

JOURNAL OF THE SENATE

Friday, May 6, 1955

413

The Senate convened at 10:00 o'clock A. M., pursuant to adjournment on Thursday, May 5, 1955.

The President in the Chair.

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

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stratton
Cabot	Gautier (13th)	Morrow	Tapper
Carlton	Getzen	Neblett	
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

—37.

A quorum present.

The following Prayer was offered by the Senate Chaplain, Reverend E. E. Snow:

Eternal God, we thank Thee for this vast State of Florida. Even in this day of fast and quick travel, it is a great distance from Key West to Pensacola. Yet in this Senate Chamber only a few feet separate the desks of the Senator from Key West and the Senator from Pensacola. Here our great State is brought close together through its representatives. Bring us close to Thee and close to each other in the bond of patriotic fellowship and service.

We thank Thee not only for our State of Florida. We thank Thee for this greater land of ours, the United States of America. "From the mountains, to the prairies, to the ocean white with foam, God bless America, our home sweet home."

Grant, Almighty God, to bless us in the joint Session of our Legislature today. May we not only receive a shot in the arm of our defense; may we also receive a shot in our minds, our hearts, and our souls. Send us a dynamic wave of new devotion to Thee, Almighty God, a new wave of devotion to Thy highest service in the progress, preservation and defense of our country. Keep us under God free "indivisible, with justice and liberty for all." In the Name of Jesus Christ we pray, our Defender, our Redeemer, our Friend. Amen

The reading of the Journal was dispensed with.

The Senate daily Journal of Wednesday, May 4, 1955, was further corrected as follows:

Page 361, column 1, line 27, strike out the words "or certiorari" and insert in lieu thereof the words "of certiorari."

Also—

Page 378, column 1, line 27, counting from the bottom of the column, between the words "bill" and "entitled" insert the words "to be."

And as further corrected was approved.

The Senate daily Journal of Thursday, May 5, 1955, was corrected as follows:

Page 386, column 2, line 32, between the words "Act" and "unlawful" insert the word "making."

Also—

Page 387, column 2, line 19, counting from the bottom of the page, strike out the words "to relate" and insert in lieu thereof the word "relating."

Also—

Page 394, column 2, between lines 28 and 29, counting from the bottom of the column, insert the following:

"Which was read the first time in full."

Also—

Page 397, column 2, between lines 3 and 4, counting from the bottom of the column, insert the following:

"Which was read the first time in full."

And as corrected was approved.

REPORTS OF COMMITTEES

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

S. B. No. 655—A bill to be entitled An Act relating to excise taxes on documents; amending Chapter 201, Florida Statutes, by adding thereto Section 201.21, providing that promissory notes, non-negotiable notes and other written obligations to pay money bearing date subsequent to July 1, 1955, shall, under certain conditions, be exempt from the excise taxes imposed by said Chapter 201, Florida Statutes; repealing all laws and parts of laws in conflict with this Act; 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 Johns, Chairman of the Committee on Finance and Taxation, reported that the Committee had carefully considered the following Bills:

S. B. No. 258—A bill to be entitled An Act relating to the five funds law, amending Chapter 215, Florida Statutes, by adding a new section providing that all funds collected by and under the direction and supervision of the Florida Council for the Blind as provided under Sections 409.26(5), 409.271 and 409.272, Florida Statutes, be excepted from the provisions of Section 215.31 Florida Statutes.

S. B. No. 472—A bill to be entitled An Act related to tax on cigarettes; amending Subsection (6) of Subsection 210.01, Florida Statutes, and adding new Subsections (14) and (15) thereto, providing for definitions of "wholesale dealer", "distributing agents", and "place of business"; amending Subsection (6) of Section 210.02, Florida Statutes, providing for collection of cigarette tax; amending Subsections (2) and (3) of Section 210.09, Florida Statutes, providing for reports and maintenance of records on cigarettes by dealers and others; amending Section 210.11, Florida Statutes, providing for refunds on sales of cigarette stamps and payments of cigarette taxes; amending Subsection (1) of Section 210.14, Florida Statutes, providing for issuance of warrant for delinquent cigarette taxes; amending Subsections (1) and (4) of Section 210.15, Florida Statutes, and adding a new Subsection (7) thereto, providing for annual permits for distributing agents, wholesale dealers, retail dealers and vending machines; repealing Section 210.17, Florida Statutes; providing for effective date.

S. B. No. 585—A bill to be entitled An Act relating to tax on sales, use, and certain transactions; amending Subsection (4) of Section 212.08, Florida Statutes, to include magazine subscriptions among specific tax exemptions.

—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 Johns, Chairman of the Committee on Finance and

Taxation, reported that the Committee had carefully considered the following Bill:

S. B. No. 518—A bill to be entitled An Act amending Section 215.26, Laws of Florida, 1943, to provide that the Comptroller shall make refund of any money paid into the state treasury for an over payment of any tax, license or account due, or where no tax, license or account is due, or where a payment has been made into the state treasury in error or by reason of a law or statute subsequently held to be unconstitutional; to provide limitations on applications for refunds; to provide appropriations therefor; and to repeal all laws or parts of laws in conflict therewith, and providing for an effective date of this Act.

—and recommends that the same not pass.

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

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

S. B. No. 449—A bill to be entitled An Act relating to highway patrol; amending Section 321.02, Florida Statutes, concerning powers of board.

S. B. No. 481—A bill to be entitled An Act relating to motor vehicle licenses; amending Section 320.10, Florida Statutes, to exempt from the provisions of Sections 320.08 and 320.09, Florida Statutes, motor vehicles operated exclusively for the benefit of goodwill industries.

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

H. B. No. 127—A bill to be entitled An Act relating to reports of motor vehicle accidents; amending Subsection (1) of Section 317.12, Florida Statutes; by requiring driver of vehicle involved in an accident involving a minimum property damage to report same.

—and recommends that the same not pass.

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

Senator Morrow, Chairman of the Committee on Education, reported that the Committee had carefully considered the following Bill:

S. B. No. 382—A bill to be entitled An Act to make it unlawful to use on the public highways of the State of Florida any bus for the transportation of persons other than a school bus for the transportation of school children to and from school of an orange color; and to make it unlawful for any person to use on the public highways of the State of Florida any bus which was formerly used as a school bus for the transportation of school children to and from school unless the color of such bus has been changed from orange to another color by repainting, and from which has been removed all signs and insignia thereon which was intended to designate it as a school bus.

—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 Morrow, Chairman of the Committee on Education, reported that the Committee had carefully considered the following Bill:

H. B. No. 47—A bill to be entitled An Act to amend Subsection (3) of Section 236.07, Florida Statutes, relating to the Minimum Foundation Program, by providing a minimum salary for teachers under the program; and making this Act effective July 1, 1955.

—and recommends that the same not pass.

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

Senator Morrow, Chairman of the Committee on Education, reported that the Committee had carefully considered the following Bill:

S. B. No. 504—A bill to be entitled An Act relating to education; creating a committee to study a proposal for the twelve (12) month utilization of school plants; providing an appropriation therefor; and setting an effective date.

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

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

Senator Morrow, Chairman of the Committee on Education, reported that the Committee had carefully considered the following Concurrent Resolution:

S. C. R. No. 109—A Concurrent Resolution memorializing Congress to call a convention for the purpose of considering an amendment to the Constitution of the United States relative to the administration by the several states of their respective school systems.

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

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

Senator Morrow, Chairman of the Committee on Education, reported that the Committee had carefully considered the following Bills:

S. B. No. 674—A bill to be entitled An Act amending Section 121.02 by adding Sub-section 6 to provide service credit for former school teachers and a limitation thereon.

S. B. No. 667—A bill to be entitled An Act relating to obligations which may be incurred by county boards of public instruction; amending Section 237.27, Florida Statutes, limiting the time in which such obligations must be retired to one year, and providing that such obligations may be extended from year to year for a period not to exceed four years.

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

S. B. No. 688—A bill to be entitled An Act amending Section 511.05, Florida Statutes relating to the suspension of licenses, issued by the hotel and restaurant commissioner and authorizing the commissioner to impose fines against licensees in lieu of suspension or revocation of licenses.

S. B. No. 689—A bill to be entitled An Act relating to the plumbing, lighting, heating, cooling and ventilation of public lodging and public food service establishments, including hotels, motor courts, apartment houses, rooming houses, restaurants and other eating places; prescribing the requirements as to windows and screening; particularly amending Sections 511.13, 511.14, and 511.33, Florida Statutes, and repealing, as unnecessary or obsolete, Sections 511.35, and 511.36, Florida Statutes.

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

S. B. No. 679—A bill to be entitled An Act amending and repealing certain sections of Chapters 509, 510, and 511, Florida Statutes, 1953, relating to the hotel and restaurant com-

mission, hotels, motor courts, apartment houses, and rooming houses, providing for the duties of the advisory council; defining and requiring the licensing of public lodging establishments and public food service establishments; requiring counties and municipalities to withhold occupational licenses requested by new applicants therefor until, if required to do so, they have been licensed by the hotel and restaurant commission; requiring locks on certain doors of rooms in public lodging establishments; requiring semi-annual inspections by the Hotel and Restaurant Commissioner; providing penalties for violations of laws, rules, or regulations; particularly amending Sections 509.052, 510.05, 511.01, 509.03, 511.02, 511.04, 511.11, 511.12, Florida Statutes, 1953, and repealing Sections 510.01, 511.31, and 511.41, Florida Statutes, 1953, as being unnecessary or obsolete.

S. B. No. 678—A bill to be entitled An Act relating to the duties of the hotel and restaurant commissioner, to hotels, apartment houses, motor courts, rooming houses, and restaurants; providing for the establishment of a staggered system of annual license renewals; providing for the amount of license fees to be paid by such establishments; providing penalties for failure to renew licenses on renewal dates; particularly amending Sections 511.03, 511.06, 511.07, 511.08, and repealing, as obsolete, Section 511.091, Florida Statutes.

—and recommends that they do pass.

And the Bills contained in the preceding report were referred to the Committee on Finance and Taxation, under the original joint reference.

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

S. B. No. 486—A bill to be entitled An Act requiring every practitioner of the healing art to register with the secretary of the State Board of Health and to furnish certain information in the application for such registration: requiring issuance of certificate of registration upon proper application therefor; prescribing a fee for such registration; and requiring display in office of such certificate by practitioner; defining the healing art repealing all laws and parts of laws in conflict therewith; and providing an effective date of said Act.

S. B. No. 687—A bill to be entitled An Act amending Section 511.45, Florida Statutes, relating to the advertising of rates charged by hotels, motor courts, apartment houses, and rooming houses, prescribing the information to be included in such advertisements; prohibiting the publication of misleading advertisements; requiring the posting of current rates in each room or apartment; requiring that a current file of such rates be kept by the hotel and restaurant commissioner; and providing penalties for violation of any provision of the Act.

S. B. No. 488—A bill to be entitled An Act known as the healing art identification act; defining the healing art; prescribing methods of identification of the kind, branch or system of the healing art of practitioners in the professional use of their name; requiring other persons using the title "Doctor" as a trade or professional asset to designate the authority under which such title is used; requiring practitioner of the healing art to have a sign at office or place of business designating the kind, branch or system of healing art he is licensed to practice and prescribing such sign; prescribing and requiring identification and designation of kind, branch or system of healing art which may be practiced within or in connection with private clinics and hospitals; prescribing methods of enforcement of the Act; prescribing penalties for violations; repealing Section 458.14, Florida Statutes, and other laws or parts of laws in conflict with the Act; providing a saving clause; and prescribing effective date of the Act.

—and recommends that the same not pass.

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

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

S. B. No. 576—A bill to be entitled An Act relating to uni-

form narcotic drug law; amending Sections 398.02 (12A), 398.02 by adding Subsections (14) and (15), 398.07(1), 398.09 (3) (a), 398.10(5), Florida Statutes; clarifying definition of "isonipecaine"; defining additional terms; authorizing the selling and dispensing of narcotic drugs by apothecaries upon written and oral prescriptions, prescribing information prescriptions shall contain and the records to be kept by apothecaries; prohibiting the purchase and possession of specified quantities of narcotic drugs; prescribing records to be kept by physicians, dentists, veterinarians and others of narcotic drugs received, administered and dispensed by them; and providing an effective date.

S. B. No. 487—A bill to be entitled An Act to prescribe the use of the term "clinic" or synonymous term by a practitioner of a healing art as a designation of his professional office, facilities or services; providing for the registration of such clinics; and providing penalties for violation of the Act.

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

S. B. No. 485—A bill to be entitled An Act relating to physicians; amending Sections 458.02, 458.04, 458.05, 458.09 and 458.13, Florida Statutes; providing for the terms of office of the members of the State Board of Medical Examiners; repealing Paragraph (d) Subsection 2 of Section 458.05, Florida Statutes; providing for the subjects to be included in the examination given applicants for licenses to practice medicine; repealing Paragraph (j) Subsection 2 of Section 458.13, Florida Statutes; providing for the registration of resident physicians, assistant resident physicians and interns practicing in the hospitals in this State.

S. B. No. 410—A bill to be entitled An Act to amend Sections 1 and 2, Chapter 24070, Laws of Florida, Acts of 1947, same being Section 381.01, Florida Statutes, to provide for appointment of a State Board of Health, prescribing its membership; and providing for the terms of office of members of said board and the election by said board of its president.

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

S. B. No. 155—A bill to be entitled An Act relating to the State Board of Health; revising, amending and consolidating Chapter 381, Florida Statutes, to eliminate inoperative and obsolete provisions thereof by repealing Sections 381.01-381.11, 381.13-381.16, 381.161, 381.17-381.30, 381.301, 381.31-381.64, 381.66-381.72, Florida Statutes, and creating Sections 381.011-381.151, 381.171-381.291, 381.311-381.391, Florida Statutes, to provide for the creation and administration of the State Board of Health; providing severability clause; and fixing an effective date.

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

S. B. No. 328—A bill to be entitled An Act authorizing and empowering the several counties of the State of Florida and the boards of county commissioners thereof to act in relation to the furnishing of water and the collection, treatment and disposal of sewage, including industrial wastes; authorizing and empowering such counties to purchase, construct, improve, extend, enlarge, reconstruct, maintain, equip, repair and operate water supply systems, water system improvements, sewage disposal systems and other sewer improvements; pre-

cribing the powers and duties of the county commission in connection with the construction, financing and operation thereof; authorizing the levy of special assessments upon property benefited by the construction or reconstruction of such water system improvements and sewer improvements; providing for the paying of the whole or a part of the cost of a water supply system, of extensions and additions thereto, and of water system improvements and of a sewage disposal system or systems, of extensions and additions thereto, and of other sewer improvements, or any one or more thereof, by the issuance of either (1) general obligation bonds of the county payable from ad valorem taxes or from ad valorem taxes and the proceeds of water service charges, sewer service charges or special assessments, or all of them, or (2) water revenue bonds and/or sewer revenue bonds of the county payable solely from water service charges or from water service charges and special assessments, or from sewer service charges or from sewer service charges and special assessments; empowering the county commission to divide the county into water and/or sewer districts and to issue general obligation bonds secured by property in and ad valorem taxes received from such districts; providing for the levy of a sufficient ad valorem tax for the payment of any general obligation bonds; providing for the imposition and collection of charges for making connections with the water system or sewer system of the county, for the imposition and collection of rates, fees and charges for the use of services and facilities of such water system or systems and sewage disposal system or systems, for the imposition and collection of rates, fees and charges for the use of the services and facilities of such other water system improvements and sewer improvements, and for the application of such revenues; authorizing and empowering the county to require connection with sanitary sewers served or which may be served by any sewage disposal system; granting to the county power to acquire necessary real and personal property and the exercise of the right of eminent domain; authorizing the acquisition of existing water and sewer facilities; giving the consent of the State of Florida to the use of all state lands lying under water which are necessary for the accomplishments of the purposes of this Act; exempting from taxes and assessments any water supply system or sewage disposal system of the county; authorizing the county to accept grants and contributions in aid of the purposes of this Act; authorizing the issuance of water revenue refunding bonds and of sewer revenue refunding bonds; prescribing the powers and duties of the county in connection with the foregoing and the rights and remedies of the holders of any bonds issued pursuant to the provisions of this Act; repealing all general laws or parts of general laws in conflict herewith.

—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 Houghton asked unanimous consent of the Senate to take up and consider House Bill No. 887, out of its order.

Which was agreed to.

H. B. No. 887—A bill to be entitled An Act to amend Sections 1 and 2 of Chapter 29435, Laws of Florida, 1953, relating to the creation of the Light Industry Council of Pinellas County by providing for seven voting members and three non-voting members; by providing for their tenure of office; by providing for the appointment of members by the cities of St. Petersburg, Clearwater and Tarpon Springs, and by their chambers of commerce, and by the Board of County Commissioners and Manufacturers' Association of Pinellas County; and by enlarging the powers of the council; and providing for an effective date of this Act.

Was taken up.

Senator Houghton moved that the rules be waived and House Bill No. 887 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 887 was read the second time by title only.

Senator Houghton offered the following amendment to House Bill No. 887:

In Section 1, line 6, (typewritten bill) strike out the word "each"

In Section 1, line 6 and 7 (typewritten bill), after the words: "Board of County Commissioners" insert the following: "one of whom shall be a banker, two members by"

In Section 1, line 7 (typewritten bill), strike out the word: "and"

Senator Houghton moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Houghton also offered the following amendment to House Bill No. 887:

After Section 2, add a new section:

Section 3. That Section 5 of Chapter 29435, Laws of Florida, 1953 is amended to read:

Section 5. The Board of County Commissioners of Pinellas County, Florida, are hereby authorized to pay the expenses of such Council and the cost of carrying out the purposes of this Act out of the General Fund of the County, but the funds used for said purposes shall not in any one budget year exceed an amount produced in said year by the levy of $\frac{1}{8}$ th of a mill ad valorem tax. In addition to the funds received from the General Fund of the County provided for herein, such Council shall be empowered and authorized to accept, receive and expend, for carrying out the purposes of this Act, such sums as may be offered as gifts, donations, grants or bequests, from any source whatever.

In Section 3, line 1, strike out the number: "3" and insert the following in lieu thereof: "4"

Senator Houghton moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Houghton moved that the rules be further waived and House Bill No. 887, 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. 887, as amended, was read the third time in full.

Upon the passage of House Bill No. 887, as amended, the roll was called and the vote was:

Yeas—37.

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kickliter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stratton
Cabot	Gautier (13th)	Morrow	Tapper
Carlton	Getzen	Neblett	
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

Nays—None.

So House Bill No. 887 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

Senator Getzen moved that the rules be waived and the Senate immediately reconsider the vote by which House Bill No. 889 passed the Senate on May 5, 1955.

H. B. No. 889—A bill to be entitled An Act to authorize the Board of County Commissioners of Pasco County, Florida to adopt rules and regulations for provisions and restrictions which must be complied with before maps or plats for subdivisions outside of a municipality shall be accepted for filing and recordation, and to provide that the board of county commissioners of said county may regulate the width and manner of construction of the road or roads, street or streets in said subdivision and require that they be pushed out or graded and that proper drainage therefor is provided; and to regulate the sanitary conditions to be required in said subdivision; to repeal all laws or parts of laws in conflict herewith, and to provide for the effective date of this Act.

The President put the question: "Will the Senate reconsider the vote by which House Bill No. 889 passed the Senate on May 5, 1955?"

Which was agreed to by a two-thirds vote.

So the Senate reconsidered the vote by which House Bill No. 889 passed the Senate on May 5, 1955.

The question recurred on the passage of House Bill No. 889.

Pending roll call on the passage of House Bill No. 889, Senator Getzen moved that the further consideration thereof be informally passed.

Which was agreed to and House Bill No. 889 was placed on the Calendar of Local Bills, pending roll call.

Senator Clark moved that House Bill No. 249 be recalled from the Committee on Banking and re-referred to the Committee on Judiciary "A."

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

Senator Morgan moved that the rules be waived and Senate Bill No. 435 be recalled from the Committee on Public Health.

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

By unanimous consent Senator Morgan withdrew Senate Bill No. 435 from further consideration of the Senate.

Senator Shands moved that the Secretary of the Senate be directed to send flowers with a message of sympathy to Mrs. Douglas Stenstrom, wife of Senator Stenstrom, who is ill in the Orange Memorial Hospital, Orlando.

Which was unanimously agreed to and it was so ordered.

Senator Johnson, Chairman of the Committee on Judiciary "B," moved that the rules be waived and the Committee be allowed until Wednesday, May 11, 1955, to report on Bills heretofore referred to the Committee.

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

Senator Connor, Chairman of the Committee on Temperance, moved that the rules be waived and the Committee 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.

Senator Shands, Chairman of the Committee on Constitutional Amendments, moved that the rules be waived and the Committee 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.

Senator Melvin, Chairman of the Committee on Rules and Calendar, moved that the Senate meet Monday, May 9, 1955, at 11:00 o'clock A. M., until 1:00 o'clock P. M., and from 2:30 o'clock P. M., until 5:00 o'clock P. M.; on Tuesday, May 10, 1955, at 11:00 o'clock A. M., until 1:00 o'clock P. M.; on Wednesday, May 11, 1955, at 10:00 o'clock A. M., until 1:00 o'clock P. M., and from 2:30 o'clock P. M., until 5:00 o'clock P. M.; and on Thursday, May 12, 1955, at 10:00 o'clock A. M., until 1:00 o'clock P. M., and from 2:30 o'clock P. M., until 5:00 o'clock P. M.

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

Senator Floyd moved that the Senate reconsider the vote by which Senate Joint Resolution No. 7 failed to pass the Senate on May 5, 1955.

And the motion went over under the rule.

INTRODUCTION OF RESOLUTIONS, MEMORIALS, BILLS AND JOINT RESOLUTIONS

By Senator Gautier (28th)—

S. B. No. 738—A bill to be entitled An Act relating to dam-

age by dogs; amending Sections 767.02, 767.03 and 828.10, Florida Statutes, to provide for protection of domestic animals against the depredations of dogs known to have killed such animals; providing for a penalty.

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

By Senator Gautier (28th)—

S. B. No. 739—A bill to be entitled An Act relating to workmen's compensation benefits, state and county officers' and employees' retirement benefits, and state administered retirement plan benefits; amending Subsection (4) of Section 440.09, Florida Statutes, adding a new paragraph, Paragraph (c) to Subsection (2) of Section 121.14, Florida Statutes, and adding a new subsection, Subsection (3) to Section 134.14, Florida Statutes, to provide that any person entitled to or receiving workmen's compensation benefits, and state or county officers' and employees' retirement benefits, or benefits from any other state administered retirement plan shall receive all the benefits to which he may be entitled, not to exceed the average final compensation of such person.

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

MESSAGE FROM THE GOVERNOR

The following Communication from the Governor was received:

STATE OF FLORIDA
EXECUTIVE DEPARTMENT
TALLAHASSEE
May 5, 1955

*The Honorable W. T. Davis
President of the Senate
State Capitol*

Sir:

I have the honor to inform you that I have today filed in the office of the Secretary of State the following Acts, which originated in your Honorable Body, Regular Session 1955, same having remained in my office for the full Constitutional period of five days, and will become laws without my approval:

- S. B. NO. 303 RELATING TO RUTLAND ROAD
- S. B. NO. 404 RELATING TO PUBLIC INSTRUCTION
- S. B. NO. 406 RELATING TO SMALL CLAIMS COURTS
- S. B. NO. 407 RELATING TO PUBLIC INSTRUCTION
- S. B. NO. 423 RELATING TO COUNTY COMMISSIONERS
- S. B. NO. 426 RELATING TO CONSTABLES
- S. B. NO. 359 RELATING TO BROWARD GARDENS
- S. B. NO. 389 RELATING TO JACKSONVILLE
- S. B. NO. 390 RELATING TO JACKSONVILLE
- S. B. NO. 392 RELATING TO JACKSONVILLE
- S. B. NO. 398 RELATING TO MONROE COUNTY
- S. B. NO. 403 RELATING TO DUVAL COUNTY
- S. B. NO. 413 RELATING TO BROWARD COUNTY

Respectfully,

LeROY COLLINS
Governor

Senator Melvin moved that the rules be waived and the Senate proceed to the consideration of Senate Bill No. 631 as a Special and Continuing Order of Business.

Which was agreed to by a two-thirds vote.

And the Senate took up for consideration Senate Bill No. 631 which had been made a Special and Continuing Order of Business on motion of Senator Pope, on May 3, 1955.

SPECIAL AND CONTINUING ORDER

S. B. No. 631—A bill to be entitled An Act making appropriations for the salaries of the officers and employees of the State and for the current operating expenses of the departments and branches of the state government and for the capital outlay and repairs as provided for herein for the annual periods beginning July 1, 1955, and July 1, 1956.

Was taken up.

Senator Pope moved that the rules be waived and Senate Bill No. 631 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 631 was read the second time by title only.

The Committee on Appropriations offered the following amendment to Senate Bill No. 631:

In Section 1, line 10 of Item 1, (typewritten bill) strike out the comma after the word "advertising."

Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Tapper, President Pro Tempore, presiding.

The Committee on Appropriations also offered the following amendment to Senate Bill No. 631:

In Section 1, end of Item 15 (typewritten bill) strike out the words:

*Provided, that the children of anyone who has not been a resident of this State for one year shall not be eligible to receive free textbooks; and provided further, that the State School Superintendent shall be directed and required to set up one depository in each county where everyone desiring to purchase textbooks may do so.

—and insert in lieu thereof the following:

* Provided, that the children of anyone who has not been a resident of the State for one year shall not be eligible to receive free textbooks; and, provided further, that the state school superintendent is hereby authorized to direct and require that the county school superintendents set up one depository in each county where anyone desiring to purchase textbooks may do so.

Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Appropriations also offered the following amendment to Senate Bill No. 631:

In Section 1, Item 16 (typewritten bill) strike out all of Item No. 16 and insert in lieu thereof the following:

16. FARM COLONY, FLORIDA

a. Salaries	1,312,143	2,624,287
b. Expenses	763,288	1,639,288
c. Operating Capital Outlay	59,700	119,400

Total for Item No. 16 2,135,131 4,382,975

Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Appropriations also offered the following amendment to Senate Bill No. 631:

In Section 1, Item 22 (typewritten bill) strike out all of Item 22 and insert in lieu thereof the following:

Item	First Year	Biennium
22. GOVERNOR'S MANSION EXPENSE		
a. Salaries	11,000	22,000
b. Contingent (Payable to Governor where necessary)	25,000	50,000
Total for Item No. 22	\$36,000	72,000

Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Morrow offered the following amendment to Senate Bill No. 631:

In Section 15, Subsection c. 1., (typewritten bill) strike out the figures: "500,000" in column 1 under "First Year" and strike out the figures "1,000,000" in column 2 under "Biennium" and insert in lieu thereof the following: "600,000" in column 1 under "First Year" and "\$1,323,765" in column 2 under "Biennium."

Senator Morrow moved the adoption of the amendment.

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

Senator Morrow also offered the following amendment to Senate Bill No. 631:

In Item 32, sub item b. 1, (typewritten bill) insert an asterisk after the word "Outlay" and add the following:

Provided, however, that monies appropriated herein to the Flood Control Districts may be utilized only for cash contributions for construction, relocations, and acquisition of land for water storage areas in the upper St. Johns Valley and Lake Okeechobee Area, and provided further that no funds appropriated herein may be advanced as matching funds until federal matching funds are available.

Senator Morrow moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Appropriations offered the following amendment to Senate Bill No. 631:

In Section 1, Item No. 39 (typewritten bill), strike out the words:

TOTAL FOR ITEM NO. 39\$ 959,620 \$1,819,240

—and insert in lieu thereof the following:

f. Domestic Animal Diagnostic Disease Laboratory to be located in Orange County, or adjacent thereto:

1. Salaries	42,450
2. Expenses	17,550

g. Poultry Diagnostic Disease Laboratories in the following localities:

1. Dade County or adjacent thereto:		
a. Salaries	10,000	20,000
b. Expenses	3,100	6,100
2. Flagler County:		
a. Salaries	10,000	20,000
b. Expenses	3,100	6,100
3. Jackson County or adjacent thereto:		
a. Salaries	10,000	20,000
b. Expenses	3,100	6,100
4. Nassau County:		
a. Salaries	10,000	20,000
b. Expenses	3,100	6,100

TOTAL FOR ITEM NO. 39\$1,012,020 \$1,983,640

Senator Pope moved the adoption of the amendment.

Pending consideration of the foregoing amendment offered by the Committee on Appropriations to Senate Bill No. 631, Senators Rawls and Floyd offered the following amendment to the amendment offered by the Committee on Appropriations.

In sub-paragraph g, line numbered 3, strike out the words: "or adjacent thereto."

Senator Rawls 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 the Committee on Appropriations to Senate Bill No. 631, as amended.

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

The Committee on Appropriations also offered the following amendment to Senate Bill No. 631:

In Section 1, Item No. 42 (typewritten bill) strike out all of Item No. 42 and insert in lieu thereof the following:

42. MOTOR VEHICLE COMMISSIONER, OFFICE OF THE STATE			
a. Salaries	1,160,515	2,350,000	
b. Expenses	618,238	1,248,476	
c. Operating Capital Outlay	25,000	50,000	
TOTAL FOR ITEM NO. 42	1,803,753	3,648,476	

Senator Pope moved the adoption of the amendment.

Pending consideration of the foregoing amendment offered by the Committee on Appropriations to Senate Bill No. 631, Senators Phillips, King and Rodgers offered the following substitute amendment for the amendment offered by the Committee on Appropriations:

In Section 1, Item 42 (typewritten bill) strike out the words:

"42. MOTOR VEHICLE COMMISSIONER, OFFICE OF THE STATE			
a. Salaries	1,144,515	2,317,642	
b. Expenses	618,238	1,236,476	
c. Operating Capital Outlay	25,000	50,000	
TOTAL FOR ITEM NO. 42	1,787,753	3,604,118"	

—and insert in lieu thereof the following:

"42. MOTOR VEHICLE COMMISSIONER, OFFICE OF THE STATE			
a. Salaries	1,172,430	2,403,482	
b. Expenses	623,000	1,258,000	
c. Operating Capital Outlay	25,000	50,000	
TOTAL FOR ITEM NO 42	1,820,430	3,711,482"	

Senator King moved the adoption of the substitute amendment for the amendment offered by the Committee on Appropriations.

A roll call was demanded.

Upon call of the roll on the motion made by Senator King, the vote was:

Yeas—16.

Baker	Clarke	Floyd	King
Beall	Connor	Getzen	Neblett
Black	Douglas	Houghton	Phillips
Carraway	Edwards	Johns	Rodgers

Nays—19.

Mr. President	Gautier (13th)	Morgan	Rood
Cabot	Hodges	Morrow	Shands
Carlton	Johnson	Pearce	Stratton
Fraser	Kickliter	Pope	Tapper
Gautier (28th)	Melvin	Rawls	

So the substitute amendment failed of adoption.

The question recurred on the adoption of the foregoing amendment offered by the Committee on Appropriations to Senate Bill No. 631.

Which was agreed to and the amendment was adopted.

The Committee on Appropriations also offered the following amendment to Senate Bill No. 631:

In Section 1-, Item No. 45, line 8, (typewritten bill) insert the following "TOTAL FOR ITEM NO. 45"

Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Johns offered the following amendment to Senate Bill No. 631:

In Item 48 (typewritten bill) strike out the words:

	First-Year	Biennium	
a. Salaries	\$ 497,522	\$1,007,354	

and insert in lieu thereof the following:

a. Salaries	\$ 541,212	\$1,082,424*	
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*including \$25 per month salary increases for all employees.

Senator Johns moved the adoption of the amendment.

A roll call was demanded.

Upon call of the roll on the motion made by Senator Johns, the vote was:

Yeas—23.

Baker	Clarke	Gautier (28th)	King
Barber	Connor	Getzen	Pearce
Beall	Douglas	Hodges	Phillips
Black	Edwards	Houghton	Rodgers
Cabot	Floyd	Johns	Shands
Carraway	Fraser	Kickliter	

Nays—13.

Mr. President	Melvin	Pope	Tapper
Carlton	Morgan	Rawls	
Gautier (13th)	Morrow	Rood	
Johnson	Neblett	Stratton	

So the amendment was adopted.

Senator Johns also offered the following amendment to Senate Bill No. 631:

In Section 1, Item 48 (typewritten bill) strike out the words:

	First Year	Biennium	
	\$ 1,171,460	\$ 2,355,230	

—and insert in lieu thereof the following:

	First Year	Biennium	
	\$ 1,215,150	\$ 2,430,300	

Senator Johns moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Appropriations offered the following amendment to Senate Bill No. 631:

In Section 1, Item No. 52 (typewritten bill) strike out the amounts opposite Sub-section (g) and insert in lieu thereof the following:

	\$3,000,000	\$6,350,000	
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Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Appropriations also offered the following amendment to Senate Bill No. 631:

In Section 1, Item No. 52 (typewritten bill) strike out amounts opposite TOTAL FOR ITEM NO. 52 and insert in lieu thereof the following:

	\$3,510,065	\$7,380,241	
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Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The President presiding.

The Committee on Appropriations also offered the following amendment to Senate Bill No. 631:

In Section 1, Item No. 64 (c), (typewritten bill) strike out Items 4 (c), 4(d), 4 (e), 4 (f) and the total of Sub-section (c) and insert in lieu thereof the following:

4. (c) Watermelon Lab.			
Operating Capital Outlay	---	\$ 5,000	\$ 10,000
4. (d) Immokalee Lab.			
1. Salaries	-----	\$ 11,000	\$ 22,300
2. Expenses	-----	5,000	10,000
3. Operating Capital Outlay	---	3,000	6,000
Sub-total (c)	-----	\$3,229,931	\$6,449,450

Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Appropriations also offered the following amendment to Senate Bill No. 631:

In Section 1, Item 64, (typewritten bill) strike out amounts opposite TOTAL FOR ITEM NO. 64

"13,254,228 26,615,357"

—and insert in lieu thereof the following

"13,225,828 26,559,257"

Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Appropriations also offered the following amendment to Senate Bill No. 631:

In Section 2, Item No. 5 (typewritten bill) strike out all of Item 5 and insert in lieu thereof the following:

5. FARM COLONY, FLORIDA			
a. Ward Buildings—White	-----	534,000	534,000
b. Ward Buildings—Negro	-----	193,400	193,400
c. Administration Building	-----	123,400	123,400
d. White Infirmary Addition	-----	36,000	36,000
e. Kitchen and Dining Room Addition	-----	42,000	42,000
f. Moving and Restoration of Employees Houses and Sawmill	-----	10,000	10,000
g. Utilities	-----	300,000	300,000
h. Employees Duplex Apartments —			
Negro (two)	-----	33,700	33,700
i. Employees Residences—			
White (Six)	-----	60,000	60,000
TOTAL OF ITEM NO. 5	-----	1,332,500	1,332,500

Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Appropriations also offered the following amendment to Senate Bill No. 631:

In Section 2, Item 12, (typewritten bill) strike out the words:

"Total of Item No. 12 ----- \$186,994 \$186,994

—and insert in lieu thereof the following:

c. Psychiatric Clinic and Security Unit	-----	\$200,000	\$200,000
TOTAL OF ITEM No. 12	-----	\$386,994	\$386,994

Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Appropriations also offered the following amendment to Senate Bill No. 631:

In Section 2, after Item 14 (typewritten bill) insert the following:

Item

15. LIVESTOCK BOARD, FLORIDA

a. For constructing and equipping a domestic animal diagnostic disease laboratory to be located in Orange County or adjacent thereto		200,000	200,000
b. For constructing poultry diagnostic disease laboratories in the following localities:			
1. Dade County or adjacent thereto	21,000		21,000
2. Flagler County	21,000		21,000
3. Jackson County or adjacent thereto	21,000		21,000
4. Nassau County	21,000		21,000
TOTAL FOR ITEM NO. 15	-----	284,000	284,000

Senator Pope moved the adoption of the amendment.

Pending consideration of the foregoing amendment offered by the Committee on Appropriations to Senate Bill No. 631, Senators Rawls and Floyd offered the following amendment to the amendment offered by the Committee on Appropriations:

In Item 15, Sub-paragraph b., line 3., strike out the words "or adjacent thereto."

Senator Rawls 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 foregoing amendment offered by the Committee on Appropriations to Senate Bill No. 631, as amended.

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

The Committee on Appropriations also offered the following amendment to Senate Bill No. 631:

In Section 2, Item 21 (typewritten bill) strike out all of Sub-section "c" and the totals of Item No. 21 and insert in lieu thereof the following:

TOTAL OF ITEM NO. 21	-----	\$ 275,000	\$ 275,000
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Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Appropriations also offered the following amendment to Senate Bill No. 631:

In Section 2, Item 25 (typewritten bill), strike out all of Subsection "u." and the Totals of Item No. 25, and insert in lieu thereof the following:

TOTAL OF ITEM NO. 25	-----	310,100	310,100
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Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Pending further consideration of Senate Bill No. 631, and pursuant to House Concurrent Resolution No. 882, the Senate formed in processional order and marched in a body to the Chamber of the House of Representatives in the order of their services as Senators, preceded by the President and President Pro Tempore of the Senate, the way being opened to the Hall of the house of Representatives for the Senators by the Sergeant-at-Arms of the Senate.

Honorable Ted David, Speaker of the House of Representatives, received the President of the Senate on the rostrum and requested him to preside over the joint assembly.

The President in the Chair.

By direction of the President, the Chief Clerk of the House of Representatives called the roll of the House of Representatives and the following members answered to their names:

Mr. Speaker	Costin	Maness	Shipp
Alexander	Crews	Marshburn	Smith, S. C.
Allen	Cross	McAlpin	Smith, S. N., Jr.
Andrews	Dickinson	Merritt	Stewart, C. D.
Arrington	Dukes	Moody	Stewart, E. L.
Ballinger	Duncan	Murray	Surles
Bartholomew	Gleaton	Musselman	Sweeny
Beasley	Grimes	Orr	Tillett
Beck	Hathaway	Page	Turlington
Belser	Hopkins	Papy	Usina
Bishop	Horne	Patton	Varn
Bodiford	Inman	Peeples	Webb
Boyd	Jernigan	Petersen	Weinstein
Brewer	Johnson,	Pittman	Westberry
Bryant	C. R., Jr.	Pratt	Williams,
Burton	Johnson, Tom	Pruitt	G. W.
Carmine	Jones, D. C., Jr.	Putnal	Williams,
Chaires	Jones, E. B.	Revelle	J. R. A.
Chappell	Jones, O. W.	Roberts, E. S.	Williams.
Cleveland	King	Roberts, H. W.	V. A., Jr.
Cobb	Knight	Rowell	Youngberg
Coleman	Land	Saunders	Zelmenovitz
Conner	Livingston	Shaffer	
Cook	Mahon	Sheppard	

—90.

A quorum of the House of Representatives was declared present.

By direction of the President, the Secretary of the Senate called the roll of the Senate and the following Senators answered to their names:

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kicklitter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stratton
Cabot	Gautier (13th)	Morrow	Tapper
Carlton	Getzen	Neblett	
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

—37.

A quorum of the Senate was declared present.

The President announced a quorum of the joint assembly present.

Mr. Murray of Polk moved that a committee be appointed to escort Governor LeRoy Collins and General James A. Van Fleet from the Governor's office to the House Chamber and to the rostrum.

Which was agreed to.

The President appointed Messrs. Murray and Surles of Polk, Alexander of Liberty, and Johnson of Finellas as the committee on the part of the House of Representatives; and Senators King and Clarke on the part of the Senate, as the committee.

The committee reappeared in the Chamber of the House of Representatives escorting Governor Collins and General Van Fleet.

Governor Collins and General Van Fleet were received by the joint assembly standing and were escorted to the rostrum. The committee was discharged.

The President presented Governor Collins to the Body.

The President presented Mrs. Van Fleet, Mr. and Mrs. Colin Kelly, Sr., Mrs. T. M. Howerton, sister of Colin Kelly,

Jr., Mr. Howerton and their son, Tommy; and General Mark Lance to the joint assembly.

The President introduced Colin Kelly, III, to the Body.

Speaker Ted David presented a Savings Bond to Colin Kelly, III, in honor of his fifteenth birthday from friends in the House of Representatives and Senate.

Colin Kelly, III, expressed his appreciation for the gift.

The President presented Senator King to the Body.

General Van Fleet was presented to the Body by Senator King and addressed the joint assembly.

At the conclusion of General Van Fleet's address, Senator King moved that a committee be appointed to escort Governor Collins and General Van Fleet from the House Chamber to the Governor's office.

Which was agreed to.

The President appointed Senators King and Clark as the committee on the part of the Senate; and Messrs. Tillett of Polk, Knight of Calhoun, Duncan of Lake and Smith of DeSoto on the part of the House of Representatives, as the committee.

Governor Collins and General Van Fleet were escorted to the Governor's office by the committee.

The committee was discharged.

Senator Tapper moved that the joint session dissolve and the Senators resume their session in the Senate Chamber.

Which was agreed to and it was so ordered.

The Senate returned to the Senate Chamber in processional order and resumed its session at 1:12 o'clock, P. M.

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

Mr. President	Connor	Johns	Pope
Baker	Douglas	Johnson	Rawls
Barber	Edwards	Kicklitter	Rodgers
Beall	Floyd	King	Rood
Black	Fraser	Melvin	Shands
Bronson	Gautier (28th)	Morgan	Stratton
Cabot	Gautier (13th)	Morrow	Tapper
Carlton	Getzen	Neblett	
Carraway	Hodges	Pearce	
Clarke	Houghton	Phillips	

—37.

A quorum present.

The Senate resumed the consideration of Senate Bill No. 631 as a Special and Continuing Order of Business.

S. B. No. 631—A bill to be entitled An Act making appropriations for the salaries of the officers and employees of the State and for the current operating expenses of the departments and branches of the state government and for the capital outlay and repairs as provided for herein for the annual periods beginning July 1, 1955, and July 1, 1956.

Which was pending consideration when the hour arrived for the Senate to proceed to the Chamber of the House of Representatives pursuant to House Concurrent Resolution No. 882.

The Committee on Appropriations offered the following amendment to Senate Bill No. 631:

In Section 1, last line on page 25 (typewritten bill) strike out the amounts opposite TOTAL OF SECTION 1 "\$189,450,197-\$384,493,045 and insert in lieu thereof the following:

\$189,292,094 \$384,045,499

Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Shands and Tapper offered the following amendment to Senate Bill No. 631:

In Section 2, line 8 page 26 (typewritten bill) after period insert the following: "The prevailing wage scale shall be paid on such construction as authorized under this appropriation

and, provided further, the Secretary of State shall be the sole judge as to what the prevailing wage scale is in each locality."

Senator Shands moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Rood offered the following amendment to Senate Bill No. 631:

In Section 2, Item 12, (typewritten bill) strike out Sub-section C.

Senator Rood moved the adoption of the amendment.

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

The Committee on Appropriations offered the following amendment to Senate Bill No. 631:

In Section 2, page 36 (typewritten bill) strike out the amounts opposite Total of Section 2 "\$18,892,071 - 19,392,071 and insert in lieu thereof the following: "20,331,171 - 20,831,171"

Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Appropriations also offered the following amendment to Senate Bill No. 631:

In Section 2, page 36 (typewritten bill) strike out the amounts opposite Total Appropriated From General Revenue Fund

"208,413,092 403,999,050"

and insert in lieu thereof the following:

"209,623,265 404,876,670"

Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Appropriations also offered the following amendment to Senate Bill No. 631:

After Section 4, (typewritten bill) insert the following new section:

"Section 5. That the sum of \$12,000 is hereby appropriated to the Trustees of the Internal Improvement Fund from the Internal Improvement fund to be used for experimentation on a cost basis with beach erosion devices."

Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Appropriations also offered the following amendment to Senate Bill No. 631:

After Section 4, (typewritten bill) insert the following new section:

"Section 6. That the following sums are hereby appropriated from the State Road License Fund to the Florida Advertising Commission to be used to pay the salaries and the expenses of operating the Welcome Stations for the annual period beginning July 1, 1955, and for the biennium:

Item	First Year Biennium	
1. Advertising Commission, Florida		
a. Welcome Stations		
1. Salaries	97,000	198,850
2. Expenses	87,000	178,350
Total Appropriated from State Road License Fund	184,000	377,200

Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Appropriations also offered the following amendment to Senate Bill No. 631:

In Section 5, page 38 (typewritten bill) strike out all of Section 5 and insert in lieu thereof the following:

Section 7. Any incidental monies of the University of Florida, Florida State University and Florida Agricultural and Mechanical University which exceeds the amounts budgeted (for salaries and expenses) out of incidental funds as recommended by the Budget Commission for the biennium 1955-1957 shall revert to the General Revenue Fund of the State of Florida; provided, however, that the Budget Commission shall release, upon request of the Board of Control, the additional tuition and matriculation fee collections from student enrollments in excess of the number upon which the budgets were predicated; provided further that this section shall not apply to the Agricultural Experiment Station or the Agricultural Extension Service.

Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Appropriations also offered the following amendment to Senate Bill No. 631:

After Section 6, (typewritten bill) insert the following new section:

"Section 9. Under Section 1, Item 67, of this Act, there is provided the sum of \$500,000.00 for the purpose of supplying immediate funds for any unforeseen emergency that may arise, including not to exceed \$100,000 to be released by the Budget Commission only upon a declaration of an emergency in red tide by the Governor and subject to such other procedure as is set out in this section. This appropriation shall be under the complete supervision and control of the State Budget Commission and the Budget Commission is hereby authorized in its discretion to designate any part of this appropriation for meeting necessary expenses brought about by such emergency as provided after public hearing and ample evidence is presented to the Budget Commission of the need for such emergency appropriation; provided, however, that no expenditures shall be authorized except by the concurring vote of five (5) members of the Budget Commission and provided, further, that this shall not be construed to authorize the Budget Commission to create any new department or function, and no part of this appropriation shall be used for attorneys' fees, increases of salaries or for the construction of any building."

Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Appropriations also offered the following amendment to Senate Bill No. 631:

After Section 6 (typewritten bill), insert the following new section:

"Section 10. Under Section 1, Item 68, of this Act, there is provided the sum of \$500,000.00 for the purpose of supplying additional funds to the Board of Commissioners of State Institutions, if the appropriations made herein under Items 16, 24 and 25 of Section 1 are found to be insufficient to pay the necessary costs of proper administration of the duties assigned. This appropriation shall be under the complete supervision and control of the State Budget Commission, and the Budget Commission is hereby authorized in its discretion to designate any part of this appropriation for paying necessary expenses as above provided; Provided, however, that application to the Commission shall first be made in writing, giving a complete statement of funds needed and the reasons therefor; Provided, however, that no expenditures shall be authorized except by the concurring vote of five members of the Budget Commission, and provided further, that this shall not be construed to authorize the Budget Commission to create any new department or function and no part of this appropriation shall be used for attorneys' fees, increase of salaries or for the construction of any building."

Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Appropriations also offered the following amendment to Senate Bill No. 631:

After Section 6, (typewritten bill) insert the following new section:

"Section 11. Under Section 1, Item 69, of this Act, there is provided the sum of \$200,000.00 for the purpose of supplying immediate funds for the promotion of Florida. This appropriation shall be under the complete supervision and control of the State Budget Commission, and the State Budget Commission is hereby authorized in its discretion to designate any part of this appropriation for meeting necessary expenses in providing for such needs in the promotion of Florida after public hearings and ample evidence is presented to the Budget Commission of the need for an allotment from this appropriation; provided, however, that no allotment or release shall be authorized for any normal operation of the state government for which funds have been provided by the legislature, it being the intent of the legislature that the use of this appropriation be limited to such unusual and unforeseen needs as may arise in the promotion of specific projects which bear a direct positive effect on the economy of Florida and provided, further, that this shall not be construed to authorize the Budget Commission to create any new department or function, and no part of this appropriation shall be used for attorneys' fees, increases of salaries, the creation of any new positions in any department of the state government, or for the construction or equipping of any building. No allotment or release of this appropriation shall be made except by the concurring vote of five (5) members of the Budget Commission, one of whom shall be the Governor."

Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Appropriations also offered the following amendment to Senate Bill No. 631:

Re-number the Sections and Items where necessary.

Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Pope moved that the rules be further waived and

Senate Bill No. 631, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 631, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 631, as amended, the roll was called and the vote was:

Yeas—32.

Mr. President	Douglas	Johnson	Phillips
Barber	Fraser	Kicklitter	Pope
Black	Gautier (28th)	King	Rawls
Cabot	Gautier (13th)	Melvin	Rodgers
Carlton	Getzen	Morgan	Rood
Carraway	Hodges	Morrow	Shands
Clarke	Houghton	Neblett	Stratton
Connor	Johns	Pearce	Tapper

Nays—None.

So Senate Bill No. 631 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

Senator Pope moved that the rules be waived and Senate Bill No. 631 be immediately certified to the House of Representatives, after being engrossed.

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

Senator Fraser moved that the Senate reconsider the vote by which Senate Bill No. 366 failed to pass the Senate on May 5, 1955.

And the motion went over under the rule.

The hour of adjournment having arrived, a point of order was called and the Senate stood adjourned at 1:43 o'clock P. M., until 11:00 o'clock A. M., Monday, May 9, 1955.