

JOURNAL OF THE SENATE

Tuesday, April 14, 1953

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The Senate convened at 11:00 o'clock A.M., pursuant to adjournment on Monday, April 13, 1953.

The President in the Chair.

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

Mr. President	Connor	Hodges	Pope
Baker	Crary	Houghton	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Fraser	Melvin	
Clarke	Gautier (28th)	Morrow	
Collins	Gautier (13th)	Pearce	

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A quorum present.

Senator Johnson was excused from attendance upon the session today.

Prayer was offered by the Senate Chaplain, Reverend W. E. Hall.

The reading of the Journal was dispensed with.

The Senate daily Journal of Monday, April 13, 1953, was corrected as follows:

Page 2, column 2, at the end of line 38, change the period to a comma and add the following: "and the action of the Senate was ordered certified to the House of Representatives."

And as corrected was approved.

INTRODUCTION OF RESOLUTIONS, MEMORIALS, BILLS AND JOINT RESOLUTIONS

By Senator Crary—

S. B. No. 115—A bill to be entitled An Act for the relief of Charles R. King of Fort Pierce, Florida, and making an appropriation to compensate him for injuries resulting from an accident wherein the automobile in which Charles R. King was riding collided with a patrol car belonging to the Department of Public Safety of the State of Florida.

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

By Senator Ripley—

S. B. No. 116—A bill to be entitled An Act to require certified copies of all local or special Legislative Bills which are advertised by the publication of Notice of intention to apply for passage thereof as required by Article III, Section 20 of the State Constitution and Section 11.02, Florida Statutes, to be filed with each member of the Legislature and the Clerk of the Circuit Court of the county where advertised.

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

By Senator Ripley—

S. B. No. 117—A bill to be entitled An Act relating to and providing for procedure in a default in the undertaking of injunction or ne exeat bonds; prescribing the action to be taken for the enforcement thereof; and limiting the liability of sureties under such bonds to the penalties therein specified.

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

By Senator Ripley—

S. B. No. 118—A bill to be entitled An Act designating the Sabal Palmetto Palm as the Florida State tree.

Which was read the first time by title only.

By unanimous consent Senator Ripley withdrew Senate Bill No. 118.

By Senator Ripley—

S. B. No. 119—A bill to be entitled An Act relating to punishment and providing that whenever punishment by imprisonment is prescribed the court may in its discretion, where the sentence is for a term of two years or less, direct that the imprisonment be in the County jail.

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

By Senator Ripley—

S. B. No. 120—A bill to be entitled An Act relating to the cutting or removing of timber from uninclosed land; making certain acts a crime; providing penalties.

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

By Senator Rodgers—

S. B. No. 121—A bill to be entitled An Act to amend Chapter 642, Florida Statutes, relating to accident and sickness insurance by adding thereto a new section to be designated Section 642.031, in substitution for present Section 642.03, Florida Statutes, relating to the form and content of accident and sickness policies, and in substitution for Sub-section 642.04(1), Florida Statutes, relating to family group accident and sickness insurance, said new section providing for individual accident and sickness insurance, form of policies, policy provisions and explanations thereof, the riders or endorsements to be attached thereto or affixed thereon, the applications to be used therewith, and the powers, duties and obligations of the commissioner with respect to approval thereof; fixing the effective date of this Act; continuing in effect certain provisions of said Section 642.03 and said Sub-section 642.04(1) under stated conditions during the three-year period immediately subsequent to said effective date, and repealing said section and said subsection on October 1, 1956.

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

By Senator Rodgers—

S. B. No. 122—A bill to be entitled An Act to protect the interest of the public with respect to insurance adjusters; to regulate the conduct of the business of insurance adjusters; to provide for the examining and licensing of insurance adjusters; to define certain terms used herein; to provide penalties for violation of any provisions of this Act; providing for the repeal of Chapter 636, Florida Statutes, 1951; and to repeal all other laws or parts of laws in conflict herewith.

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

By Senator Rodgers—

S. B. No. 123—A bill to be entitled An Act relating to the regulations of trade practices in the insurance business; amending Sections 643.02, 643.04(8) (b) 2 and adding Sub-section (10) thereto, 643.06(2), 643.07(1), 643.08(1) and (3), and 643.11; defining and providing for the determination of, and prohibiting unfair or deceptive acts or practices in such business; authorizing the revocation of licenses or certificates of authority by the Insurance Commissioner after

a hearing and review of such orders, and repealing all laws or parts of laws in conflict herewith.

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

By Senator King—

S. B. No. 124—A bill to be entitled An Act relating to education, courses of study, curriculum, textbooks, curriculum committee, public school libraries, and amending Sections 233.01, 233.02, 233.03, 233.04, 233.05, 233.06, 233.10, 233.11, 233.13, 233.14, Subsection (1) of Section 233.16, and Sections 233.17, 233.18, 233.25, 233.26, 233.34, 233.37, and repealing Sections 233.07, 233.08, 233.09, and 233.33, Florida Statutes.

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

By Senator Ripley—

S. B. No. 125—A bill to be entitled An Act providing that a certified copy of all local or special Legislative Bills which are advertised by the publication of Notice of intention to apply for passage thereof as required by Article III, Section 21, of the State Constitution and Section 11.02, Florida Statutes, be furnished each member of the local delegation to the State Legislature and filed with the Clerk of the Circuit Court of the county where advertised; providing that the Clerk of the Circuit Court shall keep, as a public record of his office, a book containing a copy of each such Bill.

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

By Senator Ripley—

S. B. No. 126—A bill to be entitled An Act to amend Section 40.10 of Florida Statutes relating to jury lists and duties of Jury Commissioners in certain counties.

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

By Senator Ripley—

S. B. No. 127—A bill to be entitled An Act relating to habitual criminals; specifying what shall be deemed to constitute a conviction within the contemplation of Sections 775.09, 775.10 and 775.11, Florida Statutes, and declaring the Legislative intent of this point when it enacted said Statutes; and prescribing the effective date hereof.

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

By Senator Ripley—

S. B. No. 128—A bill to be entitled An Act to amend Section 860.01, Florida Statutes, relating to and providing penalties for the operation of motor vehicles while intoxicated or under the influence of intoxicating liquors, so that said Statute shall apply to and provide penalties for the operation of motor vehicles while under the influence of narcotic drugs; and providing the effective date hereof.

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

By Senator Melvin—

S. B. No. 129—A bill to be entitled An Act amending Subsection (3) of Section 425.10 of Florida Statutes, relating to election of trustees of rural electric co-operative and setting forth their term of office.

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

By Senator Ripley—

S. B. No. 130—A bill to be entitled An Act to amend Section 838.02, Florida Statutes of 1949, relating to officer accepting bribe.

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

By Senator Rodgers—

S. B. No. 131—A bill to be entitled An Act relating to the practice of public accounting amending Section 473.28, Florida Statutes, 1941, and providing for the issuance of certificates as certified public accountants.

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

By Senators Branch, Shands, Pearce, Hodges, Clarke, Johnson, Connor, Black, Gautier (28th) and Lindler—

S. B. No. 132—A bill to be entitled An Act to define and prohibit the unfair sales of cigarettes; to prohibit the creation or perpetuation of monopolies therein; and to provide remedies and set forth penalties for violation.

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

By Senator Branch—

S. B. No. 133—A bill to be entitled An Act providing for a refund to licensed retail gasoline dealers of two per cent (2%) of the first gasoline tax imposed on gasoline sold at retail; providing method of computation and payment of said refund; providing penalties for violation; setting effective date.

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

By Senator Beall—

S. B. No. 134—A bill to be entitled An Act amending Section 3 of Chapter 20056, Laws of Florida, Special Acts, 1939, relating to the biennial registration of all legally qualified voters in the City of Pensacola, Florida, entitled to vote in municipal primary or general elections; extending the time for registration until the end of April each year and authorizing and ratifying the reopening of the said registration books until the end of April of 1953; repealing clause.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 134 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Beall moved that the rules be waived and Senate Bill No. 134 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 134 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 134 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. 134 was read the third time in full.

Upon the passage of Senate Bill No. 134 the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Hodges	Pope
Baker	Crary	Houghton	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Fraser	Melvin	
Clarke	Gautier (28th)	Morrow	
Collins	Gautier (13th)	Pearce	

Nays—None.

So Senate Bill No. 134 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Melvin—

S. B. No. 135—A bill to be entitled An Act authorizing the State Board of Education to designate the State Board of Administration as its fiscal agent for all bonds or certificates which may be issued under the authority granted to the State Board of Education in Section 18, of Article XII of the State Constitution, said fiscal agent to be governed by rules and regulations of the State Board of Education, providing a method which may be used for the disposition of proceeds of any sale of bonds or certificates to be issued under said article and further authorizing the State Board of Administration to administer the debt service fund of said bonds or certificates if requested to do so by the State Board of Education.

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

By Senators Johns, Hodges and Ripley—

S. B. No. 136—A bill to be entitled An Act relating to pensions of Confederate veterans and widows of Confederate veterans; repealing Sections 291.02 and 291.04, Florida Statutes, and adding Section 291.021, Florida Statutes.

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

By Senators Johns, Franklin and Black—

S. B. No. 137—A bill to be entitled An Act amending Chapter 238, Florida Statutes, 1951, relating to teachers retirement system, by adding thereto Sections providing additional pension allowance of three dollars per month for each year of past service up to and including fifteen years, not to exceed forty five dollars per month, for teachers retired on or before December 31, 1952 and providing for appropriation therefore from the General Revenue Fund.

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

By Senator Johns—

S. B. No. 138—A bill to be entitled An Act to amend Section 292.04, Florida Statutes relating to the State Veterans' Service Commission by providing for appointment of members thereof from each Congressional District of the State.

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

By Senator Johns—

S. B. No. 139—A bill to be entitled An Act relating to the State Officers and Employees Retirement System, amending Section 121.14, Florida Statutes, prohibiting the employment of persons receiving benefits under Chapter 121, Florida Statutes, by exempting certain services of physicians from such prohibitions and providing a limitation on such exemption.

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

By Senators King, Pearce, Crary, McArthur, Rodgers, Black, Boyle, Baker and Fraser—

S. B. No. 140—A bill to be entitled An Act to repeal Chapter 204, Florida Statutes, 1951, relating to license taxes on chain and other retail stores.

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

By Senator Pope—

S. B. No. 141—A bill to be entitled An Act to amend the first paragraph of Section 516.14, Florida Statutes, by limiting the amount of interest chargeable on loans of three hundred dollars (\$300.00) or less to one per cent per month.

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

By Senator Pope—

S. B. No. 142—A bill to be entitled An Act to amend Section 653.19, Florida Statutes, relating to the investing of funds

of any bank, or trust company, organized under the laws of the State and doing business in this State.

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

By Senator Ripley—

S. B. No. 143—A bill to be entitled An Act to amend Chapter 683, Florida Statutes, relating to legal holidays, by adding a section to provide that March 27, the day Ponce De Leon discovered Florida, shall be Florida State Day, and shall be known as "Pascua Florida Day."

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

By Senator Ripley—

S. B. No. 144—A bill to be entitled An Act to provide and fix the amount of salaries for the members of County Budget Commissions of all Counties having a population of not less than two hundred and fifty thousand (250,000), according to the most recent official census, if the Board of County Commissioners of such County does not have jurisdiction over a port or constitute a port authority.

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

By Senator Ripley—

S. B. No. 145—A bill to be entitled An Act to require a permit from the Board of County Commissioners as a condition precedent to the issue of a license for engaging in any occupation comprehended by Section 205.41, Florida Statutes, relating to fortune-telling and like pursuits, prescribing qualifications of applicants and procedure for issuance of permits and providing penalties for violations.

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

By The Committee on Education—

S. B. No. 146—A bill to be entitled An Act relating to schools; amending Sub-section (1) of Section 236.07, Florida Statutes, relating to the basis of distribution of the foundation program fund to the several Counties and defining the ranks of teacher certificate holders; and repealing Section 231.22, Florida Statutes, providing that special certificates may be issued by the State Superintendent of Public Instruction in certain circumstances.

Which was read the first time by title only.

Senator Leaird, Chairman of the Committee on Education, informed the Chair that the Committee on Education was not the introducer of Senate Bill No. 146 and, under the rule, Senate Bill No. 146 was laid on the table.

By the Committee on Rules and Calendar—

Senate Concurrent Resolution No. 147:

A CONCURRENT RESOLUTION ADOPTING A SPECIAL RULE PROVIDING DURING THE LAST TWENTY WORKING DAYS OF THE 1953 SESSION, THE SENATE AND/OR HOUSE WILL NOT CONSIDER LEGISLATION FIXING, CHANGING, MODIFYING OR HAVING REFERENCE TO DATES OR TIMES OF OPERATION OF ESTABLISHMENTS WHERE PARIMUTUEL WAGERING IS CONDUCTED IN FLORIDA.

WHEREAS, in previous Sessions of the Legislature, during the latter part of each Session, controversial legislation dealing with establishments where parimutuel wagering is conducted has taken up a considerable portion of the working time of the Senate and House and has prevented both Houses from considering legislation of State-wide importance; and

WHEREAS, both the Senate and House desire to adopt a rule to prevent a recurrence during the 1953 Session of the conditions above referred to;

NOW, THEREFORE,

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

Section 1. That the Senate and the House of Representatives do hereby adopt as a rule of procedure for the guidance of the two branches of the State Legislature a special rule as follows, to-wit:

"During the last twenty working days of the 1953 Session of the Legislature, the Senate and the House of Representatives will not consider any legislation fixing dates of operation, changing dates of operation, or otherwise pertaining to or dealing with the period of operation of establishments in Florida where parimutuel wagering is conducted."

Which was read the first time in full.

Senator Franklin moved that the rules be waived and Senate Concurrent Resolution No. 147 be read the second time in full.

Which was agreed to by a two-thirds vote and Senate Concurrent Resolution No. 147 was read the second time in full.

The question was put upon the adoption of the Resolution.

Which was agreed to.

And Senate Concurrent Resolution No. 147 was adopted, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Clarke—

S. B. No. 148—A bill to be entitled An Act further to define lawful securities for deposits of public funds so as to provide that bonds of Federal Land Banks, Federal Intermediate Credit Bank Debentures, and Central Bank for Cooperatives Debentures shall be authorized securities for all deposits of public funds; and providing effective date of said Act.

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

By Senator Lewis—(By Request)—

S. B. No. 149—A bill to be entitled An Act granting a pension to W. W. White.

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

By Senator Hodges—

S. B. No. 150—A bill to be entitled An Act abolishing all justice of peace districts in Levy County, Florida, subject to approval at a referendum election.

Which was read the first time by title only.

Senator Hodges moved that the rules be waived and Senate Bill No. 150 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 150 was read the second time by title only.

Senator Hodges moved that the rules be further waived and Senate Bill No. 150 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. 150 was read the third time in full.

Upon the passage of Senate Bill No. 150 the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Hodges	Pope
Baker	Crary	Houghton	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leard	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Fraser	Melvin	
Clarke	Gautier (28th)	Morrow	
Collins	Gautier (13th)	Pearce	

Nays—None.

So Senate Bill No. 150 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Houghton—

S. B. No. 151—A bill to be entitled An Act providing for the creation and maintenance of traffic and rate bureau in Pinellas County, Florida, it being a County wide purpose; that the funds for the aforesaid traffic and rate bureau are to be appropriated from the general fund of Pinellas County, Florida; that the Board of County Commissioners shall decide each year the appropriation necessary for said bureau and shall disburse the necessary funds either in a lump sum or by monthly installments; that any municipality within Pinellas County, Florida, may contribute to the maintenance of said traffic and rate bureau.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 151 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 Houghton moved that the rules be waived and Senate Bill No. 151 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 151 was read the second time by title only.

Senator Houghton moved that the rules be further waived and Senate Bill No. 151 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. 151 was read the third time in full.

Upon the passage of Senate Bill No. 151 the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Hodges	Pope
Baker	Crary	Houghton	Ripley
Beall	Davis	King	Rodgers
Black	Dayton	Leaird	Rogells
Boyle	Douglas	Lewis	Shands
Branch	Floyd	Lindler	Sturgis
Bronson	Franklin	McArthur	Tapper
Carlton	Fraser	Melvin	
Clarke	Gautier (28th)	Morrow	
Collins	Gautier (13th)	Pearce	

Nays—None.

So Senate Bill No. 151 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Houghton—

S. B. No. 152—A bill to be entitled An Act providing for an additional club liquor license in all Counties of the State of Florida having a population of not less than 125,250 nor more than 185,400 persons according to the 1950 federal census.

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

By Senator Houghton—

S. B. No. 153—A bill to be entitled An Act relating to schools; providing for collection of tuition fees by the several County boards of public instruction from nonresidents of Florida entering pupils in the public schools of Florida; providing the manner of computing such fees; authorizing rules and regulations for the administration of this Act; and appropriating monies collected; defining the term non-resident as used in this Act; providing for certain exemptions from the terms of this Act; providing that this Act shall go into effect in the respective Counties in the State of Florida upon an affirmative vote of a majority of the qualified electors voting in any general or biennial election held in the respective Counties; and providing a penalty for the violation of this Act.

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

By Senator Lewis—(By Request)—

S. B. No. 154—A bill to be entitled An Act to authorize Rufus Heath, upon contributing the full amount he would have been required to contribute to the State officers' and employees' retirement system, to receive credit for prior service to the State under such retirement system.

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

By Senator Branch—

S. B. No. 155—A bill to be entitled An Act amending Section 215.26, Florida Statutes 1951, relating to repayment of funds paid into the State Treasury through error, etc., relating to the fixing of time within which application for refunds shall be filed with the comptroller of the State for refund of "use taxes" paid into the State Treasury under the Florida Revenue Act of 1949, Chapter 26139, Laws of Florida, Acts of 1949, Extraordinary Session.

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

By Senator Clarke—

S. B. No. 156—A bill to be entitled An Act fixing the per diem and traveling expenses of State officers and employees when traveling on State business.

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

By Senator Clarke—

S. B. No. 157—A bill to be entitled An Act amending Chapter 657 Florida Statutes, relating to credit unions, specifically by amending Section 657.06, second paragraph relative to examination fees; by amending Section 657.09, Subsection (3) to provide surety bond on graduated scale; by amending Section 657.17 to permit payment of dividend when reserves equal twenty percent (20%) of the total of the capital and deposits; by amending Section 657.18 to prohibit payment of dividend without recommendation of directors and not exceeding rate recommended; and by adding Section 657.22 authorizing destruction of records and files.

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

By Senator Clarke—

S. B. No. 158—A bill to be entitled An Act to amend Section 612.17, Florida Statutes, relating to stock certificates and their form and the right of a stockholder to have a certificate certifying the number of shares owned by him, by adding a new paragraph thereto providing that the provisions of the certificate of incorporation showing the class or classes of authorized stock and the distinguishing characteristics thereof need not be set forth in the certificate but, if the corporation so elects, may either be summarized on the face or back of a certificate or be incorporated by reference made on the face or back of the certificate where it is provided in such reference that a certified copy of said provisions will be furnished by the corporation or its transfer agent to the holder of a certificate upon request from and without cost to such holder; repealing conflicting laws; and providing for the effective date of this Act.

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

By Senator Clarke—

S. B. No. 159—A bill to be entitled An Act relating to corporations for profit; amending Section 612.05, Florida Statutes

1951, relating to amendments of certificates of incorporation, by revising the last sentence thereof to make it clear that the same does not limit the authority conferred by the first sentence thereof, that authorized but unissued shares as well as outstanding shares may be changed as therein provided, and that shares without par value may be changed into shares having par value as well as vice versa; repealing conflicting laws; and fixing the effective date of this Act.

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

By Senator Clarke—

S. B. No. 160—A bill to be entitled An Act relating to the power of corporations for profit to issue stock which may be divided into classes and designated series; amending Section 612.09, Florida Statutes 1951, relating to the issuance of shares of series pursuant to resolution or resolutions adopted by the Board of Directors or Executive Committee, by adding thereto a new paragraph providing for the authentication and filing, if the corporation so elects, of a certificate covering said resolution or resolutions with the Secretary of State prior to such issuance and further providing that upon such filing said resolution or resolutions shall become a part of the certificate of incorporation and shall be effective to designate and establish said series and to fix and determine the relative rights and preferences thereof; repealing conflicting laws; and fixing the effective date of this Act.

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

By Senator Clarke—

S. B. No. 161—A bill to be entitled An Act repealing Section 656.06, Sub-section (5) Florida Statutes, which authorizes Morris Plan banks and other similar banks operating under Chapter 656 Florida Statutes to have branch offices.

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

MESSAGE FROM THE GOVERNOR

STATE OF FLORIDA

EXECUTIVE DEPARTMENT

TALLAHASSEE

April 7, 1953.

Gentlemen of The Legislature:

In pursuance of the requirement of Section 11 of Article IV of the State Constitution, I have the honor to transmit herewith a report covering every case of fine or forfeiture remitted, or reprieve, pardon or commutation granted, stating the name of the convict, the crime for which he was convicted, the sentence, its date, and the date of its remission, commutation, pardon or reprieve since making report to the Legislature, April 5, 1951.

Respectfully submitted,

DAN McCARTY
Governor

Whereupon the report transmitted with the foregoing message from the Governor was filed in the Senate.

Senator King moved that the Senate adjourn.

Which was agreed to.

And the Senate stood adjourned at 11:42 o'clock A. M., until 11:00 o'clock A. M., Wednesday, April 15, 1953.