonies by the Board of County Commissioners of any county having a population of not less than 200,000, nor more than 300,000 inhabitants, according to the latest official census.

Was taken up.

Senator Branch moved that the rules be waived and Senate Bill No. 871 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 871 was read the second time by title only.

Senator Branch moved that the rules be further waived and Senate Bill No. 871 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. 871 was read the third time in full.

Upon the passage of Senate Bill No. 871 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. 871 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Morrow moved that the Senate reconsider the vote by which House Bill No. 1015 was recommitted to the Committee on Judiciary "A" on May 31, 1951.

Which was not agreed to.

SPECIAL ORDER CALENDAR PURSUANT TO SENATE RULE 65

S. B. No. 1070—A bill to be entitled An Act to amend Section 551.12 Florida Statutes 1949 providing for election and issuance of permits for the operation of jai alai frontons, the location of jai alai frontons, the limitations thereon, and providing for dates certain frontons can operate in certain counties and further providing for the time and conditions under which a fronton shall be constructed and ratifying and validating certain jai alai permits heretofore granted.

Was taken up, having been read the second time by title on May 30, 1951.

By unanimous consent Senator McArthur offered the following amendment to Senate Bill No. 1070:

In Section 1, line 3, page 2 (typewritten bill) strike out the words: "not less than ninety days" and insert in lieu thereof the following: "not more than ninety days"

Senator McArthur moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

By unanimous consent Senator McArthur also offered the following amendment to Senate Bill No. 1070:

In Section 1, line 12, page 2, (typewritten bill) strike out the words: "not less than ninety days" and insert in lieu thereof the following: "not more than ninety days."

Senator McArthur moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

And Senate Bill No. 1070, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 1070, as amended, the roll was called and the vote was:

Yeas—21.

Mr. President	Gautier (28th)	Pearce	Smith
Ayers	Gautier (13th)	Pope	Tucker
Baynard	Johns	Ripley	Wright
Brackin	Leaird	Sanchez	
Collins	Lewis	Shands	
Dayton	Morrow	Shivers	

Nays—14.

Baker	Clarke	Johnson	Rodgers
Beall	Crary	Lindler	Rogells
Boyle	Davis	McArthur	
Carroll	Franklin	Moore	

So Senate Bill No. 1070 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

Committee Substitute for House Joint Resolution No. 466—

HOUSE JOINT RESOLUTION

PROPOSING TO STRIKE FROM THE PRESENT CONSTITUTION OF FLORIDA ARTICLE III, PERTAINING TO THE LEGISLATURE, AND ALL AMENDMENTS THERETO, AND TO SUBSTITUTE IN LIEU THEREOF A NEW ARTICLE.

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

That the following amendment of Article III of the Constitution of Florida be submitted to the qualified electors of the State of Florida for adoption or rejection at the general election to be held in the year 1952, as follows:

That Article III of the present Constitution of Florida and all amendments to said article be, and they are hereby, stricken and that the following be substituted in lieu thereof as Article III of the Constitution.

ARTICLE III

Section 1. **Senate and House of Representatives; place of meeting.** The legislative authority of this State shall be vested in a Senate and a House of Representatives, which shall be designated The Legislature of the State of Florida and the sessions thereof shall be held at the seat of government of the State, except that the Governor may convene said Legislature at any other place in the State when the seat of government is in danger from war or other disaster.

Section 2. **Regular and extra sessions.** The regular sessions of the Legislature shall be held biennially commencing on the first Tuesday after the first Monday in April, A. D. 1953, and on the corresponding day of every second year thereafter.

Special sessions of the legislature may be called by the governor, on extraordinary occasions, whenever in his opinion the public interest shall require. The legislature may also be convened into special session by the members thereof in the following manner. When three-fifths (3/5) of the members elected to each house of the legislature execute and file with the secretary of state their certificate or certificates that, in their opinion, such an emergency exists as warrants the convening of the legislature into extra session, it shall be the mandatory duty of the secretary of state, within ten (10) days from the filing of any such certificate or certificates, to fix the day and hour for the convening of such extra session, and to notify each member of the legislature, by registered mail, of such fact. The date set by the Secretary of State shall be not less than ten (10) days and not more than twenty (20) days from the date of the mailing of said notices, and his order fixing such time shall be preserved among the records of his office.

Such special sessions shall be limited to the business for which the Legislature was especially convened, such other business as the Governor may call to its attention while in session, or such business as the Legislature shall decide upon by two-thirds (2/3) vote of each house.

Section 3. **Legislators, how chosen.** The members of the House of Representatives shall be elected for terms of two (2)

years, and the members of the Senate shall be elected for terms of four (4) years, said elections to be held on the first Tuesday after the first Monday in November in even-numbered years, A. D. The elections for members of the House of Representatives and Senate shall be at the same time and places. The terms of office of the Senators elected in November A. D. 1952, shall expire on the first Tuesday after the first Monday in November A. D. 1956 and the terms of office of those elected in November A. D. 1954 shall expire on the first Tuesday after the first Monday in November A. D. 1958, and thereafter all Senators shall be elected for four years.

Section 4. **Legislators, salaries, etc.** The pay of members of the Legislature shall be One Thousand Two Hundred (\$1200.00) Dollars annually. The Legislature shall also provide for subsistence and travel costs of members, but the amount thereof shall not be increased or diminished during the term for which any senator shall have been elected. Until such time as new subsistence regulations become effective, according to the provisions of this section, the allowances existing at the time of the adoption of this article shall remain in effect.

Section 5. **Ineligibility of Legislators to office, and other limitations.** No Senator or member of the House of Representatives shall during the time for which he was elected, be appointed to any civil office under the Constitution of this State that has been created, or the emoluments whereof have been increased during such time.

The Legislature shall limit by law business dealings of members of the Legislature with the State or any of its agencies.

Section 6. **Organization; officers; rules; expulsion of members; etc.** Each house shall judge the qualifications, elections and returns of its own members, choose its own officers and determine the rules of its proceedings. The Senate shall, at the convening of each regular session, choose from among its own members a permanent President of the Senate, who shall be its presiding officer. The House of Representatives shall, at the convening of each regular session, choose from among its own members a permanent Speaker of the House of Representatives, who shall be its presiding officer. Each house may punish its own members for disorderly conduct; and each house with the concurrence of two-thirds (2/3) of the members present, may expel a member.

Section 7. **Ineligibility of State and Federal officers.** No person employed by or holding a remunerative civil office or appointment in the government of the United States or this state, shall be eligible to membership in the Legislature of this state.

Section 8. **Residence and qualifications of Legislators.** Senators and members of the House of Representatives shall be duly qualified electors in the respective counties and districts for which they were chosen. The seat of a member of either house shall be vacated on his permanent change of residence from the district or county from which he was elected.

Section 9. **Powers of the Legislature.**

1. Either house of the Legislature may:

- a. punish by fine or imprisonment any person not a member who shall have been guilty of disorderly or contemptuous conduct in its presence, or of a refusal to obey its lawful summons;
- b. require any committee appointed by it to maintain a permanent record of all proceedings, including the yeas and nays of the members on all questions.

2. Each house of the Legislature shall:

- a. have power to compel the attendance of witness upon any investigations held by itself, or by any of its committees at any time; the manner of the exercise of such power shall be provided by law;
- b. keep a Journal of its own proceedings, which shall be published, and the yeas and nays of the members of either house on any question shall, at the desire of any five members present, be entered on the Journal;

- c. maintain a current index on progress of all bills introduced.
- 3. The Legislature may:
 - a. provide by general law for bringing suits or adjusting claims against the state as to all liabilities now existing or hereafter originating.
- 4. The Legislature shall:
 - a. pass laws regulating elections and prohibiting, under adequate penalties, all undue influence thereon from power, bribery, tumult or other improper practices;
 - b. provide for the election by the people or appointment by the Governor or other elective officials of all state and county officers not otherwise provided for by this Constitution, and fix by law their duties and compensation.
- 5. The Legislature shall NOT:
 - a. pass any law to legalize lotteries in this state;
 - b. repeal or amend any criminal statute in any manner that would affect the prosecution or punishment of any crime committed before such repeal or amendment;
 - c. pass any statute lessening the time within which a civil action may be commenced on any cause of action existing at the time of its passage.

Section 10. Quorum; adjournments; compulsory attendance of members. A majority of each house shall constitute a quorum to do business, but a smaller number may adjourn from day to day, and compel the presence of absent members in such manner and under such penalties as it may prescribe.

Section 11. Open doors; adjournment of one house. The doors of each house shall be kept open during its session except the Senate while sitting in executive session; and neither shall, without the consent of the other, adjourn for more than three days or to any other town than that in which they may be holding their session.

Section 12. Enactment of legislation.

- 1. Any bill may originate in either house of the Legislature, and after being passed in one house may be amended in the other.
- 2. Each law enacted in the Legislature shall embrace but one subject and matter properly connected therewith, which subject shall be briefly expressed in the title, and no law shall be amended or revised by reference to its title only; but in such case the Act as revised or section, or subsection of a section, or paragraph of a subsection of a section, as amended, shall be reenacted and published at length.
- 3. Laws making appropriations for the salaries of public officers and other current expenses of the state shall contain provisions on no other subject.
- 4. Every bill shall be read by its title, on its first reading, in either house, unless one-third (1/3) of the members present desire it read by sections. Every bill shall be read on three several days, unless two-thirds (2/3) of the members present when such bill may be pending shall deem it expedient to dispense with this rule. Every bill shall be read by its sections on the second reading, and on its final passage unless on its second reading two-thirds (2/3) of the members present in the house where such bill may be pending, shall deem it expedient to dispense with this rule. The vote on the final passage of every bill or joint resolution shall be taken by yeas and nays to be entered on the journal of each house: Provided:—That any general revision of the entire laws embodied in any bill shall not be required to be read by sections upon its final passage, and its reading may be wholly dispensed with by a two-thirds (2/3) vote. A majority of the members present in each house shall be necessary to pass every bill or joint resolution. All bills or joint resolutions so passed shall be signed by the presiding officer of the respective houses and by

the Secretary of the Senate and the Clerk of the House of Representatives.

- 5. The enacting clause of every law shall be as follows: "Be it enacted by the Legislature of the State of Florida:—"

Section 13. Effective date of acts. No law shall take effect until sixty (60) days from the final adjournment of the session of the Legislature at which it may have been enacted, unless otherwise specially provided in such law.

Section 14. Accounts of public moneys; publication. Accurate statements of the receipts and expenditures of public money shall be published as may be provided by law.

Section 15. Special and local laws.

- 1. The Legislature shall not pass special or local laws in any of the following enumerated cases; that is to say, regulating the jurisdiction and duties of any class of officers, except municipal officers, or for the punishment of crime or misdemeanor, regulating the practice of courts of justice, except municipal courts; providing for changing venue of civil and criminal cases; granting divorces; changing the names of persons; vacating roads; summoning and empanelling grand and petit juries, and providing for their compensation; for assessment and collection of taxes for State and county purposes; for opening and conducting elections for State and county officers, and for designating the places of voting; for the sale of real estate belonging to minors, estates of decedents and of persons laboring under legal disabilities, regulating the fees of officers of the State and county; giving effect to informal or invalid deeds or wills; legitimizing children; providing for the adoption of children; relieving minors from legal disabilities; and for the establishment of ferries.
- 2. In all cases enumerated in the preceding subsection, all laws shall be general and of uniform operation throughout the State, but in all cases not enumerated or excepted in that subsection, the Legislature may pass special or local laws, except as now or hereafter otherwise provided in the Constitution; provided that no local or special bill shall be passed, nor shall any local or special law establishing or abolishing municipalities, or providing for their government, jurisdiction and powers, or altering or amending the same, be passed, unless notice of intention to apply therefor shall have been published in the manner provided by law where the matter or thing to be affected may be situated, which notice shall be published in the manner provided by law at least thirty (30) days prior to introduction into the Legislature of any such bill. The evidence that such notice has been published shall be established in the Legislature before such bill shall be passed, and such evidence shall be filed or preserved with the bill in the office of the Secretary of State in such manner as the Legislature shall provide, and the fact that such notice was established in the Legislature shall in every case be recited upon the Journals of the Senate and of the House of Representatives; provided, however, no publication of any such law shall be required hereunder when such law contains a provision to the effect that the same shall not become operative or effective until ratified or approved at a referendum election to be called and held in the territory affected in accordance with a provision therefor contained in such bill, or provided by general law.
- 3. The Legislature shall provide by general law for incorporating such educational, agricultural, mechanical, mining, transportation, mercantile and other useful companies or associations as may be deemed necessary; but it shall not pass any special law on any such subject, and any such special law shall be of no effect.

Section 16. Executive approval of acts; veto; overriding veto. Every bill that may have passed the Legislature shall, before becoming a law, be presented to the Governor; if he approves it he shall sign it, but if not he shall return it with his objections to the house in which it originated, which house shall cause such objections to be entered upon its Journals, and proceed to reconsider it; if, after such reconsideration, it shall pass both houses by a two-thirds (2/3) vote of members present, which vote shall be entered on the

Journals of each house, it shall become a law. If any bill shall not be returned within five (5) days after it shall have been presented to the Governor (Sunday excepted), the same shall be a law, in like manner as if he had signed it. If the Legislature, by its final adjournment prevent such action, such bill shall be a law, unless the Governor within ten (10) days after the adjournment, shall file such bill, with his objections thereto, in the office of the Secretary of State, who shall lay the same before the Legislature at its next session, and if the same shall receive two-thirds (2/3) of the votes present it shall become law.

The Governor shall have power to disapprove of any item or items of any bills making appropriations of money embracing distinct items of appropriations and the part or parts of the bill approved shall be the law, and the item or items of appropriations disapproved shall be void unless repassed according to the rules and limitations prescribed for the passage of other bills over the executive veto.

Section 17. Impeachment of officers. The House of Representatives shall have the sole power of impeachment; but a vote of two-thirds (2/3) of all members present shall be required to impeach any officer; and all impeachments shall be tried by the Senate. When sitting for that purpose the Senators shall be upon oath or affirmation, and no persons shall be convicted without the concurrence of two-thirds (2/3) of the Senate present. The Senate may adjourn to a fixed place for the trial of any impeachment, and may sit for the purpose of such trial whether the House of Representatives be in session or not, but the time fixed for such trial shall not be more than six months from the time articles of impeachment shall be preferred by the House of Representatives. The Chief Justice shall preside at all trials by impeachment except in the trial of the Chief Justice, when the Governor shall preside. The Governor, administrative officers of the executive department, Justices of the Supreme Court, and Judges of the Circuit Court shall be liable to impeachment for malfeasance, misfeasance, nonfeasance or other crimes or misdemeanors committed during his or her term of office, but judgment in such cases shall extend only to removal from office and disqualification to hold any office of honor, trust or profit under the State; but the party convicted or acquitted shall nevertheless be liable to indictment, trial and punishment according to law.

Section 18. Impeached officers; effect of impeachment. Immediately upon the impeachment of any officer of the House of Representatives, he shall be disqualified from performing any of the duties of his office until acquitted by the Senate, and the Governor in such case shall at once appoint an incumbent to fill such office pending the impeachment proceedings. In case of the impeachment of the Governor, the President of the Senate, or in case of the death, resignation or inability of the President of the Senate, the Speaker of the House of Representatives shall act as Governor pending the impeachment proceedings against the Governor.

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

Senators Clarke and Franklin offered the following amendment to Committee Substitute for House Joint Resolution No. 466:

In Section 2, on page 2 strike out the words "The Legislature" at end of Line 3 and all of Lines 4 to 18 both inclusive.

Senator Clarke moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Johns, Boyle, Moore, Smith and Tucker offered the following amendment to Committee Substitute for House Joint Resolution No. 466:

In Section 3, line 1 (typewritten bill) strike out the words: "The members of the House of Representatives shall be elected for terms of two years, and the members of the Senate shall be elected for terms of four years" and insert in lieu thereof the following:

"The members of the House of Representatives shall be elected for terms of four years, and the members of the Senate shall be elected for terms of six years"

Senator Johns moved the adoption of the amendment.

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

Senators Tucker and Johns offered the following amendment to Committee Substitute for House Joint Resolution No. 466:

In Section 5, (typewritten bill) strike out the Lines: Seven (7) Eight (8) and (9)

Senator Tucker moved the adoption of the amendment.

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

Senator Rodgers offered the following amendment to Committee Substitute for House Joint Resolution No. 466:

In Section 7, line 5 (typewritten bill) strike out the words: "Employed by or"

Senator Rodgers moved the adoption of the amendment.

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

Senator Brackin presiding.

Senator Collins moved that the rules be waved and Committee Substitute for House Joint Resolution No. 466, as amended, be read the third time in full and put upon its passage.

A roll call was demanded.

Upon the adoption of the motion made by Senator Collins the roll was called and the vote was:

Yeas—32.

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

Nays—4.

Boyle	Johns	Moore	Sanchez
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So Committee Substitute for House Joint Resolution No. 466, as amended, was read the third time in full as follows:

Committee Substitute for House Joint Resolution No. 466—

HOUSE JOINT RESOLUTION

PROPOSING TO STRIKE FROM THE PRESENT CONSTITUTION OF FLORIDA ARTICLE III, PERTAINING TO THE LEGISLATURE, AND ALL AMENDMENTS THERETO, AND TO SUBSTITUTE IN LIEU THEREOF A NEW ARTICLE.

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

That the following amendment of Article III of the Constitution of Florida be submitted to the qualified electors of the State of Florida for adoption or rejection at the general election to be held in the year 1952, as follows:

That Article III of the present Constitution of Florida and all amendments to said article be, and they are hereby, stricken and that the following be substituted in lieu thereof as Article III of the Constitution.

ARTICLE III

Section 1. Senate and House of Representatives; place of meeting. The legislative authority of this State shall be vested in a Senate and a House of Representatives, which shall be designated The Legislature of the State of Florida and the sessions thereof shall be held at the seat of government of the State, except that the Governor may convene said Legislature at any other place in the State when the seat of government is in danger from war or other disaster.

Section 2. Regular and extra sessions. The regular sessions

of the Legislature shall be held biennially commencing on the first Tuesday after the first Monday in April, A. D. 1953, and on the corresponding day of every second year thereafter.

Special sessions of the legislature may be called by the governor, on extraordinary occasions, whenever in his opinion the public interest shall require.

Such special sessions shall be limited to the business for which the legislature was especially convened, such other business as the governor may call to its attention while in session, or such business as the legislature shall decide upon by two-third (2/3) vote of each house.

Section 3. Legislators, how chosen. The members of the House of Representatives shall be elected for terms of two (2) years, and the members of the Senate shall be elected for terms of four (4) years, said elections to be held on the first Tuesday after the first Monday in November in even-numbered years, A. D. The elections for members of the House of Representatives and Senate shall be at the same time and places. The terms of office of the senators elected in November A. D. 1952, shall expire on the first Tuesday after the first Monday in November A. D. 1956 and the terms of office of those elected in November A. D. 1954 shall expire on the first Tuesday after the first Monday in November A. D. 1958, and thereafter all senators shall be elected for four years.

Section 4. Legislators, salaries, etc. The pay of members of the legislature shall be One Thousand Two Hundred (\$1200.00) Dollars annually. The legislature shall also provide for subsistence and travel costs of members, but the amount thereof shall not be increased or diminished during the term for which any senator shall have been elected. Until such time as new subsistence regulations become effective, according to the provisions of this section, the allowances existing at the time of the adoption of this article shall remain in effect.

Section 5. Ineligibility of legislators to office, and other limitations. No senator or member of the House of Representatives shall during the time for which he was elected, be appointed to any civil office under the constitution of this State that has been created, or the emoluments whereof have been increased during such time.

The Legislature shall limit by law business dealings of members of the Legislature with the State or any of its agencies.

Section 6. Organizations; officers; rules; expulsion of members; etc. Each house shall judge the qualifications, elections and returns of its own members, choose its own officers, and determine the rules of its proceedings. The Senate shall, at the convening of each regular session, choose from among its own members a permanent President of the Senate, who shall be its presiding officer. The House of Representatives shall, at the convening of each regular session, choose from among its own members a permanent speaker of the House of Representatives, who shall be its presiding officer. Each house may punish its own members for disorderly conduct; and each house with the concurrence of two-thirds (2/3) of the members present, may expel a member.

Section 7. Ineligibility of State and Federal officers. No person employed by or holding a remunerative civil office or appointment in the Government of the United States or this State, shall be eligible to membership in the Legislature of this State.

Section 8. Residence and qualifications of Legislators. Senators and members of the House of Representatives shall be duly qualified electors in the respective counties and districts for which they were chosen. The seat of a member of either house shall be vacated on his permanent change of residence from the district or county from which he was elected.

Section 9. Powers of the Legislature.

1. Either house of the Legislature may:

- a. punish by fine or imprisonment any person not a member who shall have been guilty of disorderly or contemptuous conduct in its presence, or of a refusal to obey its lawful summons;

- b. require any committee appointed by it to maintain a permanent record of all proceedings, including the yeas and nays of the members on all questions.

2. Each house of the Legislature shall:

- a. have power to compel the attendance of witness upon any investigations held by itself, or by any of its committees at any time; the manner of the exercise of such power shall be provided by law;
- b. keep a journal of its own proceedings, which shall be published, and the yeas and nays of the members of either house on any question shall, at the desire of any five members present, be entered on the journal;
- c. maintain a current index on progress of all bills introduced.

3. The Legislature may:

- a. provide by general law for bringing suits or adjusting claims against the state as to all liabilities now existing or hereafter originating.

4. The Legislature shall:

- a. pass laws regulating elections and prohibiting, under adequate penalties, all undue influence thereon from power, bribery, tumult or other improper practices;
- b. provide for the election by the people or appointment by the Governor or other elective officials of all State and County officers not otherwise provided for by this Constitution, and fix by law their duties and compensation.

5. The Legislature shall NOT:

- a. pass any law to legalize lotteries in this State;
- b. repeal or amend any criminal statute in any manner that would affect the prosecution or punishment of any crime committed before such repeal or amendment;
- c. pass any statute lessening the time within which a civil action may be commenced on any cause of action existing at the time of its passage.

Section 10. Quorum; adjournments; compulsory attendance of members. A majority of each house shall constitute a quorum to do business, but a smaller number may adjourn from day to day, and compel the presence of absent members in such manner and under such penalties as it may prescribe.

Section 11. Open doors; adjournment of one House. The doors of each house shall be kept open during its session except the Senate while sitting in executive session; and neither shall, without the consent of the other, adjourn for more than three days or to any other town than that in which they may be holding their session.

Section 12. Enactment of legislation.

1. Any bill may originate in either house of the Legislature, and after being passed in one house may be amended in the other.
2. Each law enacted in the Legislature shall embrace but one subject and matter properly connected therewith, which subject shall be briefly expressed in the title, and no law shall be amended or revised by reference to its title only; but in such case the Act as revised or section, or subsection of a section, or paragraph of a subsection of a section, as amended, shall be reenacted and published at length.
3. Laws making appropriations for the salaries of public officers and other current expenses of the State shall contain provisions on no other subject.
4. Every bill shall be read by its title, on its first reading, in either house, unless one-third ($\frac{1}{3}$) of the members present desire it read by sections. Every bill shall be read on three several days, unless two-thirds ($\frac{2}{3}$) of the members present when such bill may be pending shall deem it expedient to dispense with this rule. Every

bill shall be read by its sections on the second reading, and on its final passage unless on its second reading two-thirds (2/3) of the members present in the house where such bill may be pending, shall deem it expedient to dispense with this rule. The vote on the final passage of every bill or joint resolution shall be taken by yeas and nays to be entered on the journal of each house; Provided:—That any general revision of the entire laws embodied in any bill shall not be required to be read by sections upon its final passage, and its reading may be wholly dispensed with by a two-thirds (2/3) vote. A majority of the members present in each house shall be necessary to pass every bill or joint resolution. All bills or joint resolutions so passed shall be signed by the presiding officer of the respective houses and by the Secretary of the Senate and the Clerk of the House of Representatives.

5. The enacting clause of every law shall be as follows: "Be it enacted by the Legislature of the State of Florida:—"

Section 13. Effective date of Acts. No law shall take effect until sixty (60) days from the final adjournment of the session of the Legislature at which it may have been enacted, unless otherwise specially provided in such law.

Section 14. Accounts of public moneys; publication. Accurate statements of the receipts and expenditures of public money shall be published as may be provided by law.

Section 15. Special and local laws.

1. The Legislature shall not pass special or local laws in any of the following enumerated cases; that is to say, regulating the jurisdiction and duties of any class of officers, except municipal officers, or for the punishment of crime or misdemeanor, regulating the practice of courts of justice, except municipal courts; providing for changing venue of civil and criminal cases; granting divorces; changing the names of persons; vacating roads; summoning and empanelling grand and petit juries, and providing for their compensation; for assessment and collection of taxes for state and county purposes; for opening and conducting elections for state and county officers, and for designating the places of voting; for the sale of real estate belonging to minors, estates of decedents and of persons laboring under legal disabilities, regulating the fees of officers of the state and county; giving effect to informal or invalid deeds or wills; legitimizing children; providing for the adoption of children; relieving minors from legal disabilities; and for the establishment of ferries.
2. In all cases enumerated in the preceding subsection, all laws shall be general and of uniform operation throughout the State, but in all cases not enumerated or excepted in that subsection, the Legislature may pass special or local laws, except as now or hereafter otherwise provided in the Constitution; provided that no local or special bill shall be passed, nor shall any local or special law establishing or abolishing municipalities, or providing for their government, jurisdiction and powers, or altering or amending the same, be passed, unless notice of intention to apply therefor shall have been published in the manner provided by law where the matter or thing to be affected may be situated, which notice shall be published in the manner provided by law at least thirty (30) days prior to introduction into the Legislature of any such bill. The evidence that such notice has been published shall be established in the Legislature before such bill shall be passed, and such evidence shall be filed or preserved with the bill in the office of the Secretary of State in such manner as the Legislature shall provide, and the fact that such notice was established in the Legislature shall in every case be recited upon the Journals of the Senate and of the House of Representatives; provided, however, no publication of any such law shall be required hereunder when such law contains a provision to the effect that the same shall not become operative or effective until ratified or approved at a referendum election to be called and held in the territory affected in accordance with a provision therefor contained in such bill, or provided by general law.

3. The Legislature shall provide by general law for incorporating such educational, agricultural, mechanical, mining, transportation, mercantile and other useful companies or associations as may be deemed necessary; but it shall not pass any special law on any such subject, and any such special law shall be of no effect.

Section 16. Executive approval of Acts; veto; overriding veto. Every bill that may have passed the Legislature shall, before becoming a law, be presented to the Governor; if he approves it he shall sign it, but if not he shall return it with his objections to the house in which it originated, which house shall cause such objections to be entered upon its Journals, and proceed to reconsider it; if, after such reconsideration, it shall pass both houses by a two-thirds (2/3) vote of members present, which vote shall be entered on the Journals of each house, it shall become a law. If any bill shall not be returned within five (5) days after it shall have been presented to the Governor (Sunday excepted), the same shall be a law, in like manner as if he had signed it. If the Legislature, by its final adjournment prevent such action, such bill shall be a law, unless the Governor within ten (10) days after the adjournment, shall file such bill, with his objections thereto, in the office of the Secretary of State, who shall lay the same before the Legislature at its next session, and if the same shall receive two-thirds (2/3) of the votes present it shall become law.

The Governor shall have power to disapprove of any item or items of any bills making appropriations of money embracing distinct items of appropriations and the part or parts of the bill approved shall be the law, and the item or items of appropriations disapproved shall be void unless repassed according to the rules and limitations prescribed for the passage of other bills over the executive veto.

Section 17. Impeachment of officers. The House of Representatives shall have the sole power of impeachment; but a vote of two-thirds (2/3) of all members present shall be required to impeach any officer; and all impeachments shall be tried by the Senate. When sitting for that purpose the Senators shall be upon oath or affirmation, and no persons shall be convicted without the concurrence of two-thirds (2/3) of the Senate present. The Senate may adjourn to a fixed place for the trial of any impeachment, and may sit for the purpose of such trial whether the House of Representatives be in session or not, but the time fixed for such trial shall not be more than six months from the time articles of impeachment shall be preferred by the House of Representatives. The Chief Justice shall preside at all trials by impeachment except in the trial of the Chief Justice, when the Governor shall preside. The Governor, administrative officers of the executive department, Justices of the Supreme Court, and Judges of the Circuit Court shall be liable to impeachment for malfeasance, misfeasance, nonfeasance or other crimes or misdemeanors committed during his or her term of office, but judgment in such cases shall extend only to removal from office and disqualification to hold any office of honor, trust or profit under the State; but the party convicted or acquitted shall nevertheless be liable to indictment, trial and punishment according to law.

Section 18. Impeached officers; effect of impeachment. Immediately upon the impeachment of any officer by the House of Representatives, he shall be disqualified from performing any of the duties of his office until acquitted by the Senate, and the Governor in such case shall at once appoint an incumbent to fill such office pending the impeachment proceedings. In case of the impeachment of the Governor, the President of the Senate, or in case of the death, resignation or inability of the President of the Senate, the Speaker of the House of Representatives shall act as Governor pending the impeachment proceedings against the Governor.

Upon the passage of Committee Substitute for House Joint Resolution No. 466, as amended, the roll was called and the vote was:

Yeas—18.

Ayers	Crary	Johnson	Pope
Baynard	Dayton	Johnston	Rodgers
Brackin	Franklin	King	Rogells
Branch	Gautier (28th)	Leaird	
Collins	Gautier (13th)	Morrow	

Nays—18.

Mr. President	Clarke	McArthur	Shands
Baker	Davis	Moore	Smith
Beall	Johns	Pearce	Tucker
Boyle	Lewis	Ripley	
Carroll	Lindler	Sanchez	

So Committee Substitute for House Joint Resolution No. 466, as amended, failed to pass by the required Constitutional three-fifths vote of all members elected to the Senate for the 1951 Session of the Florida Legislature.

H. B. No. 897—A bill to be entitled An Act making an appropriation for the payment of costs of the interim House committee appointed by the 1949 Extraordinary Session to study and investigate practices and procedures of State agencies.

Was taken up in its order.

Senator Baynard moved that the rules be waived and House Bill No. 897 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 897 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 897 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. 897 was read the third time in full.

Upon the passage of House Bill No. 897 the roll was called and the vote was:

Yeas—33.

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

Nays—None.

So House Bill No. 897 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Branch moved that Senate Bill No. 1070 be immediately certified to the House of Representatives.

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

Senator Rodgers asked unanimous consent of the Senate to take up and consider House Bill No. 1466, out of its order.

Which was agreed to.

H. B. No. 1466—A bill to be entitled An Act relating to the compensation of the Clerk of the Circuit Court for services performed in suits or proceedings before the Circuit Court in all counties of the State of Florida having a population of not less than one hundred fourteen thousand seven hundred fifty (114,750) and not more than one hundred twenty thousand (120,000), according to the last or any future State or Federal census.

Was taken up.

Senator Rodgers moved that the rules be waived and House Bill No. 1466 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1466 was read the second time by title only.

Senator Rodgers moved that the rules be further waived and House Bill No. 1466 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. 1466 was read the third time in full.

Upon the passage of House Bill No. 1466 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. 1466 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Rodgers asked unanimous consent of the Senate to take up and consider House Bill No. 1483, out of its order.

Which was agreed to.

H. B. No. 1483—A bill to be entitled An Act to provide for the salary of the Supervisor of Registration in all counties of the State of Florida having a population of not less than 114,750 and not more than 122,000, according to the latest official census.

Was taken up.

Senator Rodgers moved that the rules be waived and House Bill No. 1483 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1483 was read the second time by title only.

Senator Rodgers moved that the rules be further waived and House Bill No. 1483 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. 1483 was read the third time in full.

Upon the passage of House Bill No. 1483 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. 1483 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Ripley asked unanimous consent of the Senate to take up and consider House Bill No. 999, out of its order.

Which was agreed to.

H. B. No. 999—A bill to be entitled An Act to authorize and empower the City of Jacksonville to make appropriations and donations to the Jacksonville Symphony Association.

Was taken up.

Senator Ripley moved that the rules be waived and House Bill No. 999 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 999 was read the second time by title only.

Senator Ripley offered the following amendment to House Bill No. 999:

In Section 1, line 3, (typewritten bill) strike out the words: "Ten thousand dollars (\$10,000)" and insert in lieu thereof the following: "Three thousand five hundred (\$3,500.00) dollars."

Senator Ripley moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Ripley moved that the rules be further waived and House Bill No. 999, 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. 999, as amended, was read the third time in full.

Upon the passage of House Bill No. 999, 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. 999 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 1674, out of its order.

Which was agreed to.

H. B. No. 1674—A bill to be entitled An Act amending Section 2, Section 18, and Section 21, of Chapter 24815 Laws of Florida 1947, which is "An Act creating Pinellas Utility Board for the County of Pinellas, Florida; prescribing the powers, duties and authority thereof; regulating the sale and service of electricity within Pinellas County, Florida; fixing the number, terms and compensation of the members of the Pinellas Utility Board and the method of naming the first members thereof, giving said Board power to employ an attorney, rate experts and engineers; providing for the filing of reports and the furnishings of information to said Pinellas Utility Board by all of the utilities operating in Pinellas County, Florida, as defined, in this Act giving certain powers and rights to members of Pinellas Utility Board; prescribing the procedure for investigations and giving said board the power, after hearings, to fix rates within Pinellas County, Florida, for the sale by person, firms or corporations, of electricity; defining certain violations of this Act as misdemeanors and prescribing the punishment therefor upon conviction thereof; giving Pinellas Utility Board power to prescribe rules and regulations affecting the sale of electricity within Pinellas County, Florida; prohibiting the charging of excessive rates, tolls or charges for the sale of electricity within Pinellas County, Florida; prohibiting discrimination in rates, charges and tolls for the sale of electricity within Pinellas County, Florida, as between different purchasers or users thereof; prohibiting refunds and rebates by utilities in Pinellas County, Florida; giving the Pinellas Utility Board, its members and employees, power to inspect accounts, books, records and papers of the utilities doing business in Pinellas County, Florida, and conferring upon said Pinellas Utility Board the same powers of investigation and examination, under oath, of officers, agents and employees of utilities as is now given under the laws of this

State to the State Railroad Commission in the exercise of such powers over railroads, railroad companies, common carriers and telephone and telegraph companies; requiring said Pinellas Utility Board to keep proper minutes; providing for the payment of salaries and expenses of said Pinellas Utility Board; giving said Pinellas Utility Board full power to act within the authority conferred by this Act, independent of any department or agency of the State of Florida; providing the procedure and prescribing the limitation of said Pinellas Utility Board in ascertaining and promulgating just and reasonable rates, tolls and charges governing the users of electricity within Pinellas County, Florida, and making it unlawful for any utility as defined in this Act, to charge more than the rates fixed and promulgated by said Pinellas Utility Board; giving Pinellas Utility Board power to prescribe rules and regulations affecting the sale of electricity within Pinellas County, Florida; prescribing a method of determining the investment of any utility under the terms hereof and limiting the return on such investment, prescribing certain powers and duties of the Board of County Commissioners of Pinellas County in relation to the subject matter hereof; and prescribing other duties, powers and rights incident thereto"; by vesting in Pinellas Utility Board authority to incur expenses over and above existing amounts budgeted for fiscal years 1950-1951 and for 1951-1952, for the purpose of completing and defending pending litigation and for the further purpose of liquidating said Board.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 1674 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1674 was read the second time by title only.

Senator Baynard offered the following amendment to House Bill No. 1674:

In Section 1, page 4, lines 4 and 5, (typewritten bill) strike out the words and figures: "one hundred thousand (\$100,000.00) dollars" and insert in lieu thereof the following: sixty thousand (\$60,000.00) dollars.

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard moved that the rules be further waived and House Bill No. 1674, 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. 1674, as amended, was read the third time in full.

Upon the passage of House Bill No. 1674, 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. 1674 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 1441, out of its order.

Which was agreed to.

H. B. No. 1441—A bill to be entitled An Act to repeal Chapter 17747, Laws of Florida, Acts of 1937, creating a Board of Public Instruction in all counties having a population of not less than 140,000 according to the last preceding State or

Federal census insofar as said chapter applies to or affects counties of this State having a population of not less than 140,000 and not more than 170,000 inhabitants according to the latest official census.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 1441 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1441 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 1441 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. 1441 was read the third time in full.

Upon the passage of House Bill No. 1441 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. 1441 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 1478, out of its order.

Which was agreed to.

H. B. No. 1478—A bill to be entitled An Act to repeal Chapter 16949, Laws of Florida, Acts of 1935, relating to Assistant County Solicitors; stenographers and investigator for county solicitor of criminal court of record; office space, supplies, expenses of county solicitor; compensation; applying to all counties in the State of Florida having a population of not less than 150,000 nor more than 170,000 inhabitants according to the latest official census.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 1478 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1478 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 1478 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. 1478 was read the third time in full.

Upon the passage of House Bill No. 1478 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. 1478 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 1479, out of its order.

Which was agreed to.

H. B. No. 1479—A bill to be entitled An Act repealing Chapter 15920, Acts of 1933, relating to compensation of the Clerk of the Circuit Court in counties of the State of Florida having a population of more than 155,000 according to the last or any future official Federal or State census insofar as the same shall apply to or affect counties of this State having a population of not less than 155,000 nor more than 170,000 according to the latest official census.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 1479 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1479 was read the second time by title only.

Senator Baynard moved that the rules be further waived and House Bill No. 1479 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. 1479 was read the third time in full.

Upon the passage of House Bill No. 1479 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. 1479 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 1662, out of its order.

Which was agreed to.

H. B. No. 1662—A bill to be entitled An Act to amend Sections 2 and 4 of Chapter 26463, Acts of 1949, providing uniform hours during which all establishments dealing in alcoholic beverages in Pinellas County, Florida, must remain closed; providing a penalty for the violation thereof; and repealing all laws and parts of laws in conflict therewith, by restricting the hours of sale of certain non-alcoholic beverages at public places for use in mixing with alcoholic beverages.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 1662 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1662 was read the second time by title only.

Senator Baynard offered the following amendment to House Bill No. 1662:

In (typewritten bill) strike out all of Section 1 and insert in lieu thereof the following:

"Section 1. That Section 2 of Chapter 26463, Acts of 1949, is amended to read as follows:

Section 2. That for the purpose of this Act the following definitions of terms are adopted:

Establishments dealing in alcoholic beverages or serving mixtures therefor. The term "establishments dealing in alcoholic beverages or serving mixtures therefor" shall mean any business or establishment licensed under the State of Florida to deal in alcoholic beverages of any alcoholic content or any area, building or structure in which alcoholic beverages of any alcoholic content are stored, kept for sale, sold, served or dispensed under a license by the State of Florida or any other part of said building or structure that could in any manner be used as a means of access, ingress or egress into the area in which alcoholic beverages of any alcoholic content are kept, offered for sale, sold, dispensed, consumed or drunk or any public place in which, whether so licensed or not, ice, water, ginger ale, soda water, cola or any other non-alcoholic liquid is sold, dispensed, served or provided for the purpose of or with the knowledge, actual or implied, that the same will or is intended to be mixed, combined with or drunk in combination or in connection with an alcoholic beverage.

Provided, however, that said term when applied to hotels, clubs or golf clubs as defined in this section, and grocery stores licensed to sell alcoholic beverages for off-premises consumption, shall mean that area or part of said hotel, clubs or golf clubs and grocery stores in which said beverages are kept, sold, served or dispensed when the said area is capable of being closed or in some other manner set apart and forbidden to access.

Clubs. The term "clubs" shall mean any group of persons associated together as a duly chartered or incorporated club, including social clubs incorporated by order of the circuit judge after their charters have been found to be for objects authorized by law and approved by said circuit judge as organized for lawful purposes and where said club has not been organized for the purpose of evading license taxes, or for the purpose of evading regulation and restrictions placed upon the sale of alcoholic beverages of any alcoholic content, and such bona fide clubs at the time of their application for a license to sell alcoholic beverages shall have been in continuous active existence and operation for a period of not less than two years in Pinellas County, Florida.

Golf Club. The term "golf club" shall mean any club organized and existing for the purpose of providing a club house for its golf playing members or patrons where said golf club is located upon the same premises with a playable golf course.

It is the purpose and intention of this definition to restrict the term "golf club" to such clubs bona fide devoted to the members of said club and patrons using a golf course directly connected therewith.

Election Days. Any day on which a primary or general state election is held, and within the various municipalities of the county, any day on which a primary or general municipal election is held within said municipalities.

Restaurant. A "restaurant" shall mean an establishment having necessary equipment to cook and prepare meals and that does prepare and serve full course meals."

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard moved that the rules be further waived and House Bill No. 1662, 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. 1662, as amended, was read the third time in full.

Upon the passage of House Bill No. 1662, 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. 1662 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard, asked unanimous consent of the Senate to take up and consider House Bill No. 1155, out of its order.

Which was agreed to.

H. B. No. 1155—A bill to be entitled An Act relating to constables in all counties of the State of Florida which now have a population of more than 130,000 and not less than 240,000 inhabitants according to the last official census; fixing and providing for the salaries of constables and other expenses of operation of said constables offices; requiring that all fees, commissions and perquisites be accounted for and paid into the general funds of said counties and providing that each of such constables in each of said counties shall file with its clerk of the circuit court each year a sworn copy of his personal Federal income tax return.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 1155 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1155 was read the second time by title only.

Senator Baynard offered the following amendment to House Bill No. 1155:

In (typewritten bill) strike out the entire title and insert in lieu thereof a new title to read as follows:

"An Act relating to constables in all counties of the State of Florida which now have a population of not less than 130,000 and not more than 240,000 inhabitants according to last official census; fixing and providing for salaries of constables and other expenses of operation of said constables' offices; requiring that all fees except as provided herein be accounted for and paid into the general fund of said counties."

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard also offered the following amendment to House Bill No. 1155:

(Typewritten bill) strike out everything after the enacting clause and insert in lieu thereof the following:

"Section 1. In all counties in Florida having a population of not less than 130,000 and not more than 240,000 inhabitants according to the last State or Federal census, the constables shall be paid as the constable of each district according to the number of qualified voters as herein provided:

(a) In districts having a registration of qualified voters of not more than 3500, the constable in said district shall receive an annual salary of (\$1000.00) one thousand dollars.

(b) In districts having a registration of qualified voters of not less than 3500 and not more than 17,500, the constable shall receive an annual salary of (\$3600.00) thirty-six hundred dollars.

(c) In districts having a registration of qualified voters of more than 17,500, the constable shall receive an annual salary of (\$5000.00) five thousand dollars.

(d) The salaries herein fixed shall be payable in monthly

installments by warrants drawn by the Board of County Commissioners of such county upon the general fund of such counties, which salary shall be in lieu of all other compensation except as hereinafter provided.

Section 2. That in addition to the salaries hereinabove fixed, the constables shall retain all fees earned by them for the service of civil process.

Section 3. A detailed statement of all fees and commissions of any nature or character collected or received by such constable mentioned in this Act, except fees for the service of civil processes, shall be kept in a book provided for that purpose and such book shall be carefully preserved and treated as a public record of such office. At the end of each month a detailed statement of such receipts, except fees for service of civil processes, shall be made and verified under oath by such constables, which statement shall be delivered to and filed by the Clerk of the Circuit Court and all accounts received during said month by any and all persons connected with such offices shall be paid monthly into the county general fund for which receipt shall issue in due course. The Clerk of the Circuit Court shall preserve said statements so delivered to him as public records of his office. Where fees and commissions, except for service of civil process, are allowed by law to be collected or received by such officer, or any work or service rendered in connection with the administration of his office, such fees and commissions shall be collected and duly accounted for as herein provided for other receipts.

Section 4. Such reasonable expenses as are necessary for maintaining, equipping and supplying constables' offices in said districts and for reasonable automobile expenses when used on official business and such secretarial assistance that is reasonably necessary may be allowed upon approval of the County Commissioners of the counties affected: provided, however, that the cost of such secretarial assistance shall not exceed the sum of \$150.00 per month. Said expenses are to be paid out of the same funds and in the same manner as for the payment of other monies prescribed under this Act.

Section 5. In the event that any word, phrase or section of this Act is declared to be illegal or unconstitutional, it shall in no way affect the remaining parts of this Act.

Section 6. This Act shall become a law upon approval by Governor or on becoming a law without such approval and shall take effect October 1, 1951.

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard moved that the rules be further waived and House Bill No. 1155, 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. 1155, as amended, was read the third time in full.

Upon the passage of House Bill No. 1155, 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. 1155 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 1116, out of its order.

Which was agreed to.

H. B. No. 1116—A bill to be entitled An Act relating to justices of the peace in all counties of the State of Florida which now have a population of more than 130,000 and not less than 240,000 inhabitants according to the last official census; fixing and providing for the maximum salaries of justices of the peace and other expenses of operation of said justice of the peace offices; requiring that all fees, commissions and perquisites be accounted for and paid into the general funds of said counties.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 1116 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1116 was read the second time by title only.

Senator Baynard offered the following amendment to House Bill No. 1116:

In Section 1, Sub-section (a), lines 3 and 4 (typewritten bill) Between the words "maximum" and "salary" insert the following word: annual

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard also offered the following amendment to House Bill No. 1116:

In Section 1, Sub-section (b), line 4 (typewritten bill) Between the words "maximum" and "salary" Insert the following word: annual

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard also offered the following amendment to House Bill No. 1116:

In Section 1, Sub-section (c), line 4 (typewritten bill) Between the words "maximum" and "salary" insert the following word: annual

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard also offered the following amendment to House Bill No. 1116:

In Section 1, Sub-section (d), line 4 (typewritten bill) Between the words "maximum" and "salary" insert the following word: annual

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard also offered the following amendment to House Bill No. 1116:

In Section 1, Sub-section (e), lines 3 and 4, (typewritten bill) Between the words "maximum" and "salary" Insert the following word: annual.

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard also offered the following amendment to House Bill No. 1116:

In Section 2, line 2, (typewritten bill) strike out the words: "or perquisites."

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard also offered the following amendment to House Bill No. 1116:

In Section 2, line 16, (typewritten bill) strike out the words: "or perquisites."

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

Senator Baynard also offered the following amendment to House Bill No. 1116:

In Section 2, lines 19 and 20, (typewritten bill) strike out the words: "and perquisites."

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard also offered the following amendment to House Bill No. 1116:

In Title, line 10, (typewritten bill) strike out the words: "and perquisites."

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard moved that the rules be further waived and House Bill No. 1116, 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. 1116, as amended, was read the third time in full.

Upon the passage of House Bill No. 1116, 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. 1116 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard asked unanimous consent of the Senate to take up and consider House Bill No. 1646, out of its order.

Which was agreed to.

H. B. No. 1646—A bill to be entitled An Act to amend Sections 3, 4, 5, 6, 7 and 10 of Chapter 15445, Special Laws of Florida, 1931, which is "An Act to abolish the present municipality known as the Town of Pinellas Park, in Pinellas County, Florida, and decree it and establish a municipal corporation to be known as the Town of Pinellas Park; to prescribe the territory by limits thereof; to prescribe the form of government and to confer certain powers upon said municipality and its officers and to provide a charter for the carrying into effect of the provisions of this Act"; by making certain technical changes in said sections; and by deleting from Section 7, Sub-section C, paragraph 17, certain provisions with regards to the filling of low lands and the acquisition of a lien for the cost of said filling; and by increasing the residence requirements to qualify for the offices of mayor and commissioners from three months to one year and by requiring that said officers shall be freeholders as contained in Section 4, Sub-section A; and by amending Section 5, Sub-section A; by permitting the mayor to issue his mandate to any law enforcement officer of the town rather than to the marshal; and by amending Section 5, Sub-section B by adding that the mayor shall by direction of the board, rather than on his own exclusive authority, have general supervision over certain town officers; and by adding to Section 6 the town office of Superintendent of Public Works; and by adding to Section 7 the office of

Superintendent of Public Works and prescribing in Sub-section B said officer's duties and powers, and by renumbering the sub-sections thereafter contained; and by changing the name of the marshal to chief of police, and by permitting the chief of police or his official designate rather than only the chief of police to attend all sessions of the mayor's court, as contained in Section 7, Sub-section C of said Chapter 15445; and by amending Section 10, Sub-section B by changing the number of qualified electors who must sign the petition of a candidate for mayor or commissioner from ten to not less than ten; and repealing all laws or parts of laws in conflict herewith.

Was taken up.

Senator Baynard moved that the rules be waived and House Bill No. 1646 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1646 was read the second time by title only.

Senator Baynard offered the following amendment to House Bill No. 1646:

In Section 6, (typewritten bill) strike out all of Sub-section "H" appearing on pages 15 and 16 and insert in lieu thereof the following: H. The provisions of the State law relating to qualifications of electors, manner of voting, duties of election officers, canvassing returns and all other particulars in respect to the management of elections so far as the same may be applicable, shall govern all municipal elections.

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard also offered the following amendment to House Bill No. 1646:

In Section 2, (typewritten bill) strike out all of Paragraph "F" in Section 2 and insert in lieu thereof the following: F. Any person who shall possess the qualifications of an elector as prescribed by Section 10 of Chapter 24214, Laws of Florida, 1947 Session, shall be a qualified elector of Pinellas Park, Florida.

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard moved that the rules be further waived and House Bill No. 1646, 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. 1646, as amended, was read the third time in full.

Upon the passage of House Bill No. 1646, 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. 1646 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Baynard moved that House Bills Nos. 1626 and 1631 be indefinitely postponed.

Which was agreed to and House Bills Nos. 1626 and 1631 were indefinitely postponed.

Senator Johnston, asked unanimous consent of the Senate to take up and consider House Bill No. 1613, out of its order.

Which was agreed to.

H. B. No. 1613—A bill to be entitled An Act creating a Small Claims Court in Citrus County; providing for the County Judge to be the judge of said Court; prescribing for the pleading, practice and service of notice of proceeding therein; providing for a Clerk and prescribing his duties.

Was taken up.

Senator Johnston moved that the rules be waived and House Bill No. 1613 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1613 was read the second time by title only.

Senator Johnston moved that the rules be further waived and House Bill No. 1613 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. 1613 was read the third time in full.

Upon the passage of House Bill No. 1613 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. 1613 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

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 4:12 o'clock P. M.

The Senate emerged from Executive Session at 6:02 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 took a recess at 6:03 o'clock P. M. until 8:00 o'clock P. M., this day.

NIGHT SESSION

The Senate reconvened at 8:00 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 Moore, Chairman of the Committee on Miscellaneous Legislation, reported that the Committee had carefully considered the following Bill:

H. B. No. 763—A bill to be entitled An Act authorizing the issuance of a permit and license for dog racing tracks in certain counties in the State of Florida having a population of not less than one hundred fifty-seven thousand (157,000) or more than two hundred thousand (200,000) according to the latest official Federal census, without regard to the distance between said track and any other dog or horse track and excepting the provisions of this Act from the applicability of Sections 550.05 and 550.06, Florida Statutes; prescribing the manner of issuing said permit and license, the periods during which said dog race track shall operate, and the laws, rules, and regulations to which it shall be subject, declaring said permit and license to be a franchise, and prescribing the conditions under which it may be revoked; providing for a referendum.

—and recommends that it do not pass.

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

Senator Brackin, Chairman of the Committee on Public Health, reported that the Committee had carefully considered the following Bill:

S. B. No. 75—A bill to be entitled An Act providing for the practice of physical therapy; defining and regulating the practice thereof; prescribing the duties of the State Board of Medical Examiners under this Act; prescribing penalties for violation of this Act; and repealing all laws in conflict herewith.

—and recommends that it do not pass.

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

ENGROSSING REPORT

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

S. B. No. 1073—A bill to be entitled An Act relating to the fencing of livestock in all counties west of the Apalachicola and Chattahoochee rivers, except Franklin county; providing the liability of the owner of livestock running at large or straying, the impounding and sale of such livestock; prescribing the duty of county commissioners and sheriffs hereunder; providing punishment for violations of the provisions hereof; providing for a referendum and repealing certain laws in conflict herewith.

—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. 1073, 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 House amendment, for engrossing—

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.

—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. 213, contained in the above report was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling .

Senator Gautier (13th), as Chairman of the Committee on Rules and Calendar, moved that the Resolution of the Committee on Rules and Calendar adopted by the Senate on May 30, 1951 be amended so that Sections 3 and 4 will read as follows:

Section 3. No Senate Bills or House Bills, local or general, will be considered after Thursday, May 31st, at 9:30 P. M.

Section 4. No business relating to Bills shall be conducted after Thursday, May 31st, at 9:30 P. M., except action on amendments contained in House Messages advising the passage of bills, and resolutions concerning sine die adjournment.

Pending adoption of the motion made by Senator Gautier (13th) Senator Ayers moved as a substitute motion that the Resolution of the Committee on Rules and Calendar adopted by the Senate on May 30, 1951, be amended so that Sections 3 and 4 will read as follows:

Section 3. No Senate Bills or House Bills, local or general, will be considered after Thursday, May 31st, at 10:00 P. M., except action on amendments contained in House Messages advising the passage of bills, and resolutions concerning sine die adjournment.

The question was put on the substitute motion made by Senator Ayers.

Which was agreed to and it was so ordered.

Senator Shivers asked unanimous consent of the Senate to take up and consider House Bill No. 609 out of its order.

Which was not agreed to.

Pursuant to the Report of the Committee on Rules and Calendar the Senate resumed consideration of bills on the Special Order Calendar.

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

H. B. No. 97—A bill to be entitled An Act to amend the first paragraph of Section 409.26, Florida Statutes, creating the Florida Council for the Blind by removing the disqualification for membership of persons in the employ of the state; and making membership on said board of a member of the State Welfare Board permissive and not mandatory.

Was taken up in its order.

Senator Beall moved that the rules be waived and House Bill No. 97 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 97 was read the second time by title only.

Senator Beall moved that the rules be further waived and House Bill No. 97 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. 97 was read the third time in full.

Upon the passage of House Bill No. 97 the roll was called and the vote was:

Yeas 32.

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

Nays—None.

So House Bill No. 97 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Committee Substitute for H. B. No. 211—A bill to be entitled An Act amending Section 372.61, Florida Statutes, 1949, relating to reports and remittances of county judges.

Was taken up in its order.

Senator Dayton moved that the rules be waived and Committee Substitute for House Bill No. 211 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Committee Substitute for House Bill No. 211 was read the second time by title only.

Senator Dayton moved that the rules be further waived and Committee Substitute for House Bill No. 211 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Committee Substitute for House Bill No. 211 was read the third time in full.

Upon the passage of Committee Substitute for House Bill No. 211 the roll was called and the vote was:

Yeas—30.

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

Nays—None.

So Committee Substitute for House Bill No. 211 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Dayton withdrew Senate Bill No. 505.

H. B. No. 300—A bill to be entitled An Act creating the Election Code of 1951, amending and revising Chapters 97, 98, 99, 100, 101, 102, 103, 104 relating to qualification and registration of electors; registration officers and procedures; candidates, campaign expenses and contesting elections; elections: general, primary, special, bond and referendum; voting; conducting and canvassing results of elections; presidential electors, political parties, executive committees and members; providing penalties; and repealing Chapters 105, 106 and 875.

Was taken up in its order.

Senator Dayton moved that the rules be waived and House Bill No. 300 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 300 was read the second time by title only.

Senator Dayton offered the following amendment to House Bill No. 300:

In Section 1, page 7, paragraph designated 97.081, strike

out the entire paragraph, and insert in lieu thereof the following:

97.081 Registration of freeholder.—

(1) The supervisor or other registering officer shall require every person registering to state under oath or affirmation whether he is a freeholder, and record it opposite his name in the registration books.

(2) The county commissioners of any county may at any time call for a re-registration of freeholder electors for the purpose of securing a new and up-to-date list of freeholders to be used for qualifying freeholder electors to participate in any election called for the purpose of approving the issuance of bonds of such county or for the purpose of approving an act with reference thereto.

(3) The latest list of re-registered qualified freeholders shall supersede prior lists and in any bond election held after a re-registration of freeholders the power to issue bonds shall be based upon the approval by a majority of the votes cast in an election in which a majority of the re-registered freeholders who re-register and are qualified shall participate.

(4) The county commissioners shall by resolution call for such re-registration, notify the supervisor, and shall publish the calling of such re-registration in a newspaper of general circulation once each week for four consecutive weeks stating the purpose and use of such re-registration.

(5) The registration books shall be kept open for at least thirty days and closed at least five days prior to the holding of any bond election at which time a certified number of re-registered freeholders shall be available as provided by law.

Senator Dayton moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Dayton also offered the following amendment to House Bill No. 300:

In Section 2, line 8, page 13 (typewritten bill) strike out the "period" and insert in lieu thereof the following: "or as provided for the registration of freeholders."

Senator Dayton moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Dayton also offered the following amendment to House Bill No. 300:

In Section 3, paragraph 99.161, at the end of paragraph 5 on page 34, add the following sub-paragraph 6: In the event Senate Bill 8 relating to candidates' statements of campaign expenses becomes law, paragraph 99.161 shall be deleted, repealed and superseded and the provisions of Senate Bill 8 shall be substituted for paragraph 99.161.

Senator Dayton moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Dayton also offered the following amendment to House Bill No. 300:

In Section 8, paragraph 104.27, on page 136, at the end of paragraph 104.27, add the following paragraph: In the event Senate Bill 8 becomes law paragraph 104.27 shall be deleted, repealed and superseded by the penalties as set forth in Senate Bill 8, and shall be substituted in the place of paragraph 104.27.

Senator Dayton moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard offered the following amendment to House Bill No. 300:

In Section 7, page 126, paragraph designated 103.111 (4), in line 1, after the word "the," strike out the word "member" and insert in lieu thereof the following: "members."

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard also offered the following amendment to House Bill No. 300:

In Section 7, page 124, paragraph designated as 103.101 (4), strike out the following: (4) All officers of any political party authorized to have a primary shall have all its officers elected in the first primary in the year 1952 and every four years thereafter.

And renumber all subsequent paragraphs numerically.

Senator Baynard moved the adoption of the amendment

Which was agreed to and the amendment was adopted.

Senator Baynard also offered the following amendment to House Bill No. 300:

In Section 7, page 124, paragraph designated 103.111 (1) in line 3, after the word "the" insert the following word: first.

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard also offered the following amendment to House Bill No. 300:

In Section 7, page 125, paragraph designated 103.111 (2) in line 4, after the word "at", strike out the word "a" and insert in lieu thereof the following: "the first"

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Baynard also offered the following amendment to House Bill No. 300:

In Section 3, page 29, to follow paragraph designated as 99.101, insert the following paragraph:

99.102 Filing fee required of candidates for delegates to national convention.—Candidates for nomination by any recognized political party under the primary laws, to the office of delegate to the national convention shall file a qualification oath and pay a filing fee of; 1. Congressional—\$25.00, 2. State at Large—\$50.00, payable to the secretary of state.

Senator Baynard moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Morrow offered the following amendment to House Bill No. 300:

In Section 7, page 125, paragraph 103.11 (3) in the 13th line after the word "committee", strike out the following words: "The chairman of the county executive committee shall have the power to fill the vacancy by appointment" and insert in lieu thereof the following:

, the chairman shall call a meeting of the county executive committee by due notice to all members and the vacancy shall be filled by a majority vote of the members of the county executive committee attending,

Senator Morrow moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Boyle offered the following amendment to House Bill No. 300:

In Section 104.38, page 140, of the engrossed bill, fourth line from the top after the word "prohibited" strike out the period, insert a comma and add: "Provided, however, that this section shall not require any vendors licensed under Section 561.34, Florida Statutes, 1949, subsections (1), (2) and (3), to close their places of business."

Senator Boyle moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Dayton moved that the rules be further waived and House Bill No. 300, 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. 300, as amended, was read the third time in full.

Pending roll call on the passage of House Bill No. 300, as

amended, Senator Baynard moved that the hour of adjournment be extended until final disposition of House Bill No. 300.

Pending consideration of the motion made by Senator Baynard, Senator Leaird moved as a substitute motion that the hour of adjournment be extended until final disposition of Senate Bill No. 529.

The question was put on the substitute motion made by Senator Leaird.

Which was agreed to and the substitute motion made by Senator Leaird was adopted.

Senator Pearce presiding.

The question recurred on the passage of House Bill No. 300, as amended.

Upon the passage of House Bill No. 300, as amended, the roll was called and the vote was:

Yeas—31.

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

Nays—None.

So House Bill No. 300 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

The President presiding.

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

Was taken up in its order.

Senator Franklin moved that the rules be waived and House Bill No. 557 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 557 was read the second time by title only.

Senator Franklin moved that the rules be further waived and House Bill No. 557 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. 557 was read the third time in full

Upon the passage of House Bill No. 557 the roll was called and the vote was:

Yeas—28.

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

Nays—None.

So House Bill No. 557 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

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

Was taken up in its order.

Senator Franklin moved that the rules be waived and House Bill No. 560 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 560 was read the second time by title only.

Senator Franklin moved that the rules be further waived and House Bill No. 560 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. 560 was read the third time in full.

Upon the passage of House Bill No. 560 the roll was called and the vote was:

Yeas—29.

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

Nays—None.

So House Bill No. 560 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Collins presiding.

Senate Joint Resolution No. 931:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE IX OF THE STATE CONSTITUTION, RELATING TO TAXATION AND FINANCE, BY ADDING THERETO AN ADDITIONAL SECTION PROVIDING THAT ALL EXCISE TAXES UPON GASOLINE OR OTHER MOTOR FUEL PRODUCTS COLLECTED AND RETAINED SHALL BE USED FOR PUBLIC HIGHWAY AND STREET PURPOSES, AND PRESCRIBING THE DISTRIBUTION AND USE OF CERTAIN PORTIONS OF SAID TAXES.

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

That Article IX of the Constitution, relating to finance and taxation, be amended by adding thereto a section to be numbered Section 17 providing that all excise taxes upon gasoline or other motor fuel products shall be used for public highway and street purposes, and prescribing the distribution and use of certain portions of said taxes, is hereby agreed to and shall be submitted to the electors of the State of Florida for ratification or rejection at the next general election to be held in November, A. D. 1952, as follows:

Section 17. All excise taxes now or hereafter imposed, collected and retained upon gasoline and other like products of petroleum and upon other fuels or gases used to propel motor vehicles shall be used exclusively for highway and street purposes. Not less than four cents tax per gallon on such products shall be used by the State Road Department for State road purposes in the manner provided by law; provided that no debt exceeding one year may be incurred to which this tax may be pledged. The remaining three cents per gallon tax on such products now imposed under the Constitution and statutes shall be distributed and used as now provided.

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

The following Committee Substitute for Senate Joint Resolution No. 931:

By the Committee on Constitutional Amendments—

Committee Substitute for Senate Joint Resolution No. 931:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE IX OF THE STATE CONSTITUTION, RELATING TO TAXATION AND FINANCE, BY ADDING THERETO AN ADDITIONAL SECTION PROVIDING THAT ALL EXCISE TAXES UPON GASOLINE OR OTHER MOTOR FUEL PRODUCTS COLLECTED AND RETAINED SHALL BE USED FOR PUBLIC HIGHWAY AND STREET PURPOSES, AND PRESCRIBING THE DISTRIBUTION AND USE OF CERTAIN PORTIONS OF SAID TAXES.

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

That Article IX of the Constitution, relating to finance and taxation, be amended by adding thereto a section to be numbered Section 17 providing that all excise taxes upon gasoline or other motor fuel products shall be used for public highway and street purposes, and prescribing the distribution and use of certain portions of said taxes, is hereby agreed to and shall be submitted to the electors of the State of Florida for ratification or rejection at the next general election to be held in November, A. D. 1952, as follows:

SECTION 17. All excise taxes now or hereafter imposed, collected and retained upon gasoline and other like products of petroleum and upon other fuels or gases used to propel motor vehicles, which taxes shall only be levied by the State of Florida, shall be used exclusively for public highway and street purposes. Not less than four cents tax per gallon on such products shall be used by the State Road Department for State road purposes in the manner provided by law; provided that no debt exceeding one year may be incurred to which this tax may be pledged. The remaining three cents per gallon tax on such products now imposed under the Constitution and statutes shall be distributed and used as now provided.

Was taken up and read the first time in full.

Senator Crary moved that the rules be waived and the Committee Substitute for Senate Joint Resolution No. 931 be read the second time in full.

Which was agreed to by a two-thirds vote.

And the Committee Substitute for Senate Joint Resolution No. 931 was read the second time in full.

Senator Crary moved the adoption of the Committee Substitute for Senate Joint Resolution No. 931.

Which was agreed to and the Committee Substitute for Senate Joint Resolution No. 931 was adopted.

Senator Sturgis offered the following amendment to Committee Substitute for Senate Joint Resolution No. 931:

Strike out the words: "as now provided," in the last line and insert in lieu thereof the following: "as the Legislature may provide".

Senator Sturgis moved the adoption of the amendment.

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

Senator Crary moved that the rules be further waived and Committee Substitute for Senate Joint Resolution No. 931 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Committee Substitute for Senate Joint Resolution No. 931 was read the third time in full.

Upon the passage of Committee Substitute for Senate Joint Resolution No. 931 the roll was called and the vote was:

Yeas—19.

Mr. President	Jollins	Fautier (28th)	Sanchez
Baker	Crary	Johns	Shivers
Beall	Javis	Johnson	Smith
Brackin	Dayton	Lewis	Tucker
Clarke	Franklin	Rodgers	

Nays—15.

Ayers	Fautier (13th)	Lindler	Ripley
Baynard	Johnston	Moore	Rogells
Boyle	King	Morrow	Wright
Branch	Leaird	Pope	

So Committee Substitute for Senate Joint Resolution No. 931 failed to pass by the required Constitutional three-fifths vote of all members elected to the Senate for the 1951 Session of the Florida Legislature.

Senator Johns asked unanimous consent of the Senate to take up and consider House Bill No. 609, out of its order.

Which was not agreed to.

Senator Ripley moved that the hour of adjournment be extended until final disposition of House Bill No. 406.

Pending consideration of the motion made by Senator Ripley, Senator Shivers moved as a substitute motion that the hour of adjournment be extended until final disposition of Senate Bill No. 722.

The question was put on the substitute motion made by Senator Shivers.

Which was agreed to and the substitute motion made by Senator Shivers was adopted.

H. B. No. 670—A bill to be entitled An Act amending Chapter 10096 Laws of 1925, Section 50, said Section 50 of said Chapter 10096 being Section 612.52 Florida Statutes of 1941, which is entitled "Trustees or Receivers; Duties"; to specify duties of trustees and receivers of dissolved corporation; to limit the personal liability of trustees; to permit final distribution of remaining assets to stockholders of record of a dissolved corporation after three years from date of dissolution.

Was taken up in its order.

Senator Franklin moved that the rules be waived and House Bill No. 670 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 670 was read the second time by title only.

Senator Morrow offered the following amendment to House Bill No. 670:

Strike everything after the enacting clause and insert in lieu thereof the following:

Section 1. That any permit issued by Florida State Racing Commission, subsequent to June 1st, 1946, to conduct horse racing, in harness, which permit, having been ratified in the manner prescribed by law, in any County of the State where no running horse tracks are located and established, is hereby validated and restored to the permittee or permittees; or his or their lawful assignee, and the time within which the holder of any such ratified permit shall construct a race track is hereby extended for a period of eighteen (18) months from such time as restrictions and limitations against such construction now imposed by Federal regulations, are removed.

Section 2. Any horse racing track, in harness with silky, which may be established and shall operate by virtue of the provision of Section 1, of this Act, shall be entitled to a license from the Racing Commission for a meet or meetings for a period of not exceeding ninety (90) days of racing during the established racing season, fixed by law, for horse racing, and during such meet or meeting racing may be conducted by a valid permittee at such track either in the day time or night time, at the option of the permit holder, or at the election of the permit holder, the racing season may be divided so that part of the racing during any one season may be conducted at nights and part in the day time; provided, however, there shall be no racing on Sunday, and when racing is being conducted at nights, there shall be no racing in the day time of the same day.

Section 3. The commission of the licensee on a pari-mutuel pool on horse races, where such license is issued to conduct horse racing in harness, and in the counties affected by the provisions of this Act, shall be the same as allowed and received by a licensee on a pari-mutuel pool on dog races as now fixed and established by law.

Section 4. That in all respects the provisions of Chapter 550, Laws of Florida, Acts of 1949, as amended, shall be applicable to the subject matter of this Act, except those provisions thereof which are inconsistent herewith.

Section 5. This Act shall take effect immediately upon its becoming a law.

Pending consideration of the amendment offered by Senator Morrow to House Bill No. 670, Senator Dayton raised a point of order that the amendment was not germane to the subject matter of the bill as set forth in the title thereof.

The point of order was not sustained.

The question recurred on the adoption of the amendment offered by Senator Morrow to House Bill No. 670.

A roll call was demanded.

Upon adoption of the amendment offered by Senator Morrow to House Bill No. 670, the roll was called and the vote was:

Yeas—12.

Baynard	Gautier (28th)	Lewis	Pope
Brackin	Gautier (13th)	Morrow	Shivers
Dayton	Leaird	Pearce	Wright

Nays 24.

Mr. President	Collins	Johnston	Rodgers
Ayers	Crary	King	Rogells
Baker	Davis	Lindler	Sanchez
Beall	Franklin	McArthur	Shands
Boyle	Johns	Moore	Smith
Clarke	Johnson	Ripley	Tucker

So the amendment failed of adoption.

Senator Leaird moved that the rules be further waived and House Bill No. 670 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. 670 was read the third time in full.

Upon the passage of House Bill No. 670 the roll was called and the vote was:

Yeas—20.

Brackin	Gautier (13th)	Leaird	Ripley
Clarke	Johns	Lewis	Rogells
Crary	Johnson	McArthur	Shands
Dayton	Johnston	Pearce	Smith
Franklin	King	Pope	Tucker

Nays—14.

Mr. President	Beall	Moore	Shivers
Ayers	Boyle	Morrow	Wright
Baker	Collins	Rodgers	
Baynard	Lindler	Sanchez	

So House Bill No. 670 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Brackin asked unanimous consent of the Senate to take up and consider House Bill No. 609, out of its order.

Which was not agreed to.

Senator Gautier (28th) moved that the rules be waived and House Bill No. 1680 be withdrawn from the Committee on Miscellaneous Legislation and placed on the Calendar of Bills on Second Reading.

Which was not agreed to.

S. B. No. 529—A bill to be entitled An Act extending the time within which race tracks may be constructed by holders of permits for horse racing where the location of such race tracks is east of the Apalachicola River.

Was taken up in its order.

Senator Gautier (28th) moved that the rules be waived and Senate Bill No. 529 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 529 was read the second time by title only.

The President presiding.

The Committee on Miscellaneous Legislation offered the following amendment to Senate Bill No. 529:

In Section 1, lines 3 and 4, (typewritten bill) strike out the words: "of thirty-six months from the date of the ratification of such permit by the electorate," and insert in lieu thereof the following: "to May 1, 1953,"

Senator Gautier (28th) moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Pending further consideration of Senate Bill No. 529, Senator Gautier (28th) moved that the Senate reconsider the vote by which the motion made by Senator Gautier (28th) to withdraw House Bill No. 1680 from the Committee on Miscellaneous Legislation failed of adoption.

The President put the question: "Will the Senate reconsider the vote by which the motion made by Senator Gautier (28th) to withdraw House Bill No. 1680 from the Committee on Miscellaneous Legislation failed of adoption?"

Which was agreed to and the Senate reconsidered the vote by which the motion made by Senator Gautier (28th) to withdraw House Bill No. 1680 from the Committee on Miscellaneous Legislation failed of adoption.

The question recurred on the motion made by Senator Gautier (28th) that House Bill No. 1680 be withdrawn from the Committee on Miscellaneous Legislation and placed on the Calendar of Bills on Second Reading.

Which was agreed to and it was so ordered.

Senator Gautier (28th) asked unanimous consent of the Senate to take up and consider House Bill No. 1680, out of its order.

Which was agreed to.

H. B. No. 1680—A bill to be entitled An Act extending the time within which race tracks may be constructed by holders of permits for horse racing where the location of such race tracks is east of the Apalachicola River.

Was taken up.

Senator Gautier (28th) moved that the rules be waived and House Bill No. 1680 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1680 was read the second time by title only.

Senator Gautier (28th) moved that the rules be further waived and House Bill No. 1680 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. 1680 was read the third time in full.

Upon the passage of House Bill No. 1680 the roll was called and the vote was:

Yeas—23.

Mr. President	Brackin	Leaird	Ripley
Ayers	Gautier (28th)	Lewis	Sanchez
Baker	Johns	McArthur	Shands
Baynard	Johnson	Morrow	Shivers
Beall	Johnston	Pearce	Tucker
Boyle	King	Pope	

Nays—2.

Moore Wright

So House Bill No. 1680 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By unanimous consent Senator Gautier (28th) withdrew Senate Bill No. 529, as amended.

Senator McArthur moved that the House of Representatives be requested to return Senate Bill No. 1070 to the Senate for further consideration.

Which was agreed to and it was so ordered.

Senator McArthur moved that the rules be waived and when the Senate adjourns it adjourn to reconvene at 10:00 o'clock A. M., June 1, 1951.

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

Senator Brackin asked unanimous consent of the Senate to take up and consider House Bill No. 609, out of its order.

Which was not agreed to.

H. B. No. 406—A bill to be entitled An Act amending Section 526.01, Florida Statutes, relating to the sale of liquid fuel, by providing for labeling of previously used reclaimed, re-refined or reconditioned lubricating oils, lubricants or mixtures thereof.

Was taken up in its order.

Senator Ripley moved that the rules be waived and House Bill No. 406 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 406 was read the second time by title only.

Senator Johnson offered the following amendment to House Bill No. 406:

In Section 1, of the bill, after sub-paragraph (2), add a new sub-paragraph to be known as sub-paragraph (3), reading as follows: "(3) Containers of re-refined lubricating oils shall be properly designated as 'Re-Refined'."

Senator Johnson moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Johnson also offered the following amendment to House Bill No. 406:

In Section 1, Sub-section 2, line 1 (Engrossed bill) strike out the word: re-refined.

Senator Johnson moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Ripley moved that the rules be further waived and House Bill No. 406, 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. 406, as amended, was read the third time in full.

Upon the passage of House Bill No. 406, as amended, the roll was called and the vote was:

Yeas—26.

Mr. President	Collins	Lewis	Ripley
Ayers	Crary	Lindler	Rogells
Baker	Davis	McArthur	Sanchez
Baynard	Dayton	Moore	Shands
Beall	Franklin	Morrow	Shivers
Brackin	Johns	Pearce	
Clarke	King	Pope	

Nays—4.

Johnson	Johnston	Rodgers	Tucker
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So House Bill No. 406 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Brackin asked unanimous consent of the Senate to take up and consider Senate Bill No. 788, out of its order.

Which was not agreed to.

Senator Shivers asked unanimous consent of the Senate to take up and consider House Bill No. 1029, out of its order.

Which was agreed to.

H. B. No. 1029—A bill to be entitled An Act relating to the Florida Board of Forestry; providing for an appropriation to be used only to match or supplement Federal funds used to create a forestry research station.

Was taken up.

Senator Shivers moved that the rules be waived and House Bill No. 1029 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

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

Upon the passage of House Bill No. 1029 the roll was called and the vote was:

Yeas—30.

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

Nays—1.

McArthur

So House Bill No. 1029 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By unanimous consent Senator Shivers withdrew Senate Bill No. 722.

Senator Lewis asked unanimous consent of the Senate to take up and consider House Bill No. 684, out of its order.

Which was agreed to.

H. B. No. 684—A bill to be entitled An Act amending Section 585.32, Florida Statutes, authorizing and requiring the purchase by the State Live Stock Sanitary Board of hog cholera anti-serum and virus and vaccine; providing the method therefor; providing the method of distribution thereof free to bona fide farmers who are the owners of swine in Florida; providing for the sale thereof for use by owners of hogs in Florida, which hogs are commercial and/or commercial garbage fed hogs; and for the distribution thereof to all other owners of hogs in Florida not entitled to free distribution thereof; providing a method and use for the money derived from the sale of hog cholera anti-serum and virus and vaccine; and providing a source of funds for the purchase of the requirement of the State Live Stock Sanitary Board for said hog cholera anti-serum and virus and vaccine; giving the board power to make rules and regulations in connection with the administration of this Act; and repealing all laws in conflict herewith.

Was taken up.

Senator Lewis moved that the rules be waived and House Bill No. 684 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 684 was read the second time by title only.

Senator Lewis moved that the rules be further waived and House Bill No. 684 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. 684 was read the third time in full.

Upon the passage of House Bill No. 684 the roll was called and the vote was:

Yeas—32.

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

Nays—None.

So House Bill No. 684 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Sanchez withdrew Senate Bill No. 628.

Senator Moore asked unanimous consent of the Senate to take up and consider House Bill No. 1653, out of its order.

Which was agreed to.

H. B. No. 1653—A bill to be entitled An Act to amend Sections 1 and 12 of Chapter 23535, Laws of Florida, Acts of 1945, (as amended by Chapter 26223, Laws of Florida, Acts of 1949), and providing for the Sebring Utilities Commission to be a body corporate; authorizing said Sebring Utilities Commission to issue revenue bonds or certificates to finance the cost of additions, improvements and extensions of the municipal utilities within the management, control and jurisdiction of said commission and providing for the terms and conditions of said revenue bonds or certificates; authorizing said Sebring Utilities Commission to enter into covenants and agreements with the holders of said revenue bonds or certificates concerning the fixing, establishing and maintaining of fees, rentals and charges for the municipal utilities under its management, control and jurisdiction; authorizing said commission to pledge to the payment of the principal of and interest on such revenue bonds or certificates revenues derived from the municipally owned utilities under the jurisdiction, management or control of said commission; providing that said commission may finance any of the municipally owned utilities under its management, control and jurisdiction either as a separate and independent utility system or as a combined and consolidated system or systems and providing when this Act shall take effect.

Was taken up.

Senator Moore moved that the rules be waived and House Bill No. 1653 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1653 was read the second time by title only.

Senator Moore offered the following amendment to House Bill No. 1653:

In Section 6 (typewritten bill) strike out Section 6 and insert in lieu thereof the following:

Section 6. This Act shall not become effective and operative until ratified and approved at a referendum election to be called by the City Council of the City of Sebring, which election may be held at any time within twelve months from the date hereof after having first given full notice of such election by publication in some newspaper of general circulation in the City of Sebring, Florida in four issues of such newspaper, which issues are published for four weeks immediately preceding the date of such election.

Senator Moore moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Moore moved that the rules be further waived and House Bill No. 1653, 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. 1653, as amended, was read the third time in full.

Upon the passage of House Bill No. 1653, 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. 1653 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Tucker asked unanimous consent of the Senate to take up and consider House Bill No. 1020, out of its order.

Which was agreed to.

H. B. No. 1020—A bill to be entitled An Act relating to all counties having a population of not less than four thousand five hundred (4,500) nor more than five thousand five hundred (5,500) according to the latest official census; providing for one license to sell alcoholic beverages for each one thousand (1,000) population of the county; setting effective date for any dry county.

Was taken up.

Senator Tucker moved that the rules be waived and House Bill No. 1020 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1020 was read the second time by title only.

Senator Tucker moved that the rules be further waived and House Bill No. 1020 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. 1020 was read the third time in full.

Upon the passage of House Bill No. 1020 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. 1020 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

The hour of adjournment having arrived, a point of order was called and the Senate stood adjourned at 11:28 o'clock P. M. until 10:00 o'clock A. M. Friday, June 1, 1951.

EXECUTIVE SESSION ANNOUNCEMENTS

The Senate in Executive Session on May 31, 1951, refused to advise and consent to the following appointments by the Governor:

Ralph L. Crum Lakeland, Member of the State Racing Commission, First Congressional District, for a term ending 1st Monday in January 1953.

B. P. Beville, Gainesville, Member of the State Racing Commission, Second Congressional District, for a term ending 1st Monday in January 1953.

P. O. Corbin, Blountstown, Member of the State Racing Commission, Third Congressional District, for a term ending 1st Monday in January 1953.

Leo Edwards, Miami, Member of the State Racing Commission, Fourth Congressional District, for a term ending 1st Monday in January 1953.

Roy Patience, Crescent City, Member of the State Racing Commission, Fifth Congressional District, for a term ending 1st Monday in January 1953.

The Senate, in Executive Session on May 31, 1951, advised and consented to the following appointments by the Governor:

Harry Knight, Key West, Member, Board of Commissioners, Overseas Road and Toll Bridge District, for a term ending July 6, 1953.

Anthony Demeritt, Key West, Member, Board of Commissioners, Overseas Road and Toll Bridge District, for a term ending July 8, 1953.

Sybil Dexter, Key West, Member, Board of Commissioners, Overseas Road and Toll Bridge District, for a term ending July 6, 1953.

Joseph J. Cleare, Key West, Member, Board of Commissioners, Overseas Road and Toll Bridge District, for a term ending June 15, 1953.

J. Bowling Powell, 3rd, Palm Beach, Commissioner of Pilotage for the Port of Palm Beach, for a term ending August 29, 1953.

J. Horton McCampbell, West Palm Beach, Commissioner of Pilotage for the Port of Palm Beach, for a term ending August 29, 1953.

C. D. Reese, Palm Beach, Commissioner of Pilotage for the Port of Palm Beach, for a term ending September 29, 1953.

William B. Presley, Boca Grande, Member of the Board of Pilot Commissioners for the Port of Boca Grande, for a term ending November 11, 1951.

Richard C. Kuhl, Boca Grande, Member of the Board of Pilot Commissioners for the Port of Boca Grande, for a term ending November 11, 1951.

Edward McCarthy, Jacksonville, Commissioner for the Promotion of Uniformity of Legislation, for a term ending June 5, 1955.

R. A. Henderson, Jr., Ft. Myers, Commissioner for the Promotion of Uniformity of Legislation, for a term ending June 5, 1955.

R. K. Lewis, West Palm Beach, Commissioner for the Promotion of Uniformity of Legislation, for a term ending June 5, 1955.

Brooks Hayes, Blountstown, Member, Florida Board of Parks and Historic Memorials, Region 1, for a term ending July 12, 1954.

Mrs. Elizabeth Towers, Jacksonville, Member, Florida Board of Parks and Historic Memorials, Region 2, for a term ending July 12, 1952.

Karl Bickel, Sarasota, Member, Florida Board of Parks and Historic Memorials, Region 3, for a term ending July 12, 1953.

Mrs. Eileen H. Butts, Ormond Beach, Member, Florida Board of Parks and Historic Memorials, Region 4, for a term ending July 12, 1951.

Miles Collier, Everglades, Member, Florida Board of Parks and Historic Memorials, Region 5, for a term ending July 9, 1953.

O. O. Edwards, Cross City, Assistant State Attorney, Third Judicial Circuit of the State of Florida, for a term ending July 31, 1955.

Sam Y. Alligood, New Port Richey, Assistant State Attorney, Sixth Judicial Circuit of the State of Florida, for a term ending July 31, 1955.

Julian C. Calhoun, Palatka, Assistant State Attorney, Seventh Judicial Circuit of the State of Florida, for a term ending July 31, 1955.

Hubert E. Griggs, Cocoa, Assistant State Attorney, Ninth Judicial Circuit of the State of Florida, for a term ending July 31, 1955.

Thad H. Carlton, Fort Pierce, Assistant State Attorney, Ninth Judicial Circuit of the State of Florida, for a term ending July 31, 1955.

Harvie S. Duval, Miami, Assistant State Attorney, Eleventh Judicial Circuit of the State of Florida, for a term ending the first Tuesday after the first Monday in January 1953.

E. M. Magaha, Fort Myers, Assistant State Attorney, Twelfth Judicial Circuit of the State of Florida, for a term ending July 31, 1955.

J. Frank Adams, Blountstown, Assistant State Attorney, Fourteenth Judicial Circuit of the State of Florida, for a term ending July 31, 1955.

L. Grady Burton, Wauchula, Assistant State Attorney, Tenth Judicial Circuit of the State of Florida, for a term ending July 31, 1955.

B. Brack Cantrall, Fort Lauderdale, Commissioner, Everglades Fire Control District, Broward County, for a term ending August 23, 1951.

W. D. Roberts, Immokalee, Commissioner, Everglades Fire Control District, Collier County, for a term ending August 21, 1951.

Cason Ives, Ojus, Commissioner, Everglades Fire Control District, Dade County, for a term ending October 2, 1951.

W. H. Peeples, Moore Haven, Commissioner, Everglades Fire Control District, Glades County, for a term ending February 9, 1952.

C. A. Davis, LaBelle, Commissioner, Everglades Fire Control District, Hendry County, for a term ending August 15, 1951.

O. D. Hataway, Indiantown, Commissioner, Everglades Fire Control District, Martin County, for a term ending August 7, 1951.

R. A. Burgess, Okeechobee, Commissioner, Everglades Fire Control District, Okeechobee County, for a term ending August 7, 1951.

C. M. Greene, Belle Glade, Commissioner, Everglades Fire Control District, Palm Beach County, for a term ending August 15, 1951.

Harry Kicliter, Fort Pierce, Commissioner, Everglades Fire Control District, St. Lucie County, for a term ending August 7, 1951.

John Salvador, St. Augustine, Member, Atlantic States Marine Fisheries Commission, for a term ending September 4, 1953.

John T. Alsop, Jr., Jacksonville, Member of the State Advertising Commission, Second Congressional District, for a term ending August 1, 1951.

H. Guy Green, Pensacola, Member of the State Advertising Commission, Third Congressional District, for a term ending August 1, 1952.

Beverly Grizzard, Fruitland Park, Member of the State Advertising Commission, Fifth Congressional District, for a term ending August 1, 1953.

A. Lowell Hunt, Fort Myers, Member of the State Advertising Commission, Sixth Congressional District, for a term ending August 17, 1953.

J. T. Murphy, Pensacola, Member of the State Welfare Board, for a term ending July 2, 1954.

Christine Edenfield, Ft. Lauderdale, Member of the State Welfare Board, for a term ending July 2, 1954.

Frances Davis Gordon, Coral Gables, Member of the State Welfare Board, for a term ending July 2, 1951.

David Peyton Yon, Tallahassee, Member of the State Welfare Board, for a term ending July 2, 1952.

Paul E. Raymond, Daytona Beach, Member of the State Welfare Board, for a term ending July 2, 1953.

The Senate in Executive Session on May 31, 1951, advised and consented to the following appointment made by the Board of Commissioners of State Institutions:

Raymond B. Marsh, Member of the Florida Parole Commission, State of Florida, for the ensuing term, expiring October 7, 1957.