

# JOURNAL OF THE SENATE

556

Tuesday, May 19, 1953

The Senate convened at 10:00 o'clock A. M., pursuant to adjournment on Monday, May 18, 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	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

—37.

A quorum present.

Senator Fraser 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 Friday, May 15, 1953, was further corrected as follows:

Page 8, column 1, line 14, counting from the bottom of the column, strike out the figure "1" and insert in lieu thereof the figure "2"

Also—

Page 22, column 2, line 29, counting from the bottom of the column, strike out "\$10.00" and insert in lieu thereof "\$1.00"

And as further corrected was approved.

The Senate daily Journal of Monday, May 18, 1953, was corrected and as corrected was approved.

## REPORTS OF COMMITTEES

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

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.

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

S. B. No. 664—A bill to be entitled An Act subjecting all tangible personal property as defined by Section 200.01, Florida Statutes, located in the State of Florida between January 1 and March 31 of each year to taxation in the county in which the same is situated; repealing all Laws in

conflict herewith (except Section 200.44, Florida Statutes) and providing the effective date of this Act.

S. B. No. 803—A bill to be entitled An Act providing for the sale and conveyance of Murphy Act Lands (lands acquired by the State by virtue of Chapter 18,296, Laws of Florida, Acts of 1937) to the former owner, or those claiming by, through or under such former owner; providing the terms, conditions and procedure for such sales and conveyances; preserving certain liens encumbering said lands; and repealing conflicting Laws.

S. B. No. 684—A bill to be entitled An Act providing for the licensing and regulation of the exhibiting of wild animals.

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

S. B. No. 806—A bill to be entitled An Act to amend Section 423.02, Florida Statutes, relating to exemption from taxation and assessments of housing projects and authorizing certain payments in lieu of such taxes and assessments by abolishing said exemption as to housing projects hereafter constructed; and providing the effective date of this Act.

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

H. B. No. 196—A bill to be entitled An Act relating to homestead exemptions; amending Section 192.16, Florida Statutes, relating to the filing of homestead exemption claims by adding Sub-section (3) to provide a penalty for giving false information in said homestead exemption claims.

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

S. B. No. 677—A bill to be entitled An Act to amend Sub-section (4) of Section 212.08, Florida Statutes, relating to tax on sales, use and certain other transactions, including magazine subscriptions within the specific exemptions.

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

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, add-

ing 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.

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."

—and recommends that the same do not pass.

And the Bills contained in the preceding report were laid on the table.

**ENGROSSING REPORT**

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

S. B. No. 811—A bill to be entitled An Act to amend Section 15 of Chapter 8274, Laws of Florida, Special Acts of 1919 entitled: "An Act to legalize the city government of Inverness, Florida, to fix the corporate limits, and to provide a common seal therefor, and to grant a charter to said municipality."

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

**ENROLLING REPORTS**

Your Enrolling Clerk, to whom was referred—

- |               |                             |
|---------------|-----------------------------|
| H. B. No. 190 | H. B. No. 889               |
| H. B. No. 505 | H. B. No. 890               |
| H. B. No. 512 | H. B. No. 891               |
| H. B. No. 563 | H. B. No. 892               |
| H. B. No. 565 | H. B. No. 894               |
| H. B. No. 566 | H. B. No. 898               |
| H. B. No. 597 | H. B. No. 899               |
| H. B. No. 607 | H. B. No. 900               |
| H. B. No. 633 | H. B. No. 901               |
| H. B. No. 717 | H. B. No. 902               |
| H. B. No. 752 | H. B. No. 903               |
| H. B. No. 768 | H. B. No. 904               |
| H. B. No. 785 | H. B. No. 906               |
| H. B. No. 857 | H. B. No. 907               |
| H. B. No. 867 | H. B. No. 915               |
| H. B. No. 884 | H. B. No. 917               |
| H. B. No. 887 | H. B. No. 918               |
| H. B. No. 888 | Com. Sub. for H. B. No. 380 |

—begs leave to report same have been properly enrolled, signed by the President and Secretary of the Senate, and by the Speaker and Chief Clerk of the House of Representatives, and presented to the Governor on May 18, 1953.

Very respectfully,

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

Your Enrolling Clerk, to whom was referred—

- |               |                |
|---------------|----------------|
| H. B. No. 134 | H. B. No. 931  |
| H. B. No. 559 | H. B. No. 936. |
| H. B. No. 624 | H. B. No. 937  |
| H. B. No. 923 | H. B. No. 938  |
| H. B. No. 924 | H. B. No. 939  |
| H. B. No. 926 | H. B. No. 943  |

—begs leave to report same have been properly enrolled, signed by the President and Secretary of the Senate, and by the Speaker and Chief Clerk of the House of Representatives, and presented to the Governor on May 18, 1953.

Very respectfully,

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

Your Enrolling Clerk, to whom was referred—

- H. B. No. 22

—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 18, 1953.

Very respectfully,

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

Your Enrolling Clerk, to whom was referred—

- H. B. No. 995

—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 18, 1953.

Very respectfully,

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

Your Enrolling Clerk, to whom was referred—

- H. B. No. 554  
H. B. No. 558

—begs leave to report same have been properly enrolled, signed by the President and Secretary of the Senate, and by the Speaker and Chief Clerk of the House of Representatives, and presented to the Governor on May 18, 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 Sturgis—

S. B. No. 817—A bill to be entitled An Act authorizing the county commission of Marion County to appropriate and to levy a tax for the use and benefit of the Chambers of Commerce in the County; providing the limit of taxes which may

be imposed; prescribing method of distribution of such appropriation; ratifying appropriations heretofore made for such purpose, and authorizing expenditure of funds heretofore budgeted for such purpose.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 817 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Sturgis moved that the rules be waived and Senate Bill No. 817 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Sturgis moved that the rules be further waived and Senate Bill No. 817 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 817 was read the third time in full.

Upon the passage of Senate Bill No. 817 the roll was called and the vote was:

Yeas—37.

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	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

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

By Senator Beall—

S. B. No. 818—A bill to be entitled An Act relating to civil service for employees of Escambia County, Florida; amending Sections 5, 8, 22 and 24 of Chapter 27537, Laws of Florida, Acts of 1951; providing for classification and specifying the County Employees to come within the provisions of this law; providing for restoration of employees to the civil service by certain procedure; changing the amount of the appropriation to be made to carry out the provisions of this law; defining "appointing authority".

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 818 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. 818 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 818 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 818 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. 818 was read the third time in full.

Upon the passage of Senate Bill No. 818 the roll was called and the vote was:

Yeas—37.

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	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So Senate Bill No. 818 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senators Pearce and Shands—

S. B. No. 819—A bill to be entitled An Act relating to the Florida Highway Patrol; amending Sub-section (4) of 321.05, Florida Statutes, providing a penalty for failure to appear by persons arrested and released without bond.

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

By Senators Pearce and Shands—

S. B. No. 820—A bill to be entitled An Act to amend Sections 843.01, 843.06 and 843.08, Florida Statutes, relating to resisting of certain officers with violence; neglect or refusal to aid certain officers on request; falsely personating certain officers; and providing penalties for violations.

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

By Senator Shands—

S. B. No. 821—A bill to be entitled An Act for the relief of Ellzey H. Worthington; making an appropriation therefor.

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

By Senator Leaird—

S. B. No. 822—A bill to be entitled An Act to amend Section 5 of Chapter 25066, Laws of Florida, Acts of 1949, as amended by Chapter 27345, Laws of Florida, Acts of 1951, relating to the compensation of the County Solicitor of Broward County, Florida.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 822 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 Leaird moved that the rules be waived and Senate Bill No. 822 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Leaird moved that the rules be further waived and Senate Bill No. 822 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 822 was read the third time in full.

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

Yeas—37.

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

Rodgers Shands Tapper  
Rogells Sturgis

Nays—None.

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

By Senator Rogells—

S. B. No. 823—A bill to be entitled An Act prohibiting the sale of milk other than grade "A" and of recombined and reconstructed milk; providing that the State Board of Health enforce this act and authorizing the State Board of Health to promulgate rules and regulations to administer this act; providing for municipalities exceeding 5,000 in population and counties to make more stringent provisions; providing for revocation of licenses and penalty for violators.

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

By Senator Ripley—

S. B. No. 824—A bill to be entitled An Act for the relief of Elaine Tyson Duncan and Woodrow W. Ollis on account of personal injuries received by them through the negligent operation of a County vehicle by a County employee of Duval County, Florida, on March 2, 1953, at the intersection of Normandy Boulevard and Lanes Avenue in Duval County, Florida; requiring the Board of County Commissioners to investigate such claims and to settle by payment out of designated funds in such amounts as they may determine not to exceed five thousand dollars (\$5,000.00) for each.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 824 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Ripley moved that the rules be waived and Senate Bill No. 824 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Ripley moved that the rules be further waived and Senate Bill No. 824 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 824 was read the third time in full.

Upon the passage of Senate Bill No. 824 the roll was called and the vote was:

Yeas—37.

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	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So Senate Bill No. 824 passed, title as stated, by the required Constitutional two-thirds vote of all members elected to the Senate for the 1953 Session of the Florida Legislature, and the action of the Senate was ordered certified to the House of Representatives.

By Senator McArthur—

S. B. No. 825—A bill to be entitled An Act repealing Chapter 20770, Acts of 1941, relating to Nassau County; providing the method for nomination of County Commissioners.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 825 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. 825 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 825 was read the second time by title only.

Senator McArthur moved that the rules be further waived and Senate Bill No. 825 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. 825 was read the third time in full.

Upon the passage of Senate Bill No. 825 the roll was called and the vote was:

Yeas—37.

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	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So Senate Bill No. 825 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator McArthur—

S. B. No. 826—A bill to be entitled An Act relating to members of the Board of Public Instruction in Counties of this State which now have, or may hereafter have, a population of more than 11,888 and less than 13,636 according to the last preceding State or Federal census; to fix the salary of such members of the Board of Public Instruction in lieu of all other compensation, and to repeal all other Laws in conflict therewith.

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

By Senator McArthur—

S. B. No. 827—A bill to be entitled An Act providing the compensation of the County Superintendent of Public Instruction in all counties of this State having a population of not less than twelve thousand (12,000) and not more than thirteen thousand two hundred (13,200) according to the last official census; repealing all Laws in conflict herewith and providing the effective date.

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

By Senator McArthur—

S. B. No. 828—A bill to be entitled An Act relating to the County Commissioners in counties of this State which have now, or may hereafter have, a population of more than 11,888 and less than 13,636 according to the last preceding State or Federal census; to fix the salary of such County Commissioners in lieu of all other compensation, and to repeal all other Laws in conflict therewith.

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

Senator Leaird, President Pro Tempore, presiding.

By the Committee on Welfare—

S. B. No. 829—A bill to be entitled An Act amending Section 409.09, Florida Statutes, relating to the creation of District Welfare Boards and providing their duties.

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

By Senator Shands—

S. B. No. 830—A bill to be entitled An Act authorizing the Board of Control to enter into agreements for group insurance for employees and officers of the institutions under its management and control, and for their dependents; providing for payment of the premiums by the participants with a limited contribution to the premiums from State appropriation to said institutions.

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

By Senator Collins—

S. B. No. 831—A bill to be entitled An Act amending Section 73.10, Florida Statutes, relating to the trial of eminent domain proceedings; by providing for the determination of compensation and damages in such proceedings.

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

By Senators Melvin, Collins, Douglas, Johnson, Beall, Connor, Floyd, Crary, Gautier (28th), Johns, King, Hodges, Sturgis and Morrow—

S. B. No. 832—A bill to be entitled An Act amending Subsections (1) and (4) of Section 134.02 and Sections 134.03, 134.05 and 134.12, Florida Statutes, relating to county officers and employees retirement system; to include day laborers; permitting credit for certain services; providing collecting procedure for delinquent payments; providing optional retirement benefits; broadening investment of funds; limitation where shortage exists.

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

By Senators Melvin, Collins, Douglas, Johnson, Beall, Connor, Floyd, Crary, Gautier (28th), Johns, King, Hodges, Sturgis and Morrow—

S. B. No. 833—A bill to be entitled An Act amending Subsections (1) and (4) of Section 121.02, and Sections 121.03, 121.05, 121.12 and 121.14, Florida Statutes, relating to state officers and employees retirement system; to include day laborers; permit credit for certain services; providing optional retirement benefits; broadening investment of funds; clarifying limitation; limitation where shortage exists.

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

By Senator Davis—

S. B. No. 834—A bill to be entitled An Act requiring members of the Board of County Commissioners in and for all counties having a population of not less than 14,100 and not more than 14,300 according to the last official census to be residents of districts represented and nominated and elected by electors of county at large.

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

By Senator Davis—

S. B. No. 835—A bill to be entitled An Act fixing and validating the compensation to be paid and that has been paid to the members of the Board of Public Instruction of all counties in Florida having a population of not less than 14,000 nor more than 14,300 according to the last official census, and repealing Chapter 28501, Acts of 1951.

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

By Senator Davis—

S. B. No. 836—A bill to be entitled An Act relating to all counties having a population of more than 14,000 and less than 14,300 according to the latest official census; authorizing the boards of public instruction of such counties to contribute to county health and home demonstration programs.

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

By Senator Davis—

S. B. No. 837—A bill to be entitled An Act relating to retirement of members of the Department of Public Safety; amending Chapter 321, Florida Statutes, by authorizing transfer of members from the Department of Public Safety retirement system to the State or County Officers and Employees retirement system.

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

By Senator Davis—

S. B. No. 838—A bill to be entitled An Act to repeal Chapter 453, Florida Statutes, relating to the arbitration and collective bargaining of labor disputes between public utility employers and employees in the State of Florida.

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

By the Committee on Finance and Taxation—

S. B. No. 839—A bill to be entitled An Act supplementing the beverage laws and implementing the enforcement thereof, by prohibiting any manufacturer, distiller, rectifier, processor, blender or bottler of spirituous liquors from selling or offering for sale in this State, shipping or moving or causing to be shipped or moved in or into this State from any other State, any spirituous liquors, until such manufacturer, distiller, rectifier, processor, blender or bottler has registered its name and brands or labels with the beverage director; and has met all requirements of law and rule relating thereto; requiring that all persons who take orders for sale, or otherwise promote a sale of spirituous liquors to a vendor, to be licensed by the beverage department, and providing for the suspension and revocation of such license; restricting the issuance and transfer of distributors' license; and by amending sub-section 13, of Section 561.01, Laws of Florida, so as to give the director power to set by order the maximum rate of discount to be allowed in the usual course of business and declaring that any discount in excess thereof shall be considered an arrangement for financial assistance by gift; giving the director power to enforce this Act, and providing that the effective date of this Act shall be July 1, 1953.

Which was read the first time by title only.

Senator Davis moved that the rules be waived and Senate Bill No. 839 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 839 was read the second time by title only.

Senator Davis moved that the rules be further waived and Senate Bill No. 839 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. 839 was read the third time in full.

Upon the passage of Senate Bill No. 839 the roll was called and the vote was:

Yeas—32.

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

Nays—None.

So Senate Bill No. 839 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 Houghton—

S. B. No. 840—A bill to be entitled An Act amending Sub-

section "N" of Section 3, of Chapter 15,505, Laws of Florida, 1931, relating to the establishing, maintaining and regulating of a city jail in the City of St. Petersburg, providing for authority to contract with other governmental units for incarceration in the city jail of those persons in custody of such governmental units.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 840 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. 840 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 840 was read the second time by title only.

Senator Houghton moved that the rules be further waived and Senate Bill No. 840 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. 840 was read the third time in full.

Upon the passage of Senate Bill No. 840 the roll was called and the vote was:

Yeas—37.

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	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So Senate Bill No. 840 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Shands—

S. B. No. 841—A bill to be entitled An Act relating to retirement of State employees under Section 121.001, Florida Statutes, amending Section 121.001 setting a minimum for Cabinet officers.

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

Senator Bronson, as Chairman of the Committee on Population, moved that House Bills Nos. 1119, 1203 and 1194 be recalled from the Committee on Population and placed on the Calendar of Local Bills on Second Reading.

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

**MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 18, 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 No. 1 to—

By Mr. Varn of Hernando—

H. B. No. 444—A bill to be entitled An Act defining air boats as any water borne conveyance propelled through or

over water by means of a mechanically driven propeller operating in the air instead of the water; prohibiting the operation of air boats as defined in certain fresh and salt waters of Hernando County and providing penalty.

Proof of Publication Attached.

Which Amendment reads as follows:

Amendment No. 1.—In Section 2, Lines 2 and 3, (type-written bill) strike out the words: "On salt water rivers, creeks or inland waterways of Hernando County" and insert in lieu thereof the following: "On Weekiwachee River, Mud River, Minnow Creek of Hernando County."

And refused to concur in Senate Amendment No. 2.

Which Amendment reads as follows:

Amendment No. 2.—In typewritten bill strike out All of Section 4 and insert in lieu thereof the following: Section 4. This Act shall not become effective until ratified by a majority of the qualified electors of Hernando County voting in any county election, special or general. The County Commissioners shall have power to call for a vote on this Act at any time any special election has been called or at the next general election. Should a majority of the qualified electors participating in such election vote (yes) and favorably to this Act, then this Act shall become effective immediately; should the majority of the qualified electors participating in said election vote (no) and unfavorably to this Act then this Act shall be void.

—and respectfully requests the Senate to recede from Senate Amendment No. 2.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 444, as amended, contained in the above message, was read by title, together with the Senate amendments thereto.

Senator Connor moved that the Senate recede from Senate Amendment No. 2 to House Bill No. 444.

Which was agreed to and the Senate receded from Senate Amendment No. 2 to House Bill No. 444.

Senator Connor then moved that the rules be waived and the Senate immediately reconsider the vote by which House Bill No. 444, as amended, passed the Senate on May 4, 1953.

The President put the question: "Will the Senate reconsider the vote by which House Bill No. 444, as amended, passed the Senate, on May 4, 1953?"

Which was agreed to by a two-thirds vote.

So the Senate reconsidered the vote by which House Bill No. 444, as amended, passed the Senate on May 4, 1953.

The question recurred on the passage of House Bill No. 444, as amended.

Pending roll call on the passage of House Bill No. 444, as amended, by unanimous consent Senator Connor offered the following amendment to House Bill No. 444, as amended:

(Typewritten bill) strike out all of Section 4 and insert in lieu thereof the following:

"Section 4. The question of whether or not this act shall take effect shall be submitted to the qualified electors of Hernando County, by referendum, at the next general election after the passage of this act. If a majority of those voting on the question vote in favor of it becoming effective then it shall take effect immediately, otherwise to become null and void."

Senator Connor moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Upon the passage of House Bill No. 444, as further amended, the roll was called and the vote was:

Yeas—37.

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	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So House Bill No. 444 passed, as further amended, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

The following message from the House of Representatives was read:

Tallahassee, Florida,

May 18, 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 respectfully requests the return of—

By Senator Houghton—

S. B. No. 668—A bill to be entitled An Act authorizing the several Boards of County Commissioners of each county in the State of Florida having a population according to the latest official census of not less than 150,000 inhabitants nor more than 225,000 inhabitants and wherein a law library has been established and is being maintained out of the Law Library Fund provided for by Chapter 25606 Laws of Florida, Acts of 1949, to pay, in the sole discretion of said commissioners, out of any moneys available in the General Revenue Fund or the Fine and Forfeiture Fund a reasonable amount for the services of a librarian or librarians of said law libraries and declaring such expenditure to be a proper county purpose.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

Senator Houghton moved that Senate Bill No. 668 be recalled from the Secretary of the Senate as Ex Officio Enrolling Clerk, and returned to the House of Representatives, as requested in the preceding message from the House of Representatives.

Which was agreed to and it was so ordered.

The following message from the House of Representatives was read:

Tallahassee, Florida,

May 18, 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 refused to grant the request of the Senate for the return of—

By Senator Lindler—

S. B. No. 600—A bill to be entitled An Act to authorize and empower the Board of Public Instruction of Columbia County, Florida, to levy upon all real and personal property, subject to taxation within Columbia County, Florida, for the years 1954, 1955, and 1956, in addition to all other taxes not to exceed one mill, which shall be assessed and collected for the purpose of operating, maintaining and improving the State Ranger School, a division of the University of Florida, located in Columbia County, Florida, and to provide that the levy and collection of said tax and the disburse-

ment of funds derived therefrom shall not be subject to the supervision or control of any board or commission other than the Board of Public Instruction of Columbia County, Florida, declaring the same to be a county purpose; and repealing all laws in conflict herewith.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,

May 18, 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 Douglas—

S. B. No. 688—A bill to be entitled An Act amending Chapter 27084, Laws of Florida, Acts of 1951, relating to disposition and use of a certain fund paid from race track funds to the Board of Public Instruction of all counties of this State having a population of not less than 14,500 and not more than 15,000 inhabitants according to the latest official census.

Also—

By Senator Melvin—

S. B. No. 704—A bill to be entitled An Act authorizing the Boards of County Commissioners in all counties in Florida having a population of not more than 18,600 or less than 18,300, according to the last official census, to expend county road and bridge funds for the acquisition, construction and maintenance of county public parks.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bills Nos. 688 and 704, 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 18, 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 Livestock—

H. B. No. 933—A bill to be entitled An Act amending certain subsections of Section 585.34 and adding new subsections thereto and adding Section 585.341, Florida Statutes, relating to inspection, transportation, and sanitary requirements for slaughtering and processing of meats; and repealing Chapter 26831, Laws of Florida, Acts of 1951.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 933, contained in the above message, was read the first time by title only and referred to the Committee on Livestock.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 18, 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 Mr. Murray of Polk—

H. B. No. 809—A bill to be entitled An Act revising and amending Sections 15.01, 15.02, 15.04, 15.06, 15.08 and 15.09, Florida Statutes, and adding Sections 15.13 and 15.14, all pertaining to the office and duties of Secretary of State.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 809, contained in the above message, was read the first time by title only.

Senator Collins moved that the rules be waived and House Bill No. 809 be placed on the Calendar of Bills on Second Reading, without reference.

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

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 18, 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 Mr. Dowda of Putnam—

H. B. No. 354—A bill to be entitled An Act creating and establishing the Florida Livestock Board, and fixing its powers, jurisdiction, duties and authority, and making applicable the provisions of Chapter 585, Florida Statutes, to said Board; repealing Sections 585.02 and 585.03, Florida Statutes; and abolishing the State Livestock Sanitary Board and the terms of office of its members.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 354, contained in the above message, was read the first time by title only.

Senator Johnson moved that the rules be waived and House Bill No. 354 be placed on the Calendar of Bills on Second Reading, without reference.

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

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 18, 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 Game and Fresh Water Fish—

H. B. No. 996—A bill to be entitled An Act to provide for the prosecution of persons illegally killing deer during the closed season, or by fire hunting with gun and light in or out of closed season; providing a penalty therefor, and providing for the forfeiture of any device used in such violation.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 996, contained in the above message, was read the first time by title only and referred to the Committee on Game and Fisheries.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 18, 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 Mr. Jones of Collier—

H. B. No. 741—A bill to be entitled An Act authorizing and regulating the taking and possession of shrimp and prawn from the salt waters of the State of Florida for bait purposes; repealing Subsections (2) and (3) of Section 374.13, Florida Statutes; and providing a penalty for violation.

Also—

By the Committee on Game and Fresh Water Fish—

H. B. No. 796—A bill to be entitled An Act relating to licenses for the taking of game and fresh water fish; by amending Section 372.57, Florida Statutes, by adding a Sub-section (2A) providing for a fishing license for aliens.

Also—

By Mr. Ayres of Marion—

H. B. No. 942—A bill to be entitled An Act granting the Game and Fresh Water Fish Commission of the State of Florida the power to hold the meetings thereof at any point in the State of Florida.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 741, contained in the above message, was read the first time by title only and referred to the Committee on Game and Fisheries.

And House Bill No. 796, contained in the above message, was read the first time by title only and referred to the Committee on Game and Fisheries.

And House Bill No. 942, contained in the above message, was read the first time by title only and referred to the Committee on Game and Fisheries.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 18, 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 Messrs. Turlington and Cross of Alachua, Mashburn and Stokes of Bay, Conner of Bradford, Akridge and Burton of Brevard, Burwell of Broward, Hathaway of Charlotte, Gleaton of Citrus, Saunders of Clay, Bedenbaugh of Columbia, Okell and Floyd of Dade, Griner of Dixie, Morgan of Duval, Darby and Jernigan of Escambia, Patton of Franklin, Lancaster of Gilchrist, Costin of Gulf, McAlpin of Hamilton, Williams of Hardee, Stewart of Hendry, Varn of Hernando, Miss Pearce of Highlands, Moody and Johnson of Hillsborough, Andrews of Holmes, Dukes of Jackson, Pruitt of Jefferson, Medlock of Lafayette, Boyd and Duncan of Lake, Atkinson and Ballinger of Leon, Marshburn of Levy, Alexander of Liberty, Jones of Madison, Ayres of Marion, Stimmell of Martin, Papy of Monroe, Stratton of Nassau, Campbell of Okaloosa, Zelmenovitz of Okeechobee, Land of Orange, Griffin of Osceola, Bollinger and Elliott of Palm Beach, Williams of Pasco, Petersen, McLaren and Shaffer of Pinellas, Surles, Crowder and Murray of Polk, Usina and Shepperd of St. Johns, Pittman of Santa Rosa, Washburne and Bartholomew of Sarasota, Cleveland and Williams of Seminole, Roberts of Suwannee, Dekle of Taylor, Andrews of Union, Cobb of Volusia, Pearce of Wakulla and Burke of Walton—

H. B. No. 441—A bill to be entitled An Act relating to public welfare and the amount of old age assistance, amending Section 409.16, Florida Statutes.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 441, contained in the above message, was read the first time by title only and referred to the Committee on Welfare.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 18, 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 Messrs. Shaffer, McLaren and Petersen of Pinellas, and Washburne and Bartholomew of Sarasota—

H. B. No. 39—A bill to be entitled An Act amending Section 741.07, Florida Statutes, relating to persons authorized to solemnize matrimony by adding a provision validating Quaker marriages.

Also—

By Mr. Surles of Polk—

H. B. No. 330—A bill to be entitled An Act to amend Section 72.34, Florida Statutes, 1951, relating to the adoption of an adult, whether married or single, by an adult married couple, or the survivor thereof, prescribing the jurisdiction of circuit courts with reference thereto and providing the procedure therefor.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 39, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "B".

And House Bill No. 330, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "B".

The following message from the House of Representatives was read:

Tallahassee, Florida,

May 18, 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 Mr. Mahon of Duval—

H. B. No. 513—A bill to be entitled An Act to amend Sub-section 7 of Section 610.03, Florida Statutes, relating to inherent powers of corporations to increase or diminish number of directors, managers or trustees and specifying the number thereof.

Also—

By Messrs. Fascell, Floyd and Okell of Dade and Johnson of Hillsborough—

H. B. No. 638—A bill to be entitled An Act to amend Section 741.04, Florida Statutes, relating to the issuance of marriage licenses.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 513, contained in the above message, was read the first time by title only.

Senator Ripley moved that the rules be waived and House Bill No. 513 be placed on the Calendar of Bills on Second Reading, without reference.

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

And House Bill No. 638, contained in the above message, was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and House Bill No. 638 be placed on the Calendar of Bills on Second Reading, without reference.

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

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 18, 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 Mr. Griner of Dixie—

H. B. No. 583—A bill to be entitled An Act relating to hunting on lands owned, managed or leased by the State of Florida or the Game and Fresh Water Fish Commission; amending Sub-section (2) of Section 372.573, Florida Statutes, by providing a maximum fee for permits for residents and others.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 583, contained in the above message, was read the first time by title only.

Senator Hodges moved that the rules be waived and House Bill No. 583 be placed on the Calendar of Bills on Second Reading without reference.

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

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 18, 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 Messrs. Westberry and Mahon of Duval, Land of Orange, and Stratton of Nassau—

H. B. No. 804—A bill to be entitled An Act to prohibit the sale and purchase of fresh water scale fish; providing a penalty therefor.

—and respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 804, contained in the above message, was read the first time by title only and referred to the Committee on Game and Fisheries.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 18, 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 Mr. Fee of St. Lucie—

H. B. No. 640—A bill to be entitled An Act to amend Section 702.02, Florida Statutes, 1951, relating to the foreclosure of mortgages.

—and respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 640, contained in the above message, was read the first time by title only.

Senator Crary moved that the rules be waived and House Bill No. 640 be placed on the Calendar of Bills on Second Reading, without reference.

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

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 18, 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 required Constitutional three-fifths vote of all members elected to the House of Representatives for the 1953 Session of the Florida Legislature—

By Messrs. Okell, Floyd and Fascell of Dade—

HOUSE JOINT RESOLUTION NO. 531—A JOINT RESOLUTION PROPOSING AN AMENDMENT TO THE DECLARATION OF RIGHTS OF THE CONSTITUTION OF THE STATE OF FLORIDA BY ADDING A SECTION THERETO, TO BE DESIGNATED SECTION 25, RELATING TO THE FORFEITURE OF OFFICE OR EMPLOYMENT OF STATE, COUNTY AND MUNICIPAL OFFICERS AND EMPLOYEES REFUSING TO TESTIFY OR PRODUCE EVIDENCE AS TO MATTERS RELATING TO THEIR OFFICIAL DUTIES, EMPLOYMENT AND FUNCTIONS OF OFFICE, AND REFUSING TO WAIVE IMMUNITY TO PROSECUTION AS TO SUCH MATTERS.

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

An amendment to the Declaration of Rights of the Constitution of the State of Florida by adding an additional Section thereto, to be designated Section 25, is hereby agreed to and shall be submitted to the electors of the State of Florida for ratification, or rejection, at the next general election to be held in the Year 1954 as follows:

“Section 25. Any state, county or municipal officer or employee who upon being called before a grand jury to testify or produce documentary or other evidence relating to his official duties, or the conduct of his office or employment, refuses to sign a waiver of immunity against subsequent criminal prosecution, or to answer any relevant questions concerning such matters before the grand jury, or refuses to produce documentary or other evidence before the grand jury, shall be removed from his office or employment by the appropriate authority, or shall forfeit his office or employment at the suit of the Attorney General of the State of Florida. Any officer and any employee whose office or employment is forfeited under the provisions hereof shall thereafter be disqualified and ineligible to hold any state, county or municipal office or employment in the State of Florida for a period of five years from the date of such forfeiture. This amendment upon ratification shall take effect without the necessity of enabling legislation.”

—and respectfully requests the concurrence of the Senate therein.

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

And House Joint Resolution No. 531, contained in the above message, was read the first time in full and referred to the Committee on Constitutional Amendments.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 18, 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 Mr. Crews of Baker—

H. B. No. 1242—A bill to be entitled An Act repealing Chapter 25572, Laws of Florida, 1949, relating to compensation of circuit court clerks in all counties having not less than six thousand two hundred (6,200) nor more than six thousand three hundred fifty (6,350) inhabitants according to the state census of 1945.

Also—

By Messrs. Washburne and Bartholomew of Sarasota and Hathaway of Charlotte—

H. B. No. 1249—A bill to be entitled An Act authorizing the establishment of special tax districts to be known as street lighting districts consisting of contiguous areas of any county having not less than 4,000 and not more than 5,000 and of any county having not less than 28,000 nor more than 29,500 inhabitants according to the most recent official census, after approval at a referendum election; providing a governing

board for the districts; prescribing powers of the board; permitting the issue of revenue bonds after approval by a referendum election, and providing for revenue for the purposes of the street lighting districts.

Also—

By Messrs. Okell, Fascell and Floyd of Dade—

H. B. No. 1259—A bill to be entitled An Act relating only to counties of this state which now have, or may hereafter have, a population of over 485,000 inhabitants, according to any preceding census taken under the authority of the United States government, and having established therein any juvenile and domestic relations court; to provide for the number and salaries of the officers serving the juvenile and domestic relations court in and for such county established therein; to provide for the allowance of automobile expense to all officers of such court for the use of their own automobiles in connection with their official duties; to repeal all laws in conflict herewith; and for all other purposes reasonable incidental.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 1242, contained in the above message, was read the first time by title only and referred to the Committee on Population.

And House Bill No. 1249, contained in the above message, was read the first time by title only and referred to the Committee on Population.

And House Bill No. 1259, contained in the above message, was read the first time by title only and referred to the Committee on Population.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 18, 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 Messrs. Jernigan and Darby of Escambia—

H. B. No. 1263—A bill to be entitled An Act relating to all counties having a population of more than eighty-five thousand (85,000) and less than one hundred and fourteen thousand (114,000) according to the latest official census; providing that persons in such counties holding positions with Federal, State, county or municipal institutions for the training or supervision of children may continue under the Teachers' Retirement System upon payment of the same contribution paid when a teacher.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 1263, contained in the above message, was read the first time by title only and referred to the Committee on Population.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 18, 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 Mr. McLaren of Pinellas—

H. B. No. 1169—A bill to be entitled An Act regulating the use of nets and seines for the catching of and fishing for salt water fish in the waters of Pinellas County Florida: regulating the size of twine, size of mesh, length and depth of nets and seines used in the waters of said county: prohibiting stop-netting and dragging and hauling nets and seines in said county: prohibiting the use of nets and seines in certain ways and manners in the waters of said county: prohibiting the possession of certain nets and seines in said county and providing for the destruction thereof and of nets and seines used in violation of this Act: pertaining to fishing and catching fish with nets and seines in said county: defining words and terms used in this Act: providing penalties for the violation of this Act: repealing all laws in conflict therewith and specifying the time this Act shall take effect.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 1169, contained in the above message, was read the first time by title only and referred to the Committee on Game and Fisheries.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 18, 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 Mr. Papy of Monroe—

H. B. No. 1321—A bill to be entitled An Act amending Section 1 of Chapter 27744, Laws of Florida, Acts of the Legislature Year 1951, entitled "An Act empowering the Board of County Commissioners of Monroe County, Florida, to establish a building permit system in Monroe County, Florida and to fix fees to be charged for building permits; authorizing and empowering said board to designate the County Tax Assessor to enforce provisions of this act; providing for the payment into the general fund of said county of moneys collected for building permits and for appropriation and payment out of said general fund the necessary moneys for administering the building permit system authorized herein; repealing all laws and parts of laws, whether general or special in conflict with this Act to the extent of such conflict; and providing when this Act shall take effect." By empowering the Board of County Commissioners of Monroe County, Florida to include excavations, docks, jetties and breakwaters, canals and repairs to existing structures in a building permit system in Monroe County, Florida; repealing all laws and parts of laws, whether general or special, in conflict with this act to the extent of such conflict; and providing when Act shall take effect.

Proof of Publication Attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 1321 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1321, contained in the above message, was read the first time by title only.

Senator Franklin moved that the rules be waived and House Bill No. 1321 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1321 was read the second time by title only.

Senator Franklin moved that the rules be further waived and House Bill No. 1321 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. 1321 was read the third time in full.

Upon the passage of House Bill No. 1321 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1321 passed, title as stated, 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 18, 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 Messrs. Rood and Fuqua of Manatee—

H. B. No. 1296—A bill to be entitled An Act to amend Section 7 of the Charter of the City of Bradenton, Florida, being Chapter 22219, Laws of Florida, Acts of 1943; providing for a mayor and city council, their terms, qualifications and compensation, and other public offices.

Proof of Publication Attached.

Also—

By Messrs. Bollinger and Elliott of Palm Beach—

H. B. No. 1303—A bill to be entitled An Act providing for the annexation of the following described lands, situate, lying and being in the County of Palm Beach, State of Florida, to-wit: that portion of government lot 4 lying east of the Intra-coastal Canal, Section 22, Township 45 South, Range 43 East, and that portion of government lot 5 lying west of Spanish Creek, less the south 420.17 feet thereof, Section 22, Township 45 South, Range 43 East, to the Town of Ocean Ridge, Palm Beach County, Florida, a municipal corporation created, organized and existing by virtue of Chapter 15088, Laws of Florida, Special Acts of 1931, and providing that such territory so annexed shall be liable for the bonded or other indebtedness of said Town of Ocean Ridge, Palm Beach County, Florida.

Proof of Publication Attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 1296 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1296, contained in the above message, was read the first time by title only.

Senator Rogells moved that the rules be waived and House Bill No. 1296 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1296 was read the second time by title only.

Senator Rogells moved that the rules be further waived and House Bill No. 1296 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. 1296 was read the third time in full.

Upon the passage of House Bill No. 1296 the roll was called and the vote was:

Yeas—37.

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	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So House Bill No. 1296 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 1303 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1303, contained in the above message, was read the first time by title only.

Senator Morrow moved that the rules be waived and House Bill No. 1303 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1303 was read the second time by title only.

Senator Morrow moved that the rules be further waived and House Bill No. 1303 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. 1303 was read the third time in full.

Upon the passage of House Bill No. 1303 the roll was called and the vote was:

Yeas—37.

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	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So House Bill No. 1303 passed, title as stated, 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 18, 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 Mr. Papy of Monroe—

H. B. No. 1213—A bill to be entitled An Act providing that permits may be issued for summer dog racing periods in Monroe County, Florida without regard to the distance the track of the applicant will be from the track of any existing winter permit holder; and providing that summer dog race track meetings in Monroe County, Florida shall be held only during the period from June 1st to November 14th, both dates inclusive in each year; repealing all laws and parts of laws, whether general or special, in conflict with this Act to the extent of such conflict; and providing when Act shall take effect.

Proof of Publication Attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 1213 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1213, contained in the above message, was read the first time by title only and referred to the Committee on Finance and Taxation, and the Committee on Miscellaneous Legislation, in the order named.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 18, 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 Messrs. Bollinger and Elliott of Palm Beach—

H. B. No. 1315—A bill to be entitled An Act relating to the Town of Riviera Beach, Palm Beach County, Florida, to amend Chapter 27849, Special Laws of Florida, Acts of 1951 entitled "An Act relating to the Town of Riviera Beach, Palm Beach County, Florida, granting additional authority to the town to enter into lease agreements of portions of the Municipal Beach property as deemed necessary to provide recreational facilities upon the Municipal Beach property; ratifying, validating and confirming a certain lease between the Town of Riviera Beach, as lessor, and Riviera Beach Authority, Inc., as lessee, of a portion of the Municipal Beach property; and repealing all Laws in conflict herewith" by repealing Section 2 thereof so as to invalidate, cancel and annul a certain lease agreement dated August 9, 1950, between the Town of Riviera Beach, as lessor, and Riviera Beach Authority, Inc., as lessee, affecting a portion of the town's Municipal Beach property; repealing all Laws and parts of Laws in conflict herewith.

Proof of Publication Attached.

Also—

By Messrs. Bollinger and Elliott of Palm Beach—

H. B. No. 1316—A bill to be entitled An Act relating to the Town of Riviera Beach, Palm Beach County, Florida, amending Chapter 18838, Special Laws of Florida, Acts of 1937, as amended, the same being the charter of said town, by amending Article VII, Section 8 thereof so as to require written notice to the town council and town attorney within thirty days from the accrual of the cause of action prior to instituting any action for damages, including an action for wrongful death, against the town and providing that all such actions shall be barred unless instituted within one year from the accrual of the cause of action: by adding thereto after Article VII, Section 15, an additional section to be numbered 16 providing authority and power to the town council, in their discretion, to employ a town manager to perform such duties and for such compensation as the town council may prescribe from time to time; by adding thereto after Article VII, Section 16 an additional section to be numbered 17 providing authority and power to the town to expand its boundaries by annexation proceedings effected in accordance with the provisions of Chapter 171, Florida Statutes 1951; repealing all Laws and parts of Laws in conflict herewith.

Proof of Publication Attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 1315 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1315, contained in the above message, was read the first time by title only.

Senator Morrow moved that the rules be waived and House Bill No. 1315 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1315 was read the second time by title only.

Senator Morrow moved that the rules be further waived and House Bill No. 1315 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. 1315 was read the third time in full.

Upon the passage of House Bill No. 1315 the roll was called and the vote was:

Yeas—37.

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	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So House Bill No. 1315 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 1316 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1316, contained in the above message, was read the first time by title only.

Senator Morrow moved that the rules be waived and House Bill No. 1316 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1316 was read the second time by title only.

Senator Morrow moved that the rules be further waived and House Bill No. 1316 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. 1316 was read the third time in full.

Upon the passage of House Bill No. 1316 the roll was called and the vote was:

Yeas—37.

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	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So House Bill No. 1316 passed, title as stated, 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 18, 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 Mr. McFarlin of Jackson—

H. B. No. 1251—A bill to be entitled An Act to amend Section 25, of Chapter 21368, Laws of Florida, Special Acts of 1941, as amended by Section 1 of Chapter 26001, Laws of Florida, Special Acts of 1949, Section 26 of Chapter 21368, Laws of Florida, Special Acts of 1941, as amended by Section 1 of Chapter 22384, Laws of Florida, Acts of 1943, and as amended by Section 1 of Chapter 24683, Laws of Florida, Special Acts of 1947, and as amended by Section 2 of Chapter 26001, Laws of Florida, Special Acts of 1949; Section 27 of Chapter 21368, Laws of Florida, Special Acts of 1941, as amended by Section 3 of Chapter 26001, Laws of Florida, Special Acts of 1949; relating to the municipal government of the City of Marianna, in Jackson County, Florida, to the city clerk, the chief of police and the municipal judge, their appointment, duties, rights and privileges; and providing for a referendum.

Also—

By Messrs. Bollinger and Elliott of Palm Beach—

H. B. No. 1314—A bill to be entitled An Act relating to the Town of Riviera Beach, Palm Beach County, Florida, amending Chapter 18838, Special Laws of Florida, Acts of 1937, as amended, same being the charter of said town, by amending Article II, Section 3 thereof so as to provide that any candidate receiving a majority of the votes cast for any office in the Primary Election shall be deemed to be elected to such office; and so as to further provide that no elected official whose unexpired term of office shall exceed forty-five days shall be eligible to become a candidate for a different elective office in the town for any primary, general or special election; repealing all laws or parts of laws in conflict herewith.

Proof of Publication Attached.

Also—

By Messrs. Rood and Fuqua of Manatee—

H. B. No. 1295—A bill to be entitled An Act to amend Section 7 of the Charter of the City of Bradenton, Florida, being Chapter 22219, Laws of Florida, Acts of 1943; providing for a municipal court and judge; providing for jurisdiction procedure and clerk therefor.

Proof of Publication Attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 1251, contained in the above message, was read the first time by title only.

Senator Lewis moved that the rules be waived and House Bill No. 1251 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1251 was read the second time by title only.

Senator Lewis moved that the rules be further waived and House Bill No. 1251 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. 1251 was read the third time in full.

Upon the passage of House Bill No. 1251 the roll was called and the vote was:

Yeas—37.

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	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So House Bill No. 1251 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 1314 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1314, contained in the above message, was read the first time by title only.

Senator Morrow moved that the rules be waived and House Bill No. 1314 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1314 was read the second time by title only.

Senator Morrow moved that the rules be further waived and House Bill No. 1314 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. 1314 was read the third time in full.

Upon the passage of House Bill No. 1314 the roll was called and the vote was:

Yeas—37.

Mr. President	Boyle	Clarke	Davis
Baker	Branch	Collins	Dayton
Beall	Bronson	Connor	Douglas
Black	Carlton	Crary	Floyd

Franklin	King	Morrow	Shands
Gautier (28th)	Leaird	Pearce	Sturgis
Gautier (13th)	Lewis	Pope	Tapper
Hodges	Lindler	Ripley	
Houghton	McArthur	Rodgers	
Johnson	Melvin	Rogells	

Nays—None.

So House Bill No. 1314 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 1295 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1295, contained in the above message, was read the first time by title only.

Senator Rogells moved that the rules be waived and House Bill No. 1295 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1295 was read the second time by title only.

Senator Rogells moved that the rules be further waived and House Bill No. 1295 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. 1295 was read the third time in full.

Upon the passage of House Bill No. 1295 the roll was called and the vote was:

Yeas—37.

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	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So House Bill No. 1295 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

#### MOTION TO RECONSIDER

The motion made by Senator Pope on May 18, 1953, that the Senate reconsider the vote by which Senate Bill No. 124 failed to pass the Senate on May 15, 1953, was taken up in its order.

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

The President put the question: "Will the Senate reconsider the vote by which Senate Bill No. 124 failed to pass the Senate on May 15, 1953?"

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

Yeas—13.

Baker	Crary	Lewis	Sturgis
Black	Gautier (13th)	Lindler	
Collins	Houghton	Morrow	
Connor	King	Rodgers	

Nays—24.

Mr. President	Clarke	Gautier (28th)	Pearce
Beall	Davis	Hodges	Pope
Boyle	Dayton	Johnson	Ripley
Branch	Douglas	Leaird	Rogells
Bronson	Floyd	McArthur	Shands
Carlton	Franklin	Melvin	Tapper

So the Senate refused to reconsider the vote by which Senate Bill No. 124 failed to pass the Senate on May 15, 1953.

The motion made by Senator Rogells on May 18, 1953, that the Senate reconsider the vote by which Senate Joint Resolution No. 676, as amended, failed to pass the Senate on May 18, 1953, was taken up in its order.

The President put the question: "Will the Senate reconsider the vote by which Senate Joint Resolution No. 676, as amended, failed to pass the Senate on May 18, 1953?"

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

Yeas—29.

Mr. President	Davis	Houghton	Pope
Baker	Dayton	Johnson	Ripley
Boyle	Douglas	Leaird	Rogells
Branch	Floyd	Lewis	Shands
Bronson	Franklin	Lindler	Sturgis
Carlton	Gautier (28th)	Melvin	
Connor	Gautier (13th)	Morrow	
Crary	Hodges	Pearce	

Nays—5.

Black	McArthur	Tapper
Collins	Rodgers	

So the Senate reconsidered the vote by which Senate Joint Resolution No. 676, as amended, failed to pass the Senate on May 18, 1953.

#### PAIRING

The following Pair was announced by the Secretary in accordance with Senate Rule 12:

I am paired with Senator Fraser on the motion to reconsider the vote by which S. J. R. No. 676 failed to pass;

If he were present he would vote "Aye" and I would vote "No".

Harry E. King  
Senator 7th District

The question recurred on the passage of Senate Joint Resolution No. 676, as amended, which was read in full, as follows:

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.

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

That Article IX of the Florida Constitution be amended by adding an additional section thereto to be numbered by the Secretary of State, 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 general election to be held on the first Tuesday after the first Monday in November, 1954, as follows:

State funds shall not be used, appropriated or expended to construct, reconstruct, maintain, service, repair, purchase or lease any toll road extending into more than two counties or to pay the principal or interest of any revenue certificates or other evidences of indebtedness issued for any such purpose.

Upon the passage of Senate Joint Resolution No. 676, as amended, the roll was called and the vote was:

Yeas—29.

Mr. President	Davis	Houghton	Pope
Baker	Dayton	Johnson	Ripley
Boyle	Douglas	Leaird	Rogells
Branch	Floyd	Lewis	Shands
Bronson	Franklin	Lindler	Sturgis
Carlton	Gautier (28th)	Melvin	
Connor	Gautier (13th)	Morrow	
Crary	Hodges	Pearce	

Nays—5.

Black	McArthur	Tapper
Collins	Rodgers	

So Senate Joint Resolution No. 676 passed, as amended, by the required Constitutional three-fifths vote of all members elected to the Senate for the 1953 Session of the Florida Legislature, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

**PAIRING**

The following Pair was announced by the Secretary in accordance with Senate Rule 12:

I am paired with Senator Fraser on passage of S. J. R. No. 676; If he were present he would vote "Aye" and I would vote "No".

**HARRY E. KING,**  
Senator 7th District

**CONSIDERATION OF BILLS AND  
JOINT RESOLUTIONS ON SECOND READING**

Senate Bill No. 114 was taken up in its order and the consideration thereof was informally passed, the bill retaining its place on the Calendar of Bills on Second Reading.

Senator Crary asked unanimous consent of the Senate to take up and consider House Bill No. 640, out of its order.

Which was agreed to.

H. B. No. 640—A bill to be entitled An Act to amend Section 702.02, Florida Statutes, 1951, relating to the foreclosure of mortgages.

Was taken up.

Senator Crary moved that the rules be waived and House Bill No. 640 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 640 was read the second time by title only.

Senator Crary offered the following amendment to House Bill No. 640:

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

"An Act to amend Section 702.02, Florida Statutes, 1951, relating to the foreclosure of mortgages; providing for the attachment to the complaint of the original or copies of the mortgage note and mortgage; directing foreclosure sales to be made by the clerk of the court after one publication of notice of sale, and fixing the clerk's fee for making such sale; providing for the filing by the clerk of a certificate of sale and the form thereof; and of a certificate of title and the form thereof, and for the recording of such certificate, and specifying that title to mortgaged property shall pass to the purchaser, after sale by the clerk; providing for the clerk to disburse the proceeds of such sale and to file a report thereof and the form of such report; and fixing the value of the mortgaged property."

Senator Crary moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Branch offered the following amendment to House Bill No. 640:

In Section 1, (typewritten bill) Subsection 2, line 4 of said subsection, after the word "than" strike out the figure "15" and insert in lieu thereof the following: "30"

Senator Branch moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Crary offered the following amendment to House Bill No. 640:

At the end of Section 1, paragraph 5, add a new paragraph as follows:

"6. The provisions of this Act shall not apply to any suits pending at the time this Act becomes a law."

Senator Crary moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Sturgis offered the following amendment to House Bill No. 640:

In Section 1, paragraph 4, line 2, (typewritten bill) after the word "shall" insert the following: "upon confirmation of the sale by the court".

Senator Sturgis moved the adoption of the amendment.

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

Senator Crary moved that the rules be further waived and House Bill No. 640, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 640, as amended, was read the third time in full.

Upon the passage of House Bill No. 640, as amended, the roll was called and the vote was:

Yeas—28.

Mr. President	Crary	Hodges	Morrow
Black	Davis	Houghton	Pearce
Branch	Dayton	King	Pope
Bronson	Douglas	Leaird	Ripley
Carlton	Floyd	Lindler	Rodgers
Collins	Franklin	McArthur	Rogells
Connor	Gautier (13th)	Melvin	Tapper

Nays—7.

Baker	Gautier (28th)	Lewis	Sturgis
Clarke	Johnson	Shands	

So House Bill No. 640 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Crary withdrew Senate Bill No. 424.

Senate Bill No. 450 was taken up in its order and the consideration thereof was informally passed, the bill retaining its place on the Calendar of Bills on Second Reading.

Senator Branch asked unanimous consent of the Senate to take up and consider House Bill No. 232, out of its order.

Which was agreed to.

H. B. No. 232—A bill to be entitled An Act to amend Section 398.22, Florida Statutes, relating to penalty for the illegal sale of narcotics.

Was taken up.

Senator Branch moved that the rules be waived and House Bill No. 232 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 232 was read the second time by title only.

Senator Branch offered the following amendment to House Bill No. 232:

In Section 1, Subsection 2 (typewritten bill) strike out the entire Subsection and insert in lieu thereof the following:

"Provided, that any person who shall unlawfully give, sell, or otherwise furnish narcotic drugs to a minor, in violation of the provisions of Chapter 398, Florida Statutes, shall

upon conviction, be punished by death unless a majority of the jury in their verdict recommend mercy, in which event punishment shall be by imprisonment in the state prison for life or for any term of years within the discretion of the judge."

Senator Branch moved the adoption of the amendment.

Pending consideration of the amendment offered by Senator Branch, Senator Morrow offered the following amendment to the amendment offered by Senator Branch:

After the word "years" and before the word "within" insert the following: ", not less than ten,"

Senator Morrow moved the adoption of the amendment to the amendment.

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

The question recurred on the adoption of the amendment offered by Senator Branch, as amended, to House Bill No. 232.

Which was agreed to and the amendment, as amended, was adopted.

Senator Branch moved that the rules be further waived and House Bill No. 232, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 232, as amended, was read the third time in full.

Upon the passage of House Bill No. 232, as amended, the roll was called and the vote was:

Yeas—20.

Baker	Douglas	King	Pope
Branch	Floyd	Leaird	Rodgers
Bronson	Gautier (28th)	Melvin	Rogells
Connor	Gautier (13th)	Morrow	Shands
Crary	Hodges	Pearce	Tapper

Nays—14.

Black	Davis	Johnson	Ripley
Carlton	Dayton	Lewis	Sturgis
Clarke	Franklin	Lindler	
Collins	Houghton	McArthur	

So House Bill No. 232 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Branch withdrew Senate Bill No. 336.

Senator Boyle moved that Senate Bill No. 759 be withdrawn from the Calendar of Bills on Second Reading and re-committed to the Committee on Motor Vehicles.

Which was agreed to and it was so ordered.

Senator Ripley moved that the Senate proceed to the consideration of Executive Business.

Which was not agreed to.

Senator Shands moved that the Senate adjourn.

Which was agreed to and the Senate recessed at 12:59 o'clock P. M., until 2:30 o'clock P. M., this day, pursuant to the Report of the Committee on Rules and Calendar adopted by the Senate on May 14, 1953.

## AFTERNOON SESSION

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

The President in the Chair.

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

Mr. President	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	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

—37.

A quorum present.

By permission the following Reports of Committees were received:

### REPORTS OF COMMITTEES

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

S. B. No. 809.—A bill to be entitled An Act amending Chapter 284.02, Florida Statutes, 1951, relating to payment of premiums on property insured in the State Fire Insurance Fund, by providing that the General Revenue Fund shall be reimbursed from other funds the amount of premiums paid for their benefit, and repealing all Laws in conflict therewith.

—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 Rogells, Chairman of the Committee on Welfare, reported that the Committee had carefully considered the following Bill:

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.

—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 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 the Committee recommends that the Committee Substitute therefor, as reported herewith, do pass.

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

Senator Connor, Chairman of the Committee on Game and Fisheries, moved that the rules be waived and the Committee on Game and Fisheries be allowed an additional five days to report on bills heretofore referred to the Committee.

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

### SPECIAL AND CONTINUING ORDER

Pursuant to the motion of Senator King, Chairman of the

Committee on Rules and Calendar, adopted on May 18, 1953, and the hour having arrived, the Senate took up for consideration House Bills and House Petitions and Memorials on the Calendar of Bills on Second Reading as a Special and Continuing Order of Business.

Senator Rodgers moved that House Bill No. 250, be withdrawn from the Calendar of House Bills on Second Reading and referred to an appropriate committee for consideration.

Which was agreed to and House Bill No. 250 was referred to the Committee on Judiciary "B".

House Bill No. 211 was taken up in its order and the consideration thereof was informally passed, the bill retaining its place on the Calendar of Bills on Second Reading.

House Bill No. 177 was taken up in its order and the consideration thereof was informally passed, the bill retaining its place on the Calendar of Bills on Second Reading.

H. B. No. 60—A bill to be entitled An Act to amend Section 286.17, Florida Statutes, providing additional duties of the Florida State Advertising Commission in promoting and developing ports in the State of Florida.

Was taken up in its order.

Senator Pope moved that the rules be waived and House Bill No. 60 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 60 was read the second time by title only.

Senator Pope moved that the rules be further waived and House Bill No. 60 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. 60 was read the third time in full.

Upon the passage of House Bill No. 60 the roll was called and the vote was:

Yeas—34.

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

Nays—None.

So House Bill No. 60 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator McArthur moved that the House of Representatives be requested to return Senate Bill No. 485 to the Senate for further consideration.

Which was agreed to and it was so ordered.

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.

Was taken up in its order.

Senator Ripley moved that the rules be waived and House Bill No. 552 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 552 was read the second time by title only.

Senator Ripley moved that the rules be further waived and House Bill No. 552 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. 552 was read the third time in full.

Upon the passage of House Bill No. 552 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 552 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

H. B. No. 1049—A bill to be entitled An Act to name and designate that part of the state highway system commonly known as A1A as "Ocean Trail,"; providing for the suitable marking of "Ocean Trail" by the State Road Department.

Was taken up in its order.

Senator Sturgis moved that the rules be waived and House Bill No. 1049 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1049 was read the second time by title only.

Senator Sturgis moved that the rules be further waived and House Bill No. 1049 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. 1049 was read the third time in full.

Upon the passage of House Bill No. 1049 the roll was called and the vote was:

Yeas—32.

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

Nays—None.

So House Bill No. 1049 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Collins withdrew Senate Bill No. 350.

H. B. No. 331—A bill to be entitled An Act amending Section 849.12, Florida Statutes, relating to the forfeiture of money and prizes used in the operation of lotteries and other gambling.

Was taken up in its order.

Senator Collins moved that the rules be waived and House Bill No. 331 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 331 was read the second time by title only.

Senator Collins moved that the rules be further waived and House Bill No. 331 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. 331 was read the third time in full.

Upon the passage of House Bill No. 331 the roll was called and the vote was:

Yeas—35.

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

Nays—None.

So House Bill No. 331 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Carlton withdrew Senate Bill No. 227.

H. B. No. 88—A bill to be entitled An Act relating to corporations for profit; amending Section 612.63, Florida Statutes 1951, relating to proof of incorporation by adding thereto provisions stating that the term "Certificate of Incorporation" shall include certain certificates, agreement of merger or consolidation, certificates of dissolution, and certificates of reincorporation provided for in certain sections of Chapter 612, Laws of Florida, 1951, and authorizing the Secretary of State to furnish upon request therefor a certified certificate of incorporation or a certified composite certificate of incorporation upon payment of a reasonable charge therefor and providing that a certified copy of the certificate of incorporation or composite certificate of incorporation shall be evidence in all courts of law and equity in the State of Florida; repealing conflicting laws; and fixing the effective date of this Act.

Was taken up in its order.

Senator Beall moved that the rules be waived and House Bill No. 88 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 88 was read the second time by title only.

Senator Beall moved that the rules be further waived and House Bill No. 88 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. 88 was read the third time in full.

Upon the passage of House Bill No. 88 the roll was called and the vote was:

Yeas—34.

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

Nays—None.

So House Bill No. 88 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Beall withdrew Senate Bill No. 30.

H. B. No. 87—A bill to be entitled An Act to amend Section 698.09, Florida Statutes 1951, relating to chattel mortgages and extension of period of notice of filing for record thereof by adding a new paragraph thereto providing that where a mortgage or other security instrument has been amended or supplemented one or more times and an identifying affidavit is filed for record by the owner or holder thereof with respect to the original mortgage or other security instrument and men-

tion is made in such affidavit of any instrument or instruments amendatory or supplemental thereto such identifying affidavits need not be filed with respect to such amendatory or supplemental instrument or instruments so mentioned therein and the effect of such amendatory or supplemental instrument or instruments and the preservation of any lien or priority thereof shall be extended along with the original mortgage or other security instrument; repealing all conflicting acts; and providing for the effective date of this Act.

Was taken up in its order.

Senator Clarke moved that the rules be waived and House Bill No. 87 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 87 was read the second time by title only.

Senator Clarke moved that the rules be further waived and House Bill No. 87 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. 87 was read the third time in full.

Upon the passage of House Bill No. 87 the roll was called and the vote was:

Yeas—33.

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

Nays—None.

So House Bill No. 87 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Clarke withdrew Senate Bill No. 35.

H. B. No. 274—A bill to be entitled An Act to provide for the inclusion of costs in all fines assessed against persons convicted of crimes in any court of the state, and providing that the sheriff shall have the duty of collecting all fines assessed in any criminal case.

Was taken up in its order.

Senator Ripley moved that the rules be waived and House Bill No. 274 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 274 was read the second time by title only.

Senator Ripley moved that the rules be further waived and House Bill No. 274 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. 274 was read the third time in full.

Upon the passage of House Bill No. 274 the roll was called and the vote was:

Yeas—3.

Ripley	Shands	Sturgis
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Nays—28.

Mr. President	Clarke	Floyd	Leaird
Baker	Collins	Franklin	Lewis
Black	Connor	Gautier (28th)	Lindler
Boyle	Crary	Gautier (13th)	Melvin
Branch	Davis	Hodges	Pearce
Bronson	Dayton	Houghton	Rodgers
Carlton	Douglas	Johnson	Rogells

So House Bill No. 274 failed to pass.

By unanimous consent Senator Ripley withdrew Senate Bill No. 314.

House Bill No. 305 was taken up in its order and the consideration thereof was informally passed, the bill retaining its place on the Calendar of Bills on Second Reading.

H. B. No. 525—A bill to be entitled An Act creating and providing for the appointment of a constitutional advisory commission to make a study of the Florida Constitution and to report its findings and recommendations for revision thereof to the 1955 Session of the Legislature; specifying the powers and duties of such commission and making an appropriation therefor.

Was taken up in its order.

Senator Sturgis moved that the rules be waived and House Bill No. 525 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 525 was read the second time by title only.

Senator Sturgis moved that the rules be further waived and House Bill No. 525 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. 525 was read the third time in full.

Upon the passage of House Bill No. 525 the roll was called and the vote was:

Yeas—11.

Branch	Dayton	Johnson	Morrow
Collins	Gautier (13th)	King	Sturgis
Crary	Houghton	Leaird	

Nays—20.

Mr. President	Carlton	Floyd	Pearce
Baker	Clarke	Gautier (28th)	Pope
Black	Connor	Lewis	Ripley
Boyle	Davis	Lindler	Rogells
Bronson	Douglas	Melvin	Shands

So House Bill No. 525 failed to pass.

By unanimous consent Senator Sturgis withdrew Senate Bill No. 323.

H. B. No. 366—A bill to be entitled An Act to validate certain instruments executed by directors or trustees of dissolved foreign corporations and repealing all laws in conflict herewith.

Was taken up in its order.

Senator Gautier (13th) moved that the rules be waived and House Bill No. 366 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 366 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and House Bill No. 366 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. 366 was read the third time in full.

Upon the passage of House Bill No. 366 the roll was called and the vote was:

Yeas—28.

Mr. President	Collins	Gautier (28th)	Melvin
Baker	Connor	Gautier (13th)	Pearce
Black	Crary	Houghton	Pope
Boyle	Dayton	Johnson	Ripley
Bronson	Douglas	Leaird	Rogells
Carlton	Floyd	Lewis	Shands
Clarke	Franklin	Lindler	Sturgis

Nays—None.

So House Bill No. 366 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Gautier (13th) withdrew Senate Bill No. 326.

H. B. No. 246—A bill to be entitled An Act relating to arrest fees and mileage paid to sheriffs or constables when arrest is made jointly with the Highway Patrol; amending Subsection (4) of Section 321.05, Florida Statutes.

Was taken up in its order.

Senator Ripley moved that the rules be waived and House Bill No. 246 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 246 was read the second time by title only.

Senator Ripley moved that the rules be further waived and House Bill No. 246 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. 246 was read the third time in full.

Upon the passage of House Bill No. 246 the roll was called and the vote was:

Yeas—19.

Black	Clarke	Gautier (28th)	Pope
Boyle	Collins	Gautier (13th)	Ripley
Branch	Connor	Houghton	Rogells
Bronson	Crary	King	Sturgis
Carlton	Franklin	Leaird	

Nays—12.

Mr. President	Dayton	Johnson	Melvin
Baker	Douglas	Lewis	Pearce
Davis	Floyd	Lindler	Shands

So House Bill No. 246 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Ripley withdrew Senate Bill No. 277.

House Bill No. 84 was taken up in its order and the consideration thereof was informally passed, the bill retaining its place on the Calendar of Bills on Second Reading.

Committee Substitute for H. B. No. 82—A bill to be entitled An Act relating to worthless checks; making it unlawful to make, issue, utter or deliver checks or other written orders for money on banks without sufficient funds on deposit to pay same or to receive goods or other things of value in exchange for such checks, establishing evidence of worthless checks; providing an exception; and providing penalties for violations.

Was taken up in its order.

Senator Ripley moved that the rules be waived and Committee Substitute for House Bill No. 82 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Committee Substitute for House Bill No. 82 was read the second time by title only.

Senator Ripley moved that the rules be further waived and Committee Substitute for House Bill No. 82 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Committee Substitute for House Bill No. 82 was read the third time in full.

Upon the passage of Committee Substitute for House Bill No. 82 the roll was called and the vote was:

## Yeas—29.

Mr. President	Connor	Houghton	Ripley
Beall	Dayton	Johnson	Rodgers
Black	Douglas	King	Rogells
Boyle	Floyd	Leaird	Shands
Branch	Franklin	Melvin	Tapper
Bronson	Gautier (28th)	Morrow	
Carlton	Gautier (13th)	Pearce	
Collins	Hodges	Pope	

## Nays—4.

Clarke	Davis	Lewis	Sturgis
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So Committee Substitute for House Bill No. 82 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

H. B. No. 676—A bill to be entitled An Act providing for the establishment of a State Purchasing Council of the State of Florida and for the membership, duties and functions thereof and making an appropriation therefor; providing for the adoption of purchasing regulations by the State Purchasing Council and the effect thereof; and requiring competitive bidding in certain purchases for the State.

Was taken up in its order.

Senator Carlton moved that the rules be waived and House Bill No. 676 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 676 was read the second time by title only.

Senator Collins offered the following amendment to House Bill No. 676:

In Section 1, line 9, (typewritten bill) right after "Game and Fresh Water Fish Commission," insert the following: "the State Forester."

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Collins also offered the following amendment to House Bill No. 676:

In (typewritten bill) strike out Section 10 and Section 11 and insert in lieu thereof the following:

"Section 10. This Act shall be deemed cumulative and supplemental to existing laws relating to the purchase of commodities, and if any portion of this Act is invalid for any reason, such invalidity shall not affect the remaining portions thereof.

Section 11. Specifically, this Act shall neither repeal nor modify any part of Chapter 283, Florida Statutes."

Senator Collins moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Carlton moved that the rules be further waived and House Bill No. 676, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 676, as amended, was read the third time in full.

Upon the passage of House Bill No. 676, as amended, the roll was called and the vote was.

## Yeas—32.

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

## Nays—None.

So House Bill No. 676 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Carlton withdrew Senate Bill No. 434.

H. B. No. 339—A bill to be entitled An Act relating to soil conservation; amending Sections 582.06, 582.18 and 582.19, Florida Statutes, by abolishing the present State Soil Conservation Board and creating a new State Soil Conservation Board; by providing certain qualifications and terms of office of members of the State Soil Conservation Board; authorizing the acceptance of gifts and gratuities by the board; providing for regular and special elections for the election of supervisors of soil conservation districts; and for the conduct of such elections.

Was taken up in its order.

Senator Johnson moved that the rules be waived and House Bill No. 339 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 339 was read the second time by title only.

Senator Johnson offered the following amendment to House Bill No. 339:

In Section 1, line 26 (typewritten bill) after the period add the following:

"The state board, except as provided in this chapter, shall act in conjunction with, but at all times under and subject to, the control and supervision of the state board of conservation as defined by section 373.01, Florida Statutes."

Senator Johnson moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Johnson moved that the rules be further waived and House Bill No. 339, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 339, as amended, was read the third time in full.

Upon the passage of House Bill No. 339, as amended, the roll was called and the vote was:

## Yeas—27.

Mr. President	Collins	Gautier (13th)	Pearce
Beall	Davis	Hodges	Pope
Black	Dayton	Houghton	Ripley
Boyle	Douglas	Johnson	Rodgers
Bronson	Floyd	King	Shands
Carlton	Franklin	Lewis	Sturgis
Clarke	Gautier (28th)	Lindler	

## Nays—None.

So House Bill No. 339 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Johnson withdrew Senate Bill No. 246.

H. B. No. 809—A bill to be entitled An Act revising and amending Sections 15.01, 15.02, 15.04, 15.06, 15.08 and 15.09, Florida Statutes, and adding Sections 15.13 and 15.14, all pertaining to the office and duties of Secretary of State.

Was taken up in its order.

Senator Collins moved that the rules be waived and House Bill No. 809 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 809 was read the second time by title only.

Senator Collins moved that the rules be further waived and House Bill No. 809 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. 809 was read the third time in full.

Upon the passage of House Bill No. 809 the roll was called and the vote was:

Yeas—25.

Mr. President	Connor	Houghton	Rodgers
Black	Crary	Johnson	Rogells
Boyle	Davis	King	Shands
Bronson	Douglas	Lindler	Sturgis
Carlton	Franklin	Pearce	
Clarke	Gautier (28th)	Pope	
Collins	Hodges	Ripley	

Nays—None.

So House Bill No. 809 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Collins withdrew Senate Bill No. 494.

H. M. No. 643—A Memorial to the Congress of the United States of America to rescind Florida Senate Concurrent Resolutions of 1951, relating to the calling of a convention for the purpose of considering an amendment to the Constitution of the United States of America relative to taxes on incomes, inheritances and gifts.

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

The question was put on the adoption of the Memorial.

Which was agreed to.

And House Memorial No. 643 was adopted, and the action of the Senate was ordered certified to the House of Representatives.

**CONSIDERATION OF BILLS AND JOINT RESOLUTIONS ON SECOND READING.**

The Senate having completed consideration of House Bills, Petitions and Memorials on the Calendar resumed the consideration of Senate Bills on Second Reading.

S. B. No. 275—A bill to be entitled An Act amending Section 394.23 Subsection (2) Florida Statutes 1951 providing for compensation for resident practicing physicians appointed on examining committees for mentally and physically incompetent persons; providing for a minimum and maximum of such compensation, and for certification by the county judge to the Board of County Commissioners for any such compensation exceeding the minimum; repeal of laws in conflict herewith, and providing for effective date thereof.

Was taken up in its order.

Senator Collins moved that the rules be waived and Senate Bill No. 275 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 275 was read the second time by title only.

Senator Collins moved that the rules be further waived and Senate Bill No. 275 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. 275 was read the third time in full.

Upon the passage of Senate Bill No. 275 the roll was called and the vote was:

Yeas—24.

Mr. President	Clarke	Gautier (28th)	Pearce
Baker	Collins	Houghton	Pope
Black	Connor	Johnson	Rodgers
Boyle	Crary	King	Rogells
Bronson	Douglas	Lewis	Shands
Carlton	Franklin	Lindler	Sturgis

Nays—3.

Davis Hodges Ripley

So Senate Bill No. 275 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 501 was taken up in its order and the consideration thereof was informally passed, the bill retaining its place on the Calendar of Bills on Second Reading.

S. B. No. 502—A bill to be entitled An Act relating to kidnaping and false imprisonment; amending Section 805.01, Florida Statutes, relating to false imprisonment and kidnaping; providing penalties for false imprisonment when the same does not violate either Section 805.01 or 805.02, Florida Statutes; and prescribing the effective date hereof.

Was taken up in its order.

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

Which was agreed to by a two-thirds vote.

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

Senator Ripley moved that the rules be further waived and Senate Bill No. 502 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 502 was read the third time in full.

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

Yeas—28.

Mr. President	Connor	Houghton	Pope
Baker	Dayton	Johnson	Ripley
Black	Douglas	King	Rodgers
Branch	Franklin	Lewis	Rogells
Bronson	Gautier (28th)	Lindler	Shands
Carlton	Gautier (13th)	Melvin	Sturgis
Clarke	Hodges	Pearce	Tapper

Nays—1.

Davis

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

Senator Leaird, President Pro Tempore, presiding.

S. B. No. 503—A bill to be entitled An Act providing for the compelling of evidence from persons in certain criminal investigations, proceedings and trials; granting immunity from prosecution, penalty or forfeiture to such persons; repealing all laws and parts of laws in conflict herewith; and providing the effective date hereof.

Was taken up in its order.

Senator Ripley moved that the rules be waived and Senate Bill No. 503 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 503 was read the second time by title only.

Senator Ripley moved that the rules be further waived and Senate Bill No. 503 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. 503 was read the third time in full.

Upon the passage of Senate Bill No. 503 the roll was called and the vote was:

Yeas—12.

Mr. President	Collins	Gautier (13th)	Morrow
Boyle	Connor	Hodges	Ripley
Branch	Franklin	King	Rogells

Nays—21.

Baker	Dayton	Lewis	Shands
Black	Douglas	Lindler	Sturgis
Bronson	Gautier (28th)	Melvin	Tapper
Carlton	Houghton	Pearce	
Clarke	Johnson	Pope	
Davis	Leaird	Rodgers	

So Senate Bill No. 503 failed to pass.

Senator Carlton moved that the rules be waived and the Senate revert to the consideration of messages from the House of Representatives.

Which was agreed to by a two-thirds vote.

#### MESSAGE FROM THE HOUSE OF REPRESENTATIVES

The following message from the House of Representatives was read:

Tallahassee, Florida,  
May 19, 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 Citrus Fruit—

H. B. No. 959—A bill to be entitled An Act relating to maturity standards of grapefruit by amending Paragraphs (1), (1a), (2) and (3) of Section 601.16 Florida Statutes, 1951, so as to provide for the reduction of soluble solids requirements of all grapefruit five-tenths percent beginning January 1st of each year and to amend Paragraph (1) of Section 601.17 Florida Statutes 1951, by changing the minimum solids from seven percent to six and five-tenths percent.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 959, contained in the above message, was read the first time by title only.

Senator Carlton moved that the rules be waived and House Bill No. 959 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 959 was read the second time by title only.

Senator Carlton moved that the rules be further waived and House Bill No. 959 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. 959 was read the third time in full.

Upon the passage of House Bill No. 959 the roll was called and the vote was:

Yeas—33.

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

Nays—None.

So House Bill No. 959 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By unanimous consent Senator Carlton, Chairman of the Committee on Citrus Fruits, withdrew Senate Bill No. 512.

S. B. No. 513—A bill to be entitled An Act relating to Citrus Fruit and amending Section 601.15 Florida Statutes 1951 relative to the excise tax levied on citrus fruit by adding an additional sub-paragraph to said Section 601.15 to be designated (3) (aa) to remain in effect for a period of two years only providing for an additional excise tax on grapefruit of two cents per box and providing that this Act shall expire on July 31st, 1955.

Was taken up in its order.

Senator Carlton moved that the rules be waived and Senate Bill No. 513 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 513 was read the second time by title only.

Senator Carlton moved that the rules be further waived and Senate Bill No. 513 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. 513 was read the third time in full.

Upon the passage of Senate Bill No. 513 the roll was called and the vote was:

Yeas—32.

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

Nays—2.

Pearce Rogells

So Senate Bill No. 513 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Tapper moved that the rules be waived and the Senate immediately reconsider the vote by which House Bill No. 944 was indefinitely postponed by the Senate on May 18, 1953, having been read the first time by title on May 12, 1953.

H. B. No. 944—A bill to be entitled An Act amending Chapter 23846, Laws of Florida, Acts of 1947, relating to permanent registration system of qualified electors and applying in counties of the state having a population of more than 42,000 and less than 48,000 inhabitants according to the last preceding federal or state census by setting compensation of Supervisor of Registration and Chief Deputy Supervisor.

The President put the question: "Will the Senate reconsider the vote by which House Bill No. 944 was indefinitely postponed by the Senate on May 18, 1953?"

Which was agreed to by a two-thirds vote.

So the Senate reconsidered the vote by which House Bill No. 944 was indefinitely postponed by the Senate on May 18, 1953.

Senator Tapper moved that the rules be waived and House Bill No. 944 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 944 was read the second time by title only.

Senator Tapper moved that the rules be further waived and House Bill No. 944 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. 944 was read the third time in full.

Upon the passage of House Bill No. 944 the roll was called and the vote was:

Yeas—37.

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	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

Nays—None.

So House Bill No. 944 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Tapper moved that the rules be waived and the Senate immediately reconsider the vote by which House Bill No. 622 passed the Senate on May 18, 1953.

H. B. No. 622—A bill to be entitled An Act relating to compensation of probation officer of Bay County, Florida, and amending Section 3 of Chapter 23898, Laws of Florida, Acts of 1947, as amended by Section 1 of Chapter 26353, Laws of Florida, Acts of Extraordinary Session of 1949.

The President put the question: "Will the Senate reconsider the vote by which House Bill No. 622 passed the Senate on May 18, 1953?"

Which was agreed to by a two-thirds vote.

So the Senate reconsidered the vote by which House Bill No. 622 passed the Senate on May 18, 1953.

The question recurred on the passage of House Bill No. 622.

Pending roll call on the passage of House Bill No. 622, Senator Tapper moved that House Bill No. 622 be indefinitely postponed.

Which was agreed to and House Bill No. 622 was indefinitely postponed.

Senator King moved that the Senate proceed to the consideration of Executive Business.

Which was agreed to.

And the Senate went into Executive Session at 4:55 o'clock P. M.

The Senate emerged from Executive Session at 5:36 o'clock P. M., and resumed its Session.

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	Gautier (28th)	Melvin	
Clarke	Gautier (13th)	Morrow	
Collins	Hodges	Pearce	

—37.

A quorum present.

The hour of adjournment having arrived a point of order was called and the Senate stood adjourned at 5:37 o'clock P. M., until 10:00 o'clock A. M., Wednesday, May 20, 1953, pursuant to the Report of the Committee on Rules and Calendar adopted by the Senate on May 14, 1953.

**EXECUTIVE SESSION ANNOUNCEMENTS**

The Senate in Executive Session on May 19, 1953, advised and consented to the following appointments made by the Governor:

Burton Barrs, Jacksonville, Judge, Civil Court of Record, Duval County, for a term ending May 5, 1957.

T. S. Parkinson, Boca Grande, Commissioner of Pilotage, Port of Boca Grande, Lee County, for a term ending November 11, 1955.

R. C. Kuhl, Boca Grande, Commissioner of Pilotage, Port of Boca Grande, Lee County, for a term ending November 11, 1955.

Coram Lanier, Boca Grande, Commissioner of Pilotage, Port of Boca Grande, Lee County, for a term ending November 11, 1955.

William B. Presley, Boca Grande, Commissioner of Pilotage, Port of Boca Grande, Lee County, for a term ending November 11, 1955.

Gilbert Lane, Boca Grande, Commissioner of Pilotage, Port of Boca Grande, Lee County, for a term ending November 11, 1955.

Bradford Bylaska, Harbor Master for the Port of Boca Grande, for a term ending November 21, 1953.

Edgar S. Washburn, West Palm Beach, Harbor Master in and for the Port of Palm Beach, for a term ending June 28, 1953.

John C. Wynn, Miami, Judge, Civil Court of Record in and for Dade County, for a term ending July 11, 1955.

The Senate in Executive Session on May 19, 1953 refused to advise and consent to the following appointment by the Governor:

Lew Mercur, Miami, Harbor Master in and for the Port of Miami, for a term ending February 5, 1954.