

JOURNAL OF THE SENATE

440

Wednesday, May 13, 1953

The Senate convened at 9:30 o'clock A. M., pursuant to adjournment on Tuesday, May 12, 1953.

The President in the Chair.

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

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

—38.

A quorum present.

Senator Shands presiding.

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

The reading of the Journal was dispensed with.

The Senate daily Journal of Tuesday, May 12, 1953, was corrected and as corrected was approved.

REPORTS OF COMMITTEES

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

S. B. No. 351—A bill to be entitled An Act defining, licensing and regulating homes for the maintenance, care and nursing of persons who by reason of illness or physical infirmity or advanced age are unable to care for themselves; providing for the administration of the Act and making an appropriation therefor; prescribing penalties for violations and providing the effective date.

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

And the Bill contained in the preceding report, together with the Committee amendments attached thereto, was referred to the Committee on Appropriations under the original joint reference.

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

S. B. No. 527—A bill to be entitled An Act to provide for the appointment of Special Masters in probate, to provide for their compensation and to grant them certain powers.

S. B. No. 532—A bill to be entitled An Act relating to the Florida Highway Patrol, amending Section 321.04, Florida Statutes; designating one officer as Inspector.

S. B. No. 603—A bill to be entitled An Act to amend Chapter 177, Florida Statutes, by adding a Section thereto to be numbered Section 177.16; requiring recordation of the official right of way maps of the State Road Department.

—and recommends that they do pass.

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

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

S. B. No. 561—A bill to be entitled An Act amending Section 794.05, Florida Statutes defining and providing penalty for rape, by providing penalty for carnal intercourse with unmarried person over the age of 10 years and under the age of 14 years.

—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 Baker, Chairman of the Committee on Privileges and Elections, reported that the Committee had carefully considered the following Bill:

S. B. No. 617—A bill to be entitled An Act to amend Section 104.381, Florida Statutes relating to sale of alcoholic beverages prohibited: time prohibited.

—and recommends that the same pass.

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

Senator Sturgis, Chairman of the Committee on Constitutional Amendments, reported that the Committee had carefully considered the following Joint Resolutions:

S. J. R. No. 219—Proposing an amendment to Section Six of Article VIII of the Constitution of the State of Florida relating to election and terms of County officers; by abolishing the elective office of County Superintendent of Public Instruction and providing for the employment of a County Superintendent of Public Instruction by the County School Boards.

S. J. R. No. 616—A Joint Resolution proposing an amendment to Section 7 of Article IV of the Florida Constitution pertaining to vacancies in office; providing for Senate approval of appointees.

S. J. R. No. 648—A Joint Resolution proposing an amendment to Article VIII of the Constitution relating to counties and cities by adding thereto Section 22 authorizing the Legislature to prescribe by general law the qualifications of County Superintendents of Public Instruction.

—and recommends that they do pass.

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

Senator Sturgis, Chairman of the Committee on Constitutional Amendments, reported that the Committee had carefully considered the following Joint Resolution:

S. J. R. No. 493—A Joint Resolution amending Article III of the Florida Constitution by adding thereto a new Section to be numbered by the Secretary of State; relating to extension of Legislative Sessions and the compensation of Legislators.

—and recommends that the same pass with Committee amendment at attached thereto

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

Senator Sturgis, Chairman of the Committee on Constitutional Amendments, reported that the Committee had carefully considered the following Joint Resolution:

S. J. R. No. 676—A Joint Resolution proposing an amendment to Article IX of the Florida Constitution by adding a new Section thereto to be numbered by the Secretary of State, to provide that except by three-fourths vote of the membership of both branches of the Legislature, no State funds

shall be expended to pay obligations incurred to construct, purchase or maintain any toll road.

—and recommends that the same pass.

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

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

S. B. No. 597—A bill to be entitled An Act relating to pharmacy and revising Chapter 465, Florida Statutes, 1951, so as to create and establish a Florida Board of Pharmacy; to provide for the appointment, meetings, duties, and compensation of the members of the board; to prescribe the standards of admission to the practice of pharmacy and require the registration of pharmacists and retail drug establishments; to allow for the registration of pharmacists from other states on a reciprocating basis; to provide for the inspection and regulation of the practices of pharmacists and the activities of retail drug establishments; to define the term retail drug establishment; to provide for the collection of examination and registration fees and for the appropriation of funds to carry out the purposes of the act; to define certain violations and prescribe penalties therefor; to provide a method of appeal from decisions of the board; and to provide that this act be known as the "Florida Pharmacy Act."

—and recommends that the same 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.

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 to protect and control the artesian waters of the state; providing duties of certain state and county officers in regard thereto; and providing a penalty for the violation 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
of the Senate.

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 amendments, for engrossing—

S. B. No. 294—A bill to be entitled An Act to amend Sub-section (3) of Section 562.27, Sections 562.35, 562.38, 562.39 and 562.40, Florida Statutes, relating to seizures and forfeitures of any still and stilling apparatus or raw material used in the manufacture of illicit and illegal alcoholic beverages and liquors and all vehicles, vessels, aircraft or animals used in the transportation or removal of or for the deposit or concealment of any such apparatus or raw material or illicit liquor; providing for disposition of proceeds and requiring third party claimants to meet certain standards, and providing that a claimant has burden of proof to show right to possession, and repealing Section 562.43, Florida Statutes.

—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
of the Senate.

And Senate Bill No. 294, 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. 97—A bill to be entitled An Act relating to the Florida Plumbing Control Act of 1951; amending Section 533.04 (1) Florida Statutes, relating to bonds required of plumbing contractors by limiting said bond requirement to plumbing contractors in counties electing to operate under said Plumbing Control Act.

—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
of the Senate.

And Senate Bill No. 97, contained in the above report was ordered certified to the House of Representatives.

ENROLLING REPORT

Your Enrolling Clerk, to whom was referred—

H. C. R. No. 1161

—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 12, 1953.

Very respectfully,

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

INTRODUCTION OF RESOLUTIONS, MEMORIALS, BILLS AND JOINT RESOLUTIONS.

By Senator Clarke—

S. B. No. 713—A bill to be entitled An Act amending Section 17.26, Florida Statutes, relating to the cancellation of State Warrants not presented for payment within six months; providing for the issuance of substitute warrants in lieu thereof; providing a limitation on warrants issued prior to December 1, 1951, and for the escheat, of all unclaimed funds on warrants issued on and after December 1, 1951, where no substitute warrants are issued, to the State School Fund, subject to certain claims therefor.

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

By Senator Baker—

S. B. No. 714—A bill to be entitled An Act authorizing the Board of County Commissioners in all counties having a population of not less than thirty-five thousand (35,000) and not more than thirty-six thousand four hundred (36,400) persons according to the last census to enter into agreements for group insurance for employees of the Board of County Commissioners and fee officers and their employees; to provide for contributions by the board to the premiums therefor; to do any and all things necessary to provide and carry out such group insurance; to deduct periodically from the wages of any employee upon written request of such employee any premium or portion of premium for such insurance; declaring purpose of Act to be a county purpose.

Which was read the first time by title only.

Senator Baker moved that the rules be waived and Senate Bill No. 714 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 714 was read the second time by title only.

Senator Baker moved that the rules be further waived and

Senate Bill No. 714 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. 714 was read the third time in full.

Upon the passage of Senate Bill No. 714 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 714 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Rodgers—

S. B. No. 715—A bill to be entitled An Act relating to salt water fish; declaring snook to be a game fish; prohibiting commercial dealing in snook; setting a size limit; setting a possession limit; prohibiting commercial transportation of more than the possession limit; permitting the taking for scientific purposes under certain conditions; providing a penalty.

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

By Senator McArthur—

S. B. No. 716—A bill to be entitled An Act validating certain indebtedness of the City of Fernandina Beach, authorizing said city to issue funding bonds for the purpose of funding indebtedness, authorizing the levy and collection of taxes to pay such bonds, and providing for an election on the effectiveness of this Act and the issuance of such bonds.

Which was read the first time by title only.

Senator McArthur moved that the rules be waived and Senate Bill No. 716 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 716 was read the second time by title only.

Senator McArthur moved that the rules be further waived and Senate Bill No. 716 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. 716 was read the third time in full.

Upon the passage of Senate Bill No. 716 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 716 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator McArthur—

S. B. No. 717—A bill to be entitled An Act ratifying, confirming and approving the payment by the Board of Public Instruction of Nassau County, Florida, of certain paving assessments made against school property within the corporate limits of the City of Fernandina Beach, Florida, and authorizing the payment of certain paving liens filed by the town of Callahan against certain school property within the corporate limits of the Town of Callahan.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 717 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator McArthur moved that the rules be waived and Senate Bill No. 717 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 717 was read the second time by title only.

Senator McArthur moved that the rules be further waived and Senate Bill No. 717 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. 717 was read the third time in full.

Upon the passage of Senate Bill No. 717 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 717 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Beall—

S. B. No. 718—A bill to be entitled An Act to provide for the transfer of motor vehicle titles to surviving spouse where decedents assets do not exceed one thousand dollars; repealing all laws in conflict and providing the effective date of this Act.

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

By Senator Beall—

S. B. No. 719—A bill to be entitled An Act repealing Chapter 19804, Laws of Florida, Acts of 1939, being "An Act providing for tenure of employment of teachers under the age of 65 years in the public schools of Escambia County, Florida; defining terms used in said Act; providing when teachers are entitled to tenure of employment and the causes for which such teachers may be discharged or demoted and prescribing the procedure thereof; and conferring jurisdiction upon the Circuit Court to issue writs of mandamus and certiorari in order to give effect to the provisions of said Act," as amended by Chapter 23268, Laws of Florida, Acts of 1945, and as amended by Chapter 24499, Laws of Florida, Acts of 1947.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 719 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. 719 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 719 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 719 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. 719 was read the third time in full.

Upon the passage of Senate Bill No. 719 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 719 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Lewis—

S. B. No. 720—A bill to be entitled An Act fixing the compensation of the County Attorney of Jackson County, Florida, for his duty as prosecuting attorney, and designating the fund out of which such compensation shall be paid.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 720 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 Lewis moved that the rules be waived and Senate Bill No. 720 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 720 was read the second time by title only.

Senator Lewis moved that the rules be further waived and Senate Bill No. 720 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. 720 was read the third time in full.

Upon the passage of Senate Bill No. 720 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 720 passed, title as stated, and the ac-

tion of the Senate was ordered certified to the House of Representatives.

By Senator Lewis—

S. B. No. 721—A bill to be entitled An Act providing for the payment of certain monies to each of the County Commissioners of Jackson County, Florida as expenses; fixing the amount thereof; and designating the fund out of which the same shall be paid.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 721 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 Lewis moved that the rules be waived and Senate Bill No. 721 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 721 was read the second time by title only.

Senator Lewis moved that the rules be further waived and Senate Bill No. 721 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. 721 was read the third time in full.

Upon the passage of Senate Bill No. 721 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 721 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Lewis—

S. B. No. 722—A bill to be entitled An Act authorizing the Board of County Commissioners of Jackson County, Florida, to secure and keep in force in companies authorized to do business in the State of Florida, insurance covering liability for damages on account of bodily injury or death resulting therefrom and on account of property damage by reason of ownership, maintenance or operation of motor vehicles; limiting the amount thereof; waiving immunity of Jackson County and the Board of County Commissioners thereof to the extent of liability insurance carried by said board; declaring the carrying of such insurance to be a county purpose and authorizing payment for such insurance from county funds.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 722 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 Lewis moved that the rules be waived and Senate Bill No. 722 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 722 was read the second time by title only.

Senator Lewis moved that the rules be further waived and

Senate Bill No. 722 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. 722 was read the third time in full.

Upon the passage of Senate Bill No. 722 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 722 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senators Rogells, Carlton and Franklin—

S. B. No. 723—A bill to be entitled An Act relating to the salary of each official court reporter of a judicial circuit of the State of Florida embracing seven or more counties with a total population not exceeding one hundred twenty-five thousand and with one county therein with a population of thirty thousand or more according to the most recent official census, and in which said circuit there is neither established or provided a Criminal Court of Record or a Civil Court of Record, and providing that a part of the salary of each such official court reporter be paid from the general revenue fund of the counties of his said circuit in the proportion that the population of each county bears to the total population of such circuit according to the most recent official census; making the same a county purpose, making an annual appropriation therefor; providing the effective date hereof and repealing all laws in conflict herewith.

Which was read the first time by title only.

Senator Franklin moved that the rules be waived and Senate Bill No. 723 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 723 was read the second time by title only.

Senator Franklin moved that the rules be further waived and Senate Bill No. 723 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. 723 was read the third time in full.

Upon the passage of Senate Bill No. 723 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 723 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Houghton—

S. B. No. 724—A bill to be entitled An Act amending Section 18, Chapter 27,875, Laws of Florida, 1951, relating to the fire pension fund of the City of St. Petersburg; providing that pensions shall be based on the current compensation of the various ranks of firemen and shall be adjusted to conform to any change in the compensation of the various ranks.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 724 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. 724 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 724 was read the second time by title only.

Senator Houghton moved that the rules be further waived and Senate Bill No. 724 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. 724 was read the third time in full.

Upon the passage of Senate Bill No. 724 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 724 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Houghton—

S. B. No. 725—A bill to be entitled An Act amending Chapter 18,890, Laws of Florida, 1937, as amended by Chapter 21,552, Laws of Florida, 1941, relating to the Civil Service of the City of St. Petersburg; amending Sections 3, 6, 8 to 12 inclusive, 15 and 17, providing for classification of employees, for assembled or unassembled examinations, eligible rosters, promotional examinations, provisional appointments, removal of classified employees, exemption of certain positions from the classified services and providing for an annual report to the City Council.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 725 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. 725 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 725 was read the second time by title only.

Senator Houghton moved that the rules be further waived and Senate Bill No. 725 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. 725 was read the third time in full.

Upon the passage of Senate Bill No. 725 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 725 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Leaird, President Pro Tempore, presiding.

By Senators Rodgers and Boyle—(By Request)—

S. B. No. 726—A bill to be entitled An Act relating to municipalities; amending Section 167.431, Florida Statutes, authorizing municipalities to levy a tax on purchases of electricity, metered or bottled gas, water service, and telephone and telegraph service, by authorizing tax levy on purchases of all grades of fuel oil, kerosene and coal, adding Subsections (3) and (4) to said Section 167.431 to authorize three per cent (3%) deduction for collection of tax; and providing certain exemptions from the provisions of this Act.

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

By Senator Houghton—

S. B. No. 727—A bill to be entitled An Act providing certain pension rights and benefits to persons who were in the employ of the city of St. Petersburg on November 1, 1944, and whose service has been continuous since that date.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 727 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. 727 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 727 was read the second time by title only.

Senator Houghton moved that the rules be further waived and Senate Bill No. 727 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. 727 was read the third time in full.

Upon the passage of Senate Bill No. 727 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 727 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Houghton—

S. B. No. 728—A bill to be entitled An Act amending Sub-section "N" of Section 5 of Chapter 15,505, Laws of Florida, 1931, relating to the enactment and amendment of ordinances in the City of St. Petersburg; providing that no ordinance shall be amended by reference to its title, but that the Section, or Sub-section of a Section, or paragraph of a Sub-section of a Section as amended, shall be re-enacted.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 728 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. 728 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 728 was read the second time by title only.

Senator Houghton moved that the rules be further waived and Senate Bill No. 728 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. 728 was read the third time in full.

Upon the passage of Senate Bill No. 728 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 728 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Houghton—

S. B. No. 729—A bill to be entitled An Act amending Section 18, Chapter 27,876, Laws of Florida, 1951, relating to the Police Pension Fund of the City of St. Petersburg; providing that pensions shall be based on the current compensation of the various ranks of policemen and shall be adjusted to conform to any change in the compensation of the various ranks.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 729 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. 729 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 729 was read the second time by title only.

Senator Houghton moved that the rules be further waived and Senate Bill No. 729 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. 729 was read the third time in full.

Upon the passage of Senate Bill No. 729 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 729 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Houghton—

S. B. No. 730—A bill to be entitled An Act authorizing the City of St. Petersburg to adjust, compromise, settle or cancel delinquent personal property taxes, and interest thereon, for the taxable year 1949 and prior years.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 730 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. 730 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 730 was read the second time by title only.

Senator Houghton moved that the rules be further waived and Senate Bill No. 730 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. 730 was read the third time in full.

Upon the passage of Senate Bill No. 730 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 730 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Boyle—

S. B. No. 731—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 twenty-five thousand (25,000) and not more than twenty-seven thousand (27,000) according to the latest official census; validating payments of compensation to said Supervisor of Registration heretofore made.

Which was read the first time by title only.

Senator Boyle moved that the rules be waived and Senate Bill No. 731 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 731 was read the second time by title only.

Senator Boyle moved that the rules be further waived and Senate Bill No. 731 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. 731 was read the third time in full.

Upon the passage of Senate Bill No. 731 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 731 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Dayton—

S. B. No. 732—A bill to be entitled An Act to authorize and empower the Florida Citrus Commission to issue special permits for experimental purposes for the shipping and sale of frozen concentrated orange juices of not less than 58 degrees brix or more than 60 degrees brix, subject to certain conditions and under certain rules and regulations, and providing that this Act shall expire June 30, 1955.

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

By Senator Gautier (28th)—

S. B. No. 733—A bill to be entitled An Act relating to ad valorem taxation; amending, revising, transferring and repealing parts of Chapters 191, 192, 193, 194, Florida Statutes, providing for tax exemptions and homestead exemptions; providing for general provisions of the ad valorem tax law in regard to procedure used; providing for procedure and directing steps to be taken for tax assessment and tax collections; providing procedure for handling delinquent taxes and the disposition or redemption of property under tax liens and tax sales.

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

By Senator Gautier (13th)—

S. B. No. 734—A bill to be entitled An Act amending Section 98.301, Florida Statutes, relating to a list of deceased persons and requiring Bureau of Vital Statistics to furnish same to supervisors of registration and town clerks.

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

By Senator Gautier (13th)—

S. B. No. 735—A bill to be entitled An Act to promote the convenience of the public and applicants for treatment by the Florida Crippled Children's Commission by providing that hereafter applicants for treatment of crippled children by the Florida Crippled Children's Commission, as authorized under Chapter 391, General Laws of Florida, shall not be required to have such application approved by a county judge or a judge of the Juvenile Court, but providing that an affidavit of the applicant for such treatment, made a part of, or attached to, the application for same, containing statements of legal eligibility to receive such treatment, as authorized by law, shall be deemed sufficient; for all other purposes reasonably incidental; authorizing any officer or employee of the Florida Crippled Children's Commission, designated by same, to act as ex-officio notary public to receive and execute any such affidavits for such purpose; to repeal all laws in conflict herewith; that this Act shall take effect sixty days after it shall become a law.

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

By Senator Gautier (13th)—

S. B. No. 736—A bill to be entitled An Act amending Section 40 of Chapter 7672, Laws of Florida, Acts of 1917, entitled "An Act to abolish the present municipal government of the Town of Miami Beach, in the County of Dade and State of Florida, and to establish, organize and incorporate a city government for the City of Miami Beach, to define its territorial boundaries, to prescribe its jurisdiction, powers and privileges, and for the exercise of same, and to authorize the imposition of penalties for the violation of its ordinances", relating to the method of electing members of the City Council of the City of Miami Beach by providing for primary and regular elections.

Which was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 736 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 736 was read the second time by title only.

Senator Gautier (13th) offered the following amendment to Senate Bill No. 736:

In Section 1, line 6, (typewritten bill) strike out the words: "last Tuesday in May" and insert in lieu thereof the following: "first Tuesday in June".

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

Which was agreed to and the amendment was adopted.

Senator Gautier (13th) also offered the following amendment to Senate Bill No. 736:

In Section 1, line 9 (typewritten bill) strike out the word "first" and insert in lieu thereof the following: "last"

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

Which was agreed to and the amendment was adopted.

Senator Gautier (13th) also offered the following amendment to Senate Bill No. 736:

In Section 1, line 10 (typewritten bill) strike out the word "first" and insert in lieu thereof the following: "last"

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

Which was agreed to and the amendment was adopted.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 736, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 736, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 736, as amended, the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 736 passed, as amended, and was referred

to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

By Senator Gautier (13th)—

Senate Joint Resolution No. 737:

A JOINT RESOLUTION PROPOSING TO AMEND ARTICLE V OF THE CONSTITUTION OF THE STATE OF FLORIDA RELATING TO THE JUDICIAL DEPARTMENT OF THE GOVERNMENT OF THE STATE OF FLORIDA.

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

That the following Amendment to Article V of the Constitution, State of Florida, is hereby agreed to and shall be submitted to the electors of this State for Ratification or rejection at the next general election to be held in the year 1954, A. D., that is to say: A new section shall be added to said Article V to be designated Section 16 b, reading and providing as follows:

Section 16 b. When and as the business of the office of the County Judge requires, in any county having a population of more than 125,000 according to the last official census of Florida, the Legislature may provide for one or more additional County Judges who shall be elected by the qualified electors of such county at the time and places of voting for other county officers and such additional County Judge or Judges, shall hold said office for four years and said Judge's or Judges' compensation shall be provided for by law, and he or they shall have and exercise all the powers and perform all the duties that are or may be provided or prescribed by the Constitution or Statutes for County Judges, and all laws relating to the County Judge shall apply to said additional County Judge or Judges.

Which was read the first time in full and referred to the Committee on Constitutional Amendments.

By Senator Gautier (13th)—

S. B. No. 738—A bill to be entitled An Act to provide that any juvenile court judge, or county judge acting ex-officio as a juvenile court judge, may be named and appointed by the Governor of this State as an ex-officio member of the Florida Children's Commission; to repeal any laws in conflict herewith; for all other purposes reasonably incidental; to provide that this Act shall take effect by approval of the Governor, or upon becoming a law without the Governor's approval.

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

By Senator Gautier (13th)—

S. B. No. 739—A bill to be entitled An Act to amend Chapter 11516, Laws of Florida, 1925, being the Charter of the City of Hialeah, by amending Section 31 thereof so as to require the assessment of all property at its fair market value and by amending Section 41 thereof so as to limit the operating ad valorem tax millage to ten mills; 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. 739 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 739 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 739 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. 739 was read the third time in full.

Upon the passage of Senate Bill No. 739 the roll was called and the vote was:

Yeas—38.

Mr. President	Beall	Boyle	Bronson
Baker	Black	Branch	Carlton

Clarke	Franklin	Leaird	Ripley
Collins	Fraser	Lewis	Rodgers
Connor	Gautier (28th)	Lindler	Rogells
Crary	Gautier (13th)	McArthur	Shands
Davis	Hodges	Melvin	Sturgis
Dayton	Houghton	Morrow	Tapper
Douglas	Johnson	Pearce	
Floyd	King	Pope	

Nays—None.

So Senate Bill No. 739 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Gautier (13th)—

S. B. No. 740—A bill to be entitled An Act to confer additional jurisdiction and powers and to impose additional duties upon the City of Homestead and to amend the charter of the said city being Chapter 11520, Laws of Florida, passed at the 1925 extraordinary session, and approved December 1, 1925 and entitled, "An Act to abolish the present municipality known as the City of Homestead, Dade County, Florida, to create and establish a new municipality to be known as the City of Homestead, Dade County, Florida, to define the territorial limits of said city, to prescribe the jurisdiction, powers and privileges of officers, to validate the ordinances of the former City of Homestead, and to adopt the same as the ordinances of the new City of Homestead;" and to extend and enlarge the corporate limits of the City of Homestead in the County of Dade, Florida; to prescribe the liability of property within the annexed territory for municipal taxation; to give said City of Homestead jurisdiction over the territories embraced in said extension and repealing all laws or parts of laws in conflict.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 740 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. 740 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 740 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 740 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. 740 was read the third time in full.

Upon the passage of Senate Bill No. 740 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 740 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Gautier (13th)—

S. B. No. 741—A bill to be entitled An Act to confer additional jurisdiction and powers and to impose additional duties upon the City of Homestead and to amend the charter of said city being Chapter 11520, Laws of Florida, passed at the 1925 Extraordinary Session, and approved December 1,

1925, and entitled "An Act to abolish the present municipality known as the City of Homestead, Dade County, Florida, to create and establish a new municipality to be known as the City of Homestead, Dade County, Florida, to define the territorial limits of said city, to prescribe the jurisdiction, powers and privileges of officers, to validate the ordinances of the former City of Homestead, and to adopt the same as the ordinances of the new City of Homestead;" and providing for the appointment of a city manager.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 741 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. 741 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 741 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

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

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

Yeas—38.

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

Nays—None.

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

By Senator Gautier (13th)—

S. B. No. 742—A bill to be entitled An Act to confer additional jurisdiction and powers and to impose additional duties upon the City of Homestead and to amend the Charter of said City being Chapter 11520, Laws of Florida, passed at the 1925 Extraordinary Session, and approved December 1, 1925, and entitled "An Act to abolish the present municipality known as the City of Homestead, Dade County, Florida, to create and establish a new municipality to be known as the City of Homestead, Dade County, Florida, to define the territorial limits of said City, to prescribe the jurisdiction, powers and privileges of officers, to validate the ordinances of the former City of Homestead, and to adopt the same as the ordinances of the new City of Homestead;" and providing for the nomination and the election of officers of said municipality and establishing the dates when said election shall be held.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 742 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. 742 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 742 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 742 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. 742 was read the third time in full.

Upon the passage of Senate Bill No. 742 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 742 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Gautier (13th)—

S. B. No. 743—A bill to be entitled An Act providing for a merit basis of appointments and promotions in the administrative service of the City of Opa-Locka; providing for the appointment, removal, powers and duties of a personnel board and personnel director; providing for the establishment of rules; providing unclassified and classified services; providing pay, pension and retirement systems or plans; authorizing the administration of oaths; providing certain prohibitions; providing for the suspension, reductions and removals of persons in the classified service; preserving the status of certain employees holding positions when this Act takes effect; providing for the effectiveness hereof irrespective of the form of municipal government in effect in Opa-Locka; and providing for a referendum prerequisite to the effectiveness hereof.

Which was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 743 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 743 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 743 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. 743 was read the third time in full.

Upon the passage of Senate Bill No. 743 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 743 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The President presiding.

By Senator Gautier (13th)—

S. B. No. 744—A bill to be entitled An Act relating to

counties having a population in excess of 350,000 according to the most recent official census, and having zoning regulations pursuant to Chapter 17833, Special Laws of 1937, as amended, or pursuant to any other law; authorizing Boards of County Commissioners in such counties to cause to be issued special permits in certain cases; requiring public hearings pursuant to advertised notice; and ratifying certain special permits already given.

Which was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 744 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 744 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 744 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. 744 was read the third time in full.

Upon the passage of Senate Bill No. 744 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 744 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Gautier (13th)—

S. B. No. 745—A bill to be entitled An Act exempting from taxation all real and personal property leased to any county for a nominal consideration and used by such county for or in connection with any museum, public park, playground or any other county or public purpose, during the period of such lease and use; providing that the proper officials of the county shall certify such property to the tax assessors for the county and for municipalities wherein such property may lie, each year before April 1 except during 1953, wherein such certificate shall be made before July 15; defining "nominal consideration."

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

By Senator Gautier (13th)—

S. B. No. 746—A bill to be entitled An Act recreating, confirming and continuing the City of Opa-Locka, a municipal corporation in Dade County, Florida, to be known henceforth and in perpetuity under the name of the City of Opa-Locka; ratifying, approving and confirming its boundaries; prescribing its powers; prescribing qualifications of its commissioners and electors; ratifying all taxes levied and acts done by its officers; repealing all laws inconsistent with this act; saving all rights, remedies and defenses of said municipality; declaring a rule of construction; enumerating its officers; enumerating the powers of its officers; prescribing procedures for election, appointment and removal of its officers, and all matters relating generally to the powers and implied powers of this municipality; and providing for a referendum as a prerequisite to the effectiveness hereof.

Which was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 746 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 746 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 746 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. 746 was read the third time in full.

Upon the passage of Senate Bill No. 746 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 746 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Gautier (13th)—

S. B. No. 747—A bill to be entitled An Act relating to procedure in municipal court in the City of Opa-Locka, Florida.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 747 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. 747 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 747 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 747 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. 747 was read the third time in full.

Upon the passage of Senate Bill No. 747 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 747 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Gautier (13th)—

S. B. No. 748—A bill to be entitled An Act to amend Chapter 13,187 of the laws of the State of Florida, approved May 11, 1927, entitled, "An Act to abolish the present municipal government of the town of Opalocka, in the County of Dade and State of Florida, and to organize and establish a city

government for the same; to prescribe its jurisdiction and power; and, to authorize the imposition of penalties for the violation of its ordinances," as amended by subsequent legislation, by the granting and conferring of additional power and authority to the City of Opa-Locka to provide for a new registration of all persons qualified to register under the law, to provide and prescribe the number of voting precincts, and to provide and prescribe the qualifications of registered voters, the time for registration, the method and procedure of registration, the establishing and keeping of the registration records, and to prescribe the procedure for the removal of any name of any person from such registration records by reason of becoming disqualified.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 748 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. 748 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 748 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 748 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. 748 was read the third time in full.

Upon the passage of Senate Bill No. 748 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 748 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senators Gautier (13th) and Ripley—

S. B. No. 749—A bill to be entitled An Act relating to Supervisors of Registration in counties of this state which have now, or may hereafter have, a population of over 300,000, according to the last preceding State or Federal census: to fix salary of such supervisors in lieu of all other compensation, and to repeal all other laws in conflict therewith.

Which was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 749 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 749 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 749 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. 749 was read the third time in full.

Upon the passage of Senate Bill No. 749 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 749 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Gautier (13th)—

S. B. No. 750—A bill to be entitled An Act defining professional bail bondsmen; providing for the licensing thereof; providing the qualifications, procedure and fees for such licensing; providing for the suspension and revocation of such license; providing for a security deposit; providing a maximum fee for a bail bond; providing the conditions under which a professional bondsman shall operate; providing who shall not be a professional bondsman; providing a penalty for a violation of that Act, and; providing an effective date.

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

By Senator Gautier (13th)—

S. B. No. 751—A bill to be entitled An Act to approve, ratify and confirm the council-manager charter of the City of North Miami, Dade County, Florida; defining its territorial boundaries; providing for its succession, jurisdiction, powers and privileges and other matters related thereto.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 751 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. 751 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 751 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 751 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. 751 was read the third time in full.

Upon the passage of Senate Bill No. 751 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 751 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. 752—A bill to be entitled An Act validating, ratifying and confirming the proceedings heretofore adopted by the City of North Miami, Dade County, Florida, in connection

with the authorization of \$600,000 public improvement certificates of said City, validating the utilities service tax from the proceeds of which said certificates are to be payable, and the ordinance authorizing such tax, and authorizing the issuance of such certificates.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 752 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. 752 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 752 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 752 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. 752 was read the third time in full.

Upon the passage of Senate Bill No. 752 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 752 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. 753—A bill to be entitled An Act amending Sections 2, 3, 4, 7½, 8, 8½, 10, 11, 12, 18, 19, 23 and 24 of Chapter 23414, Laws of Florida, Special Acts of 1945, entitled: "An Act creating in the City of Miami Beach a system of pension for disability and retirement from service of members of police and fire departments employed by appointment or otherwise in said department in said City, and to provide a fund in said City to be known as the City Pension Fund for Firemen and Policemen and providing further for the creation of a Board of Trustees in said city, prescribing the powers and duties of such board, providing for the payment of certain sums to all persons employed in the fire and police departments in said city as shall have retired and have been retired and their dependents, to further prescribe the qualifications as to who shall be eligible and who shall receive a pension under this Act; providing for the investment and safekeeping of the funds created under this Act; providing for the regulation of the subject of pensions to all persons entitled to receive the same and to provide rules and regulations for the administration of the fund created hereunder; providing for the levy of ad valorem and excise taxes for said pension fund; and providing for the enforcement of this Act; and providing for the submission of said Act to a referendum of the qualified voters of said city"; providing for an increase in the service and disability pension benefits to members, their widows and dependents and to present beneficiaries of pensions; providing for actuarial estimates to be determined by the board; providing for reciprocity and interchange of membership between pension systems in Miami Beach, designating change in table of mortality to be used; providing for refund of members contribution with interest, defining eligibility for membership; providing for the eligibility and mandatory membership of members of the department in the fund; providing for a medical examination of new members to the

fund; providing for the repealing of all laws or parts of laws in conflict with this Act.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 753 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. 753 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 753 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 753 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. 753 was read the third time in full.

Upon the passage of Senate Bill No. 753 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 753 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)—

Senate Joint Resolution No. 754:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE VIII, SECTION 6 RELATING TO ELECTION AND TERMS OF COUNTY OFFICERS; BY PROVIDING FOR THE ABOLITION IN ANY COUNTY BY REFERENDUM OF THE ELECTIVE OFFICE OF COUNTY SUPERINTENDENT OF PUBLIC INSTRUCTION AND PROVIDING FOR THEIR APPOINTMENT BY THE COUNTY BOARD OF PUBLIC INSTRUCTION.

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

That Article VIII, Section 6 of the Constitution of Florida be amended, and the same 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 on the first Tuesday after the first Monday in November, 1954, as follows:

Section 6. Election of county officers: terms.—The Legislature shall provide for the election by the qualified electors in each County of the following County Officers: A Clerk of the Circuit Court, a Sheriff, Constables, a County Assessor of Taxes, a Tax Collector, a Superintendent of Public Instruction and a County Surveyor. The term of office of all County officers mentioned in this Section shall be four years. Their powers, duties and compensation shall be prescribed by law. The Legislature shall provide by law for the care and custody of all County funds and shall provide the method of reporting and paying out all such funds.

Except that any County may at a general election by referendum called by resolution of the County Board of Public Instruction, abolish the elective office of County Superintendent of Public Instruction and provide for the appointment by the County Board of Public Instruction of a County

Superintendent whose qualifications, powers, duties, compensation, and conditions of employment shall be determined as prescribed by the Legislature by general law.

Which was read the first time in full and referred to the Committee on Constitutional Amendments and the Committee on Judiciary "C", in the order named.

By Senator Branch—

S. B. No. 755—A bill to be entitled: An Act relating to franchises for garbage and waste collection and disposal heretofore granted by the Board of County Commissioners of Hillsborough County, Florida, pursuant to authority conferred upon said county by Chapter 27610, Laws of Florida, Special Acts of 1951; providing that the provisions hereof shall apply only where the boundaries of the districts within which such franchises are applicable now lie within the corporate limits of the City of Tampa; providing that all the powers, authority, rights, benefits and duties now vested in, conferred upon, exercised or enjoyed by the Board of County Commissioners of Hillsborough County, Florida, in said special Act, insofar as the same relate to the aforesaid franchises, shall be vested in, exercised by, carried out, performed and enjoyed by the City of Tampa, a municipal corporation, of Hillsborough County, Florida; authorizing the City of Tampa to negotiate and enter into such contracts or agreements with the licensees under said franchises providing for the assumption and payment by the City of Tampa of charges for the collection and disposal of garbage and waste in the districts embraced in said franchises, as shall be mutually satisfactory; and providing the effect of this Act.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 755 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. 755 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 755 was read the second time by title only.

Senator Branch moved that the rules be further waived and Senate Bill No. 755 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. 755 was read the third time in full.

Upon the passage of Senate Bill No. 755 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 755 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Branch—

S. B. No. 756—A bill to be entitled An Act authorizing and empowering the City of Tampa, Florida, to convey to Seminole Post No. 111, the American Legion, Department of Florida, a non-profit corporation organized and existing under the Laws of the State of Florida, certain real property described as follows: the east 272 feet of the north 305 feet of lot one (1) of block four (4) of Woodhaven subdivision, according to the map or plat thereof as the same is recorded in plat book

2, page 33, of the public records of Hillsborough County, Florida, for use as a recreation center, clubhouse, and other uses incidental thereto and prescribing the terms and conditions of such conveyance.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 756 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. 756 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 756 was read the second time by title only.

Senator Branch moved that the rules be further waived and Senate Bill No. 756 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. 756 was read the third time in full.

Upon the passage of Senate Bill No. 756 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 756 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Branch—

S. B. No. 757—A bill to be entitled An Act authorizing and empowering the City of Tampa to regulate vehicular traffic and parking on streets in housing projects owned, managed or operated by the Housing Authority of the City of Tampa, Florida, created pursuant to Chapter 421, Florida Statutes, known as "Housing Authorities Law", and providing that the city shall not be required to maintain such non-dedicated streets or be liable on account of any defects therein.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 757 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. 757 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 757 was read the second time by title only.

Senator Branch moved that the rules be further waived and Senate Bill No. 757 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. 757 was read the third time in full.

Upon the passage of Senate Bill No. 757 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 757 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Branch—

S. B. No. 758—A bill to be entitled: An Act relating to the government, jurisdiction, powers and officers of the City of Tampa; and authorizing the purchasing agent of the City of Tampa, upon recommendation of the Mayor and the approval of the Board of Representatives of said city, to purchase from time to time, without advertisement for competitive bids therefor, chemicals, minerals and petroleum products for the use of the Water Department and the Bureau of Sanitary Sewers of the Department of Public Works of said city, and the proper officers of said city to execute contracts therefor when required, whenever, after advertisement for competitive bids for the furnishing of said supplies, no bid or bids shall be received therefor.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 758 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. 758 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 758 was read the second time by title only.

Senator Branch moved that the rules be further waived and Senate Bill No. 758 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. 758 was read the third time in full.

Upon the passage of Senate Bill No. 758 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 758 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Boyle—

S. B. No. 759—A bill to be entitled An Act to amend Subsection (16) of Section 320.01, Florida Statutes, relating to the definitions of "For Hire" vehicles.

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

Senator Pearce asked unanimous consent of the Senate to take up and consider House Bill No. 1038, out of its order.

Which was agreed to.

H. B. No. 1038—A bill to be entitled An Act to amend the Charter of the City of Palatka, a municipal corporation in the County of Putnam, State of Florida, by amending Sections 15, 24, 25, 33, 34, 40 and 119 of Chapter 9875, Special Laws of Florida of 1923; and Section 37 of said Chapter 9875, as amended by Chapter 14291, Special Laws of Florida of 1929; and Section 114 of said Chapter 9875, as amended by Section 5 of Chapter 11065, Special Laws of Florida of 1925; and to authorize and empower the City of Palatka to join with the County of Putnam in contracting to purchase certain heavy equipment to be jointly owned and operated by either in the construction and maintenance of streets, roads and bridges, and to establish set-back building lines along certain streets, or portions thereof, in said city; and to codify the charter and ordinances of the city, and to adopt such codification of ordinances without the requirement of a publication at large thereof to make such ordinances effective in law.

Was taken up.

Senator Pearce moved that the rules be waived and House Bill No. 1038 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Pearce moved that the rules be further waived and House Bill No. 1038 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1038 was read the third time in full.

Upon the passage of House Bill No. 1038 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

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

Senator Pearce asked unanimous consent of the Senate to take up and consider House Bill No. 1039, out of its order.

Which was agreed to.

H. B. No. 1039—A bill to be entitled An Act to amend Section 3 of Chapter 13,333, Laws of Florida, and amending Section 1 of Chapter 27,840, Laws of Florida, 1951, providing for the nomination and election of the members of the Board of Bond Trustees of Putnam County, Florida, from residence districts, and fixing their terms of office.

Was taken up.

Senator Pearce moved that the rules be waived and House Bill No. 1039 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1039 was read the second time by title only.

Senator Pearce moved that the rules be further waived and House Bill No. 1039 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. 1039 was read the third time in full.

Upon the passage of House Bill No. 1039 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So House Bill No. 1039 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Pearce asked unanimous consent of the Senate to take up and consider House Bill No. 1041, out of its order.

Which was agreed to.

H. B. No. 1041—A bill to be entitled An Act to repeal Chapter 20032, a Special Act of the Legislature of Florida of 1939, creating an Administrative Board to operate the Ravine Gardens of the City of Palatka.

Was taken up.

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

Which was agreed to by a two-thirds vote.

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

Senator Pearce moved that the rules be further waived and House Bill No. 1041 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1041 was read the third time in full.

Upon the passage of House Bill No. 1041 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

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

Senator Pearce asked unanimous consent of the Senate to take up and consider House Bill No. 1044, out of its order.

Which was agreed to.

H. B. No. 1044—A bill to be entitled An Act fixing the date of holding the election for the election of school trustees, and the number of mills to be levied for each year in any special tax school district in Putnam County, Florida; to fix the time of taking office of said school trustees; to provide that the existing school trustees and their successors shall hold office until the first Tuesday after the first Monday in January, A. D. 1955, or until their successors are duly elected and qualified; to provide that the number of mills fixed by the last special tax school district electives shall remain in force for each year until the next election.

Was taken up.

Senator Pearce moved that the rules be waived and House Bill No. 1044 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1044 was read the second time by title only.

Senator Pearce moved that the rules be further waived and House Bill No. 1044 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. 1044 was read the third time in full.

Upon the passage of House Bill No. 1044 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So House Bill No. 1044 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Pearce asked unanimous consent of the Senate to take up and consider House Bill No. 1045, out of its order.

Which was agreed to.

H. B. No. 1045—A bill to be entitled An Act relating to the taking of shad, herring, and mullet in and from the waters of the St. Johns River, Lake Crescent and Lake George, lying within the territorial limits of Putnam County, providing the open and closed season therefor; relating to the method of taking such fish and relating to the location of haul seines used in such taking, excepting gizzard shad and hickory shad from the provisions hereof; providing penalties for the violation hereof; repealing certain laws to the extent they conflict herewith, and all other laws in conflict herewith, and providing effective date.

Was taken up.

Senator Pearce moved that the rules be waived and House Bill No. 1045 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1045 was read the second time by title only.

Senator Pearce moved that the rules be further waived and House Bill No. 1045 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. 1045 was read the third time in full.

Upon the passage of House Bill No. 1045 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So House Bill No. 1045 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Pearce asked unanimous consent of the Senate to take up and consider House Bill No. 1046, out of its order.

Which was agreed to.

H. B. No. 1046—A bill to be entitled An Act relating to Putnam County; authorizing the board of public instruction of said county to apply the surplus in any school district sinking fund to the funded debt of any other school district of the county or of said board.

Was taken up.

Senator Pearce moved that the rules be waived and House Bill No. 1046 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1046 was read the second time by title only.

Senator Pearce moved that the rules be further waived and House Bill No. 1046 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. 1046 was read the third time in full.

Upon the passage of House Bill No. 1046 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So House Bill No. 1046 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Bronson asked unanimous consent of the Senate to take up and consider House Bill No. 677, out of its order.

Which was agreed to.

H. B. No. 677—A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Okechobee County, Florida, to construct, erect, maintain, operate, lease, equip and improve a municipal auditorium; to issue bonds for the payment of such project; to fix millages and to levy and assess taxes for the payment thereof and for interest thereon and for sinking funds therewith; providing that said Board of County Commissioners may pledge any race track funds, not otherwise appropriated, for the payment of such project; to charge fees for the use of such project and to contract with others for the managing of said auditorium and providing for a referendum in connection therewith.

Was taken up.

Senator Bronson moved that the rules be waived and House Bill No. 677 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 677 was read the second time by title only.

Senator Bronson moved that the rules be further waived and House Bill No. 677 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. 677 was read the third time in full.

Upon the passage of House Bill No. 677 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So House Bill No. 677 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Bronson asked unanimous consent of the Senate to take up and consider House Bill No. 678, out of its order.

Which was agreed to.

H. B. No. 678—A bill to be entitled An Act declaring the establishment and maintenance of a central law library for the use of county officials and the judges and officers of the several courts of Okeechobee County, Florida, to be a public need, and for a general county purpose; and for the establishment and maintenance of an adequate central law library in Okeechobee County, Florida; and for the establishment and maintenance of said library with the excess fees collected by the clerks of the various courts of said county and from other excess fee funds of said county; providing that the first costs of establishment of said library may be paid from the general fund of said county budget for such purpose.

Was taken up.

Senator Bronson moved that the rules be waived and House Bill No. 678 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 678 was read the second time by title only.

Senator Bronson moved that the rules be further waived and House Bill No. 678 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. 678 was read the third time in full.

Upon the passage of House Bill No. 678 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So House Bill No. 678 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Bronson asked unanimous consent of the Senate to take up and consider House Bill No. 702, out of its order.

Which was agreed to.

H. B. No. 702—A bill to be entitled An Act amending Sections 3 and 7 of Chapter 27783, Laws of Florida, Acts of 1951, being An Act entitled "An Act creating a county welfare board for the County of Okeechobee; prescribing its powers and duties; providing for its financial support; providing for the

qualifications of its members and repealing all laws or parts of laws in conflict herewith."

Was taken up.

Senator Bronson moved that the rules be waived and House Bill No. 702 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 702 was read the second time by title only.

Senator Bronson moved that the rules be further waived and House Bill No. 702 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. 702 was read the third time in full.

Upon the passage of House Bill No. 702 the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So House Bill No. 702 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By permission Senators Franklin, Floyd, Connor and Branch added their names as co-introducers of Senate Memorial No. 437.

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

Which was agreed to.

Senate Memorial No. 437:

A MEMORIAL TO THE CONGRESS OF THE UNITED STATES OF AMERICA RELATING TO THE SHRIMPING AND FISHING INDUSTRY IN THE WATERS OF THE GULF OF MEXICO.

WHEREAS, many citizens of the State of Florida own and operate shrimping and fishing vessels in the waters of the Gulf of Mexico which Shrimping and Fishing industry is valued in millions of dollars to the Citizens of Florida, and

WHEREAS, these shrimping and fishing vessels operate under the American Flag and are entitled to the rights of American citizens and protection from molestation and interference in their peaceful pursuit and occupation on the high seas, and

WHEREAS, the rights of these citizens of the State of Florida have been improperly and unlawfully interfered with by the Government of Mexico while they were on the high seas and engaged in a peaceful pursuit of their lawful occupation thereby threatening with extinction one of the valuable industries of the State of Florida.

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

That the Senators and Representatives from the State of Florida in the Congress of the United States of America be and they are hereby respectfully requested and urged to make every effort to have the Government of the United States of America effect an agreement or treaty with the Government of Mexico so as to prevent further molestation and interference with said shrimping and fishing vessels or in any event to provide for the protection of American vessels in the fishing and shrimping trade upon the high seas of the Gulf of Mexico.

Be it further resolved that the Secretary of State of the State of Florida be requested to furnish to each of the Senators and Representatives a copy of this Memorial, and that he also send a copy of this Memorial to the President of the United States, the Secretary of Defense and the Secretary of the Treasury.

Was taken up and read the second time in full.

The question was put on the adoption of the Memorial.

Which was agreed to and Senate Memorial No. 437 was adopted and the action of the Senate was ordered certified to the House of Representatives.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following Message from the House of Representatives was read:

Tallahassee, Florida,
May 11, 1953.

*Hon. Charley E. Johns,
President of the Senate.
Sir:*

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

By Messrs. David and Burwell of Broward—

H. B. No. 481—A bill to be entitled An Act to repeal Chapter 15934, Laws of Florida, Acts of 1933, entitled: "An Act to create a County Budget Commission in Counties of Florida having a population of not less than seventy thousand (70,000) and not more than one hundred fifty thousand (150,000) by the last preceding State or Federal census; to prescribe the powers, duties and functions of such County Budget Commission and the qualifications, terms of office and method 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" and all acts amendatory thereof.

—which Senate amendment reads as follows:

In typewritten bill strike out all of Section 5 and insert in lieu thereof the following:

Section 5. This Act shall take effect immediately upon its passage and approval by the Governor, or its becoming a law without such approval, as to all counties affected hereby, except as hereinafter provided. Provided however, that as to those counties having a population of not less than 100,000, nor more than 113,500 by the last preceding State or Federal census, this Act shall not become effective until affirmed by a majority vote of those voting in an election to be called in each such county within ninety days (90) from the effective date of this Act wherein the question to be voted upon shall be stated on the ballot as follows:

For Legislative Act abolishing the County Budget Commission.....

Against Legislative Act abolishing the County Budget Commission.....

Appropriate appropriation, call and provision shall be made by the Board of County Commissioners of each of the counties within the population bracket last aforesaid for the expense of holding and for the holding and conduct of such election.

—and House amendment to Senate amendment reads as follows:

At the end of Section 5 of the Bill as amended by the Senate, add the following paragraph:

If this section, or any subsection, sentence, clause, phrase, or word hereof, or if any other section, or any subsection, sentence, clause, phrase or word of this Act is for any reason held, declared or decreed to be unconstitutional, invalid, in-

operative, ineffective or void, such unconstitutionality, invalidity, inoperativeness, ineffectiveness or nullity, shall not affect those portions of this Act not so held, declared or decreed to be unconstitutional, invalid, inoperative, ineffective or void, it being hereby declared to be the express legislative intent that any such unconstitutional, invalid, inoperative, ineffective or void portion, or portions of this Act did not induce its passage, and that without the inclusion herein of any such unconstitutional, invalid, inoperative, ineffective or void portion or portions of this Act, the Legislature would have enacted the valid and constitutional portion or portions herein contained.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 481, contained in the above message, was read by title, together with the Senate amendment thereto as amended by the House amendment.

Senator Beall moved that the Senate concur in the House amendment to the Senate amendment to House Bill No. 481.

Which was agreed to and the Senate concurred in the House amendment to the Senate amendment to House Bill No. 481.

Whereupon the roll was called upon the passage of House Bill No. 481 as further amended by the House amendment to the Senate amendment and the vote was:

Yeas—38.

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

Nays—None.

So House Bill No. 481 passed, as further amended, 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 12, 1953

*Hon. Charley E. Johns,
President of the Senate.
Sir:*

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

By Mr. Campbell of Okaloosa—

H. B. No. 660—A bill to be entitled An Act to abolish a municipal corporation in Okaloosa County, Florida, named Shalimar, and to create, establish, and organize a municipal corporation in Okaloosa County, Florida, to be named Shalimar, and to fix its boundaries and provide for its government, jurisdiction, powers, authorities, and privileges; and to designate and appoint municipal officers, to define their duties and powers, and to provide for subsequent elections.

Which Amendment reads as follows—

At the end of Subsection C of Section 7, page 3, (typewritten bill) after the period add the following:

"The amount of such license, excise or privilege tax shall not in any particular exceed the amount lawfully levied by the Town of Shalimar on January 1, A. D. 1953."

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
May 12, 1953

*Hon. Charley E. Johns,
President of the Senate.
Sir:*

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

By The Committee on Municipal Government—

H. B. No. 353—A bill to be entitled An Act amending paragraph (d) of Subsection (1) of Section 210.21, Florida Statutes, relating to the tax on cigarettes; providing for reduction of municipal ad valorem tax millage; setting effective date.

Which Amendment reads as follows:

In Section 1, line 9 (typewritten bill) strike out the word: "Five"

—and insert in lieu thereof the following:
"Three"

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

The following Message from the House of Representatives was read:

Tallahassee, Florida,
May 12, 1953.

*Hon. Charley E. Johns,
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 Education—

S. B. No. 348—A bill to be entitled An Act relating to education; amending Section 236.03, Florida Statutes, providing for determining the number of transportation and instruction units in each county.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 348, contained in the above message, was 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 12, 1953.

*Hon. Charley E. Johns,
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 Franklin—

S. B. No. 633—A bill to be entitled An Act providing for the dissolution of Iona Drainage district in Lee County, Florida; cancelling all tax liens which have not merged into fee title by foreclosure sales or otherwise; providing for the assignment of easement rights of said district to Lee County, Florida; discharging and relieving the supervisors of all further duties after dissolution; fixing a Statute of limitations against the presentation and payment of outstanding debts

of said district and providing that after the lapse of six months no action shall be brought or instituted upon any debt of said district; and repealing all laws in conflict herewith.

Proof of Publication Attached.

Also—

By Senator Floyd—

S. B. No. 639—A bill to be entitled An Act to abolish the present municipal government of the City of Carrabelle, in the County of Franklin, in the State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Carrabelle, and to define its territorial boundaries and to provide for its Government, jurisdiction, powers, franchises and privileges.

Proof of Publication Attached.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bills Nos. 633 and 639, 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 12, 1953

*Hon. Charley E. Johns,
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 Senator Morrow—

S. B. No. 626—A bill to be entitled An Act to provide for the compensation of the Supervisor of Registration of Palm Beach County, Florida; to provide for the Board of County Commissioners of Palm Beach County, Florida, to take from the general funds of Palm Beach County, Florida, the sum provided for in this Act; to repeal all laws in conflict herewith; to provide for the effective date of this Act.

Proof of Publication Attached.

—which Amendment reads as follows—

In Section 1, lines 4 and 5, of the bill, after the word installments change the comma to a period and strike out the words "in addition to all other compensation allowed by law."

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 626, contained in the above message, was read by title, together with the House amendment thereto.

Senator Morrow moved that the Senate concur in the House amendment to Senate Bill No. 626.

Which was agreed to and the Senate concurred in the House amendment to Senate Bill No. 626.

Senator Morrow then moved that the rules be waived and the Senate immediately reconsider the vote by which Senate Bill No. 626 passed the Senate, on May 6, 1953.

The President put the question: "Will the Senate reconsider the vote by which Senate Bill No. 626 passed the Senate on May 6, 1953?"

Which was agreed to by a two-thirds vote.

So the Senate reconsidered the vote by which Senate Bill No. 626 passed the Senate on May 6, 1953.

The question recurred on the passage of Senate Bill No. 626, as amended by the House of Representatives.

Pending roll call on the passage of Senate Bill No. 626, as amended, by unanimous consent Senator Morrow offered the following amendment to Senate Bill No. 626, as amended:

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

Section 3. This Act shall take effect on October 1, 1953.

Senator Morrow moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Upon the passage of Senate Bill No. 626, as further amended, the roll was called and the vote was:

Yeas—38.

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

Nays—None.

So Senate Bill No. 626 passed, as further amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

The following Message from the House of Representatives was read:

Tallahassee, Florida,

May 12, 1953

Hon. Charley E. Johns,
President of the Senate.
Sir:

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

By Senator Gautier (13th)—

S. B. No. 452—A bill to be entitled An Act abolishing the city of Miami, Florida and making provision for the protection of its creditors.

Proof of Publication Attached.

Which amendments read as follows:

Amendment No. 1:

Strike out all of Section 3 and insert the following in lieu thereof:

Section 3. This Act shall take effect on July 1, 1953, unless a majority of the votes cast in a referendum election, in which at least fifteen percent (15%) of the registered and qualified voters of the City of Miami shall participate, shall vote against its ratification in the manner hereinafter set forth.

The City Commission of the City of Miami, Florida be and it is hereby authorized and directed to take such steps as are necessary and proper to effectuate the provisions herein.

Such election shall be held on June 9, 1953. If, by reason of any order of any Court having jurisdiction thereof, such election shall not be held upon said date, then such election shall be held within twenty (20) days from the final disposition of any Court action in which such order shall have been entered delaying said election.

Registration books of the Supervisor of Registration of Dade County, Florida shall be open for the purpose of registering those who are not already registered and qualified and who wish to become registered for such referendum election on May 18, 1953 and shall close on May 26, 1953. The ballot to be used in said referendum election shall be in substantially the following form: "Shall the City of Miami be abolished

and liquidation of its indebtedness be placed in the hands of the Board of County Commissioners of Dade County, Florida? Yes—No."

Immediately after the polls have been closed on the day of the election, the officials holding said election shall thereupon tabulate the votes cast thereat and certify the results thereof and within twenty-four hours thereafter deliver said certificate so certifying the results thereof together with the ballot to the City Clerk of the City of Miami. Within two days thereafter, the said City Commission shall canvass the election and certify the results thereof in triplicate, one copy of which shall be filed in the office of the City Clerk and one copy of which shall be filed with the Clerk of the Board of County Commissioners of Dade County, Florida, and recorded in the Record Book kept for the keeping of the minutes of the said Board of County Commissioners and one copy shall be filed with the Secretary of State of Florida. Said canvass or return shall set up in concise form the results of said election. Upon the failure of said City Commission to canvass said election and certify the results within the time prescribed, the Senior Circuit Judge of the 11th Judicial Circuit of the State of Florida shall forthwith canvass said election and certify the results as herein provided. Upon said certificates being filed as herein provided, this Act shall stand as ratified or rejected, as the result of said election may determine, and if not rejected this Act shall take effect on July 1, 1953.

In the event the City Commission of the City of Miami shall fail to provide for and hold such referendum election as herein authorized and directed, this Act shall take effect, notwithstanding such failure, on July 1, 1953. In the event the holding of such election shall be delayed by court order and the said City Commission fails to hold such election within twenty (20) days from the final disposition of said court action, then in such event this Act shall become effective, notwithstanding such failure, twenty (20) days from the final disposition of the said court action.

Provided, however, that in such election, should at least fifteen percent (15%) of the registered and qualified voters of the City of Miami fail to participate in said election, then said election shall be null and void and another election shall be held as provided in Section 4 hereof.

Section 4. If the referendum election provided in Section 3 hereof is null and void for failure of at least fifteen percent (15%) of the registered and qualified voters of the City of Miami having failed to participate in said election, then and in that event this Act shall not take effect on the said July 1, 1953, but shall take effect on December 1, 1953, unless a majority of the votes cast in a referendum election shall vote against its ratification. The election held under this Section shall be held on the third Tuesday in November, 1953, as provided by law for the City of Miami municipal primary election and in the event there is no municipal primary election, then said election shall be held in the fourth Tuesday in November, 1953, and shall be conducted in the manner in which the City of Miami general elections are usually conducted.

The ballot to be used in this referendum election shall be in substantially the following form: "Shall the City of Miami be abolished and liquidation of its indebtedness be placed in the hands of the Board of County Commissioners of Dade County, Florida? Yes—No."

If an election is not held as provided in this Section, by reason of any order of any Court having jurisdiction thereof, then an election shall be held within twenty (20) days from the final disposition of any Court action in which such order shall have been entered delaying said election.

If the City Commission of the City of Miami shall fail to provide for and hold the said referendum election, this Act shall take effect, notwithstanding such failure, on December 1, 1953. In the event the date for holding the said election shall be delayed by court order and if said City Commission shall fail to hold such election within twenty (20) days from the final disposition of said Court action, then in such event this Act shall become effective, notwithstanding such failure, twenty (20) days from the final disposition of the said court action.

Section 5. If any section, subsection, sentence, clause, phrase or word of this Act is for any reason held or declared to be unconstitutional, invalid, inoperative, ineffective, inapplicable, or void, such invalidity or unconstitutionality shall

not be construed to affect the portions of the Act not so held to be unconstitutional, void, invalid or ineffective, or affect the application of this Act or other circumstances not so held to be invalid, it being hereby declared to be the express legislative intent that any such unconstitutional, illegal, invalid, ineffective, inapplicable or void, portion or portions of this Act did not induce its passage, and that without the inclusion of any such unconstitutional, illegal, invalid, ineffective or void portions of this Act, the Legislature would have enacted the valid and constitutional portions thereof.

Amendment No. 2:

In the Title of the bill, strike out the period, add a comma and add the following: "and providing for a referendum."

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 452, contained in the above message, was read by title, together with House amendments thereto.

Senator Gautier (13th) moved that the Senate concur in House amendment No. 1 to Senate Bill No. 452.

Which was agreed to and the Senate concurred in House amendment No. 1 to Senate Bill No. 452.

Senator Gautier (13th) moved that the Senate concur in House amendment No. 2 to Senate Bill No. 452.

Which was agreed to and the Senate concurred in House amendment No. 2 to Senate Bill No. 452.

And Senate Bill No. 452,, 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 12, 1953.

Hon. Charley E. Johns,
President of the Senate.
Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has granted the request of the Senate and returns herewith:

By Senator Shands—

S. B. No. 23—A bill to be entitled An Act relating to the assessment, levying and collection of taxes upon the estates of decedents; amending Chapter 198, Florida Statutes 1951; providing for the taxation of certain intangible property of the estates of nonresident decedents; specifying when estate tax returns shall be filed; providing for the time for paying estate taxes; fixing the rate of interest payable on delinquent estate taxes; fixing the time within which estate taxes shall be determined and assessed; and fixing the time for discharging estates of decedents from estate tax liability.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 23, contained in the above message, was read by title.

Senator Shands moved that the rules be waived and the Senate immediately reconsider the vote by which Senate Bill No. 23 passed the Senate on May 1, 1953.

The President put the question: "Will the Senate reconsider the vote by which Senate Bill No. 23 passed the Senate on May 1, 1953?"

Which was agreed to by a two-thirds vote.

So the Senate reconsidered the vote by which Senate Bill No. 23 passed the Senate on May 1, 1953.

The question recurred on the passage of Senate Bill No. 23.

Pending roll call on the passage of Senate Bill No. 23, by unanimous consent Senator Shands withdrew Senate Bill No. 23.

Senator Ripley moved that the House of Representatives be requested to return Senate Bill No. 126 to the Senate.

Which was agreed to and it was so ordered.

SPECIAL AND CONTINUING ORDER

Pursuant to the motion made by Senator Lewis on May 11, 1953, and the hour having arrived, the Senate took up for consideration Senate Bill No. 438 as a Special and Continuing Order of Business.

By Senators Gautier (13th), Leaird, Tapper, Crary, Morrow, Collins, Franklin and McArthur—

S. B. No. 438—A bill to be entitled An Act creating a State agency to be known as the "Florida State Turnpike Authority", providing that said authority shall be a body politic and corporate, and defining its powers and duties; providing for the construction, maintenance, repair and operation of turnpike projects as herein defined, at the location established under this Act, and at such other locations as may be hereafter established by law; granting to the authority power to acquire necessary real and personal property and to exercise the power of eminent domain; providing for financing and construction of such projects by the issuance of revenue bonds of the authority, payable solely from tolls and other revenues; providing that no debt of the State shall be incurred in the exercise of any such powers; providing for the collection of tolls and other revenues to pay such bonds and the interest thereon and the cost of maintenance, repair and operation of such projects; exempting from taxes and assessments such projects and such bonds and the income therefrom; authorizing the issuance of revenue refunding bonds; prescribing the rights and remedies of bondholders; providing that the authority shall provide for the payment of certain moneys either to the State Treasurer or a corporate trustee to act as trustee, and in the event such moneys are paid to the State Treasurer, the same shall be deposited in the State Treasury; appropriating such moneys to the authority to carry out the provisions of this Act, and providing for disbursements and payments of such moneys in the State Treasury; granting certain powers to and imposing certain duties on the State Road Department and the State Board of Administration; granting certain powers to the several counties, political subdivisions, cities, towns, villages, and public agencies and officers of the State to co-operate with the authority; granting power to the authority to adopt rules and regulations for the use of any such project, and vesting the Florida Highway Patrol with the power and duty to enforce same; providing for the use of such projects by certain motor common, and contract carriers under certain conditions; providing that two or more projects may be combined and deemed one project within meaning of Act; prescribing conditions under which such projects become free; providing that until the Legislature determines otherwise, a turnpike project shall be constructed only at the following location or such part thereof determined by the authority to be suitable: from a point of beginning in Dade County, Florida and thence in a general northerly direction for a distance not exceeding 110 miles from point of beginning, the exact route and termini to be determined by the authority, subject to the approval of the State Road Department.

Was taken up.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 438 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 438 was read the second time by title only.

Senator Pope offered the following amendment to Senate Bill No. 438:

In Section 2, line 11, (mimeographed bill), insert the following: "It is the further purpose of this Act to prohibit the construction, maintenance, repair or operation of any toll turnpike project by any subdivision of the government of

the State of Florida, subsequent to the enactment of this law, except upon specific authorization by the Legislature of the State of Florida."

Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Shands presiding.

Senator Lewis offered the following amendment to Senate Bill No. 438:

In Section 3, lines 6, 7, 8, 9 and 10 (mimeographed bill), strike out the words: "thereof as the authority may determine to be suitable for a project as contemplated by this Act: beginning at a point in Dade County, Florida and thence in a general northerly direction for a distance not exceeding one hundred and ten miles from the point of beginning;" and insert in lieu thereof the following: "or parts thereof as the authority may determine to be suitable for a project as contemplated by this Act: beginning at a point in Dade County, Florida and thence in a general northerly direction to a point in Duval County, Florida;".

Senator Lewis moved the adoption of the amendment.

Pending consideration of the amendment offered by Senator Lewis to Senate Bill No. 438, Senator Davis moved that the Senate adjourn.

Which was agreed to and the Senate recessed at 12:49 o'clock P. M., until 3:00 o'clock P. M., this day pursuant to the motion made by Senator King, Chairman of the Committee on Rules and Calendar, on May 11, 1953.

AFTERNOON SESSION

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

The President in the Chair.

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

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

—38.

A quorum present.

By permission the following Reports of Committees were received:

REPORTS OF COMMITTEES

Senator Ripley, Chairman of the Committee on Cities and Towns, reported that the Committee had carefully considered the following Bill:

S. B. No. 578—A bill to be entitled An Act to empower municipalities and counties, individually or jointly, to control their development through planning, zoning, subdivision regulation, the reservation of mapped street locations for future public acquisition and the regulation of building in the land reserved for such mapped streets; providing for the establishment, government and maintenance of planning and zoning commissions and their staffs, and boards of zoning appeals and their staffs; enabling the planning and zoning commissions and boards of zoning appeals to establish and collect reasonable fees for permits, inspections and public hearings in connection with their operation; providing for penalties for violation of the provisions of this Act and the regulations adopted pursuant thereto; and for certain appeals and for applications to courts for relief.

—and recommends that the same pass.

And the Bill contained in the preceding report was referred

to the Committee on County Organizations, under the original joint reference.

Senator Carlton, Chairman of the Committee on Citrus Fruits, reported that the Committee had carefully considered the following Bill:

S. B. No. 732—A bill to be entitled An Act to authorize and empower the Florida Citrus Commission to issue special permits for experimental purposes for the shipping and sale of frozen concentrated orange juices of not less than 58 degrees brix or more than 60 degrees brix, subject to certain conditions and under certain rules and regulations, and providing that this act shall expire June 30, 1955.

—and recommends that the same pass.

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

Senator Gautier (28th), Chairman of the Committee on Labor and Industry, reported that the Committee had carefully considered the following Bill:

S. B. No. 701—A bill to be entitled An Act to amend Section 443.04, Florida Statutes 1951, relating to unemployment compensation, by revising the benefit table, and making this Act effective July 1, 1953.

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

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

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

H. B. No. 552—A bill to be entitled An Act amending Section 36.01(4), Florida Statutes, relating to the original jurisdiction of the County Judge by expanding such jurisdiction to embrace high grade misdemeanors; providing effective date.

—and recommends that the same pass.

And the Bill contained in the preceding report was 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. 14—A bill to be entitled An Act to amend Sections 398.02, 398.04, 398.17, 398.18, 398.22 and 398.24, Florida Statutes, relating to definitions of narcotic drugs, licenses for dealing in narcotic drugs, inspection of prescriptions and orders for, records and stocks of narcotic drugs, examination and commitment for treatment of drug addicts, punishments for violations of the narcotic drug law and seizure and forfeiture of vehicles, boats and aircraft used in violating the uniform narcotic drug law.

—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
of the Senate.

And Senate Bill No. 14, 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. 231—A bill to be entitled An Act to amend Sections 443.03, 443.06, 443.07, 443.08, 443.09, 443.11, and 443.15, Florida Statutes 1951, known as the "Unemployment Compensation Law," relating to definitions, disqualification for fraud, redeterminations of claims, contribution rates, transfer of employment experience, terminations and election, Board of Review, and collection of contributions; and making this Act effective July 1, 1953.

—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
of the Senate.

And Senate Bill No. 231, contained in the above report was ordered certified to the House of Representatives.

Senator Ripley moved that House Bill No. 268 be indefinitely postponed.

Which was agreed to and House Bill No. 268 was indefinitely postponed.

Senator Leaird, President Pro Tempore, presiding.

SPECIAL AND CONTINUING ORDER

S. B. No. 438—A bill to be entitled An Act creating a State agency to be known as the "Florida State Turnpike Authority", providing that said authority shall be a body politic and corporate, and defining its powers and duties; providing for the construction, maintenance, repair and operation of turnpike projects as herein defined, at the location established under this Act, and at such other locations as may be hereafter established by law; granting to the authority power to acquire necessary real and personal property and to exercise the power of eminent domain; providing for financing and construction of such projects by the issuance of revenue bonds of the authority, payable solely from tolls and other revenues; providing that no debt of the State shall be incurred in the exercise of any such powers; providing for the collection of tolls and other revenues to pay such bonds and the interest thereon and the cost of maintenance, repair and operation of such projects; exempting from taxes and assessments such projects and such bonds and the income therefrom; authorizing the issuance of revenue refunding bonds; prescribing the rights and remedies of bondholders; providing that the authority shall provide for the payment of certain moneys either to the State Treasurer, or a corporate trustee, to act as trustee, and in the event such moneys are paid to the State Treasurer, the same shall be deposited in the State Treasury; appropriating such moneys to the authority to carry out the provisions of this Act, and providing for disbursements and payments of such moneys in the State Treasury; granting certain powers to and imposing certain duties on the State Road Department and the State Board of Administration; granting certain powers to the several counties, political subdivisions, cities, towns, villages, and public agencies and officers of the State to cooperate with the authority; granting power to the authority to adopt rules and regulations for the use of any such project, and vesting the Florida Highway Patrol with the power and duty to enforce same; providing for the use of such projects by certain motor common, and contract carriers under certain conditions; providing that two or more projects may be combined and deemed one project within meaning of Act; prescribing conditions under which such projects become free; providing that until the Legislature determines otherwise, a turnpike project shall be constructed only at the following location or such part thereof determined by the authority to be suitable: from a point of beginning in Dade County, Florida and thence in a general northerly direction for a distance not exceeding 110 miles from point of beginning, the exact route and termini to be determined by the authority, subject to the approval of the State Road Department.

Which was pending amendment at the hour of recess, having been read the second time by title, this day, was taken up.

Consideration of the following amendment offered by Senator Lewis to Senate Bill No. 438 was resumed:

In Section 3, lines 6, 7, 8, 9 and 10, (mimeographed bill) strike out the words: "thereof as the authority may determine to be suitable for a project as contemplated by this Act: beginning at a point in Dade County, Florida and thence in a general northerly direction for a distance not exceeding one hundred and ten miles from the point of beginning;" and insert in lieu thereof the following: "or parts thereof as the authority may determine to be suitable for a project as contemplated by this Act: beginning at a point in Dade

County, Florida and thence in a general northerly direction to a point in Duval County, Florida;"

Senator Lewis having moved the adoption of the amendment.

The question was put on the adoption of the amendment.

A roll call was demanded.

Upon the adoption of the amendment offered by Senator Lewis to Senate Bill No. 438 the roll was called and the vote was:

Yeas—19.

Beall	Gautier (13th)	Lewis	Ripley
Bronson	Hodges	Lindler	Rodgers
Collins	Johnson	McArthur	Sturgis
Connor	King	Melvin	Tapper
Franklin	Leaird	Morrow	

Nays—19.

Mr. President	Carlton	Douglas	Pearce
Baker	Clarke	Floyd	Pope
Black	Crary	Fraser	Rogells
Boyle	Davis	Gautier (28th)	Shands
Branch	Dayton	Houghton	

So the amendment failed of adoption.

The President presiding.

Senator Lewis offered the following amendment to Senate Bill No. 438:

In Section 5, Subsection (1), lines 2 to 11, (mimeographed bill), strike out the words and figures: "The authority shall consist of five members, two of whom shall be members of the State Road Department of Florida. Said members of the State Road Department shall be ex officio members of the authority and shall be designated by the governor. The other three members of the authority shall be appointed by the Governor, subject to confirmation by the Senate. The members of the authority first appointed shall continue in office for terms expiring on January 10, 1954, January 10, 1955, January 10, 1956, respectively," and insert in lieu thereof the following: "The authority shall consist of five members, one from each congressional district as defined and limited on June 9, 1937. Two of such members shall be members of the State Road Department of Florida and shall be designated by the Governor. The other three members of the authority shall be appointed by the Governor, subject to confirmation by the State Senate. The members of the authority first appointed shall continue in office for terms expiring on January 10, 1955, January 10, 1956, and January 10, 1957, respectively."

Senator Lewis moved the adoption of the amendment.

Pending consideration of the amendment offered by Senator Lewis to Senate Bill No. 438, Senator King offered the following substitute amendment for the amendment offered by Senator Lewis:

In Section 5, Sub-section (1), lines 2 to 11, (mimeographed bill), strike out the words: "The authority shall consist of five members, two of whom shall be members of the State Road Department of Florida. Said members of the State Road Department shall be ex officio members of the authority and shall be designated by the Governor. The other three members of the authority shall be appointed by the Governor, subject to confirmation by the Senate. The members of the authority first appointed shall continue in office for terms expiring on January 10, 1954, January 10, 1955, January 10, 1956, respectively," and insert in lieu thereof the following: "The authority shall consist of five members, one from each Congressional District as defined and limited on June 9, 1937. One of such members shall be a member of the State Road Department of Florida and shall be designated by the Governor. The other four members of the authority shall be appointed by the Governor, subject to confirmation by the State Senate. The members of the authority first appointed shall continue in office for terms expiring on January 10, 1954, January 10, 1955, January 10, 1956 and January 10, 1957, respectively."

Senator King moved the adoption of the substitute amendment.

Which was agreed to and the substitute amendment was adopted.

Senator Lewis also offered the following amendment to Senate Bill No. 438:

In Section 6, Subsection (6), lines 2 to 6 (mimeographed bill), strike out the words: "provided, that any such determination shall be made subject to the approval of the State Road Department so that when such a project becomes free of tolls and a part of the state road system as hereinafter provided, such a project will be properly integrated into such system."

Senator Lewis moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Lewis also offered the following amendment to Senate Bill No. 438:

In Section 13, line 8, (mimeographed bill) strike out the words: "except from funds as authorized herein"

Senator Lewis moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Lewis also offered the following amendment to Senate Bill No. 438:

In Section 15, lines 3 to 5 of last paragraph (mimeographed bill) strike out the words: "except that such bonds shall be approved by the state road department and the state board of administration as to their fiscal and legal sufficiency and shall be" and insert in lieu thereof the following: "but such bonds shall be"

Senator Lewis moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Lewis also offered the following amendment to Senate Bill No. 438:

In Section 16, line 4 (mimeographed bill), strike out the words and figures: "trustee, determined upon as provided by section 18 hereof." and insert in lieu thereof the following: "corporate trustee, which may be any trust company or bank having the powers of a trust company within or without the state."

Senator Lewis moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Pope offered the following amendment to Senate Bill No. 438:

In Section 4, line 25 (mimeographed bill) insert the following: "The authority is specifically prohibited from granting concessions or selling any services or products along the project covered by this act or subsequent projects except the sale of motor fuel with attendant towing and maintenance facilities and the sale of food prepared and ready for consumption with attendant non alcoholic beverages."

Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Pending further consideration of Senate Bill No. 438, Senator King moved that the rules be waived and the time of adjournment be extended until final roll call on Senate Bill No. 438.

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

Pending further consideration of Senate Bill No. 438, Senator King moved that the Senate hold an afternoon session on Thursday, May 14, 1953, from 3:00 o'clock, P. M. until 5:00 o'clock, P. M.

Which was agreed to and it was so ordered.

Senator Gautier (28th) offered the following amendment to Senate Bill No. 438:

In Section 6 (16), page 8 (mimeographed bill), strike out Sub-section (16) Section 6, and insert in lieu thereof the following: "To receive and accept grants for or in aid of the construction of any project, and to receive and accept

aid or contributions from any source, of either money, property or other things of value to be held, used and applied only for the purposes for which such grants and contributions may be made. However, no gifts, grants or allocations of money, services or other things of value shall be received or accepted from any State or Federal agency which could lawfully be received, accepted, and used by any board, agency, or department of the State of Florida."

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

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

Senator Gautier (28th) also offered the following amendment to Senate Bill No. 438:

In Section 4(3)(b), (mimeographed bill), strike out the words: "Any obligation or expense incurred by the State Road Department of Florida prior to the date on which this Act becomes effective, for traffic surveys, borings, surveys, preparation of plans and specifications, and other engineering services in connection with the determination as to whether or not a turnpike project should be constructed in Florida, shall be regarded as a part of the cost of the project authorized by Section 3 hereof, and shall be reimbursed to said State Road Department out of the proceeds of turnpike revenue bonds hereinafter authorized."

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

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

Senator Shands moved that the rules be waived and the Senate immediately reconsider the vote by which the following amendment offered by Senator Lewis to Senate Bill No. 438 was adopted, this day:

In Section 3, lines 6, 7, 8, 9 and 10 (mimeographed bill), strike out the words: "thereof as the authority may determine to be suitable for a project as contemplated by this act: beginning at a point in Dade County, Florida and thence in a general northerly direction for a distance not exceeding one hundred and ten miles from the point of beginning;" and insert in lieu thereof the following: "or parts thereof as the authority may determine to be suitable for a project as contemplated by this act: beginning at a point in Dade County, Florida and thence in a general northerly direction to a point in Duval County, Florida;".

The President put the question: "Will the Senate reconsider the vote by which the foregoing amendment offered by Senator Lewis to Senate Bill No. 438 was adopted this day?"

Upon call of the roll on the question the vote was:

Yeas—20.

Beall	Franklin	Leaird	Morrow
Bronson	Gautier (13th)	Lewis	Rupley
Collins	Hodges	Linder	Rodgers
Connor	Johnson	McArthur	Sturgis
Douglas	King	Melvin	Tapper

Nays—18.

Mr. President	Carlton	Floyd	Pope
Baker	Clarke	Fraser	Rogells
Black	Crary	Gautier (28th)	Shands
Boyle	Davis	Houghton	
Branch	Dayton	Pearce	

So the Senate reconsidered the vote by which the foregoing amendment offered by Senator Lewis to Senate Bill No. 438 was adopted, this day.

The question recurred on the adoption of the amendment offered by Senator Lewis to Senate Bill No. 438.

A roll call was demanded.

Upon call of the roll on the adoption of the amendment offered by Senator Lewis to Senate Bill No. 438, the vote was:

Yeas—20.

Beall	Collins	Douglas	Gautier (13th)
Bronson	Connor	Franklin	Hodges

Johnson	Lewis	Melvin	Rodgers
King	Lindler	Morrow	Sturgis
Leaird	McArthur	Ripley	Tapper

Nays—18.

Mr. President	Carlton	Floyd	Pope
Baker	Clarke	Fraser	Rogells
Black	Crary	Gautier (28th)	Shands
Boyle	Davis	Houghton	
Branch	Dayton	Pearce	

So the amendment was adopted.

Senator Gautier (28th) offered the following amendment to Senate Bill No. 438:

In Section 7(2), line 3, (mimeographed bill) after the words: "public road" insert the following: "after first obtaining the written consent and approval of the State Road Department, municipality or county having jurisdiction and control of such road,"

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

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

Senator Gautier (28th) also offered the following amendment to Senate Bill No. 438:

In Section 7(4), line 5, (mimeographed bill) strike out the words: "and such entry shall not be deemed a trespass, nor shall such entry for such purpose be deemed an entry under any eminent domain proceedings which may be then pending." and insert in lieu thereof the following: "with the consent of the owner thereof or under eminent domain proceedings, otherwise such entry will be deemed a trespass."

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

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

Senator Pope offered the following amendment to Senate Bill No. 438:

In Section 7, line 10, (mimeographed bill) insert the following: "The authority shall not interrupt the flow of traffic on any established state highway; and any approaches, underpasses or overpasses necessary to avoid the interruption of the flow of such traffic shall be constructed at the expense of the authority."

Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Gautier (28th) offered the following amendment to Senate Bill No. 438:

In Section 7, Subsection (5), (mimeographed bill) in the next to the last sentence of said subsection, change the comma which follows the words "cost of such project" to a period and delete the remaining words in that sentence.

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

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

Senator Gautier (28th) also offered the following amendment to Senate Bill No. 438:

In Section 9, (mimeographed bill), strike out Section 9 and re-number succeeding paragraphs.

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

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

Senator Tapper offered the following amendment to Senate Bill No. 438:

In Section 12, (mimeographed bill), at the end of Sec. 1, add a new Section "1 a" as follows:

"To afford users of any turnpike project a reasonable choice of motor fuels of different brands, each gasoline service station or site therefor shall be separately offered for lease upon sealed bids for private operation and, after at least 4 weeks notice of the offer has been published in a newspaper having general circulation in the state, each such lease shall be awarded to the highest responsible bidder therefor, who may provide for the operation of the service station by a third person, but no person shall be awarded or have the use of, nor shall motor fuel identified by the trademarks, trade names, or brands of any one supplier, distributor, or retailer of such fuel be sold at, (1) consecutive service stations along one side of the turnpike, or (2) more than one service station if they constitute more than 20% of the service stations on the turnpike project."

Senator Tapper moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Lewis offered the following amendment to Senate Bill No. 438:

In Section 18, Subsection (1), lines 4 to 10, (mimeographed bill), strike out the words: "The authority shall, in the resolution authorize the bonds of any issue or in the trust agreement securing such bonds, provide for the payment of the proceeds of the sale of the bonds and the revenues, to be paid either to the State Treasurer, or to a corporate trustee, which may be any trust company or bank having the powers of trust company within or without the state, who shall act as trustee of such funds". Also strike out all of Subsection "(2)" and insert in lieu of the words stricken from Subsection "(1)" of said section the following: "The resolution authorizing the bonds of any issue or the trust agreement securing such bonds shall provide that any officer with whom, or any bank or trust company with which, such moneys shall be deposited shall act as trustee of such moneys" and renumber Subsection "(3)" of said section by numbering said Subsection "(2)"

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

Which was agreed to and the amendment was adopted.

Senator Gautier (13th) offered the following amendment to Senate Bill No. 438:

In Section 24, Subsection (1), lines 6 to 11, (mimeographed bill) strike out the words: "such project or projects, if then in good condition and repair to the satisfaction of the State Road Department, shall be transferred to the State Road Department, shall become part of the State Road System and shall thereafter be maintained by the State Road Department free of tolls." and insert in lieu thereof the following: "the authority in its discretion may, if such project or projects are then in good condition and repair to the satisfaction of the State Road Department, transfer such project or projects to the State Road Department to become part of the State Road System to be maintained thereafter by the State Road Department; provided, that in any event any such project or projects shall remain subject to sufficient tolls to pay the cost of the maintenance, repair and operation thereof"

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

Which was agreed to and the amendment was adopted.

Senator Lewis offered the following amendment to Senate Bill No. 438:

In title, strike out all of title from and including the words "An Act" through the words "road department", the last mentioned words being the concluding words in said title, and insert in lieu thereof the following:

"An Act creating a state agency to be known as the 'Florida State Turnpike Authority', providing that said authority shall be a body politic and corporate, and defining its powers and duties; providing for the construction, maintenance, repair and operation of turnpike projects as herein defined, at the location established under this Act, and at such other locations as may be hereafter established by law; granting to the authority power to acquire necessary real and personal property and to exercise the power of eminent domain; providing for financing and construction of such projects by the issuance of revenue bonds of the authority, payable solely

from tolls and other revenues; providing that no debt of the State shall be incurred in the exercise of any such powers: providing for the collection of tolls and other revenues to pay such bonds and the interest thereon and the cost of maintenance, repair and operation of such projects; exempting from taxes and assessments such projects and such bonds and the income therefrom; authorizing the issuance of revenue refunding bonds; prescribing the rights and remedies of bondholders; granting certain powers to the several counties, political subdivisions, cities, towns, villages, and public agencies and officers of the State to cooperate with the authority; granting power to the authority to adopt rules and regulations for the use of any such project, and vesting the Florida Highway Patrol with the power and duty to enforce same; providing for the use of such projects by certain motor common, and contract carriers under certain conditions; providing that two or more projects may be combined and deemed one project within meaning of Act; prescribing conditions under which such projects become free; providing that until the Legislature determines otherwise, a turnpike project shall be constructed only at the following location or such part thereof determined by the authority to be suitable: from a point of beginning in Dade County, Florida and thence in a general northerly direction to a point in Duval County, Florida, the exact route and termini to be determined by the authority; and conferring on the authority powers and duties in connection with the foregoing."

Senator Lewis moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 438, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 438, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 438, as amended, the roll was called and the vote was:

Yeas—27.

Beall	Douglas	King	Ripley
Bronson	Floyd	Leaird	Rodgers
Clarke	Franklin	Lewis	Rogells
Collins	Gautier (13th)	Lindler	Shands
Connor	Hodges	McArthur	Sturgis
Crary	Houghton	Melvin	Tapper
Davis	Johnson	Morrow	

Nays 11.

Mr. President	Boyle	Dayton	Pearce
Baker	Branch	Fraser	Pope
Black	Carlton	Gautier (28th)	

So Senate Bill No. 438 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

Senator Sturgis moved that the rules be waived and Senate Joint Resolution No. 676 be made a Special and Continuing Order of Business for consideration by the Senate commencing at 3:30 o'clock, P. M., Thursday, May 14, 1953.

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 stood adjourned at 5:51 o'clock P. M., until 9:30 o'clock A. M., Thursday, May 14, 1953, pursuant to the Report of the Committee on Rules and Calendar adopted by the Senate on May 8, 1953.

JOURNAL OF THE SENATE

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Thursday, May 14, 1953

The Senate convened at 9:30 o'clock A. M., pursuant to adjournment on Wednesday, May 13, 1953.

The President in the Chair.

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

Mr. President	Connor	Houghton	Pope
Baker	Crary	Johnson	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	Hodges	Pearce	

—37.

A quorum present.

Senator Gautier (13th) was excused from attendance upon the sessions 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 Tuesday, May 5, 1953, was further corrected as follows:

Page 8, column 1, line 12, following the word "the" and before the word "further" insert the following:

"rules be waived and the"

Also—

Page 8, column 1, line 16, following the word "to" and before the word "and" insert the following:

"by a two-thirds vote"

And as further corrected was approved.

The Senate daily Journal of Monday, May 11, 1953, was further corrected as follows:

Page 4, column 2, line 9, counting from the bottom of the column, following the word "for" and before the word "violation" insert the word "the"

Also—

Page 7, column 1, line 5, counting from the bottom of the column, strike out the word "Tomoko" and insert in lieu thereof the word "Tomoka"

Also—

Page 17, column 1, line 37, following the word "Discharging" and before the word "of" insert the word "Estates"

And as further corrected was approved.

The Senate daily Journal of Wednesday, May 13, 1953, was corrected as follows:

Page 19, column 2, line 1, counting from the bottom of the column, strike out the figures "26" and insert in lieu thereof the figure "6"

Also—

Page 19, column 2, line 7, counting from the bottom of the column, strike out the following:

“, as amended.”, and insert in lieu thereof the following: “on May 6, 1953.”

Also—

Page 23, column 2, line 4, counting from the bottom of the column, between the words "on" and "January" insert the following:

"January 10, 1954,"

Also—

Page 24, column 1, line 15, strike out the figure "7" and insert in lieu thereof the figure "8"

Also—

Page 25, column 2, between lines 35 and 36, counting from the bottom of the column, insert the following:

"In Section 24,"

And as corrected was approved.

REPORTS OF COMMITTEES

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

S. B. No. 759—A bill to be entitled An Act to amend Subsection (16) of Section 320.01, Florida Statutes, relating to the definitions of "For Hire" vehicles.

—and recommends that the same pass.

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

Senator Clarke, Chairman of the Committee on Banking and Loans, reported that the Committee had carefully considered the following Bill:

S. B. No. 713—A bill to be entitled An Act amending Section 17.26, Florida Statutes, relating to the cancellation of State Warrants not presented for payment within six months; providing for the issuance of substitute warrants in lieu thereof; providing a limitation on warrants issued prior to December 1, 1951, and for the escheat, of all unclaimed funds on warrants issued on and after December 1, 1951, where no substitute warrants are issued, to the State School fund, subject to certain claims therefor.

—and recommends that the same pass.

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

Senator Douglas, Chairman of the Committee on Pensions and Claims, reported that the Committee had carefully considered the following Bill:

S. B. No. 645—A bill to be entitled An Act for the relief of Marshall W. Tatum and Mary Cathrine Tatum, and providing an appropriation for damages sustained by reason of injury of Mary Cathrine Tatum by falling off a certain State Road Department bridge or culvert on Road 4 near Tallahassee, Florida, due to negligence of the State Road Department.

—and recommends that the same pass.

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

Senator Douglas, Chairman of the Committee on Pensions and Claims, reported that the Committee had carefully considered the following Bills:

S. B. No. 582—A bill to be entitled An Act for the relief of Hugh Culbreath in providing for the reimbursement to him of salary and other compensation lost in consequence of his suspension from office by the governor pursuant to