

JOURNAL OF THE SENATE

Thursday, May 26, 1955

955

The Senate convened at 11:00 o'clock A.M., pursuant to adjournment on Wednesday, May 25, 1955.

The President in the Chair.

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

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

—37.

A quorum present.

Senator Fraser was excused from attendance upon the Session.

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

The Prayer is taken from the "Pocket Prayer Book" and was written by Phillips Brooks.

"O God, give me strength to live this day. Let me not turn coward before its difficulties or prove recreant to its duties. Let me not lose faith in my fellowmen. Keep me sweet and sound of heart, in spite of ingratitude, treachery, or meanness. Preserve me from minding little stings or giving them.

Help me to keep my heart clean, and to live so honestly and fearlessly that no outward failure can dishearten me or take away the joy of conscious integrity. Open wide the eyes of my soul that I may see good in all things. Grant me this day some new vision of Thy truth, inspire me with the spirit of joy and gladness, and make me the cup of strength to suffering souls; in the Name of the strong Deliverer, our Lord and Saviour, Jesus Christ. Amen."

The reading of the Journal was dispensed with.

The Senate daily Journal of Friday, May 20, 1955, was further corrected as follows:

Page 752, column 1, strike out line 12, counting from the bottom of the column, and insert in lieu thereof the following:

"By Senators Floyd, Connor and Hodges—"

Also—

Page 752, column 2, strike out line 29, and insert in lieu thereof the following:

"King and Davis—"

And as further corrected was approved.

The Senate daily Journal of Monday, May 23, 1955, was further corrected as follows:

Page 791, column 2, strike out lines 9 and 10, counting from the bottom of the column, and insert in lieu thereof the following:

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

And as further corrected was approved.

The Senate daily Journal of Tuesday, May 24, 1955, was further corrected as follows:

Page 833, column 2, between lines 12 and 13, insert the following:

"S. B. No. 679—Relating to hotel and motel"

Also—

Page 856, column 2, line 14, counting from the bottom of the column, strike out the word "Committee" and insert in lieu thereof the word "Commission."

Also—

Page 869, column 1, line 13, counting from the bottom of the column, strike out the figures "16" and insert in lieu thereof the figures "17."

And as further corrected was approved.

The Senate daily Journal of Wednesday, May 25, 1955, was corrected as follows:

Page 891, column 1, line 5, strike out the letter "(e)" and insert in lieu thereof the letter "(c)."

And as corrected was approved.

REPORTS OF COMMITTEES

Report of the Committee on Rules and Calendar pursuant to Senate Rule 66.

*The Honorable W. T. Davis,
President of the Senate.*

Sir:

Your Committee on Rules and Calendar, pursuant to Senate Rule 66, submits herewith the list of Bills to constitute the Special Order Calendar to be considered by the Senate on May 26, 1955:

S. B. No. 530—Relating to relief of Mrs. Florence Mickler

S. B. No. 1062—Relating to appropriation for spreading decline - citrus

S. B. No. 747—Relating to Prohibition - teaching communism, etc.

S. B. No. 587—Relating to state attorneys - salaries

H. B. No. 385—Relating to workmen's compensation - disability

H. B. No. 595—Relating to prevention of accidents

S. B. No. 603—Relating to defining a seine

S. B. No. 605—Relating to trading stamps

H. B. No. 968—Relating to dental scholarship

H. B. No. 969—Relating to medical scholarship

S. B. No. 1053—Relating to attendance records

S. B. No. 755—Relating to retirement Supreme Court Judges

S. B. No. 961—Relating to legislative auditing committee

S. B. No. 712—Relating to highway safety

S. B. No. 709—Relating to juvenile courts, etc.

S. B. No. 710—Relating to traffic ordinances, laws and enforcement

S. B. No. 711—Relating to traffic regulations on highways

Respectfully submitted,

WOODROW M. MELVIN, Chairman
Rules and Calendar Committee

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

Senate Joint Resolution No. 7—

A JOINT RESOLUTION PROPOSING TO AMEND ARTICLE VII OF THE CONSTITUTION OF THE STATE OF FLORIDA RELATING TO APPORTIONMENT OF THE SENATE AND HOUSE OF REPRESENTATIVES.

—and recommends that the same pass.

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

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

H. B. No. 69—A bill to be entitled An Act relating to higher education and the State Board of Control; amending Section 240.11, Florida Statutes, as amended by Section 1 of Chapter 28219, Acts 1953, relating to the duties of the executive officer of the State Board of Control.

—and recommends that the same pass.

And the Bill contained in the preceding report was referred to the Committee on Judiciary "B" under the original joint reference.

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

S. B. No. 682—A bill to be entitled An Act to appropriate to Florida Livestock Board the sum of \$20,000 for study and research designed to control the screw worm; providing effective date.

—and recommends that the same pass.

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

Senator Houghton, Chairman of the Committee on Corporations, reported that the Committee had carefully considered the following Bill:

S. B. No. 1103—A bill to be entitled An Act to amend Paragraph (a) of Subsection (2) of Section 608.37, Florida Statutes, 1953, relating to the restoration of corporations dissolved by operation of law for failure to file reports and pay capital stock tax; by providing that minority stockholders may restore the corporation when the owners of a majority of stock cannot be found; providing for reorganization or receivership in circuit court to effectuate such restoration; and providing an effective date.

—and recommends that the same pass.

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

ENGROSSING REPORTS

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

Senate Joint Resolution No. 1065:

A joint resolution proposing the revision of Article V of the Constitution of the State of Florida relating to the judicial department of the government.

—begs leave to report that the Senate Amendments have been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

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

And Senate Joint Resolution No. 1065, contained in the above report was ordered certified to the House of Representatives.

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

S. B. No. 630—A bill to be entitled An Act relating to corporations; amending Section 608.03, Subsection (2) Paragraph (f), Section 603.03, Subsection (2) Paragraph (i), Section 608.03, Subsection (2) Paragraph (j), Section 608.05, Subsection (5) Paragraph (a), Section 608.13, Subsection (8) Paragraph (a), Section 608.13, Subsection (11) Paragraph (a), Section 608.18, Subsection (4), Section 608.28, Section 608.30, Subsection (2), Section 608.30, Subsection (3) Paragraph (c), Section 608.38, Section 608.39, Subsection (1), Section 608.40, Section 608.42, Section 608.50, Section 608.67, Florida Statutes, and renumbering Section 608.13, Subsection (12), Florida Statutes, as Subsection (13) and inserting a new Subsection (12) thereto; providing changes in the provisions of the corporation law clarifying and clearly defining it; setting effective date.

—begs leave to report that the Senate Amendments have been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

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

And Senate Bill No. 630, contained in the above report was ordered certified to the House of Representatives.

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

Committee Substitute for 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 Commission, 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; defining various types of public lodging establishments such as hotels, motels, and apartments; 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 or 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 Section 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.

—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 the Committee Substitute for Senate Bill No. 679, contained in the above report was ordered certified to the House of Representatives.

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

S. B. No. 623—A bill to be entitled An Act consolidating and revising Chapter 121 Florida Statutes, the state officers and employees compulsory retirement system, and Chapter 134 Florida Statutes, the county officers and employees compulsory retirement system.

—begs leave to report that the Senate Amendments have been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

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

And Senate Bill No. 623, contained in the above report, was ordered certified to the House of Representatives immediately, by waiver of the rule.

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

S. B. No. 617—A bill to be entitled An Act relating to beverage law administration; amending Subsection (4) of Section 561.01, Florida Statutes, defining the term "wine"; amending Subsections (1) and (2) of Section 561.091, Florida Statutes, providing for registration of brands and labels of spirituous liquors and fee for registration; amending Section 561.17, Florida Statutes, providing for license applications and procedure; amending Subsections (1) and (2) of Section 561.20, Florida Statutes, providing for limitation of spirituous liquor licenses according to population and special licenses for hotels and restaurants meeting certain requirements; amending Subsection (1) of Section 561.29, Florida Statutes, providing for revocation and suspension of license; adding Section 561.342, Florida Statutes, providing for twenty-four hour permit for non-profit organizations; amending Section 561.40, Florida Statutes, providing no license for agents or employees of licensee except wholesale liquor salesmen; amending Subsections (2), (3) and (4) of Section 561.46, Florida Statutes, providing for excise tax on wine, fortified wine and natural sparkling wine, with reduced tax on Florida products; amending Subsection (1) of Section 561.471, Florida Statutes, providing for stamp on crown or can lid on malt beverages manufactured in continental United States possessed for sale in Florida; amending Section 561.48, Florida Statutes, providing for redemption of unused stamps; amending Section 561.54, Florida Statutes, providing for prohibition of certain deliveries of alcoholic beverages; repealing Section 561.241, Section 561.242 and Subsection (4) of Section 561.35, and Section 561.59, Florida Statutes; providing for effective date.

—begs leave to report that the Senate Amendments have been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

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

And Senate Bill No. 617, contained in the above report, was ordered certified to the House of Representatives.

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

Committee Substitute for Senate Joint Resolution No. 703:

A Joint Resolution proposing an amendment to Article XII of the State Constitution by the addition thereto of a new section to be numbered by the Secretary of State, authorizing appointment of the county superintendent in Franklin, Sarasota, Dade and Pinellas Counties; subject to referendum or special act of the Legislature; providing method of reinstatement of county superintendent.

—begs leave to report that the Senate Amendments have been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

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

And Committee Substitute for Senate Joint Resolution No. 703, contained in the above report, was ordered certified to the House of Representatives.

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

S. B. No. 596—A bill to be entitled An Act relating to the

designation of a portion of State Road S-326; providing that the section of road commencing at Gulf Hammock and running by Wekiva Springs to Morriston, be designated as the William R. Coulter Highway.

—begs leave to report that the House Amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

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

And Senate Bill No. 596, contained in the above report was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk of the Senate, for enrolling.

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

S. B. No. 401—A bill to be entitled An Act relating to the State Highway Patrol; amending Section 321.04, Florida Statutes; providing for the employment of certain number of patrol officers exclusive of those members assigned to special departments.

—begs leave to report that the House Amendments have been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

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

And Senate Bill No. 401, contained in the above report was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk of the Senate, for enrolling.

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

S. B. No. 313—A bill to be entitled An Act to amend Paragraphs (b), (g) and (h) of Subsection (3) of Section 443.08, Florida Statutes, relating to unemployment compensation contribution rates, by reducing the benefit experience required for rate variation, by defining quarterly pay roll, by removing limitation on use of acquired rate, and making this Act effective July 1, 1955.

—begs leave to report that the House Amendments have been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

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

And Senate Bill No. 313, contained in the above report was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk of the Senate, for enrolling.

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

S. B. No. 848—A bill to be entitled An Act amending Subsection (6) of Section 561.20, Florida Statutes, relating to issuance of beverage licenses to non-profit corporations or clubs devoted to promoting community municipal or county development or any phase of community municipal or county development; promoting general welfare and prosperity of members of showmen and amusement enterprises; assisting, promoting and developing subordinate lodge or club of a national fraternal or benevolent association; promoting, developing and maintaining cultural relations of people of same nationality in counties having a population of more than 400,000 inhabitants according to the latest official census; providing for the issuance of additional licenses to chartered or incorporated clubs owning or maintaining bona fide golf courses with attendant golf facilities; providing for the suspension or revocation of such licenses for failure to maintain golf course and facilities; providing an effective date.

—begs leave to report that the House Amendments have been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

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

And Senate Bill No. 848, contained in the above report was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk of the Senate, for enrolling.

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

S. B. No. 378—A bill to be entitled An Act relating to salt water fisheries and conservation; repealing Section 370.05, Florida Statutes, providing for employment of engineer and assistants to conduct survey in connection with water conservation in the State; and providing for disposition of records, equipment and supplies.

—begs leave to report that the House Amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

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

And Senate Bill No. 378, contained in the above report was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk of the Senate, for enrolling.

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

S. B. No. 866—A bill to be entitled An Act to designate and establish a certain state road in Leon County, Florida.

—begs leave to report that the House Amendment has been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

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

And Senate Bill No. 866, contained in the above report was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk of the Senate, for enrolling.

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

S. B. No. 845—A bill to be entitled An Act relating to registration and sale of securities; amending Subsection (6) of Section 517.05, Subsection (4) of Section 517.06, Sub-Section (2) Paragraph (g) of Section 517.08, Subsection (3) Paragraphs (d) and (f) and Sub-section (6) of Section 517.09, Section 517.13, adding Subsection (9) to Section 517.16, Florida Statutes; making certain corrections and revisions.

—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. 845, contained in the above report was ordered certified to the House of Representatives immediately, by waiver of the rule.

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

S. B. No. 444—A bill to be entitled An Act creating and

establishing Florida Development Commission; providing for the appointment, qualification and removal of a chairman and members of the commission; providing for oath of office to be subscribed by members; providing for location of headquarters of the commission and authorized branch offices; providing for duties of the commission providing for the appointment, removal, compensation, and duties of a director of the commission; providing that the work of the commission may be conducted by divisions, as authorized; authorizing the commission to make use of data and information in possession of other state agencies; providing for sale of publications of the commission; authorizing the commission to accept grants or funds or property made by the United States or any department or agency thereof or by individuals, corporations, municipalities or counties for any of the purposes of the commission; providing the commission shall encourage organization of agencies, boards or groups among interested citizens to further work of the commission; providing for abolishing Florida State Advertising Commission and repeal of Chapter 286, Florida Statutes; providing for abolishing Florida State Improvement Commission created under Section 420.02, Florida Statutes, but retaining the remainder of Chapter 420, Florida Statutes, and vesting powers therein and in other described laws in Florida Development Commission; providing that Florida Development Commission shall assume obligations of Florida State Advertising Commission and Florida State Improvement Commission; transferring to Florida Development Commission assets and unexpended funds or appropriations of said abolished commissions; and providing further that Florida State Improvement Commission shall be continued as a public body for the purpose of the issuance, sale and delivery of bonds authorized by Florida State Improvement Commission prior to effective date of this Act; providing that all laws and parts of laws in conflict herewith shall be repealed; and providing for the effective date of this Act.

—begs leave to report that the House amendments have been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

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

And Senate Bill No. 444, contained in the above report was referred to the Secretary of the Senate as Ex Officio Enrolling clerk of the Senate for enrolling.

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

S. B. No. 832—A bill to be entitled An Act to repeal Chapter 8943 Laws of Florida, 1921 the same being "An Act to establish, organize and constitute a municipality and municipal government to be named and designated as the Town of Eagle Lake in the County of Polk in the State of Florida; to define its territorial boundaries; to provide for its jurisdiction, powers and privileges and for the exercise of the same; and to authorize the imposition of penalties for the violations of its ordinances," and to establish, organize and constitute a new municipality and municipal government to be known as the Town of Eagle Lake in the County of Polk in the State of Florida; to define its territorial boundaries; to provide for its jurisdiction, powers and privileges and for the exercise of the same; and to authorize the imposition of fines for the violation of its ordinances.

—begs leave to report that the House Amendments have been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

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

And Senate Bill No. 832, contained in the above report was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk of the Senate, for enrolling.

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

S. B. No. 756—A bill to be entitled An Act amending Section 125.161, Florida Statutes, 1953, relating to annual salaries of county commissioners of the State of Florida.

—begs leave to report that the House Amendments have been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

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

And Senate Bill No. 756, contained in the above report was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk of the Senate, for enrolling.

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

S. B. No. 925—A bill to be entitled An Act authorizing the boards of county commissioners, the county welfare boards, county boards of public instruction, other county boards and county fee officers in counties of the State of Florida having a population of not exceeding 400,000 inhabitants according to the most recent official census and having a county budget commission organized and functioning under the provisions of Chapter 21874, Laws of Florida, Acts of 1943, upon approval of the budget commission of such county, to appropriate and transfer to a new item of the same fund, or to another item, or to a new item of a different fund, or to a new fund; and provide for the payment of the salaries of members of county budget commissions in all counties affected by the provisions of this Act.

—begs leave to report that the House Amendments have been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

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

And Senate Bill No. 925, contained in the above report was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk of the Senate, for enrolling.

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

S. B. No. 1035—A bill to be entitled An Act fixing the salary of the clerk of the civil court of record and criminal court of record, in and for all counties having a population of not less than 300,000 and not more than 415,000 inhabitants according to the last or any future official State or Federal Census and prescribing the time when this Act shall become a law.

—begs leave to report that the House Amendments have been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

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

And Senate Bill No. 1035, contained in the above report was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk of the Senate, for enrolling.

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

Senate Concurrent Resolution No. 555—Relating to Constitutional revision.

—begs leave to report that the House Amendments have been incorporated in the Concurrent Resolution 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 Concurrent Resolution No. 555 contained in the above report was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk of the Senate, for enrolling.

ENROLLING REPORTS

Your Enrolling Clerk, to whom was referred—

Committee Substitute for Senate Bills Nos. 289 and 292.

—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 26, 1955, for his approval.

Very respectfully,

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

Your Enrolling Clerk, to whom was referred—

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|----------------|----------------|
| H. B. No. 953 | H. B. No. 1203 |
| H. B. No. 979 | H. B. No. 1272 |
| H. B. No. 989 | H. B. No. 1273 |
| H. B. No. 990 | H. B. No. 1293 |
| H. B. No. 996 | H. B. No. 1296 |
| H. B. No. 1174 | H. B. No. 1306 |
| H. B. No. 1201 | |

—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 25, 1955.

Very respectfully,

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

Your Enrolling Clerk, to whom was referred—

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|----------------|-------------------|
| H. B. No. 171 | H. B. No. 1316 |
| H. B. No. 425 | H. B. No. 1318 |
| H. B. No. 911 | H. B. No. 1319 |
| H. B. No. 1010 | H. B. No. 1320 |
| H. M. No. 1025 | H. B. No. 1321 |
| H. B. No. 1062 | H. B. No. 1322 |
| H. B. No. 1100 | H. B. No. 1324 |
| H. B. No. 1101 | H. B. No. 1328 |
| H. B. No. 1224 | H. B. No. 1349 |
| H. B. No. 1239 | H. B. No. 1350 |
| H. B. No. 1309 | H. B. No. 1351 |
| H. B. No. 1311 | H. B. No. 1358 |
| H. B. No. 1312 | H. B. No. 1360 |
| H. B. No. 1315 | H. C. R. No. 1391 |

—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 25, 1955.

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. M. No. 1251—

—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 25, 1955.

Very respectfully,

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

Senator Melvin, Chairman of the Committee on Rules and Calendar, moved that the rules be waived and all Bills passed by the Senate during the remainder of the 1955 Regular Session be immediately certified to the House of Representatives.

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

By unanimous consent Senator Neblett withdrew Senate Bill No. 459 from the further consideration of the Senate.

Senator Stenstrom asked unanimous consent of the Senate to take up and consider House Bill No. 1317, out of its order.

Which was agreed to.

H. B. No. 1317—A bill to be entitled An Act granting additional and supplemental powers to any water district in Brevard County that may be created and established, pursuant to Chapter 27419, Laws of Florida, 1951.

Was taken up.

Senator Stenstrom moved that the rules be waived and House Bill No. 1317 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1317 was read the second time by title only.

Senator Stenstrom offered the following amendment to House Bill No. 1317:

In Section 1, line 10, (typewritten bill) following the word "county," strike out the period and insert in lieu thereof the following "; provided however, the aforesaid water district shall re-imburse any such municipality for any damages resulting from the exercise of the powers granted herein."

Senator Stenstrom moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Stenstrom moved that the rules be further waived and House Bill No. 1317, 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. 1317, as amended, was read the third time in full.

Upon the passage of House Bill No. 1317, as amended, the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1317 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately.

Senator Bronson moved that the rules be waived and the Senate immediately reconsider the vote by which House Bill No. 1548 passed the Senate on May 25, 1955.

H. B. No. 1548—A bill to be entitled An Act authorizing and empowering the board of county commissioners of Okeechobee County, Florida, to acquire by purchase or condemnation, necessary lands for location of any state institution in Okeechobee County; as may be determined by said board, and authorizing said board to borrow funds for such purpose on such terms as may be necessary: to allocate race track funds, not otherwise appropriated, for the payment of such loans or to levy a tax not to exceed three mills annually for such purpose and to do any and all things necessary for the acquiring said lands; repealing all laws or parts of laws in conflict hereof.

The President put the question: "Will the Senate reconsider the vote by which House Bill No. 1548 passed the Senate on May 25, 1955?"

Which was agreed to by a two-thirds vote.

So the Senate reconsidered the vote by which House Bill No. 1548 passed the Senate on May 25, 1955.

The question recurred on the passage of House Bill No. 1548.

Pending roll call on the passage of House Bill No. 1548, by unanimous consent, Senator Bronson offered the following amendment to House Bill No. 1548:

In the title, line 4, (typewritten bill) after the word "County" insert the following: "providing that such purchases shall be on such terms"

Senator Bronson moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The question recurred on the passage of House Bill No. 1548, as amended.

Upon call of the roll on the passage of House Bill No. 1548, as amended, the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1548 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately.

Senator Getzen asked unanimous consent of the Senate to take up and consider House Bill No. 1521, out of its order.

Which was agreed to.

H. B. No. 1521—A bill to be entitled An Act to amend Sections 22 and 26 of Chapter 21419, Laws of Florida, Acts of 1941 an Act to abolish the present municipality of the City of New Port Richey in Pasco County, Florida, as created and established by Chapter 10,929, Laws of Florida, Acts of 1925 (regular session), and amendatory acts; to create, establish and organize a new municipality in said county to be known as "City of New Port Richey, Florida," as successor to the municipality hereby abolished; to provide for the government of the municipality hereby created, established, and organized and to define its territorial boundaries, jurisdiction, powers, and privileges; to define and prescribe the powers, jurisdiction and duties of the officers of the municipality hereby created, established and organized; to legalize and validate the ordinances of the municipality hereby abolished, and to adopt the same as those of the said "City of New Port Richey," and hereby created, established and organized, until they shall be repealed, modified, or altered as in this Act provided

to vest the title, rights and ownership of property, uncollected taxes, liens for street improvements, dues, claims, judgments, decrees, and choses in action, held or owned by the municipality hereby abolished in the municipality hereby created, established, and organized; to legalize and validate the official acts of the officers of the municipality hereby abolished; to prescribe the time within which suits can be brought against the municipality hereby created, established, and organized, and for notice thereof; to validate all contracts of the municipality hereby abolished; and to validate, ratify, and confirm all tax adjustments and settlements heretofore made by the municipality hereby abolished; and to authorize the city hereby created, established, and organized to assess street improvements against the abutting property and to issue special improvements bonds to be paid by street assessments, to issue bonds for certain municipal purposes, and to issue re-funding bonds; providing for a referendum; providing an effective date.

Was taken up.

Senator Getzen moved that the rules be waived and House Bill No. 1521 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1521 was read the second time by title only.

Senator Getzen offered the following amendment to House Bill No. 1521:

In Section 1, line 5 (typewritten bill), after the word "law" and the period, strike out the remainder of said Section 1.

Senator Getzen moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Getzen moved that the rules be further waived and House Bill No. 1521, 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. 1521, as amended, was read the third time in full.

Upon the passage of House Bill No. 1521, as amended, the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1521 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately.

Senator Kicklitter asked unanimous consent of the Senate to take up and consider Senate Bill No. 1172, out of its order.

Which was agreed to.

S. B. No. 1172—A bill to be entitled An Act authorizing the Board of County Commissioners of Hillsborough County, Florida, separately or jointly with the mayor and board of city representatives of the City of Tampa, Florida, to create a general museum, zoo, and planetarium and cultural committee; prescribing their powers and duties; providing that the City of Tampa separately or jointly with the County of Hillsborough may appropriate money for the purchase of land or furnish land now owned by the City of Tampa or the County of Hillsborough, for the building and maintenance of a general museum, zoo, and planetarium; providing for maintenance thereof.

Was taken up.

Senator Kicklitter moved that the rules be waived and Senate Bill No. 1172 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1172 was read the second time by title only.

Senator Kicklitter moved that the rules be further waived and Senate Bill No. 1172 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. 1172 was read the third time in full.

Upon the passage of Senate Bill No. 1172 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 1172 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

Senator Melvin asked unanimous consent of the Senate to take up and consider House Bill No. 1338, out of its order.

Which was agreed to.

H. B. No. 1338—A bill to be entitled An Act providing for and creating a Jury Commission in Okaloosa County, Florida; prescribing their qualifications, method of appointment; powers, duties, functions, terms of office; and providing for the selection, listing and procurement of jurors in said county.

Was taken up.

Senator Melvin moved that the rules be waived and House Bill No. 1338 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1338 was read the second time by title only.

Senator Melvin offered the following amendment to House Bill No. 1338:

In Section 1, line 4, after the word "appointed," strike out the words "by the Circuit Judge residing in the First Judicial Circuit of Florida, in or nearest Okaloosa County" and insert in lieu thereof the following "by the Governor of Florida."

Senator Melvin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Melvin also offered the following amendment to House Bill No. 1338:

In Section 1, line 10 after the word "the," strike out the words "Circuit Judge residing in the First Judicial Circuit of Florida, in or nearest Okaloosa County," and insert in lieu thereof the following "Governor of Florida"

Senator Melvin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Melvin moved that the rules be further waived and House Bill No. 1338, 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. 1338, as amended, was read the third time in full.

Upon the passage of House Bill No. 1338, as amended, the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1338 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately.

Senator Clarke asked unanimous consent of the Senate to take up and consider House Bill No. 1376, out of its order.

Which was agreed to.

H. B. No. 1376—A bill to be entitled An Act authorizing the Board of County Commissioners of Jefferson County to establish and maintain a Fire Control Unit; to authorize the said Board of County Commissioners to enter into agreement with the Florida Board of Forestry for the establishment and maintenance of such Fire Control Unit; to declare the powers of said Board of County Commissioners in relation thereto and directing the levy of a tax therefor; to authorize the Florida Board of Forestry to enter into agreement to carry out the purposes hereof and to expend funds therefor, and to provide the method for discontinuing the maintenance of such Fire Control Unit.

Was taken up.

Senator Clarke moved that the rules be waived and House Bill No. 1376 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1376 was read the second time by title only.

Senator Clarke moved that the rules be further waived and House Bill No. 1376 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. 1376 was read the third time in full.

Upon the passage of House Bill No. 1376 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1376 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

Senator Barber asked unanimous consent of the Senate to take up and consider House Bill No. 1340, out of its order.

Which was agreed to.

H. B. No. 1340—A bill to be entitled An Act to amend Section 9 of Chapter 16692 of the Laws of 1933, being an act to abolish the present municipal government of the City of Stuart, County of Martin, Florida, and create, establish and organize a municipality to be known as the City of Stuart,

and to find its territorial boundaries and provide for its government, jurisdiction, powers, franchises and privileges. The subject of said amendment is to change the last sentence of Section 9, to provide that the members of the City Commission shall be paid not more than the sum of \$75.00 as compensation during their term of office; and to provide for a referendum on this Act.

Was taken up.

Senator Barber moved that the rules be waived and House Bill No. 1340 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1340 was read the second time by title only.

Senator Barber moved that the rules be further waived and House Bill No. 1340 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. 1340 was read the third time in full.

Upon the passage of House Bill No. 1340 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1340 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

Senator Barber asked unanimous consent of the Senate to take up and consider House Bill No. 1341, out of its order.

Which was agreed to.

H. B. No. 1341—A bill to be entitled An Act rectifying, ratifying, confirming, validating and legalizing the assessments, valuations of properties, levies of taxes, tax certificates, the filing and recording of lists of tax certificates, and tax sales, made by the City of Stuart, Martin County, Florida, for the years A. D. 1953 and 1954, and authorizing the collection of said taxes in the manner provided by law.

Was taken up.

Senator Barber moved that the rules be waived and House Bill No. 1341 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1341 was read the second time by title only.

Senator Barber moved that the rules be further waived and House Bill No. 1341 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. 1341 was read the third time in full.

Upon the passage of House Bill No. 1341 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1341 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

Senator Barber asked unanimous consent of the Senate to take up and consider House Bill No. 1342, out of its order.

Which was agreed to.

H. B. No. 1342—A bill to be entitled An Act to amend Section 7 of Chapter 16692 of the Laws of 1933 being An Act to abolish the present municipal government of the City of Stuart, Martin County, Florida, and to create, establish and organize a municipality to be known and designated as the City of Stuart, and define its territorial boundaries and provide for its government, jurisdiction, powers, practices and privileges; the substance of said amendment being to add a section to be numbered "7-H" and to give to the City of Stuart the power to own, regulate, operate and maintain a cemetery or cemeteries as a proper municipal project.

Was taken up.

Senator Barber moved that the rules be waived and House Bill No. 1342 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1342 was read the second time by title only.

Senator Barber moved that the rules be further waived and House Bill No. 1342 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. 1342 was read the third time in full.

Upon the passage of House Bill No. 1342 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1342 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

Senator Barber asked unanimous consent of the Senate to take up and consider House Bill No. 1343, out of its order.

Which was agreed to.

H. B. No. 1343—A bill to be entitled An Act authorizing the public officials of Martin County to expend funds to reproduce on a small scale records in their custody; defining "records"; prescribing for the making, verification, certification, storage, examination and use of such reproductions; providing that certified reproductions shall be deemed official original records and that certified copies shall be acceptable in court; providing that the original records may be destroyed.

Was taken up.

Senator Barber moved that the rules be waived and House Bill No. 1343 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1343 was read the second time by title only.

Senator Barber moved that the rules be further waived and House Bill No. 1343 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. 1343 was read the third time in full.

Upon the passage of House Bill No. 1343 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1343 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

Senator Barber asked unanimous consent of the Senate to take up and consider House Bill No. 1344, out of its order.

Which was agreed to.

H. B. No. 1344—A bill to be entitled An Act relating to Martin County; prohibiting the closing of certain roads except upon approval of electors; setting effective date.

Was taken up.

Senator Barber moved that the rules be waived and House Bill No. 1344 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1344 was read the second time by title only.

Senator Barber moved that the rules be further waived and House Bill No. 1344 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. 1344 was read the third time in full.

Upon the passage of House Bill No. 1344 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1344 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

Senator Barber asked unanimous consent of the Senate to take up and consider House Bill No. 1346, out of its order.

Which was agreed to.

H. B. No. 1346—A bill to be entitled An Act granting additional authority to the Board of County Commissioners of Martin County, Florida, with regard to the zoning of property in said county, authorizing the appointment of zoning committees and appeals from the decisions of such committees; authorizing the establishment of a board of adjustment and the appointment of the members thereof; providing for the appointment of building inspectors within zoning districts and the compensation and duties of such inspectors; providing that any person commencing or maintaining construction work within a zoned area without obtaining a building permit

shall be guilty of a misdemeanor; authorizing the establishment of a planning board and providing that the members of the board of adjustment shall serve also as the Martin County Planning Board; that the provisions of this Act shall be supplemental to those contained in Chapter 21381, Special Acts of the Legislature of Florida for the year 1941; providing for the repeal of Chapter 26012, Special Acts of the Legislature of Florida for the year 1949; that if any portion of this Act is invalid, it shall not affect the remaining portions: that this Act shall take effect on July 1, 1955.

Was taken up.

Senator Barber moved that the rules be waived and House Bill No. 1346 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1346 was read the second time by title only.

Senator Barber moved that the rules be further waived and House Bill No. 1346 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. 1346 was read the third time in full.

Upon the passage of House Bill No. 1346 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1346 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

Senator Barber asked unanimous consent of the Senate to take up and consider House Bill No. 1379, out of its order.

Which was agreed to.

H. B. No. 1379—A bill to be entitled An Act restricting the taking, selling or transportation of sea turtles or sea turtle eggs in Martin County at specified times; providing a penalty for violation.

Was taken up.

Senator Barber moved that the rules be waived and House Bill No. 1379 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1379 was read the second time by title only.

Senator Barber moved that the rules be further waived and House Bill No. 1379 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. 1379 was read the third time in full.

Upon the passage of House Bill No. 1379 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1379 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

Senator Barber asked unanimous consent of the Senate to take up and consider House Bill No. 1381, out of its order.

Which was agreed to.

H. B. No. 1381—A bill to be entitled An Act relating to the Town of Jupiter Island; amending Article II, Section 1, Paragraph 12 of Chapter 29191, Special Acts of 1953, being the charter of said town; providing for construction, improvement and maintenance of streets, sidewalks, bridges, sewers, seawalls and similar things; setting effective date.

Was taken up.

Senator Barber moved that the rules be waived and House Bill No. 1381 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1381 was read the second time by title only.

Senator Barber moved that the rules be further waived and House Bill No. 1381 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. 1381 was read the third time in full.

Upon the passage of House Bill No. 1381 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1381 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

Senator Barber asked unanimous consent of the Senate to take up and consider House Bill No. 1383, out of its order.

Which was agreed to.

H. B. No. 1383—A bill to be entitled An Act to require the County Commission of Martin County to obtain and maintain federal old age and survivor's insurance covering employees of the county, upon the approval thereof at a special referendum election of such employees; providing effective date.

Was taken up.

Senator Barber moved that the rules be waived and House Bill No. 1383 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1383 was read the second time by title only.

Senator Barber moved that the rules be further waived and House Bill No. 1383 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. 1383 was read the third time in full.

Upon the passage of House Bill No. 1383 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1383 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

Senator Morrow asked unanimous consent of the Senate to take up and consider House Bill No. 1553, out of its order.

Which was agreed to.

H. B. No. 1553—A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Palm Beach County, Florida, to make contributions of money or property to Palm Beach County Expositions, Inc., or Palm Beach County Fair, Inc., corporations not for profit under the laws of the State of Florida, to convey to either of said corporations any land which said county may own or may hereafter acquire, to acquire by purchase or otherwise lands for the purpose of conveying the same in accordance with the provisions of this Act; declaring such contribution, conveyance or purchase to be a county purpose repealing laws and parts of laws in conflict herewith; and, providing when this Act shall become effective.

Was taken up.

Senator Morrow moved that the rules be waived and House Bill No. 1553 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1553 was read the second time by title only.

Senator Morrow moved that the rules be further waived and House Bill No. 1553 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. 1553 was read the third time in full.

Upon the passage of House Bill No. 1553 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1553 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

Senator Morrow asked unanimous consent of the Senate to take up and consider House Bill No. 1558, out of its order.

Which was agreed to.

H. B. No. 1558—A bill to be entitled An Act amending Subsection (1) of Section 2 and Subsections (20) and (23) (a) of Chapter 24981, Special Laws of Florida, 1947, entitled: "An Act to abolish the present municipality of the 'city of West Palm Beach in Palm Beach County, Florida;' to create and establish a new municipality to be known as 'city of West Palm Beach;' to fix the territorial limits thereof; to prescribe its powers, duties and functions, and to provide for

the government thereof; to provide for the election and appointment of its officers, and to fix and prescribe their powers, duties and jurisdiction, and conditions and provisions concerning their removal; to provide for the payment of the debts of the municipality hereby abolished; to transfer the property of the municipality hereby abolished to the one hereby created; to retain the ordinances of the municipality hereby abolished; to repeal all special laws and parts of special laws in conflict herewith; to provide for a referendum; and for other purposes." by amending Subsection (1) of Section 2 by excluding certain land from the territorial boundaries of the city of West Palm Beach, and by amending Subsection (20) of Section 4 so as to authorize the city tax collector to collect and give receipts for all taxes, charges or fees due and collected by him for the city, and by amending Subsection (23) (a) of Section 4 to authorize appointment of alternate member of city planning board to serve in the absence of any regular member.

Was taken up.

Senator Morrow moved that the rules be waived and House Bill No. 1558 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1558 was read the second time by title only.

Senator Morrow moved that the rules be further waived and House Bill No. 1558 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. 1558 was read the third time in full.

Upon the passage of House Bill No. 1558 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1558 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

Senator Morrow asked unanimous consent of the Senate to take up and consider House Bill No. 1450, out of its order.

Which was agreed to.

H. B. No. 1450—A bill to be entitled An Act relating to Port of Palm Beach District (formerly named Lake Worth Inlet district), a special taxing district in Palm Beach County, created and existing by Chapter 7081, Laws of Florida, Acts of 1915, and acts amendatory thereof and supplemental thereto; abolishing the board of three commissioners for said district and terminating the respective terms of office of the members thereof at a certain date; providing for the government of and administration of the affairs of the district by the board of county commissioners of Palm Beach County; providing for the name under which transactions shall be conducted on behalf of such district; repealing all laws or parts of laws in conflict herewith; and providing that this Act shall become effective when ratified by a majority vote at a referendum election.

Was taken up.

Senator Morrow moved that the rules be waived and House Bill No. 1450 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1450 was read the second time by title only.

Senator Morrow moved that the rules be further waived and House Bill No. 1450 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. 1450 was read the third time in full.

Upon the passage of House Bill No. 1450 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1450 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

Senator Morrow asked unanimous consent of the Senate to take up and consider House Bill No. 1451, out of its order.

Which was agreed to.

H. B. No. 1451—A bill to be entitled An Act amending sub-paragraph (12) and sub-paragraph (a) of sub-paragraph (27) of Section 4 of Chapter 24981, Special Laws of Florida, 1947, entitled: An Act to abolish the present municipality of the "City of West Palm Beach in Palm Beach County, Florida;" to create and establish a new municipality to be known as "City of West Palm Beach;" to fix the territorial limits thereof; to prescribe its powers, duties and functions, and to provide for the government thereof; to provide for the election and appointment of its officers, and to fix and prescribe their powers, duties and jurisdiction, and conditions and provisions concerning their removal; to provide for the payment of the debts of the municipality hereby abolished; to transfer the property of the municipality hereby abolished to the one hereby created; to retain the ordinances of the municipality hereby abolished; to repeal all special laws and parts of special laws in conflict herewith; to provide for a referendum; and for other purposes. By amending sub-paragraph (12) of said Section 4 so that ordinances placed on second and final reading before the City Commission shall be read in the accepted parliamentary manner, and by amending sub-paragraph (2) of sub-paragraph (27) of Section 4 of Chapter 24981, Special Laws of Florida, 1947, so that the zoning board of appeals shall have a permanent alternate member appointed thereto to serve in the absence of any of the regular members of the board.

Was taken up.

Senator Morrow moved that the rules be waived and House Bill No. 1451 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1451 was read the second time by title only.

Senator Morrow moved that the rules be further waived and House Bill No. 1451 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. 1451 was read the third time in full.

Upon the passage of House Bill No. 1451 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1451 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

Senator Morrow asked unanimous consent of the Senate to take up and consider House Bill No. 1455, out of its order.

Which was agreed to.

H. B. No. 1455—A bill to be entitled An Act repealing Chapters 24982, 24985, 24977 and 24979, Special Laws of Florida, 1947, and amending Chapter 24981, Special Laws of Florida, 1947, entitled: "An Act to abolish the present municipality of the 'City of West Palm Beach in Palm Beach County, Florida;' to create and establish a new municipality to be known as 'City of West Palm Beach;' to fix the territorial limits thereof; to prescribe its powers, duties and functions, and to provide for the government thereof; to provide for the election and appointment of its officers, and to fix and prescribe their powers, duties and jurisdiction, and conditions and provisions concerning their removal; to provide for the payment of the debts of the municipality hereby abolished; to transfer the property of the municipality hereby abolished to the one hereby created; to retain the ordinances of the municipality hereby abolished; to repeal all special laws and parts of special laws in conflict herewith; to provide for a referendum; and for other purposes." by amending Section 3 thereof by adding there to three new Subsections to be known as Subsections 47, 48 and 49, granting the city of West Palm Beach the power to construct, improve, maintain, operate and finance off-street parking facilities, to own, operate, lease, maintain or otherwise provide a city bus transportation system, and to grant leave to civil service employees and employees of the police force to run for certain elective offices of the city and by amending Section 22 (b) of Section 4 thereof to give the municipal judge the power to adjudicate a forfeiture to the city of monies seized and used in evidence against defendants charged with a violation of any ordinance or ordinances of the city of West Palm Beach.

Was taken up.

Senator Morrow moved that the rules be waived and House Bill No. 1455 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1455 was read the second time by title only.

Senator Morrow moved that the rules be further waived and House Bill No. 1455 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. 1455 was read the third time in full.

Upon the passage of House Bill No. 1455 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1455 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

INTRODUCTION OF RESOLUTIONS, MEMORIALS, BILLS AND JOINT RESOLUTIONS

By Senator Gautier (13th)—

Senate Joint Resolution No. 1201:

A JOINT RESOLUTION TO PROVIDE FOR AN AMENDMENT TO ARTICLE V OF THE CONSTITUTION OF THE STATE OF FLORIDA BY ADDING AN ADDITIONAL SECTION THERETO, TO BE GIVEN A NUMBER BY THE SECRETARY OF STATE OF THE STATE OF FLORIDA, ABOLISHING THE OFFICE OF COUNTY SOLICITOR IN DADE COUNTY, FLORIDA, AND TRANSFERRING THE DUTIES THEREOF TO THE STATE ATTORNEY OF THE ELEVENTH JUDICIAL CIRCUIT OF FLORIDA, AND OTHER MATTERS RELATING THERETO.

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

An amendment to Article V of the Constitution of the State of Florida by adding an additional section thereto, to be given a number by the Secretary of State of the State of Florida, is hereby agreed to, and shall be submitted to the electors of the State of Florida for ratification, or rejection, at the next general election to be held on the first Tuesday after the first Monday in November, 1956, as follows:

Section ——. On and after the first Tuesday after the first Monday in January, 1957, the State Attorney of the Eleventh Judicial Circuit in and for Dade County, Florida, shall be the prosecuting attorney of the Criminal Court of Record and the Court of Crimes of Dade County, and the office of County Solicitor, the position of Assistant County Solicitor, the positions of process server and investigator in Dade County, shall stand abolished and terminated; and thereafter the State Attorney and his Assistant State Attorneys, under his direction, shall perform all of the duties and functions of office heretofore performed by the County Solicitor. Pending informations filed in the Criminal Court of Record or Court of Crimes shall not be invalidated hereby, and the State Attorney, or his Assistant State Attorneys, may file amended informations in any such cases if and when necessary. The Legislature may provide for Assistant State Attorneys and special investigators for the State Attorney of Dade County, and all Assistant State Attorneys shall be appointed by the State Attorney and sworn in by the Court, and such Assistant State Attorneys shall work under the direction of the State Attorney and shall have full authority to do and perform any official act that the State Attorney may do and perform.

Upon this amendment being adopted all funds appropriated by law approved by the Budget Commission and budgeted by the Board of County Commissioners of Dade County for the use of office of County Solicitor of Dade County, Florida, and for the purpose of employing Assistant County Solicitors and other office personnel shall thereafter be used for the operation of the State Attorney's Office of the Eleventh Judicial Circuit in and for Dade County, and the employing of Assistant State Attorneys and other personnel for the operation of that office, and the said State Attorney is hereby authorized to employ such personnel, including Assistant State Attorneys, process servers and investigator, in the same number and to be paid the same salary as the number of Assistant County Solicitors, process servers and investigator employed by the County Solicitor of Dade County, Florida.

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

By Senator Cabot—

Senate Concurrent Resolution No. 1202:

A CONCURRENT RESOLUTION CALLING THE ATTENTION OF THE FLORIDA DEVELOPMENT COMMISSION TO THE PROBLEMS OF THE AGING, AND RECOMMENDING THAT AN IMMEDIATE AND CONTINUING STUDY

BE MADE OF SAID PROBLEMS AND A REPORT ON SAME WITH RECOMMENDATIONS AS TO POSSIBLE SOLUTIONS BE MADE TO THE GOVERNOR AND EACH SESSION OF THE LEGISLATURE.

WHEREAS, The legislature recognizes the fact that an ever increasing proportion of the population of the state consists of persons past middle age, and

WHEREAS, We are further cognizant that the implications of this fact require study and action from the standpoint of the economy and general welfare of the state, and

WHEREAS, It is felt that there is a need for defining the problems of the aged and finding solutions thereto, NOW, THEREFORE,

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

Section 1. The attention of the Florida development commission is hereby urged toward the problems of the splendid senior citizens of this state and it is recommended that said commission commence an immediate and continuing study of such problems to the end that solutions may be found and reports and recommendations made to the governor and to each session of the legislature.

Which was read the first time in full.

Senator Cabot moved that the rules be waived and Senate Concurrent Resolution No. 1202 be read the second time in full and put upon its adoption.

Which was agreed to by a two-thirds vote.

And Senate Concurrent Resolution No. 1202 was read the second time in full.

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

Which was agreed to and Senate Concurrent Resolution No. 1202 was adopted, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Rood—

S. B. No. 1203—A bill to be entitled An Act for the relief of Millard Collins; making an appropriation therefor; setting effective date.

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

By Senator Rood—

S. B. No. 1204—A bill to be entitled An Act for the relief of Mrs. Mary Sanders; making an appropriation therefor; setting effective date.

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

By Senator Carraway—

S. B. No. 1205—A bill to be entitled An Act authorizing the use of the Marshal's Contempt Fund which exists by reason of fines for contempt of the Supreme Court of the State of Florida.

Which was read the first time by title only.

Senator Carraway moved that the rules be waived and Senate Bill No. 1205 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1205 was read the second time by title only.

Senator Carraway moved that the rules be further waived and Senate Bill No. 1205 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. 1205 was read the third time in full.

Upon the passage of Senate Bill No. 1205 the roll was called and the vote was:

Yeas—34.

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

Nays—None.

So Senate Bill No. 1205 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Black—

S. B. No. 1206—A bill to be entitled An Act legalizing, validating, and confirming the minutes, orders, actions, ordinances and resolutions of the City of Jasper, Florida, a municipal corporation organized and existing under the provisions of Chapter 5811, Laws of Florida, Acts of 1907, of the Legislature of Florida, and Acts amendatory thereof, which were ordered, approved, passed or adopted by the said City of Jasper, Florida, during the years, 1952, 1953, 1954, and 1955.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1206 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 Black moved that the rules be waived and Senate Bill No. 1206 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Black moved that the rules be further waived and Senate Bill No. 1206 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1206 was read the third time in full.

Upon the passage of Senate Bill No. 1206 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 1206 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Fraser—

S. B. No. 1207—A bill to be entitled An Act to provide for cooperative forest fire control in Baker County; making an appropriation; and providing for a referendum.

Which was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

By Senator Morgan—

S. B. No. 1208—A bill to be entitled An Act for the payment of cost of repairs to an automobile caused by a truck of the State Welfare Department, while being operated by Harry G. Dahlman.

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

By Senator Morgan—

S. B. No. 1209—A bill to be entitled An Act creating the Jacksonville Expressway Authority and defining its jurisdiction and powers, and providing for the appointment of the members thereof; authorizing the transfer to said Authority of the Jacksonville Expressway System heretofore constructed by Florida State Improvement Commission in the Jacksonville, Duval County, metropolitan area, and of all powers, jurisdiction and control over or relating thereto heretofore vested in said Florida State Improvement Commission, subject to the rights of any holders of bonds issued by Florida State Improvement Commission to finance any part of the cost thereof and to the rights of the State Road Department of Florida under any lease-purchase agreement heretofore entered into therefor between said Florida State Improvement Commission and said State Road Department of Florida; authorizing said authority to issue its revenue bonds for the purpose of funding or refunding, at or prior to maturity, any bonds heretofore issued by Florida State Improvement Commission to finance part of the cost of said Jacksonville Expressway System, and purposes related thereto, and also for the purpose of financing the completion or improvement or extension of said Jacksonville Expressway System, and appurtenant facilities, including all approaches, streets, roads, bridges, and avenues of access for said Jacksonville Expressway System; authorizing said authority to complete the construction and acquisition of said system, and to construct or acquire extensions and improvements to said system, and to enter into all contracts, and acquire any property, real or personal, by purchase, gift or condemnation, necessary for said purposes; to sue and be sued; to operate, manage and control said system subject to any agreements with the State Road Department of Florida referred to hereafter, and to exercise all other powers necessary to accomplish the purposes of this Act; authorizing said authority to issue bonds to refund any bonds or other obligations issued by said authority; authorizing said authority to fix and establish and collect tolls or other charges for the use of said Jacksonville Expressway System and pledge the same for the payment of said bonds; authorizing said authority and the State Road Department to enter into lease-purchase or other agreements relative to said Jacksonville Expressway System as heretofore constructed and acquired or as hereafter completed or improved or extended as authorized by this Act under such terms and conditions as shall be agreed upon between said State Road Department of Florida and the authority; providing for the terms and provisions of any bonds issued by said authority and for the rights and remedies of the holders thereof; authorizing the State Road Department of Florida to pledge to the payment of any bonds issued by the authority all or any part of the eighty per cent surplus tax funds accruing to the County of Duval, Florida, under Section 16 of Article IX of the Constitution of Florida, under such terms and conditions as shall be agreed upon by the authority and said State Road Department of Florida and the County of Duval, Florida; providing that any bonds or other obligations issued by the authority and all properties, revenues and funds of said authority shall be exempt from all taxation in the State of Florida; authorizing the State Road Department of Florida, the Florida State Improvement Commission, the State Board of Administration of Florida, the County of Duval, the City of Jacksonville, and all other agencies, instrumentalities, political subdivisions or public bodies of the State to cooperate with said authority, and to perform all Acts, enter into all agreements, and take all proceedings necessary to carry out the purposes of this Act; and providing when this Act shall take effect.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1209 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Morgan moved that the rules be waived and Senate Bill No. 1209 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Morgan moved that the rules be further waived and Senate Bill No. 1209 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1209 was read the third time in full.

Upon the passage of Senate Bill No. 1209 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 1209 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Gautier (13th)—

S. B. No. 1210—A bill to be entitled An Act increasing the salaries of the judges of the civil court of record in all counties of the State which now have or may hereafter have a population of four hundred fifty thousand (450,000) or more according to the last preceding Federal or State Census, whichever may be the later; repealing all laws or parts of laws in conflict herewith and providing the effective date of this Act.

Which was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1210 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 1210 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1210 was read the third time in full.

Upon the passage of Senate Bill No. 1210 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 1210 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Gautier (13th)—

S. B. No. 1211—A bill to be entitled An Act to provide for the election of judges of the court of crimes; fixing the term of office of such judges; providing for the appointment of an additional judge of the court of crimes and other matters related thereto, in all counties in the State of Flor-

ida comprising a judicial circuit and having a population of four hundred fifty thousand (450,000) or more, according to the last preceding Federal or State Census whichever may be the later.

Which was read the first time by title only.

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

Which was agreed to by a two-thirds vote.

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

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

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1211 was read the third time in full.

Upon the passage of Senate Bill No. 1211 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 1211 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Gautier (13th)—

S. B. No. 1212—A bill to be entitled An Act to amend Chapter 10847, Special Laws of Florida, 1925, and all laws supplemental thereto and amendatory thereof, the same being the Charter of the City of Miami, by inserting immediately following Section 23 thereof a new section to be known as Section 23-A, creating and establishing a new department to be known as the department of off-street parking of the City of Miami and providing for the appointment of the director thereof; creating and establishing a board to be known as the off-street parking board of the City of Miami; prescribing the number of members of said board, their qualifications, initial members of said board, respective terms of office, compensation and the method of selecting their successors; prescribing the powers, functions and duties of said department, of said director and of said board; transferring to said department and said board the control, management and operation of all off-street parking properties of the City of Miami, including parking meters thereon and the revenues therefrom; and providing for the segregation of all budgets, funds and accounts pertaining to said off-street parking properties from all other budgets, funds and accounts of the city.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1212 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

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

Which was agreed to by a two-thirds vote.

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

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

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1212 was read the third time in full.

Upon the passage of Senate Bill No. 1212 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 1212 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By the Committee on Citrus Fruits—

S. B. No. 1213—A bill to be entitled An Act making it unlawful to falsify or alter, or to make, utter, or deliver any false certificate, slip, or other document pretending to evidence the weight of citrus fruit bought by weight, or to counsel, assist in or procure any such act, and providing penalties for violation.

Which was read the first time by title only.

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

Which was agreed to by a two-thirds vote.

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

Senator King moved that the rules be further waived and Senate Bill No. 1213 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1213 was read the third time in full.

Upon the passage of Senate Bill No. 1213 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 1213 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Gautier (13th)—

S. B. No. 1214—A bill to be entitled An Act to amend Section 3 of Chapter 28819, Laws of 1953, relating to compensation of special investigators for the state attorney of all judicial circuits of the State of Florida, embracing a county having a population of (450,000) or more according to the most recent official census.

Which was read the first time by title only.

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

Which was agreed to by a two-thirds vote.

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

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

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1214 was read the third time in full.

Upon the passage of Senate Bill No. 1214 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 1214 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Morrow—

S. B. No. 1215—A bill to be entitled An Act amending Section 551.12, Florida Statutes, relating to jai alai frontons; and requiring elections to ratify permits to operate jai alai frontons.

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

By Senator Hodges—

S. B. No. 1216—A bill to be entitled An Act relating to admission to the bar in all counties having a population of not less than ten thousand six hundred (10,600) and not more than ten thousand seven hundred (10,700); and providing the method therefor.

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

By Senator Gautier (13th)—

S. B. 1217—A bill to be entitled An Act relating to the office of county solicitors of all criminal courts of record in all counties of the State which have now or may hereafter have a population of four hundred thousand (400,000) or more, according to the last preceding Federal or State Census, whichever may be the later; authorizing said county solicitors to employ an administrative assistant, whose title shall be "office manager", and providing for qualifications and compensation of such office; defining the duties therefor; repealing all laws or parts of laws in conflict herewith; and providing the effective date of this Act.

Which was read the first time by title only.

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

Which was agreed to by a two-thirds vote.

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

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

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1217 was read the third time in full.

Upon the passage of Senate Bill No. 1217 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 1217 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Gautier (13th)—

S. B. No. 1218—A bill to be entitled An Act relating to the office of county solicitors of all criminal courts of record in all counties of the State which have now or may hereafter have a population of four hundred thousand (400,000) or more, according to the last preceding Federal or State census, whichever may be the later; authorizing said county solicitors to appoint assistant county solicitors and providing for their number, qualifications and compensations; defining the duties and restricting the activities of assistant county solicitors so appointed; repealing all laws or parts of laws in conflict herewith; and providing the effective date of this Act.

Which was read the first time by title only.

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

Which was agreed to by a two-thirds vote.

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

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

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1218 was read the third time in full.

Upon the passage of Senate Bill No. 1218 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 1218 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Gautier (13th)—

S. B. No. 1219—A bill to be entitled An Act fixing the compensation of county solicitors of the criminal courts of record in all counties of the State having a population of four hundred thousand (400,000) or more according to the last preceding Federal Census; providing that county solicitors receiving compensation under this Act shall not engage in the private practice of law; repealing all laws or parts of laws in conflict herewith; and providing the effective date of this Act.

Which was read the first time by title only.

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

Which was agreed to by a two-thirds vote.

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

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

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1219 was read the third time in full.

Upon the passage of Senate Bill No. 1219 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 1219 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Houghton—

Senate Joint Resolution No. 1220:

A JOINT RESOLUTION PROPOSING TO AMEND ARTICLE XVI OF THE CONSTITUTION, RELATING TO LOCATION OF COUNTY OFFICES, BY ADDING A NEW SECTION, NUMBERED 4A, PROVIDING FOR JURY TRIALS OF CIVIL SUITS IN CERTAIN MUNICIPALITIES WITHIN PINELLAS COUNTY.

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

That the following amendment to Article XVI of the Constitution of the State of Florida, relating to the location of County offices, be and the same is hereby agreed to and shall be submitted to the electors of the State of Florida for approval or rejection at the next general election to be held in A.D. 1956, that is to say that a new section, to be numbered Section 4A, be added to Article XVI of the Constitution of the State of Florida, said new Section 4A to read:

Section 4A. Civil Jury Trials in Pinellas County; Location in Certain Municipalities within said County.—The Legislature may, from time to time and as the business of Pinellas County may require, provide that trial by jury of all civil suits, properly triable by jury according to law, may be had and held in any municipality, within said county, having a population of more than Seventy-five thousand (75,000) inhabitants according to the latest official census. The Legislature may provide also that the Clerk of any court or any other court officer, within said county, shall maintain such offices within such municipality, and keep such official books and records therein, as may be necessary to accomplish the purposes of this amendment; provided, however, that the principal offices of such Clerks or other officers shall not be removed from the County Seat.

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

By Senator Carlton—(By Request)—

S. B. No. 1221—A bill to be entitled An Act relating to tax on sales, use and certain transactions; amending Section 212.08, relating to specific expositions; adding Subsection (10) relating to exempting meals served by fraternities, sororities and student cooperatives, not for profit.

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

By Senator Gautier (13th)—

S. B. No. 1222—A bill to be entitled An Act to amend Section 1 of Chapter 27029, Laws of 1951, relating to supplementary compensation of state attorneys in each judicial circuit of the State of Florida, which embraces and includes a county having a population of three hundred twenty five thousand, (325,000) or more, according to the most recent official census.

Which was read the first time by title only.

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

Which was agreed to by a two-thirds vote.

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

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

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1222 was read the third time in full.

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

Yeas—37.

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

Nays—None.

So Senate Bill No. 1222 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Gautier (13th)—

S. B. No. 1223—A bill to be entitled An Act fixing the compensation, travel expenses and allowances of county purchasing agents in all counties of the State having a population in excess of four hundred ninety thousand (490,000) inhabitants by the latest official census; repealing Section 5 of Chapter 18648, Acts of 1937, as amended by Chapter 27491, Acts of 1954; providing effective date.

Which was read the first time by title only.

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

Which was agreed to by a two-thirds vote.

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

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

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1223 was read the third time in full.

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

Yeas—37.

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

Nays—None.

So Senate Bill No. 1223 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Gautier (13th)—

S. B. No. 1224—A bill to be entitled An Act relating to the constables of justice of the peace districts; fixing a yearly compensation for such constables; providing that all fees collected except the amounts necessarily expended in and about the maintenance and operation of an office and expended in the employment of deputies as provided by law, and travel expenses in connection with the performance of his prescribed duties, shall be trust money and properly deposited in a public depository and delivered to the general funds of the counties monthly; providing for a report to the county commission on all fees collected; providing for this Act to apply in all counties of the State having a population of four hundred and fifty thousand (450,000) or more according to any last preceding State or Federal Census; repealing all laws in conflict herewith.

Which was read the first time by title only.

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

Which was agreed to by a two-thirds vote.

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

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

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1224 was read the third time in full.

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

Yeas—37.

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

Nays—None.

So Senate Bill No. 1224 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Gautier (13th)—

S. B. No. 1225—A bill to be entitled An Act increasing the salaries of the judges of the criminal court of record in all counties of the state which now have or may hereafter have a population of four hundred fifty thousand (450,000) or more according to the last preceding Federal or State Census whichever may be the later; repealing all laws or parts of laws in conflict herewith and providing the effective date of this Act.

Which was read the first time by title only.

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

Which was agreed to by a two-thirds vote.

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

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

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1225 was read the third time in full.

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

Yeas—37.

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

Nays—None.

So Senate Bill No. 1225 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Gautier (13th)—

S. B. No. 1226—A bill to be entitled An Act fixing the salary of the clerk of the criminal court of record in and for all counties in this State having a population of four hundred fifty thousand (450,000) or more inhabitants, according to the last preceding Federal census.

Which was read the first time by title only.

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

Which was agreed to by a two-thirds vote.

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

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

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1226 was read the third time in full.

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

Yeas—37.

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

Nays—None.

So Senate Bill No. 1226 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Gautier (13th)—

S. B. No. 1227—A bill to be entitled An Act to amend Chapter 10847, Special Laws of Florida 1925 and all laws supplemental thereto and amendatory thereof, the same being the charter of the City of Miami, by inserting immediately following Section 3(13) a new section to be known as Section 3(14) investing the City of Miami with the power and authority to exercise police jurisdiction over lands owned or leased by the said city in Dade County, Florida, excepting such portions of said lands which lie within the corporate limits of another municipality; to repeal all laws and parts of laws inconsistent or in conflict herewith.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill

No. 1227 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1227 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 1227 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1227 was read the third time in full.

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

Yeas—37.

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

Nays—None.

So Senate Bill No. 1227 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Gautier (13th)—

S. B. No. 1228—A bill to be entitled An Act to amend Chapter 10847 Special Laws of Florida 1925 and all laws supplemental thereto and amendatory thereof, the same being the charter of the City of Miami, by inserting a new section to be known as Section 3(15) investing the City of Miami with the power and authority to exercise police jurisdiction over persons legally in the custody of the City of Miami in any place in Dade County, to retain such custody, to transport said persons to and from the corporate limits of said city to and from any place in Dade County, and to retake custody of a person in any place in Dade County without a warrant when said person escapes from legal custody; to repeal all laws and parts of laws inconsistent or in conflict herewith.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1228 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1228 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 1228 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1228 was read the third time in full.

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

Yeas—37.

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

Nays—None.

So Senate Bill No. 1228 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Gautier (13th)—

S. B. No. 1229—A bill to be entitled An Act creating the office of an additional judge of the Juvenile and Domestic Relations Court in all the counties of this State having a population of at least 450,000 people according to the last official census in which there has been established a Juvenile and Domestic Relations Court and providing for the term of such judge; providing for interim appointment by the governor for such additional judge; providing for the election of judges of the Juvenile and Domestic Relations Court and the manner thereof; providing for the salary of judges and the manner of its payment; providing for the administration of such court by such judges; providing for the election of present judge of such court; repealing all conflicting laws; providing an effective date.

Which was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1229 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 1229 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1229 was read the third time in full.

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

Yeas—37.

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

Nays—None.

So Senate Bill No. 1229 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Gautier (13th)—

S. B. No. 1230—A bill to be entitled An Act increasing the salaries of the judges of the courts of crimes in all counties of the State which now have or hereafter may have a population of four hundred fifty thousand (450,000) or more according to the last preceding Federal or State Census which ever may be later; repealing all laws or parts of laws in conflict herewith and providing the effective date of this Act.

Which was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1230 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 1230 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1230 was read the third time in full.

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

Yeas—37.

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

Nays—None.

So Senate Bill No. 1230 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Gautier (13th)—

S. B. No. 1231—A bill to be entitled An Act relating to juvenile and domestic relations courts in all counties of the state having a population of at least 450,000 people, according to the last official census, in which there has been established a juvenile and domestic relations court presided over by a judge required by law to be admitted to the practice of law in this State; providing for the adjustment of salaries and expenses for all the officers of such courts; providing for certain additional officers; providing for the salaries of judges of such courts; providing for the method of payment of salaries and expenses; repealing all conflicting laws; providing effective date.

Which was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1231 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 1231 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1231 was read the third time in full.

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

Yeas—37.

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

Nays—None.

So Senate Bill No. 1231 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Gautier (13th)—

S. B. No. 1232—A bill to be entitled An Act relating to assistant state attorneys in each judicial circuit embracing and including a county having a population of more than four hundred fifty thousand (450,000), according to the last preceding federal census, and having ten (10) or more circuit judges; amending Sections 2 and 3 of Chapter 28820, Laws of Florida, Acts of 1953, to provide for increase in compensation; and provide the effective date.

Which was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1232 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 1232 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1232 was read the third time in full.

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

Yeas—37.

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

Nays—None.

So Senate Bill No. 1232 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Gautier (13th)—

S. B. No. 1233—A bill to be entitled An Act relating to assistant state attorneys in each judicial circuit of Florida embracing and including a county having a population of more than four hundred eighty nine thousand (489,000), according to the last preceding Federal Census and having ten or more circuit judges; providing that there shall be three assistant state attorneys in each such circuit in addition to the assistant state attorneys now provided by law for such circuit; providing for appointment, tenure, powers, compensation, and duties of such additional assistant state attorneys, and prescribing the effective date hereof.

Which was read the first time by title only.

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

Which was agreed to by a two-thirds vote.

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

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

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1233 was read the third time in full.

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

Yeas—37.

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

Nays—None.

So Senate Bill No. 1233 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Gautier (13th)—

S. B. No. 1234—A bill to be entitled An Act regulating and fixing the legal hours of sale of retail liquor (for consumption off the premises and consumption on the premises) owned and operated by legally licensed retail liquor dealers in counties of this State having a population of over four hundred fifty thousand (450,000) according to the last census, regardless of whether said business is located within or without an incorporated area; repealing all laws and ordinances in conflict herewith; fixing the effective date of this Act.

Which was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1234 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 1234 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1234 was read the third time in full.

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

Yeas—37.

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

Nays—None.

So Senate Bill No. 1234 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Gautier (13th)—

S. B. No. 1235—A bill to be entitled An Act fixing the salary and/or compensation of superintendents of public instruction of counties of the State of Florida having a population of not less than four hundred ninety five thousand according to the latest preceding State or Federal census whichever is the more recent, designating the times and installments in which and the fund from which the same shall be paid, authorizing the Board of Public Instruction of such counties to increase the salary of the superintendent of Public Instruction to \$15,000, providing for the time when this Act shall take effect, and repealing all laws or parts of laws in conflict herewith.

Which was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1235 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 1235 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1235 was read the third time in full.

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

Yeas—37.

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

Nays—None.

So Senate Bill No. 1235 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Gautier (13th)—

S. B. No. 1236—A bill to be entitled An Act providing for further and additional supplementary compensation to circuit judges in counties having a population of four hundred eighty-five thousand (485,000) or more inhabitants, according to the last official federal census, to be paid by the county and making the same a county purpose.

Which was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1236 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 1236 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1236 was read the third time in full.

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

Yeas—37.

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

Nays—None.

So Senate Bill No. 1236 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Gautier (13th)—

S. B. No. 1237—A bill to be entitled An Act fixing the compensation of each county judge in all counties having a population of more than four hundred and fifty thousand (450,000) according to the last federal census.

Which was read the first time by title only.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1237 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1237 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 1237 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. 1237 was read the third time in full.

Upon the passage of Senate Bill No. 1237 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 1237 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senators Melvin and Johnson—

Senate Joint Resolution No. 1238:

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE IV OF THE CONSTITUTION, RELATING TO THE EXECUTIVE DEPARTMENT OF THE STATE GOVERNMENT BY AMENDING SECTION 19 THEREOF PERTAINING TO SUCCESSION TO THE GOVERNORSHIP IN CASE OF THE IMPEACHMENT, DEATH, REMOVAL, RESIGNATION OR INABILITY TO SERVE OF THE GOVERNOR.

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

That the following amendment to Article IV, Section 19 of the Constitution of Florida is hereby agreed to, and shall be submitted to the electors of the State of Florida for ratification or rejection at the next general election to be held in November, 1956, as follows:

Section 19. **Impeachment, death, resignation, etc., of governor; who to act.**—In case of the impeachment of the governor, his removal from office, death, resignation or inability to discharge his official duties, the secretary of state shall become acting governor and shall, in case of temporary inability of the governor to discharge his official duties, perform the powers and duties of the office until the disability shall cease, or, in case of death or other permanent disability the secretary of state shall within ten (10) days after becoming acting governor, call a special election to be held not more than one hundred twenty (120) days after the issuance of such call for the purpose of electing a governor to serve for the residue of the unexpired term. If any regular primary or general election for members of the legislature shall be held within one hundred twenty (120) days after the date of the issuance of such call for a special election, said special election shall be held at the same time as, and in conjunction with, such primary or general election. The governor elected at such election shall take office on the Tuesday next following his election and serve for the residue of the unexpired term.

Which was read the first time in full and referred to the Committee on Constitutional Amendments and the Committee on Finance and Taxation, in the order named.

By Senator Connor—

S. B. No. 1239—A bill to be entitled An Act to abolish the charter of the City of Inverness, in Citrus County, Florida, and to grant a new charter for the "City of Inverness" in Citrus County created under this Act; to define its boundaries, jurisdiction, powers, privileges and immunities; to confirm the title to all city property including all riparian and foreshore rights, the title to all the tide water and other lands and river bottoms; to validate all taxes and other assessments and levies heretofore made; to preserve the validity and binding force of all debts, obligations and liabilities of the former city of Inverness, and to continue the same as the debts and liabilities of the City of Inverness created by this Act, and

to preserve the validity and binding force of all credits and assets of the former City of Inverness and to continue the same as the credits and assets of the City of Inverness created by this Act; fixing the time when this Act shall take effect; and to provide for the election and compensation of the city officials authorized by this Act; creating a municipal court and defining its powers and jurisdiction; creating a municipal corporation in the State of Florida to be known as the City of Inverness and granting unto it specific and general power and authority incident and necessary to the running and operation of a municipal corporation.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1239 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 Connor moved that the rules be waived and Senate Bill No. 1239 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Connor offered the following amendment to Senate Bill No. 1239:

At the end of Sub-section 36 of Section 8 of the bill, strike out the period and add the following: "provided further that no sale shall be made except to the highest bidder at public auction to be held between the hours of eleven o'clock in the forenoon and two o'clock in the afternoon at the west door of the city hall after notice of said sale has been published at least one time in a newspaper of general circulation in Inverness, Florida, at least fifteen (15) days prior to said sale."

Senator Connor moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

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

Upon the passage of Senate Bill No. 1239, as amended, the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 1239 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

By Senator Houghton—

S. B. No. 1240—A bill to be entitled An Act to amend Chapter 28759, Laws of Florida, 1953, relating to the salaries of the secretaries to the state attorneys in each judicial circuit which embraces and includes a county having a population of not less than one hundred fifty thousand (150,000) and not more than two hundred forty thousand (240,000) inhabitants, according to the last official census; authorizing the county commission to pay a portion of such salaries from the general fund of such counties under certain conditions; making same a county purpose; and providing an effective date.

Which was read the first time by title only.

Senator Houghton moved that the rules be waived and Senate Bill No. 1240 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1240 was read the second time by title only.

Senator Houghton moved that the rules be further waived and Senate Bill No. 1240 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. 1240 was read the third time in full.

Upon the passage of Senate Bill No. 1240 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 1240 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Houghton—

S. B. No. 1241—A bill to be entitled An Act relating to the salaries of the secretaries to the assistant state attorneys in each judicial circuit which embraces and includes a county having a population of not less than one hundred fifty thousand (150,000) and not more than two hundred forty thousand (240,000) inhabitants, according to the last official census; authorizing the counties to pay a portion of such salaries from the general fund of such counties under certain conditions; making same a county purpose; and providing an effective date.

Which was read the first time by title only.

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

Which was agreed to by a two-thirds vote.

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

Senator Houghton moved that the rules be further waived and Senate Bill No. 1241 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1241 was read the third time in full.

Upon the passage of Senate Bill No. 1241 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 1241 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Houghton—

S. B. No. 1242—A bill to be entitled An Act to amend Chapter 28758, Laws of Florida 1953, relating to the salaries of assistant state attorneys in each judicial circuit which embraces and includes a county having a population of not less than 150,000 and not more than 240,000 inhabitants, according to the last official census; authorizing the county commission to pay a portion of such salaries from the general fund of such counties under certain conditions; and providing an effective date.

Which was read the first time by title only.

Senator Houghton moved that the rules be waived and Senate Bill No. 1242 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Houghton moved that the rules be further waived and Senate Bill No. 1242 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1242 was read the third time in full.

Upon the passage of Senate Bill No. 1242 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 1242 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Phillips—

S. B. No. 1243—A bill to be entitled An Act applying to all counties of this State having a population of not less than seventeen thousand five hundred (17,500) and not more than eighteen thousand five hundred (18,500) inhabitants, according to the latest official census; creating, activating and establishing a small claims court in such counties under Chapter 42, Florida Statutes, and repealing Chapter 26694 Laws of Florida, Acts of 1951; providing effective date.

Which was read the first time by title only.

Senator Phillips moved that the rules be waived and Senate Bill No. 1243 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Phillips moved that the rules be further waived and Senate Bill No. 1243 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1243 was read the third time in full.

Upon the passage of Senate Bill No. 1243 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 1243 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Phillips—

S. B. No. 1244—A bill to be entitled An Act providing for the creation of a firemen's relief and pension fund by the city of Lake City, Florida; creating a pension board to administer the funds; designating the powers and duties of the board; providing for contributions to such funds; prescribing who shall receive a pension or relief out of the pension fund; providing for the receipt, deposit, appropriation, investment, and disposition of funds and setting effective date; providing a referendum.

Which was read the first time by title only.

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

Which was agreed to by a two-thirds vote.

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

Senator Phillips moved that the rules be further waived and Senate Bill No. 1244 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1244 was read the third time in full.

Upon the passage of Senate Bill No. 1244 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 1244 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Davis—

S. B. No. 1245—A bill to be entitled An Act to provide for cooperative forest fire control in Taylor County; making an appropriation; and providing for a referendum.

Which was read the first time by title only.

Senator Melvin, on behalf of Senator Davis who was presiding, moved that the rules be waived and Senate Bill No. 1245 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Melvin moved that the rules be further waived and Senate Bill No. 1245 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1245 was read the third time in full.

Upon the passage of Senate Bill No. 1245 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 1245 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Beall—

S. B. No. 1246—A bill to be entitled An Act authorizing any building and loan association having its office in any county in Florida having a population of not less than 84,000 nor more than 114,700 according to the latest Federal Census to make loans secured by mortgages on real estate in which the estate of the borrower is a fee simple estate or leasehold or estate for years of not less than twenty years to run.

Which was read the first time by title only.

Senator Beall moved that the rules be waived and Senate Bill No. 1246 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1246 was read the second time by title only.

Senator Beall moved that the rules be further waived and Senate Bill No. 1246 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. 1246 was read the third time in full.

Upon the passage of Senate Bill No. 1246 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 1246 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Black—

S. B. No. 1247 — A bill to be entitled An Act relating to counties having a population of not less than fifteen thousand (15,000) nor more than seventeen thousand (17,000) according to the last official census; providing for compensation of member of the board of public instruction.

Which was read the first time by title only.

Senator Black moved that the rules be waived and Senate Bill No. 1247 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1247 was read the second time by title only.

Senator Black moved that the rules be further waived and Senate Bill No. 1247 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. 1247 was read the third time in full.

Upon the passage of Senate Bill No. 1247 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 1247 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Tapper—

S. B. No. 1248—A bill to be entitled An Act applying to all counties of this State having a population of not less than forty thousand (40,000) and not more than fifty thousand (50,000) inhabitants according to the latest official census, relating to compensating adjoining counties where children of such county attend schools of such adjoining counties; providing effective date.

Which was read the first time by title only.

Senator Tapper moved that the rules be waived and Senate Bill No. 1248 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1248 was read the second time by title only.

Senator Tapper moved that the rules be further waived and Senate Bill No. 1248 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. 1248 was read the third time in full.

Upon the passage of Senate Bill No. 1248 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 1248 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Gautier (13th)—

S. B. No. 1249—A bill to be entitled An Act authorizing the City of Miami Beach, Florida to lease certain city property which is surplus over that required for municipal purposes to Junior Chamber International for the sum of one dollar per year for five years, with an option to renew for five years; authorizing the city to give Junior Chamber International five hundred dollars per year payable monthly toward wages for janitor service and authorizing said city to make improvements upon the lease property at a cost to the city not to exceed five hundred dollars per year.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill

No. 1249 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1249 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1249 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 1249 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. 1249 was read the third time in full.

Upon the passage of Senate Bill No. 1249 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 1249 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Gautier (13th)—

S. B. No. 1250—A bill to be entitled An Act amending Section 4 of Chapter 18696, Laws of Florida, Acts of 1937, commonly known as the Civil Service Act of the City of Miami Beach, Florida, so as to change the number of members of the personnel board of the City of Miami Beach created by said chapter, and so as to grant the right to employee members to cast a vote in connection with deliberations.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1250 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1250 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1250 was read the second time by title only.

Senator Gautier (13th) moved that the rules be further waived and Senate Bill No. 1250 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. 1250 was read the third time in full.

Upon the passage of Senate Bill No. 1250 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So Senate Bill No. 1250 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Gautier (13th)—

S. B. No. 1251—A bill to be entitled An Act amending Section 4 of Chapter 18691, Laws of Florida, Acts of 1937, so as to provide that an ordinance adopted by the city council of the City of Miami Beach, Florida, which eliminates the requirement that no further city funds shall be credited to the account of a member of the retirement and pension system created under and by authority of said chapter when the amount credited to him as total city credit shall be, of itself, with interest computed thereon at three per cent compounded annually, sufficient to provide a retirement allowance of sixty per cent of his average earnings, shall become effective upon its passage and posting as required by law without holding an election thereon.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1251 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Gautier (13th) moved that the rules be waived and Senate Bill No. 1251 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Gautier (13th) moved that the rules be further waived and Senate 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 Senate Bill No. 1251 was read the third time in full.

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

Yeas—37.

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

Nays—None.

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

Senator Melvin, Chairman of the Committee on Rules and Calendar, moved that the Senate convene for morning and afternoon sessions on Saturday, May 28, 1955.

Pending consideration of the motion made by Senator Melvin, Senator Gautier (13th) moved as a substitute motion that in lieu of convening on Saturday for morning and afternoon sessions, the Senate convene at 8:00 o'clock tonight to remain in session at the pleasure of the Senate.

The question was put on the substitute motion.

A roll call was demanded.

Upon call of the roll on the substitute motion made by Senator Gautier (13th), the vote was:

Yeas—19.

Baker	Carraway	Gautier (13th)	Phillips
Barber	Clarke	Getzen	Rood
Beall	Douglas	Johns	Shands
Black	Edwards	Neblett	Tapper
Carlton	Floyd	Pearce	

Nays—17.

Mr. President	Hodges	Melvin	Stenstrom
Bronson	Houghton	Morgan	Stratton
Cabot	Johnson	Morrow	
Connor	Kickliter	Pope	
Gautier (28th)	King	Rawls	

So the substitute motion was adopted.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 25, 1955.

*The Honorable W. T. Davis,
President of the Senate.*

Sir:

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

By the Committee on Public Roads and Highways--

Committee Substitute for S. B. No. 480—A bill to be entitled An Act to clarify and codify the laws of the State relating to roads; to reorganize the State Road Department; to establish road districts and provide for the appointment of the members of the State Road Board from such districts; to prescribe the powers and duties of the board and chairman; to provide for the appointment and tenure of an executive director and highway engineer and the method of removal of same; to provide for classification of employees of the State Road Department and a management study of the department; to define State roads and provide for systems of State roads; to establish a priority system of roads; to provide for the sufficiency rating of roads by the board; to prohibit the use of road funds for nonhighway purposes except wayside parks and State park roads; to provide for the qualification of contractors and the regulation of delinquent contracts; to change the fiscal year of the State Road Department and provide a more adequate budget procedure; to prescribe the method of adoption of regulations by the State Road Board; and for other purposes related to public roads and the regulation and operation of the State Road Department; and to repeal Chapters 139, 140, 141, 341, 343, 348, and Sections 342.01 and 342.02, Florida Statutes.

Which amendment reads as follows:

Strike out: All after enacting clause and insert the following in lieu thereof:

Section 1—Declaration of legislative intent.—Recognizing that safe and efficient highway transportation is a matter of important interest to all the people in the state, the legislature hereby determines and declares that:

(1) An integrated system of roads and connecting urban streets is essential to the general welfare of the state.

(2) Providing of such a system of facilities, its efficient management, operation and control, is recognized as an urgent problem, and as the proper objective of highway legislation.

(3) Inadequate roads and streets obstruct the free flow of traffic; result in undue cost of motor vehicle operation; endanger the health and safety of the citizens of the state; depreciate property values and impede general economic and social progress of the state.

(4) In designating the highway systems of this state, as hereinafter provided, the legislature places a high degree of trust in the hands of those officials whose duty it shall be, within the limits of available funds, to plan, develop, operate maintain and protect the highway facilities of this state, for present as well as for future use.

(5) To this end, it is the intent of the legislature to make the state road board custodian of the state highway system and to provide sufficiently broad authority to enable

the board to function adequately and efficiently in all areas of appropriate jurisdiction, subject to the limitations of the constitution and the legislative mandate hereinafter imposed.

(6) The legislature intends to declare, in general terms, the powers and duties of the state road board, leaving specific details to be determined by reasonable rules and regulations which the board may promulgate. The legislature intends, by a general grant of authority to the state road board, to delegate sufficient power and authority to enable the board to carry out the broad objectives stated above.

(7) It is the further intent of the legislature to bestow upon local officials adequate authority with respect to the roads under their jurisdiction. The efficient management, operation and control of our county roads, city streets and other public thoroughfares are likewise a matter of vital public interest.

(8) The problem of establishing and maintaining adequate roads and streets, eliminating congestion, reducing accident frequency, providing parking facilities and taking all necessary steps to ensure safe and convenient transportation on these public ways is no less urgent.

(9) The legislature, recognizing the necessity of fixing responsibilities for the construction, maintenance and operation of the several systems of highways, intends that the State of Florida shall have an integrated system of all roads and connecting urban streets to provide safe and efficient highway transportation throughout the state. The authority hereinafter granted to the state road board and to counties and municipalities to assist and cooperate with each other and to coordinate their activities is therefore essential.

(10) The legislature hereby finds, determines, and declares that this law is necessary for the preservation of the public safety, the promotion of the general welfare, the improvement and development of transportation facilities in the state, including the most effective utilization of parkways, scenic drives, residential streets and roads, elimination of hazards at grade intersections, and other related purposes, and as a contribution to the national defense.

Section 2... Definition of words and phrases. The following words and phrases when used in this law shall, unless the context clearly indicates otherwise, have the following meanings:

(1) Arterial highway—A continuous route between incorporated areas having a population of 10,000 or more and such roads as are designated federal interstate highways.

(2) Board—The state road board.

(3) Chairman—The chairman of the state road board

(4) Commissioners—Board of county commissioners.

(5) County road system—The system of state roads outside of municipalities not included in the state primary, state secondary, and state park road systems, and such municipal connecting links as may be agreed upon between the county commissioners and municipal officials.

(6) Department—The road department of this state.

(7) Director—Executive director of the state road department.

(8) Freeway—An expressway with full control of access.

(9) Limited access facility—A street or highway especially designed for through traffic, and over, from or to which owners or occupants of abutting land or other persons have no right or easement or only a limited right or easement of access, light, air, or view by reason of the fact that their property abuts upon such limited access facility or for any other reason. Such highways or streets may be parkways, from which trucks, busses, and other commercial vehicles shall be excluded; or they may be freeways open to use by all customary forms of street and highway traffic.

(10) Member—A member of the state road board appointed by the Governor.

(11) Municipal connecting link roads—City and town streets and roads, or portions thereof, including structures, that constitute the route of connection between, or extension of, state

roads in the state highway system, or of state roads in the county road system.

(12) Person—Any person, firm, partnership, association, corporation, cooperation, organization or business trust.

(13) Primary road system—Those state roads designated by the board which shall include all arterial highways and federally numbered roads, roads connecting county seats of adjacent counties, and municipal connecting links of all such roads.

(14) Road—The term road shall be construed to include streets, alleys, highways, and other ways open to travel by the public, including the road bed, right-of-way, and all culverts, drains, sluices, ditches, waterways, embankments, slopes, retaining walls, bridges, tunnels and viaducts necessary for the maintenance of travel and all ferries used in connection therewith.

(15) Right of access—The right of ingress to a highway from abutting land and egress from a highway to abutting land.

(16) Right-of-way—Land in which the state, the department, a county or a municipality owns the fee or has an easement devoted to or required for the use as a public road.

(17) Secondary road system—Those state roads designated as hereinafter provided, consisting of connections between primary system routes and existing, new, or potential areas of economic development.

(18) State highway system—The system of state primary and secondary roads designated by the state road board including necessary urban connections and extensions, the responsibility for which is lodged in the state road department.

(19) State park road system—Roads embraced in boundaries of state parks and state roads leading to state parks other than roads of the state highway system, county roads, or municipal roads.

(20) State roads—All public roads open to travel by the public generally and dedicated to the public use, according to law or by prescription.

(21) Structures—Bridges, viaducts, tunnels, causeways, approaches, ferry slips, culverts, toll-houses and gates, and other similar facilities used in connection with roads.

(22) Sufficiency rating—The objective rating of a road or section of a road for the purpose of determining its capability to serve properly the actual or anticipated volume of traffic using the road.

Section 3—State road department established.—There is hereby established a department of government which shall be known as the state road department. The department shall be under the authority and control of a state road board.

Section 4—Headquarters of department; rental of office room, etc.—The headquarters and general office of the department shall be located at the state capitol. The department may purchase, build, rent or lease suitable buildings or rooms for branch offices or division offices and for maintenance yards and rooms for equipment and supplies in other cities and towns of this state as the business of the department may necessitate or require, and payment for the purchase, construction, rental or lease of such offices shall be made from any funds provided for the maintenance of the department.

Section 5—Road districts; state road board; members; terms; vacancies.—

(1) The state of Florida is divided into five (5) road districts, which districts shall coincide with former congressional districts as the same were defined on June 9, 1937

(2) The state road board shall consist of five (5) members, one from each road district, who shall be appointed by the Governor subject to confirmation by the State Senate. The terms of office of said members shall begin and run concurrently with the regular terms of office of the successive governors of this state

(3) In case any member of the board shall change his domicile from the road district from which he was appointed, except for the performance of his official duties at Tallahassee, his office shall become vacant and the governor shall fill the vacancy by the appointment of another from such district.

Section 6—State road board chairman, appointment; term; removal.—

(1) The members of the state road board shall select from their number, one member as chairman. Selection of the chairman shall be made at the first meeting of the board annually, as the rules of the board may provide.

(2) The state road board may remove from the office of chairman any person selected upon sufficient cause by the affirmative vote of a majority of the members of the board, and the members shall proceed to fill the vacancy by the selection of another member as chairman.

Section 7—Headquarters of board; bonds of members.—

(1) The headquarters of the board shall be in the headquarters offices of the department in Tallahassee.

(3) Each member other than the chairman, shall furnish bond in the sum of fifty thousand (\$50,000) dollars, and the chairman shall furnish bond in the sum of one hundred thousand (\$100,000) dollars, conditioned upon the faithful performance of his duties; said bonds to be furnished by a reputable bonding company authorized to do business in this state, and to be payable to the governor and his successors in office; the bonds to be approved by the state comptroller and the premiums to be paid from the funds for the maintenance of the department.

Section 8—State road board; salaries and allowances.—

(1) The chairman shall receive an annual salary of twelve thousand five hundred (\$12,500) dollars and all other members shall receive an annual salary of thirty-six-hundred (\$3600) dollars. All members shall receive their actual reasonable expenses as allowed by law for officers of the State of Florida incurred in attending meetings of the board and in the performance of their duties.

(2) The chairman is authorized to employ an administrative assistant to the chairman whose duties are to be fixed by the chairman, at a salary to be determined by the chairman, but not in any instance to exceed the sum of six thousand six hundred (\$6,600) dollars per annum.

(3) Payment of the salary and expenses as herein provided, shall be made out of any funds that may be apportioned and set aside for the administrative maintenance of the department.

Section 9—Powers and duties of the chairman.—The chairman shall, unless otherwise provided by law or regulations of the board, carry out the orders of the board, and represent the department in dealing with other departments of the state, or with commissioners, or boards of bond trustees of counties or special road and bridge districts, and with the federal government; and he shall submit to the board at each meeting a report of all his actions and doings as official representative of the department.

Section 10 . . . Coordinator of highway and road program within state.—The chairman shall have the authority and responsibility for the coordination of the total highway and road program within the state, including the designation of systems and the development of construction standards as hereinafter provided for, and shall review the annual programs for each of the major systems to ensure coordination of planning and general conformity with the law. Local authorities are hereby authorized to cooperate with the chairman.

Section 11 . . . Regulations; meetings; quorum; minutes.—

(1) Regulations—The board shall adopt and enforce regulations for the government of its meetings and proceedings and for the transaction of the business of the department. Regulations affecting the public interest, other than regulations relating to the internal organization and operation of the department, shall be adopted as follows:

(a) The proposed regulation or regulations shall be con-

tained in a resolution adopted by the board at a regular or called meeting and spread upon the minutes of its proceedings.

(b) Within ten (10) days of the adoption of the resolution of the board, notice of the regulation or regulations in the form of a summary thereof (or in full, at the discretion of the board) shall be published once in a newspaper of general circulation published in each of the following cities: Jacksonville, Pensacola, Tampa, Orlando and Miami. Such notice shall fix the time and place for a public hearing before the board, to be held not less than ten (10) nor more than twenty (20) days from the date of publication.

(c) Opportunity shall be afforded interested persons to be heard by the board at such public hearing. Objections may be raised to the nature or form of such regulation or regulations. Following such hearing the board may amend, revise or rescind the resolution, which action shall be set forth in the minutes of the board, and the board shall by resolution adopt the regulation or regulations as proposed or as amended or revised, or may determine that no regulation is necessary.

(d) Upon the adoption of any regulation or regulations, as provided, a copy thereof certified by the chairman shall, within five days of the adoption thereof, be filed in the office of the secretary of state and shall not become effective until fifteen days after such filing, except as hereafter provided.

(e) Regulations relating to the internal organization or management of the department, not affecting the public interest, shall be adopted by resolution spread upon the minutes of the board and shall become effective immediately upon the filing of a copy thereof, certified by the chairman, in the office of the secretary of state.

(f) In the event the board determines that an emergency exists, necessitating the adoption, revision, repeal or suspension of a regulation or regulations, the board shall by resolution, spread upon the minutes of its proceedings, declare such emergency and clearly set forth the reasons therefor, taking such action as may be found by the board to be necessary. Such action shall become effective immediately upon the filing of a copy of the resolution certified by the chairman in the office of the secretary of state and shall remain effective for the duration of the emergency as specified in the resolution of the board, unless rescinded as hereinafter provided.

Within five days of the filing of any emergency regulation in the office of secretary of state, the board shall publish a notice thereof as provided in paragraph (b) above, and shall provide for a public hearing as set forth in paragraph (c).

Following such public hearing the board shall, by resolution, affirm, revise or rescind its findings relating to the existence of the emergency, its duration, or the action necessitated thereby. A copy of such resolution certified by the chairman shall be filed in the office of the secretary of state and action taken by the board other than an affirmation of the original resolution shall become effective immediately upon such filing.

(2) Meetings.

(a) Meetings of the board shall be held at the state capital not less than once every three (3) months and these shall be known as the quarterly meetings of the board; other meetings may be held at such times and places as may be decided upon or by regulations provided, such meetings to be called by the chairman on not less than one week's notice to all members of the board; or meetings may be held, upon the request in writing of three (3) members of the board other than the chairman, at a time and place to be designated in the request, and notice of such meeting being given at least one week in advance thereof to all members of the board. Emergency meetings may be held upon request of all members of the board without notice as herein provided.

(b) Quorum. Three members shall constitute a quorum at any meeting of the board. No action shall be binding when taken by the board except at a regular or called meeting and duly recorded in the minutes of said meeting.

(c) Minutes. A complete record of the proceedings of the

board shall be made, and such record shall be open to public inspection.

Section 12 . . . Executive director; qualifications; salary; bond; duties.—

(1) The board shall employ an executive director for the department who shall be a person of intelligence and competence. He shall be employed at an annual salary not to exceed fourteen thousand (\$14,000) dollars and shall be removed only for cause. He shall be required to give a bond in the amount of one hundred thousand (\$100,000) dollars, to be payable to the governor and his successors in office, and to be approved by the comptroller, conditioned upon the faithful performance of his duties.

(2) The director shall devote all his time and service to the department. He shall, under the direction of the chairman, be responsible for the efficient operation and administration of the offices of the secretary, director of personnel, director of outdoor advertising, purchasing, revenue projects, auditor, and prison division. He shall, in accordance with the law or regulations of the board:

(a) Cause minutes of the meetings of the board to be kept;

(b) Cause accurate and complete books of account to be kept;

(c) Sign all vouchers for expenditures and purchase orders;

(d) Have charge of the records of the department;

(e) Sign and execute all documents and papers, including contracts and agreements for construction and the purchase of machinery, materials, and supplies;

(f) Be responsible for the receipt and return of all bid bonds or certified checks;

(g) Perform any other duties as may be required by law or regulation of the board or by direction of the chairman.

(3) The board shall employ a secretary who shall be the administrative assistant of the executive director.

Section 13 . . . State highway engineer; deputy state highway engineer; qualifications; salaries; bond; duties; assistants.—

(1) The board shall employ a state highway engineer who shall be a competent highway engineer, certified by a state board of engineering examiners, with at least ten (10) years experience in highway engineering. He shall be employed for an annual salary not to exceed fourteen thousand (\$14,000) dollars and shall be removed only for cause. He shall be required to give bond in the amount of one hundred thousand (\$100,000) dollars, payable to the governor and his successors in office, to be approved by the comptroller, conditioned upon the faithful performance of his duties. He shall devote all his time and service to the department and shall exercise such powers and perform such duties as may be prescribed by the regulations of the board or the direction of the chairman and shall be directly responsible to the chairman, and to the board for the efficient operation and administration of the engineering divisions of the department.

(2) The board shall employ a deputy state highway engineer who shall be a competent highway engineer, certified by a state board of engineering examiners, with at least ten (10) years experience in highway engineering. He shall be employed for an annual salary not to exceed twelve thousand (\$12,000) dollars. He shall be required to give bond in the amount of fifty thousand (\$50,000) dollars, payable to the governor and his successors in office, to be approved by the comptroller, conditioned upon the faithful performance of his duties. He shall devote all his time and services to the department and shall exercise such powers and perform such duties as may be prescribed by the regulations of the board or the direction of the state highway engineer and shall be directly responsible to the state highway engineer.

(3) The department shall employ an assistant state highway engineer of planning, assistant state highway engineer of construction and assistant state highway engineer of maintenance, whose salaries and duties shall be determined by the board and who shall be responsible

for the efficient operation and administration of their respective divisions through the deputy state highway engineer to the state highway engineer.

(4) The department shall employ one district engineer for each of the five (5) respective road districts whose salaries and duties shall be fixed by the board and who shall be responsible for the efficient operation and administration of their respective districts through the deputy state highway engineer to the state highway engineer.

Section 14 . . . Removal or suspension of executive director and highway engineer.—

(1) The executive director or highway engineer may be removed for good cause by the board at any time, notwithstanding the terms or conditions of his employment as above provided.

(2) Upon a finding of good cause, by resolution of the board, for the removal of either the executive director or the highway engineer at any meeting of the board, which resolution shall be spread upon the minutes, such person shall be deemed suspended and immediately relieved of his authority.

(3) Within five days after such action by the board a copy of the resolution shall be furnished such suspended director or engineer, and at the request of such person the board shall set a date for the hearing of such charges, the hearing to be held not more than twenty-five days from the date of such request.

(4) At such hearing the board shall hear and receive testimony relating to the truth or falsity of the charges specified in the resolution, or relating to additional charges submitted at the hearing. At the conclusion of the hearing the board shall, by resolution, make its findings in the matter, which resolution shall be spread upon the minutes. In the resolution the board may find that any of the charges constituting good cause for removal have been sustained, in which event the person against whom the charges were brought shall be deemed removed. The board may find that the charges have not been sustained or may withdraw any or all of the charges, and in the event no charge constituting good cause for removal is sustained, such person shall be reinstated without loss of compensation or other rights for the period suspension was in effect.

Section 15 . . . Administrative regulations.—Subject to the following conditions the board may employ such personnel and purchase such instruments, supplies and materials as shall be necessary to carry out its responsibilities.

(1) The board shall by regulation provide for a classification plan and salary schedule for the employees of the department.

(2) Such regulations shall make provision for removal, suspension or demotion of classified employees only for cause specified in the regulations.

(3) The regulations shall provide for provisional appointments to classified positions for a period not exceeding one year, upon the termination of which such employee shall be dismissed or given permanent status, subject to removal as the regulations may provide.

(4) The board shall by regulation provide a salary schedule for employees including provisions for promotion and recognition of merit.

(5) The board may by regulation require the attendance of professional personnel at a school or schools specified in the regulations under such terms and conditions relating to salaries and expenses as the board may by regulation provide.

(6) After the adoption of a classification and salary plan the board is authorized to require examination of all applicants for employment by the department.

(7) The board shall by regulation provide procedures for the conduct of the affairs of the department relating to purchasing, accounting and other phases of the administration of the department which in the opinion of the board should be determined by regulation.

(8) Prior to the adoption of regulations relating to per-

sonnel, purchasing, accounting or other phases of the administration of the department, and within ninety (90) days of the effective date of this law, the board, in order to establish the department on a sound and scientific basis so that greater efficiency in the expenditure of road funds may result, shall provide for a competent and expert management study of the operations of the department by the employment of a firm of management consultants experienced in highway administration, which consultants shall make a thorough study of procedures, personnel policies, purchasing, accounting, and all other phases of administration of the highway laws both at the state level and in each road district unless such a study has been made by competent management consultants within one year prior to the effective date of this act. The costs of such study shall be deemed a proper expense of the operation of the department. Upon receipt of the report of such consultants, the board shall to the extent it deems feasible and to the extent allowable by law incorporate the recommendations in its regulations. In the event changes in the law become necessary to effect complete compliance with the recommendations, the board and the legislative council shall report such fact to the 1957 legislature, together with proposed legislation.

Section 16 . . . Engineering consulting services.—The board is authorized to provide consulting engineering services, upon request, to any governmental unit on such terms as may be mutually agreed upon.

Section 17 . . . Board to employ legal counsel.—The board may employ an attorney, a resident attorney and as many assistant attorneys as it deems necessary to advise and represent the board and the department in all highway matters. The resident attorney and all assistant attorneys shall be employed on a full time basis at salaries to be determined by the board and shall be directly responsible to the chairman and the board for the efficient performance of their duties. The attorney general shall be ex officio attorney for the department in all matters of litigation.

Section 18 . . . Employment of auditor; financial records and accounts.—

(1) The board shall employ an auditor whose special duty it shall be to examine into and supervise the methods of book-keeping and accounting of the department and all similar matters relating to its management.

(2) The board shall by regulation provide for the maintenance of records and accounts of the department, by the auditor, relating to financial transactions, as will afford a full and complete check against improper payment of bills, and provide a system for the prompt payment of the just obligations of the department, which records shall at all times disclose:

(a) The several appropriations available for the use of the department;

(b) The specific amounts of each such appropriation budgeted by the department for each improvement or purpose;

(c) The apportionment or division of all such appropriations among the several counties and districts, where such apportionment or division is made;

(d) The amount or portion of each such apportionment against general contractual and other liabilities then created;

(e) The amount expended and still to be expended in connection with each contractual and other obligation of the department;

(f) The expenses and operating costs of the various activities of the department;

(g) The receipts accruing to the department, and the distribution thereof;

(h) The assets, investments and liabilities of the department.

(3) The auditor shall act under the general supervision and control of the director and shall perform such other related duties as may be designated by the director and the chairman.

Section 19 . . . Expenditures.—All expenditures by the department shall be made upon vouchers issued and certified

to by the director in such manner as the board may by regulation provide and paid by warrants issued by the state comptroller upon the state treasurer.

Section 20 . . . Budget; preparation; adoption; execution; and amendment.—

(1) The fiscal year of the department shall begin on the first day of July of each year beginning July 1, 1956 and end on the 30th day of June of each succeeding year. Such fiscal year shall constitute a budget year of the department.

(2) Not later than the first day of March of each year the director shall prepare and file with the budget director a full and complete budget of all anticipated expenditures for the administration and maintenance of the department for the next ensuing fiscal year, giving details as to the number and amounts to be paid employees and for necessary and regular administrative and maintenance expense, and providing for a contingency fund of five per cent of the total of the administrative and maintenance expenses anticipated. The budget director shall examine said budget, and as soon as practicable shall transmit to the budget commission his report thereon. The budget commission shall examine the budget and the report of the budget director and shall approve or amend and approve said budget. When approved, the budget director shall certify the action of the budget commission to the director and the budget as certified shall be the administrative budget for the department and shall be included as such in the annual budget prepared by the department for the next ensuing fiscal year.

(3) The director shall prepare a tentative budget and work program including the administrative budget provided for in sub-section (2) hereof, and the board shall, at a meeting to be held at least sixty (60) days prior to the beginning of its fiscal year, pursuant to such tentative budget and work program and administrative budget, prepare a budget to control the expenditures of all funds made available for administrative purposes and for road construction and maintenance purposes during the ensuing year. The board shall use the results of the rating of roads, pursuant to regulations previously adopted, in determining priorities, not otherwise provided by law, when preparing such budget. A separate budget shall be prepared for the "unrestricted road fund," i.e., monies made available for expenditure for road construction and maintenance; and a separate budget shall be prepared for the "restricted road funds," i.e., monies made available for expenditure as restricted by law or agreement for road construction and maintenance in any county or special district or for the payment of interest and principal on any obligations incurred for road construction and maintenance in any county or special district which are to be liquidated from monies made available through the department for that purpose.

(4) Nature and scope of the budget:

(a) The budget shall present a complete, balanced financial plan for the ensuing budget year. The receipt side of the budget shall set forth all anticipated fund balances to be brought forward at the beginning of the budget year. The fund balance shall be the difference between the current assets and current liabilities and reserves, as commonly defined in accounting terminology, of each fund enumerated herein. It shall set forth all estimated revenues and receipts by source anticipated to be available during the ensuing year for which the budget is prepared; except that no anticipated receipts estimated to be received under the various federal aid road or highway acts of congress shall be budgeted in excess of the amount of state receipts set aside to match such federal aid, and the state money thus set aside to match federal aid money shall be used for no other purpose than the construction of roads under agreements entered into by and between the United States bureau of public roads and the department. Provided, however, the board shall prior to the preparation of the budget ascertain the amount of federal aid funds which shall be available to the department for expenditure in the fiscal year for which the budget is prepared, and shall budget sufficient unrestricted funds for matching and other purposes, not to exceed one-half the receipts of the first (4c) gas tax, for expenditure on United States numbered highways, and unrestricted funds so budgeted shall be used for no other purpose. Such highways shall be the United States

numbered highways in accordance with the official log of the American Association of State highway officials, as of January 1, 1955, and any subsequent extensions thereto and shall constitute a priority system until all such roads shall have a sufficiency rating of good, or better in accordance with regulations prescribed by the board.

(b) The expenditure side of the budget shall set forth all proposed expenditures of the department for the fiscal year, classified by the activities to be carried on by the department; it shall set forth all proposed expenditures for salaries and other current operating expenses of the department; it shall set forth all proposed expenditures for the construction and for the maintenance of roads; and it shall set forth proposed expenditures for the payment of obligations of the department and the payment of interest and principal on obligations incurred for road construction and maintenance purposes by any county or special district which are to be liquidated from monies made available through the department for that purpose.

(c) The unrestricted fund budget shall be so planned as to exhaust the estimated resources of the department for the year with the exception of an estimated reserve, in such reasonable amount as the board may deem necessary, for the purpose of doing emergency work which may be found to be necessary to be done during the year in order to prevent the stoppage of travel over any road over which the department has jurisdiction and control, and a reserve for the cash working balance hereinafter provided for in subsection 7 (b). At any time during the last two months of the budget year, the emergency work reserve, or any portion of it may be appropriated for road construction or maintenance projects listed in the program of work provided for herein, upon approval of the board, which approval must be recorded in its minutes.

(d) The budget shall be balanced; that is, the estimate of expenditures to be made during the year, including obligations against the fund, plus reserves, shall be equal to the total of estimate of receipts, plus the fund balance expected to be available at the beginning of the year.

(5) A tentative program of work to be undertaken during the ensuing budget year shall be prepared for each fund, setting forth all construction and maintenance projects to be undertaken during the year under the budget for the unrestricted fund and under the budget for the restricted funds. The program of work for each fund may list projects, the sum total of the estimated cost of which may exceed the amount budgeted for construction and for maintenance set forth in the budget for each fund by fifty per cent (50%) in order to provide alternate projects in case any particular listed project in the program of work cannot be undertaken during the year for any reason; provided, that no construction or maintenance project costing more than \$10,000 shall be undertaken without the approval of the board as recorded in its minutes. The purpose of this section is to avoid the necessity of including an amount in the budget for construction and maintenance of roads which is greater than the resources available for that purpose during any budget year, and to make the program of work of the department flexible by providing alternate projects for road construction and maintenance.

(6) Publication of the budget and the program of work:

(a) The proposed budget and the program of work for the unrestricted fund, made up as aforesaid, shall be published once in one of the newspapers of general circulation in the state, published in each of the following cities: Jacksonville, Pensacola, Tampa, Orlando, and Miami, together with a notice of the time and place of the public meeting for considering such proposed budget and program of work.

(b) Two copies of the proposed budget and the program of work for the unrestricted fund, together with notice of public hearing above referred to, shall be furnished to each clerk of the circuit courts of the state, and said clerk shall post a copy of said budget and program of work and notice of hearing at the front door of the courthouse, and shall retain in his office one copy of said budget, program of work, and notice of hearing, which shall be, during his regular office hours, open to the inspection of the public.

(7) Adoption of the budget:

(a) The board shall appoint a time and place for the

public hearing on the proposed budget and the program of work prepared for the unrestricted fund, at which time it shall hear all complaints and suggestions offered by the public as to any changes desired in such budget and program of work; such time of hearing shall be not less than thirty nor more than forty-five days before the beginning of the fiscal year for which the budget is prepared.

(b) Upon completion of such hearing, the board shall, not more than fifteen days prior to the beginning of the fiscal year, decide upon and make up a final budget and program of work for the ensuing year in accordance with the foregoing requirements, and no construction or maintenance work shall be undertaken by the department other than that set forth in such budget and program of work as adopted or amended: provided, however, the department may, during the year, do emergency work necessary to prevent stoppage of travel over any state road under its jurisdiction and control, not exceeding in cost the amount set aside for an emergency fund as above provided.

(8) Execution of the budget:

(a) The board shall not during any fiscal year expend any money or incur any liability, or enter into any contract which, by its terms, involves the expenditure of money for any of the purposes for which provision is made in the budget in excess of the amount budgeted under any classification. Any contract, verbal or written, made in violation of this section shall be null and void, and no money shall be paid thereon. Any contract let in violation of the provisions of this section shall become a liability against the bond of any board member voting to approve such contract: provided, however, that nothing herein contained shall prevent the making of contracts for a period exceeding one year, but any contract so made shall be executory only for the amounts agreed to be paid for services to be rendered in succeeding fiscal years.

(b) In the execution of the program of work for the budget of each fund, the department shall maintain an average cash working balance on hand equivalent to at least twenty per cent of the day to day moving average amount of all obligations outstanding during the year for which the budget is prepared in order to provide money to meet all obligations when they come due, and thus avail itself of all cash discounts allowed by the trade and maintain its operations and program of work on a cash pay-as-you-go basis. In order to carry out the provisions of this section, the total day to day moving average amount of obligations outstanding during the year shall not exceed five times the moving average cash working balance on hand during the year.

(9) Amendment of the budget:

(a) The board shall have the authority to amend its budgets at any time during the fiscal year as follows:

1. Transfer within the same funds of any unencumbered budget item, or any portion thereof, from one activity to another.

2. Transfer between the unrestricted fund and the restricted funds, within the provisions of the restrictions provided by law or by agreement as to the expenditure of said funds, any unencumbered balance budgeted for road construction and maintenance purposes or for debt services.

3. Budget and expend a receipt of a nature from a source not anticipated in the adopted budget, including but not limited to grants, donations, gifts, or reimbursements for damages, for the purpose for which received or for any other authorized purpose. Such receipt and budgeted expenditure shall be added to the budget of the proper fund.

4. Budget and expend any receipts in excess of the total anticipated receipts in the adopted budget, provided that the total of all receipts budgeted must first be exceeded before such excess receipts may be budgeted and expended.

(b) All amendments to the budget provided for herein shall be made only with the approval of the board as recorded in its minutes.

Section 21. . . . Biennial reports.—

(1) The board shall report to the governor not later than sixty (60) days before the meeting of each session of the legislature such changes in the laws as the board may agree

upon as being expedient to secure the best results in road construction and repair work.

(2) The board shall also file with the governor not later than thirty (30) days prior to such meeting of each session of the legislature a report covering the operation of the department for the two preceding fiscal years, which shall include a summary statement of the financial operations of the department and any other fiscal information that the governor may request.

Section 22 . . . Annual audit by state auditor.—The state auditor shall make an audit of the books and accounts of the department not less than once each year. The board is authorized to reimburse the state auditor for the expense of the annual audit. A copy of the annual state audit shall be filed with the secretary of the senate and the chief clerk of the house of representatives for the use and benefit of the members of the legislature.

Section 23 . . . Road appraisal reports; research studies.—

(1) The department shall:

(a) Collect data and information as to all roads in the state, and where practicable have maps and plats thereof made;

(b) Investigate and collect data and information as to the best methods and materials for road building and repair;

(c) Investigate and gather information as to road building and repairing in the different localities in this state;

(d) Compile all such data and information, and furnish the same free, upon request, to the boards of county commissioners of the several counties;

(e) Keep on file at the department headquarters copies of same as a public record.

(2) The state road department is hereby authorized to enter into contracts from time to time with recognized universities in Florida for the training of engineers, making of engineering research studies and the furnishing of data concerning same in the fields of soil stabilization, properties of concrete and concrete aggregate, bituminous wearing surfaces and payments, and other highway research fields which are needful and beneficial in the planning, construction and improvement of public highways. Provided, however, that the state road department shall be authorized to pay out of state road funds to the universities under such contracts an amount not to exceed thirty thousand (\$30,000) dollars per year.

Section 24 . . . Seal of board.—The board shall adopt and use a common seal, and a certificate under seal of the board signed by the chairman, or as otherwise provided by regulation of the board, shall constitute sufficient evidence of the action of the board.

Section 25 . . . Designation of state roads.—

(1) All public roads open to travel by the public generally and dedicated to the public use, according to law or by prescription, and roads which are constructed out of public funds and dedicated for general public usage and all extensions thereof, and connections thereto are hereby designated and declared to be and are established as state roads.

(2) State roads shall be divided into four (4) classes:

(a) the state highway system;

(b) the state park road system;

(c) the county road systems; and

(d) the city street systems.

Section 26 . . . Authority to designate the state highway system.—

(1) The board shall have authority to locate and designate certain roads as state roads in the state highway system and construct and maintain the same with funds which are now or which may hereafter become available from the state or from the state and federal government. Such roads when so located and designated shall become the property of the state, and shall be under the jurisdiction and control of the board.

(2) The board may determine and fix the lines and locations of such roads between the cities and places thereon. The department may survey and locate the line or route of any road or section of any road, designated as part of the state highway system. Whenever such survey and location shall be made and adopted by the board, a map or plat of such survey and location, certified by the director, shall be filed in the office of the clerk of the circuit court of each county through which such state road, or section thereof, so surveyed and located, shall run.

Section 27 . . . Interstate highways; designation.—The board shall have the powers and authority to select, in cooperation with the state highway departments of adjoining states, routes of the national system of interstate highways.

Section 28 . . . Classification of roads; standards; distinctions.—

(1) The board shall by regulation adopt a classification plan for all roads in the state highway system, which shall be based upon standards relating to financing, design and service. The board shall not designate a road as part of the state highway system unless the route of such road meets the requirements herein, and complies with regulations of the board.

(2) The state highway system shall be divided into the primary road system and the secondary road system and the distinction between each system shall be as prescribed herein, and as prescribed by regulations of the board.

(3) The primary road system shall be divided into arterial highways and other primary roads, and shall be limited to eleven thousand (11,000) miles.

(a) Arterial highways shall be such roads as are designated federal interstate highways and other roads connecting cities having a population in excess of ten thousand (10,000) inhabitants and following a continuous and reasonably direct route between such cities, and municipal connecting links of such roads.

(b) Other primary roads shall be all federal numbered highways not designated as arterial highways and such roads that connect the county seats of adjacent counties of the state in a reasonably direct route, and municipal connecting links on such roads.

(4) The secondary road system shall consist of such roads selected by resolution of the county commissioners of the several counties of the state. The secondary system shall not exceed 11,000 miles.

Section 29 . . . Certain streets designated as municipal connecting link roads.—

(1) City and town streets, roads, and structures, or portions thereof, that constitute the route of connection between, or extension of, state roads in the state highway system, and referred to as municipal connecting link roads, shall be designated by the board as part of the state highway system.

(2) The department shall keep a record of such municipal connecting link roads, so designated, and forthwith shall furnish to each city and town a statement of the municipal connecting link roads, so designated in such city or town.

(3) The department is authorized, and required to maintain under its control and supervision such designated municipal connecting link roads; and is authorized to enter into any and all contracts, inclusive of agreements with cities and towns, and with any federal agency of the United States, for such purpose. Provided nothing herein contained shall require the department to sweep, sprinkle or light said municipal connecting link roads.

(4) The department, whenever it constructs or reconstructs any state road in the state highway system which enters or passes through any city or town, shall construct or reconstruct the municipal connecting link of such road to conform to the standards of construction approved by the board. Provided, however, that whenever any such municipal connecting link is constructed or reconstructed, no obligation shall rest upon the department to remove or relay any public utility

(5) The board is authorized to provide and maintain signs

and markers for the regulation of traffic and shall prescribe regulations for traffic, including traffic signal lighting, minimum and maximum speeds, and parking upon such roads. Such regulations, when made and once published in a newspaper published and having a general circulation in such city or town or posted at the city hall when there is no such newspaper, shall supersede any and all regulations relating to such traffic made by such city or town, or any laws regulating traffic upon such roads. Such regulations shall have the force and effect of law and violation of any of said regulations shall be a misdemeanor. Such regulations shall be enforced by all law enforcement officers.

(6) Before any person shall enter upon such roads, or the rights-of-way thereof, for the purpose of laying conduits, pipes, poles or wires, or making any obstruction, or any excavation, which necessitates any change in the condition or structure thereof, a permit for any such purpose must be secured from the board with the concurrence of the affected city or town where such city or town is not itself making the application for the permit; and the board is hereby authorized to prescribe rules and regulations under which such permits will be issued, and to require indemnity for any damage occasioned by the issuance of any such permit.

Section 30 . . . State park road system.—

(1) The board is authorized to expend state road funds to construct, reconstruct, and maintain roads within the boundaries of any lands embraced within the state park system.

(2) The board is authorized to provide suitable roads leading to any lands or other property embraced within the state park system.

(3) Such roads shall be located, relocated, constructed, reconstructed, and maintained, numbered, marked and regulated in such manner as shall be agreed upon between the board and the Florida board of parks and historic memorials, and both boards are authorized to enter into such agreements.

(4) Such roads shall not be included in the state highway system unless so designated by the state road board.

Section 31 . . . Sufficiency rating of roads.—

(1) The board is authorized and required to adopt a system of sufficiency rating of roads in the state highway system.

(2) Such system shall include, but shall not be limited to, the consideration of the following factors:

- (a) Structural adequacy;
- (b) Safety, and
- (c) Service

(3) The determination of rating accorded to such factors shall take into consideration the volume of traffic using the roads, and the minimum engineering standards required to safely accommodate such volume of traffic; age of roads; width of pavement and shoulders; number and degree of curves, both horizontal and vertical; ridability; and maintenance economy. In addition to the factors and considerations herein required, the board may prescribe by regulation other factors or considerations to be used in obtaining sufficiency rating.

Section 32 . . . Numbering state highway system.—

(1) The board is authorized to number and renumber the roads of the state highway system, and to reduce the total numbers of same as far as practicable.

(2) The board may establish a systematic numbering plan, giving even numbers to roads extending in the general direction of east and west, and odd numbers to roads extending in the general direction of north and south, and federal numbered highways shall be given the same state numbers

Section 33 . . . Uniform marking and erection of signs; historical points of interest.—

(1) The department shall erect suitable road signs indicating the distance between cities and towns, and markers

showing the numbers assigned to each road in the state highway system. Such system of marking shall correlate with, and, as far as possible, shall conform to the recommendations of the manual on traffic control devices as adopted by the American association of state highway officials.

(2) The department may erect and maintain along the state highway system signs indicating the historical points of interest.

Section 34 . . . Regulation of use of state roads; civil liability for injury thereto.—

(1) The department shall prevent use of, and traffic on, the state highway system and the state park road systems that might injure or destroy the same.

(2) Any person shall be civilly liable to the department for the actual damage to a road in such systems by reason of his wrongful act, which damage may be recovered by suit, and when collected shall be paid into the state treasury to the credit of the state road maintenance fund.

Section 35 . . . Determination of speed.—The board, with respect to the state highway and the state park road systems, may conduct an investigation and determine safe speed limits as provided under chapter 317.

Section 36 . . . Vehicle size and weight controlled.—

(1) The board, with respect to the state highway and state park road systems may:

(a) Limit the use of highways and enforce limitations as to weight, load and size of vehicles as provided for under chapters 317, 320, 323, 346 and 861, Florida Statutes;

(b) Issue special written permits authorizing the operation of oversized or overweight vehicles as provided for in sections 317.81 and 320.40, Florida Statutes;

(c) Prohibit the operation or impose restrictions on vehicular use of certain highways because of hazardous conditions existing thereon as provided for under section 317.82, Florida Statutes.

Section 37 . . . Regulation of advertising signs.—

(1) No person shall erect any billboard or advertisement adjacent to the right-of-way of the state highway system, outside the corporate limits of any city or town, except as provided for in Chapter 479 Florida Statutes.

(2) No person shall erect any billboard, advertisement, advertising signs, advertising structures or lights within the right-of-way limits of any road in the state road system, the state road park system or the county road system or any municipal connecting link thereof. The chairman shall have the authority to direct immediate removal of any violations of the above section provided, however, that in the event the value of the billboard, advertisement, advertising signs, advertising structures or lights have a value greater than one hundred (\$100.00) dollars and bears thereon the name of the owner no such billboards, advertisement, advertising signs, advertising structures or lights shall be removed until the owner thereof, as shown thereon, shall have received a thirty (30) day notice as provided by chapter 479, Florida Statutes.

Section 38 . . . Traffic devices on state highway system.—

The board shall have the power and authority to designate and prescribe the location, form and character of informational, regulatory and warning signs, curb and pavement or other markings and traffic signals installed or placed by any public authority, or other agency, upon any road in the state highway system. No such sign, marking or signal shall be located or placed without the approval of the state highway engineer, and, if the road is a federal aid road, the additional concurrence of the United States commissioner of public roads.

Section 39 . . . Detour roads.—

(1) Whenever any road or structure in the state highway system shall be repaired, reconstructed, relocated or in anywise altered, in such a manner as necessitates the closing of such road or structure to use by the public, the department shall provide a detour road to afford a safe means of

travel around such road or structure so closed. The department may use as a part of such detour road any other existing road. The length of the detour route shall be as short as may be practicable.

(2) The provision of subsection (1) of this section shall not be construed to prevent the board from adopting regulations for one-way travel for a distance not in excess of one mile.

(3) The provisions of this section shall be applicable in all cases, whether the work provided for in subsection (1) shall be done by the department, or at its direction or under its supervision.

(4) The provisions of this section shall not apply where the same would be contrary to the regulations or requirements of any federal agency providing all or a part of the funds for any such work.

(5) This section shall not apply in cases of emergency highway work caused by act of God or other sudden, unexpected event.

Section 40 . . . Wayside parks.—The board is authorized to adopt regulations for the establishment, maintenance and use of wayside parks along the side of roads in the state highway system.

Section 41 . . . Designation of county road system. —

The County road system shall consist of all public roads outside of municipalities, not included in the state highway system or state park road system, and such municipal connecting links and extensions as may be agreed upon by the boards of county commissioners and municipal authorities.

Section 42 . . . Responsibility for county road system.—The county commissioners are invested with the general superintendence and control of the county roads and structures within their respective counties, and may establish new roads, change and discontinue old roads, and keep the same in good repair in the manner herein provided. They shall be responsible for establishing the width and grade of such roads and structures in their respective counties, provided, however, the width of the rights-of-way of all public roads hereafter established shall be not less than sixty-six (66) feet.

Section 43 . . . County engineer; duties and compensation.—The commissioners may employ a county engineer, whenever in the judgment of the commissioners the work and affairs of the county require the attention and services of such engineer. The county engineer shall have general supervision and control of all road work of the county, subject only to the order of the board of county commissioners. The compensation of the engineer shall be fixed by the county commissioners, and shall be payable out of the county general fund.

Section 44 . . . Appointment; duties and compensation of superintendent of roads.—The commissioners may appoint an experienced and competent road builder, who shall be known as the superintendent of public roads. All work on the public roads of the county, outside of cities and towns, shall be under the supervision of such superintendent, who shall be responsible to and subject to the direction of the commissioners. The compensation of the superintendent shall be fixed by the commissioners.

Section 45 . . . Authority to name, rename county roads; prevention of duplicate names.—

(1) The commissioners are authorized to name and rename streets and roads (except state roads designated by number by the department), lying outside the boundaries of any incorporated municipality.

(2) The commissioners are authorized to refuse to approve for recording any map or plat of a subdivision when recording of such plat would result in duplication of names of streets or roads.

Section 46 . . . Sign boards to be placed at public road crossings.—The commissioners may cause mile posts to be erected on all public roads under their jurisdiction, and may place at all crossings and intersections a sign board with proper indicating marks pointing in each direction to the

city, town, village or community which such roads enter; giving the number of miles in each direction; with lettering in black color on a white background, the letters and figures to be not less than three inches high.

Section 47 . . . Establishing new or changing old road; petition; procedure.—

(1) No public road may be established, changed or discontinued except on application to the commissioners, unless otherwise provided herein. Such application may be made by petition duly signed by citizens, freeholders living in the vicinity of the road sought to be established or changed.

(2) When a new road is to be established, or an old road changed, the commissioners shall issue an order to three disinterested freeholders in the county to view and mark out the best route for such proposed road, who shall subscribe to an oath to perform their duties faithfully; provided, such persons shall not receive any compensation for such services. After the route is marked out and their report is accepted, the commissioners shall make an order for the opening of said new road or changed road, after giving thirty (30) days notice thereof, by posting such notice at the courthouse and at some public place nearest the road sought to be changed or established; and if the road so laid out shall pass through the lands of any persons who shall object to or consider themselves aggrieved by the same, and the commissioners and the persons aggrieved cannot agree upon a reasonable compensation to be paid out of the county treasury to any such aggrieved person, then the commissioners may proceed under chapter 73, Florida Statutes, to acquire such lands by eminent domain. The commissioners shall order the damages assessed to be paid out of the county treasury, together with all costs of the proceedings. All new roads laid out and established shall be run as near as practicable upon section lines and subdivisions thereof.

Section 48. . . Superintendent may change road.—Subject to the approval of the commissioners, the superintendent of roads may relocate or change any part of a public road where, in his judgment, such relocation or change will prove advantageous to public travel; provided, however, that any such change or relocation shall be subject to the same proceedings as control the original establishment or location of a public road.

Section 49 . . . Authority to vacate, close and abandon county roads.—

(1) The commissioners, with respect to property under their control may in their own discretion, and of their own motion, or upon the request of any agency of the state, or of the federal government, or upon petition of any person or persons, are hereby authorized and empowered to:

(a) Vacate, abandon, discontinue and close any existing public or private street, alleyway, road, highway, or other place used for travel, or any portion thereof, other than a state or federal highway, and to renounce and disclaim any right of the county and the public in and to any land in connection therewith;

(b) Renounce and disclaim any right of the county and the public in and to any land, or interest therein, acquired by purchase, gift, devise, dedication or prescription for street, alleyway, road or highway purposes, other than lands acquired for state and federal highway; and

(c) Renounce and disclaim any right of the county and the public in and to land, other than land constituting, or acquired for, a state or federal highway, delineated on any recorded map or plat as a street, alleyway, road or highway

(2) The commissioners, upon such motion, request, or petition, may adopt a resolution declaring that at a definite time and place a public hearing will be held to consider the advisability of exercising the authority granted in this section.

Section 50 . . . Publication of notice of intention to abandon.—Before any such road shall be closed and vacated, or before any right or interest of the county or public in any land delineated on any recorded map or plat as a road shall be renounced and disclaimed, the commissioners shall hold a public hearing, and shall publish notice thereof, one time, in a newspaper of general circulation in such county at least two (2) weeks prior to the date stated therein for such hearing. After such public hearing, any action of the commission-

ers, as herein authorized, shall be evidenced by a resolution duly adopted and entered upon the minutes of the commissioners. The request of any agency of the state, or of the United States, or of any person, to the commissioners to take such action shall be in writing and shall be spread upon the minutes of the commissioners; provided, however, that the commissioners of their own motion and discretion, may take action for the purposes hereof. Notice of the adoption of such a resolution by the commissioners shall be published one time, within thirty (30) days following its adoption, in one issue of a newspaper of general circulation published in the county. The proof of publication of notice of public hearing, the resolution as adopted, and the proof of publication of the notice of the adoption of such resolution shall be recorded in the deed records of the county.

Section 51 . . . Ratification of prior actions.—The actions by the commissioners, heretofore taken, closing, vacating or abandoning any road as herein described, and appearing in the minutes of such commissioners, are hereby ratified, approved and confirmed in all respects, and such roads are declared closed, vacated and abandoned, consistent with the provisions of the resolution or other action of such commissioners, as shown by their minutes.

Section 52 . . . Termination of easement; conveyance of fee.—The act of any commissioners in closing or abandoning any such road, or in renouncing or disclaiming any rights in any land delineated on any recorded map as a road, shall abrogate the easement theretofore owned, held, claimed or used by or on behalf of the public and the title of fee owners shall be freed and released therefrom; and if the fee of road space has been vested in the county, same will be thereby surrendered and will vest in the abutting fee owners to the extent and in the same manner as in case of termination of an easement for road purposes.

Section 53 . . . Counties may cooperate with department; procedure.—

(1) In all cases where the commissioners request the advice and assistance of the road department in the construction or repair of roads, the department shall, when practicable, send the state highway engineer or any assistant engineer into such county and render all assistance practicable, without expense to the county, except that the actual and necessary expenses that such engineer or assistant may incur in complying with the request shall be paid to the department by the commissioners when properly certified to by the department.

(2) The board is authorized to enter into contracts and to make such regulations as may be necessary, for such road construction and maintenance as may by law or by resolution of any board of county commissioners or board of bond trustees of any county, or district or other subdivision of any county, be placed under its supervision and control, together with all powers for the exercise of the right of eminent domain.

(3) The department may prepare plans and specifications for all such proposed work, other than maintenance work of a regular or routine nature, and advertise for bids on same at least once a week for not less than two consecutive weeks in some newspaper having a general circulation in the county where the proposed work is located; and the board may, at its discretion, award the proposed work to the lowest responsible bidder, or it may reject all bids and proceed to perform the work with convict labor or free labor, and may purchase such equipment and supplies as may be necessary for the efficient and economical prosecution of the work.

Section 54 . . . County road districts.—Each county commissioner's district is declared a county road district, and the roads of the county road system in such districts shall be under the supervision of the commissioners in each county.

Section 55 . . . Special tax road districts, establishing procedure.—

(1) All county road districts levying a road district tax shall be designated special tax road districts.

(2) The commissioners shall order an election to be held in any county road district to determine whether such district shall become a special tax road district for the purpose of levying and collecting a district road tax for the exclusive use of the public roads within the district, and to elect trustees,

(2) All rights-of-way, roads and streets now or hereafter existing or now or hereafter proposed, and which are now, or which may hereafter be designated as state roads, by statute, or by the board or otherwise, and which are within a radius of one mile from the terminus of any bridge mentioned above are severally declared to be approaches to any bridge mentioned above and any moneys now or hereafter provided by law to be expendable for bridge approaches of any such bridge shall be, and the same are hereby made available for the improvement of such roads and streets including the acquisition of rights-of-way.

Section 68 . . . County special road and bridge districts; establishing procedure.—

(1) Whenever residents of any territory embraced wholly, or in part, in one or more road districts, or embraced wholly, or in part, in one or more special road and bridge districts, in any county, desire to have such territory constituted into a special road and bridge district, and to have permanent roads and bridges constructed or reconstructed therein, they shall present to the commissioners of that county a petition signed by not less than twenty-five (25) per cent of the duly registered voters, who are freeholders residing within the territory which it is proposed to create into a special road and bridge district, which petition shall include:

(a) A description of the territory by metes and bounds or other accurate description;

(b) A description and the proposed location of the roads and bridges to be constructed or reconstructed;

(c) The amount estimated as being necessary to pay for such construction; and

(d) Whether the cost of such construction is to be paid for by the issuance and sale of bonds, or by the levy and collection of a special road and bridge tax upon the taxable property within the district, as hereinafter provided.

Section 69 . . . Commissioners to order election; qualification of electors.—

(1) At their first meeting after the receipt of the petition, the commissioners shall investigate the facts, and find and determine whether such petition has been duly signed by the requisite number of registered voters who are freeholders residing within such territory.

(2) If the petition is determined sufficient, such determination shall be regarded for all purposes as conclusive, and the commissioners shall order an election to determine whether or not such territory shall be constituted into a special road and bridge district, and the proposed roads and bridges constructed or reconstructed, and paid for, as specified in the petition.

(3) Only duly qualified electors who are freeholders residing in the territory to be included in such district shall be entitled to vote at such election.

Section 70 . . . Notice of election; laws applicable; appointment of inspectors; certification conclusive.—

(1) The commissioners shall have a notice of the election published for not less than thirty (30) days next preceding the date of the election, which notice shall set out:

(a) The territory proposed to be included in the special road and bridge district;

(b) A general description of the roads and bridges proposed to be constructed or reconstructed;

(c) The estimated cost of such construction; and

(d) The manner in which payment for the construction is to be made.

(2) The election shall be held in substantial conformity to the laws applicable to general elections.

(3) The inspectors for such election shall be appointed by, and the ballots to be voted shall be prepared and furnished by the commissioners.

(4) The inspectors shall make returns to the commissioners immediately after the election, and the commissioners shall

hold a special meeting as soon thereafter as practicable, for the purpose of canvassing the election returns and certifying to the result thereof. After twenty (20) days have elapsed following such certification, the determination shall be regarded for all purposes as conclusive.

Section 71 . . . Election limitation; order creating district; use of special taxes; bond election required.—

(1) If the commissioners shall find and determine that the result of the election is adverse to the proposition of constituting the special road and bridge district, no other election for the same purpose shall be held within one year thereafter.

(2) If a majority of the votes cast at such special election shall be in favor of the proposition to create a special road and bridge district, the commissioners shall enter an order constituting such territory into a special road and bridge district and designate the district by name or number, and declare and publish the boundaries thereof.

(3) Special taxes assessed and collected upon the taxable property within such district, because of such election, shall be applied solely to:

(a) The construction, reconstruction, repair and maintenance of the roads and bridges specified and approved by the election; or

(b) The payment of the interest and sinking fund of bonds that have been issued for the construction of such roads and bridges.

(4) No bonds shall be issued under the provisions of this law until approved at an election in compliance with the provisions of Article IX, Section 6 of the constitution.

Section 72 . . . Prospective and retroactive validation of districts.—All special road and bridge districts created and constituted of territory lying wholly, or in part, in one or more special road and bridge districts, are hereby validated, confirmed and declared to be legally constituted in all respects and shall not be adjudged or decreed by any court of law or of equity to be illegally constituted and created because of any reconstruction or rebuilding either in whole, or in part of the roads and bridges therein, or because of being in or consisting of part or parts of one or more special road and bridge districts. The provisions of this section shall have not only a prospective force and effect, but a retroactive force and effect, and are applicable alike to special road and bridge districts theretofore created, now being created or hereafter created under the authority of this law.

Section 73 . . . Advertising for bids; awarding contracts; provisos.—

(1) As soon as practicable after constituting a special road and bridge district, the commissioners shall have proper plans and specifications prepared for the authorized construction or reconstruction of roads and bridges.

(2) If the contract price for such work does not exceed the estimated amount voted for at the special election, the commissioners shall award the contract for such construction or reconstruction to the lowest responsible bidder, after advertising for bids in the manner prescribed by law.

(3) The commissioners may, within their discretion, reject any and all bids received and readvertise the contract until a satisfactory bid is received and accepted.

(4) When it shall become apparent to the commissioners that the estimates for the improvements in the district are too low, then the commissioners shall have a new estimate made for the additional amount necessary to complete the program as laid out in the original petition. They shall call an election in the district in the same manner as in the original election, based on the original petition, which, if carried, shall authorize them to issue additional bonds of the same denomination and running for the same number of years and bearing the same interest as the original bonds voted for the carrying out of the original program in the said special road and bridge district.

Section 74 . . . Supervision of construction under commissioners; condemning land and material for work; roads in municipalities.—

(1) The construction, repair and maintenance of the roads and bridges in special road and bridge districts shall at all times be subject to the supervision and control of the commissioners.

(2) The commissioners may exercise the right of eminent domain for the purpose of obtaining land and materials to be used in the construction, repair or maintenance of the roads and bridges provided for in this law.

(3) Whenever any of the roads or bridges proposed to be constructed, are located within the territorial boundaries of any incorporated city or town, the commissioners shall have the right of eminent domain and control over such streets or territory within such municipality as may be necessary for such construction.

Section 75 . . . Construction of additional roads and bridges.—After the construction of the improvements provided by the special election, creating any special road and bridge district, the residents of such special district may at any future time provide for the construction of additional roads and bridges by presenting to the commissioners, a petition calling for a special election to provide for such improvements; and the same procedure shall be had, as is provided for creating special road and bridge districts and for the construction of roads and bridges therein.

Section 76 . . . Abolition of districts; restriction.—

(1) Any special road and bridge district may be abolished by a majority vote at an election called by the commissioners of the county for such purpose, after publication of such notice as is required to create such special road and bridge district, at which election the qualification of voters shall be the same as in elections to create special road and bridge districts.

(2) No special road and bridge district shall be abolished while it has outstanding indebtedness, without first making provision for the liquidation of such outstanding indebtedness.

Section 77 . . . Special road, bridge and ferry districts; petition; law applicable.—

(1) Whenever residents of any territory embraced wholly, or in part, in one or more road district, or embraced wholly, or in part, in one or more special road and bridge district, in any county of this state, desire to have such territory constituted into a special road, bridge and ferry district, and to have permanent roads and bridges constructed and free public ferries constructed and maintained and operated therein, they shall present to the commissioners of that county a petition signed by not less than twenty-five (25) per cent of the duly registered voters, who are freeholders, residing within the territory which it is proposed to create into a special road, bridge and ferry district. The petition shall describe:

(a) The said territory, by metes and bounds, or other proper and accurate description;

(b) The proposed location of the roads, bridges and ferries to be constructed, maintained and operated;

(c) The amount estimated as being necessary to pay for the construction, maintenance and operation of same; and

(d) Whether the cost of such construction, maintenance and operation is to be paid for by the issuance and sale of bonds, or by a levy and collection of a special road and bridge tax upon the taxable property within said special road, bridge and ferry district.

(2) The provisions applicable to special road and bridge districts shall apply to special road, bridge and ferry districts created herein.

Section 78 . . . Election to be called.—After the petition has been determined sufficient, the commissioners shall call an election to determine whether the territory shall be constituted into a special road, bridge and ferry district and the proposed roads, bridges and ferries constructed, maintained and operated and paid for as specified in the petition, in like manner as is now provided for the establishment of special road and bridge districts.

Section 79 . . . Contracts for ferries; bids; bonding.—Upon the creation of a special road, bridge and ferry district, the commissioners shall award contracts for the construction of suitable ferry boats to be operated on all ferries in the district, and award contracts for the operation of such ferries for a period of four years. Such contracts shall be awarded upon bids. Any persons to whom any contract is awarded shall be required to furnish bond for the faithful performance of such contract in such sums as the commissioners shall require.

Section 80 . . . Authority of board to acquire equipment.—The board shall have the authority to purchase, lease or acquire, as it deems necessary, all road material, road machinery, tools, equipment and supplies necessary for the execution of its duties and responsibilities.

Section 81 . . . Purchases subject to competitive bids; advertisement; emergency purchases.—

(1) No purchase of road material, machinery, tools, equipment or supplies in excess of one thousand dollars shall be made by the board unless made upon competitive bids received. The board may at its discretion, award a contract to the lowest responsible bidder or it may reject all bids and call for new bids.

(2) When the purchase price is in excess of two thousand dollars, no purchase shall be made unless competitive bids are received, after advertising therefor in a newspaper of general circulation, at least once a week for not less than two consecutive weeks, prior to the date on which bids are to be received. The board may at its discretion, award a contract to the lowest responsible bidder or it may reject all bids and proceed to readvertise.

(3) If the chairman, or in his absence the director, shall determine that a real emergency exists in regard to the purchase of road material, machinery, tools, equipment, or supplies, so that the delay incident to giving opportunity for competitive bidding would be detrimental to the interests of the state, the provisions for competitive bidding shall not apply and the chairman or director may authorize or make purchases of such road material, machinery, tools, equipment, or supplies, without giving opportunity for competitive bidding thereon. The chairman or director shall, within ten days after such determination and purchase, file with the board a written statement of the road material, machinery, tools, equipment, or supplies purchased and a certificate as to the conditions and circumstances constituting such emergency, which statement shall be incorporated in the minutes of the board.

Section 82 . . . Board authorized to purchase surplus properties.—

(1) The board is authorized to purchase from the federal government any supplies, material, equipment, appliances or other property at such price and upon such terms as may in the judgment of the board be proper, without first advertising for bids, regardless of the value of, or the price paid for such property. Provided, however, that the price paid for such supplies, materials, equipment, appliances or other property shall not exceed the price for which such property may be purchased upon the open market.

(2) Payment of the cost of all supplies, material, equipment, appliances or other property purchased pursuant to the authority given in subsection (1) hereof shall be made upon vouchers issued and certified to by the director of the department and countersigned by the chairman and paid by warrant issued by the state comptroller upon the state treasurer out of any funds that may be apportioned and set aside for the maintenance of the department.

Section 83 . . . Unlawful for certain persons to be financially interested in purchase; penalty.—It is unlawful for the board or any member thereof, or any employee of the department, or any company, corporation or firm in which any member or employee of the board or department is in any way financially interested, to bid on or enter into or be in any way personally interested in the purchase or the furnishing of any materials or supplies to be used in the work of the state or any county of the state. Any person upon the conviction thereof shall be punished by a fine of not more than five hundred dollars or by imprisonment not

exceeding twelve months, and removal from office by the governor.

Section 84 . . . Sale of obsolescent highway equipment.—

(1) The board shall be authorized to sell, exchange or otherwise dispose of all obsolescent road machinery, equipment, and material no longer needed for highway purposes.

(2) Whenever the value of any such property, as appraised by the board, exceeds five hundred (\$500) dollars, the board shall advertise for bids in a newspaper of general circulation, at least once a week for not less than two consecutive weeks in the county where the property is located. The board may at its discretion sell such property to the highest bidder or it may reject all bids and proceed to readvertise.

(3) The board is authorized to sell any such property to a municipality or county of the state without advertising for bids, provided such county or municipality agrees not to resell such property except to the board.

(4) Any funds or money derived from the sale of such property shall be credited to the funds from which such purchase was made originally.

Section 85 . . . County commissioners may acquire necessary materials; procedure.—

(1) The commissioners in the construction of roads and highways may appropriate and use any material which may be necessary to the proper construction, maintenance and repairing of the roads and highways in their several counties. Before using such material, they shall endeavor to purchase or obtain the same from the respective owners thereof. Should the commissioners and owners of the materials or land be unable to agree on the price to be paid, then the commissioners may proceed to condemn the land upon which such material is located, and have damages awarded to the owner thereof, in the same manner as is now provided for the condemnation of lands for roads and highways.

(2) The commissioners may agree with the owner of any tract of land for the purchase of any road materials on his land, on such terms as are satisfactory to such commissioners, and the owner. If such owner and the commissioners fail to agree upon terms, the chairman of the commissioners shall issue his writ ad quod damnum, directed to the sheriff or constable, ordering him to summon a jury of twelve men, registered voters, free holders, in the vicinity of such road. The jury, upon actual view of the land in question, shall certify to the commissioners what damage will accrue to the owner of such land by reason of the contemplated action. The sheriff or other officer shall return the certification, signed by all the jury, to the next meeting of the commissioners. The commissioners shall order the damages so assessed to be paid out of the county treasury from the road fund.

Section 86 . . . Employing labor and providing road equipment.—

(1) The commissioners may employ labor and provide equipment as may be necessary for constructing and opening of new roads or bridges and repair and maintenance of any existing roads and bridges.

(2) It shall be the duty of all persons to whom the commissioners deliver equipment and supplies for road and bridge purposes, to make a strict accounting of the same to the commissioners.

Section 87 . . . County convicts may be put to labor.—The commissioners may employ all persons in the jail of their respective counties under sentence upon conviction for crime, to labor upon the roads, bridges, or other public works of the county where they are so imprisoned.

Section 88 . . . Guards for convicts.—The commissioners shall appoint such guards as may be needed to take charge of the convict road force. The compensation for such guards shall be paid by the commissioners out of the county road fund.

Section 89 . . . Use of state convict road force.—The department may apply the labor of the state convict road force, as provided by law to any or all highway construction or maintenance done under the supervision of said department.

Section 90 . . . Authority of board to contract; advertise; option.—

(1) The board shall have authority to:

(a) Enter into contracts for the construction and maintenance of all roads designated as part of the state highway system of state park road system; and

(b) Enter into contracts for such road construction and maintenance as may be placed under its supervision by law, or by resolution of the commissioners, board of bond trustees, district, or other subdivision of any county

(2) The board shall advertise for bids on all work at least once a week for not less than two consecutive weeks in some newspaper having a general circulation in the county where the proposed work is located. The first publication to be not less than fourteen (14) days prior to the date on which bids are to be received and second publication to be not less than seven (7) days prior to the date on which bids are to be received.

(3) The board may, at its discretion, award the proposed work to the lowest responsible bidder, or it may reject all bids and proceed to readvertise or perform the work with convict labor or free labor

(4) Whenever a contract is awarded to the lowest responsible bidder, no supplemental agreement exceeding the original limits of the contract shall be executed, and any such supplemental agreement in violation of this section shall be null and void, and no money shall be paid thereon. Any such violation of this section shall become a liability against the bond of any board member voting to approve such supplemental agreement.

Section 91 . . . Unlawful for certain persons to be financially interested in contracts; penalty.—

(1) It is unlawful for the board or any member thereof, or any employee of the board or department, or any company, corporation or firm in which any member or employee of the board or department is in any way financially interested, to bid on, or enter into, or be in any way interested in a contract for the working or building of any state road or for the performance of any other work in which the department may be concerned.

(2) Any person upon conviction thereof shall be punished by a fine of not less than five hundred (\$500) dollars, or by imprisonment not exceeding twelve (12) months, and removal from office by the governor.

Section 92 . . . Regulations for qualification of bidders; applicant must file statements.—

(1) The board shall adopt regulations for the qualification of competent and responsible bidders. Such regulations shall include requirements with respect to equipment, past record, experience of applicant, and personnel of organization.

(2) The board shall require all applicants to furnish the director a statement under oath, on such forms as the board may prescribe, setting forth detailed information with respect to their financial resources, equipment, past record, personnel of organization and experience, together with such other information as the board may deem necessary.

Section 93 . . . Application for qualification; certificate of qualification; restriction.—

(1) Any person desiring to bid for the performance of any contract which the board proposes to let, must first be certified by the director as qualified pursuant to law and regulations of the board. The director shall be required to act upon the application for qualification within thirty (30) days after the same is presented.

(2) Upon the receipt of such application, the highway engineer shall cause the same to be examined and the statements therein to be verified, and shall determine whether the applicant is competent, responsible, and possesses the necessary financial resources.

(3) If the applicant is found to possess the prescribed qualifications, the highway engineer, shall issue to him a certificate of qualification, which shall be valid for a period of one

year or such shorter period of time as the director may prescribe, unless thereafter revoked by the board for cause.

(4) The certificate of qualification shall contain a statement fixing the actual amount of work, in terms of estimated cost, which the applicant will be permitted to have on contract with the board and not completed at any one time, and may contain a statement by the highway engineer limiting such bidder to the submission of bids upon a certain class of work.

(5) Subject to such restrictions, the certificate of qualification shall authorize the holder to bid on all work on which bids are taken by the board during the period of time therein specified.

Section 94 . . . Rehearing; appeal.—

(1) Any applicant for a certificate of qualification aggrieved by the action of the highway engineer, may, within ten (10) day after receiving notification of such action, request in writing a reconsideration by the board of his application, and may submit additional evidence bearing on his qualifications. The board shall thereupon reconsider the application, and may adhere to, modify or reverse the action of the highway engineer. The board shall act upon any request for reconsideration within thirty (30) days after the filing thereof, and shall immediately notify the applicant of the action taken.

(2) Within ten (10) days after his notification of the final action of the board upon such reconsideration, any applicant who is still aggrieved by the decision may appeal to the circuit court of Leon County on the grounds of fraud or abuse of discretion by the board. The appeal shall be perfected by the filing of a petition with the clerk of the court and by causing a summons to be served upon the board and the matter shall proceed as in other civil actions. The court shall hear the evidence offered by the applicant and by the board, and if it finds that there was neither fraud nor abuse of discretion, it shall dismiss the appeal; otherwise, it shall enter its order with respect to the qualification of such person which shall require the board to reverse or modify its findings; and such order shall set forth the conclusions of the court as to the facts, based upon a preponderance of the evidence.

Section 95 . . . Delinquent bidding, suspension and revocation of certificate; hearing.—

(1) No contractor shall be qualified to bid when an investigation by the highway engineer discloses that such contractor is delinquent on a previously awarded contract, and in such case his certificate of qualification shall be suspended or revoked.

(2) The board may suspend, for a specified period of time, or revoke for good cause any certificate of qualification.

(3) Any person found delinquent on a contract or whose certificate is revoked or suspended shall be given the same benefit of hearing as provided in the case of a person refused an original certificate.

Section 96 . . . Bid guaranty.—The board shall require guaranty with each bid in an amount to be specified by the board which shall not exceed ten (10%) per cent of the preliminary estimate of the cost of the work. The guaranty may be in the form of a surety bond, or certified check, payable to the governor and his successor in office. The surety on such bond shall be a surety company authorized to do business in Florida.

Section 97 . . . Bonds required; suits thereon, etc.—

(1) A bond shall be required, in every instance, of the successful bidder in an amount equal to the contract price, the contract price being understood to mean the estimated cost of the particular contract let. The surety on such bond shall be a surety company authorized to do business in the state. All bonds shall be payable to the governor, and his successors in office, and conditioned for the prompt, faithful, and efficient performance of the contract according to plans and specifications and within the time period specified, and for the prompt payment of all persons furnishing labor, material, equipment and supplies therefor.

(2) The board shall adopt regulations for the determination of default on the part of any contractor for cause at-

tributable to such contractor. Every contract let by the board for the performance of work shall contain a provision for payment to the department by the contractor of liquidated damages for any such default. Such liquidated damages shall be 1% of the total amount of the contract for each day of such default, but shall not exceed \$1,000 per day for each day such contractor is in default. Any such liquidated damages paid to the department shall be deposited to the credit of the fund from which payment for the work contracted was authorized.

(3) Such bonds shall be subject to the additional obligation that the principal and surety executing the same shall be liable to the state in a civil action instituted by the board or any officer of the state authorized in such cases, for double any amount in money or property the state may lose or be overcharged or otherwise defrauded of, by reason of any wrongful or criminal act, if any, of the contractor, his agent, or employees.

Section 98 . . . Suits by and against board; suits in tort forbidden; limitation of actions; forum.—

(1) Suits at law and in equity may be brought and maintained by and against the board on any claim under contract for work done; provided, that no suit sounding in tort shall be maintained against the board.

(2) Suits against the board under this section can only be commenced within two (2) years from and after the time of the completion of the work done.

(3) All actions and suits brought against the board shall be cognizable only in the courts of this state.

Section 99 . . . Service of process upon board.—Service of process in suits against the board shall be made upon the chairman, or, in his absence, upon the director.

Section 100 . . . Agency of the state.—The department shall be an agency of the state for the purpose of carrying out its duties and responsibilities under the law, and as such may sue and be sued in the manner provided by law.

Section 101 . . . Bid specifications on supplies.—When the department advertises for bids on a contract for supplies, materials, equipment or other items needed by the department, specifications shall be drafted in such manner as shall afford adequate protection to the state as to quality and performance, but no specifications shall be drafted in any manner which shall preclude competition in bidding.

Section 102 . . . Authority of commissioners to contract for construction of roads; procedure; contractor's bond.—

(1) The commissioners may let the work on roads out on contract, when, in their judgment, such would be to the advantage of the county.

(2) Such contracts shall be let to the lowest competent bidder, after publication of notice for bids containing specifications furnished by the commissioners in a newspaper published in the county where such contract is made, for a period of two weeks prior to the making of such contract.

(3) Upon accepting a satisfactory bid, the commissioners shall enter into a contract with the party whose bid has been accepted. Such contract shall contain the specifications of the work to be done or material furnished, the time limit in which the construction is to be completed or material delivered, the time and amounts in which payments are to be made upon the contract, and a penalty to be paid by the contractor for the failure to comply with the terms of such contract.

(4) The successful bidder shall enter into a good and sufficient bond with the commissioners for the faithful execution of the contract; the amount of the bond to be fixed by the commissioners, and the sufficiency of said bond to be likewise approved by the commissioners.

(5) The commissioners may reject any or all bids and require new bids to be made.

Section 103 . . . Joint construction of bridges.—The commissioners may make contracts with railway companies for the joint construction and maintenance of bridges on the county road system in their respective counties, and for the construction and maintenance of railway tracks over such bridges.

Section 104 . . . Acquisition, lease and disposal of real property.—

(1) The board may purchase, lease, or otherwise acquire, any land or buildings necessary to carry out its duties and functions, and such property shall be held in the name of the state.

(2) The board may sell, lease or convey, or otherwise dispose of, in the name of the state, any land and buildings obtained which shall be no longer necessary for such purposes.

Section 105 . . . Execution and effect of instruments; no warrants.—

(1) An instrument of sale, lease or conveyance executed in the name of the department, and signed by the chairman with the corporate seal of the board affixed thereto, shall be effective to pass the title or interest of the state in the property conveyed.

(2) The board shall not warrant the title to any property sold, leased or conveyed.

Section 106 . . . Rights-of-way acquired by department; eminent domain; procedure; title; cost.—

(1) The power of eminent domain is vested in the department to condemn all necessary lands and property for the purpose of securing rights-of-way, borrow pits and drainage ditches for existing, proposed or anticipated roads in the state highway system or state park road system. The department shall also have the power to condemn any material and property necessary for such purposes.

(2) Such condemnation proceedings shall be maintained in the name of the department, and the same rights and powers shall accrue to the department as accrue to the counties under the procedure defined and set forth in chapters 73, 74 and sections 127.01 and 127.02 of these statutes.

(3) Title to any land acquired in the name of the department shall vest in the state.

(4) The department is authorized to pay the judgment or compensation awarded in any such proceedings out of any funds coming into the hands of the department for state road construction out of the first gas tax funds.

Section 107 . . . Rights-of-way furnished by counties; eminent domain; contracts with board; bond.—

(1) The several counties shall be authorized to acquire rights-of-way and other necessary land incident thereto for the roads of the state secondary system within their respective counties.

(2) The several counties may furnish, at their own expense, rights-of-way for any road in the state primary system or state park road system provided the same shall be first surveyed and located in the county by the department.

(3) Condemnation proceedings for the acquisition of rights-of-way, and other necessary land, as herein provided, shall be brought by the commissioners and prosecuted as prescribed in chapters 73 and 74, Florida Statutes; and title to such land shall vest in the state.

(4) The various counties may enter into contracts with the department to furnish rights-of-way, borrow pits, drainage ditches and material and property necessary and useful for road building purposes.

(5) Upon request of the department the county shall furnish a bond, with sufficient sureties, conditioned to indemnify the department against expenses and liabilities incurred by reason of any breach of such contract by the county.

(6) The counties may use any road funds coming into their hands for the purpose of acquiring by purchase or condemnation any such lands required for rights-of-way for roads of the state highway or state park road system.

Section 108 . . . Title to roads in state highway and state park road systems; recording deeds.—

(1) Title to all roads designated in the state highway

system or state park road system shall be in the state, unless otherwise provided herein.

(2) Upon the vesting of title to any lands for highway purposes in the state, the commissioners or public municipal authorities, as the case may be, shall forthwith issue a deed to the state covering said lands which shall be duly recorded. Recordation of deeds shall also be effected upon acquisition of any lands by the department.

Section 109 . . . County commissioners, power of eminent domain; purchase agreements; payment.—

(1) The commissioners are given the power of eminent domain to acquire land for rights-of-way for county roads within their respective counties, and to condemn lands for borrow pits, drainage ditches, and other materials and property necessary for building such roads.

(2) The commissioners are authorized to enter into agreements with land owners for the purchase of land and materials for road purposes. If the commissioners and the land owner cannot agree upon the price for such land or materials, then the commissioners shall exercise the power of eminent domain or other authority vested in the commissioners for such purposes. Title to any land so acquired shall be taken in the name of the county.

(3) Payment for any land acquired under this section shall be made from funds set aside for county road purposes.

Section 110 . . . Roads presumed to be dedicated.—

(1) Whenever any road constructed by any of the several counties or incorporated municipalities or by the department shall have been maintained, kept in repair or worked continuously and uninterruptedly for a period of four years by any county, municipality, or by the department, either separately or jointly, such road shall be deemed to be dedicated to the public to the extent in width which has been actually worked for the period aforesaid, whether the same has ever been formally established as a public highway or not. Such dedication shall be conclusively presumed to vest in the particular county in which the road is located, if it be a county road, or in the particular municipality, if it be a municipal street or road, or in the state, if it be a road in the state highway system or state park road system, all right, title, easement and appurtenances therein and thereto, whether there be any record of conveyance, dedication or appropriation to the public use or not.

(2) The filing of a map in the office of the clerk of the circuit court of the county in which such roads are located showing such lands and reciting thereon that they have vested in either the state, a county or municipality pursuant to the provisions of this law or by other means of acquisition, duly certified to by the director if the road involved is a road in the state highway system or state park road system, or by the chairman and clerk of the commissioners of the county if the road involved is a county road, or by the mayor and clerk of the municipality if the road involved is a municipal road or street, shall be taken as prima facie evidence of the ownership of such lands either by the state or by the county or municipality as the case may be.

Section 111 . . . Authority to establish limited access facilities.—

(1) The highway authorities of the state, counties, cities, towns, and villages, acting alone or in cooperation with each other or with any federal, state, or local agency of any other state having authority to participate in the construction and maintenance of highways, are hereby authorized to plan, designate, establish, regulate, vacate, alter, improve, maintain, and provide limited access facilities for public use wherever such authority or authorities are of the opinion that traffic conditions, present or future, will justify such special facilities; provided, that within incorporated cities and towns such authority shall be subject to municipal consent; provided further, such consent shall not be necessary when such limited access facility shall be or become a part or link of a municipal connecting link road as defined in this act.

(2) If the jurisdiction or control of either the board or the commissioners over any public highway or highways is jointly involved or would be affected by the exercise of such

authority, their joint action or agreement shall be necessary to make such exercise of authority hereunder effective.

(3) Such action shall be taken by appropriate resolution or ordinance of the highway authority or authorities, and notice of such action shall be given by publication in a newspaper of general circulation in the locality affected at least fifteen (15) days before such authority shall become effective, and appropriate traffic signs and markers shall be erected along the facility affected to give due notice to public travel of the action taken hereunder.

(4) The highway authorities of the state, counties, cities, villages, and towns, in addition to the specific powers granted in this law shall also have and may exercise, relative to limited access facilities, any and all additional authority now or hereafter vested in them relative to highways or streets within their respective jurisdictions. Such units may regulate, restrict, or prohibit the use of such limited access facilities by the various classes of vehicles or traffic in a manner consistent with the definition of a limited access facility as contained in this law.

Section 112 . . . Designation; new and existing facilities; grade crossing eliminations.—

(1) The highway authority of the state, county, city, town, or village may designate and establish limited access highways as new and additional facilities or may designate and establish an existing street or highway as included within a limited access facility.

(2) The state or any of its subdivisions shall have authority to provide for the elimination of intersections at grade of limited access facilities with existing state and county roads, and city and town or village streets, by grade separation or service road, or by closing of such roads and streets at the right-of-way boundary line of such limited access facility; and after the establishment of any limited access facility no highway or street which is not part of said facility shall intersect the same at grade. No city, town, or village street, county or state highway or other public way shall be opened into or connected with any such limited access facility without the consent and previous approval of the highway authority in the state, county, city, town or village having jurisdiction over such limited access facility. Such consent and approval shall be given only if the public interest shall be served thereby.

Section 113 . . . Design of limited access facility.—

(1) The highway authorities of the state, county, city, town and village are authorized to so design any limited access facility and to so regulate, restrict, or prohibit access as to best serve the traffic for which such facility is intended; and its determination of such design shall be final. In this connection such highway authorities are authorized to divide and separate any limited access facility into separate roadways by the construction of raised curbs, central dividing section, or other physical separations, or by designating such separate roadways by signs, markers, stripes, and the proper lane for such traffic by appropriate signs, markers, stripes, and other devices.

(2) No person shall have any right of ingress or egress to, from or across limited access facilities to or from abutting lands, except at such designated points at which access may be permitted, upon such terms and conditions as may be specified from time to time.

Section 114 . . . Acquisition of property and property rights.—

(1) For the purposes of this law, the highway authorities of the state, county, city, town, or village may acquire private or public property and property rights for limited access facilities and service roads, including rights of access, air, view, and light, by gift, devise, purchase, or condemnation in the same manner as such units are authorized by law to acquire property or property rights in connection with highways and streets within their respective jurisdictions.

(2) All property rights acquired under the provisions of this law shall be in fee simple.

(3) In connection with the acquisition of property or property rights for any limited access facility or portion thereof, or service road in connection therewith, the state, county,

city, town, or village highway authority may, in its discretion acquire an entire lot, block, or tract of land, if by so doing, the interests of the public will be best served, even though said entire lot, block or tract is not immediately needed for the right-of-way proper.

Section 115 . . . Authority of local units to consent.—The highway authorities of the state, city, county, town, and village are authorized to enter into agreements with each other, or with the federal government, respecting the financing, planning, establishment, improvement, maintenance, use, regulation, or vacation of limited access facilities or other public ways in their respective jurisdictions, to facilitate the purposes of this law.

Section 116 . . . Local service roads.—In connection with the development of any limited access facility the state, county, city, town, or village highway authorities are authorized to plan, designate, establish, use, regulate, alter, improve, maintain, and vacate local service roads and streets or to designate as local service roads and streets any existing road or street, and to exercise jurisdiction over service roads in the same manner as is authorized over limited access facilities under the terms of this law, if in their opinion, such local service roads and streets are necessary or desirable. Such local service roads or streets shall be of appropriate design, and shall be separated from the limited access facility property by means of all devices designated as necessary or desirable by the proper authority.

Section 117 . . . State bridges, authority to erect; procedure.—

(1) The department is authorized to enter into contracts for, and to make regulations for the construction and maintenance of bridges on roads designated as part of the state highway system or state park road system, and other bridges as may be placed under its supervision and control by law, or by resolution of the commissioners or board of bond trustees of any county, or district, or other subdivision of any county.

(2) The department shall prepare plans and specifications for all such proposed work, other than maintenance work of a regular or routine nature, and advertise for bids on same at least once a week for not less than two consecutive weeks in some newspaper having a general circulation in the county where the proposed work is located.

(3) The board may, at its discretion, award the proposed work to the lowest responsible bidder, or it may reject all bids and proceed to readvertise or perform the work with convict labor or free labor.

Section 118 . . . Cooperation with adjoining states as to connecting bridges.

(1) The department may, whenever it deems it practicable and to the best interests of the state cooperate with any highway department of an adjoining state, or any political subdivision or other duly authorized agency therein, in the construction, building, or by participation in the cost of purchase, of any bridge, which extends from each adjoining state so that such bridge or one of its approaches physically connects, or when constructed will physically connect, any designated and established road of the state highway system of Florida, to the extent of fifty (50) per cent of the construction cost or purchase price of any such bridge.

(2) The expense of constructing or acquiring any such bridge shall be paid from funds provided for use of the department for state road purposes.

(3) Nothing in this section is intended to contravene the paramount power of the congress of the United States to regulate and control interstate bridges, or bridges over navigable waters, and the authority hereby granted the board shall be exercised in conformity with permissive acts of the congress.

Section 119 . . . Department authorized to purchase.—The department is authorized to lease or purchase from the Florida state improvement commission such roads or bridges as may have been acquired or constructed under the provisions of chapter 420 and to pay either the rental or the purchase price from the surplus gasoline taxes which may in the future accrue to the credit of the county or counties in which the road or bridge is located, under the provisions of section 16 of article IX of the constitution of Florida.

Section 120 . . . County bridges, authority to construct, acquire; joint bridges; double-decking bridges.—

(1) The commissioners may construct, control and operate bridges on county roads over and across water in and bounding their respective counties.

(2) The commissioners may acquire any bridge, crossway, passageway, wharf, dock, viaduct, or structure in, upon, along, over, across or approaching any water in, or bounding, their respective counties and adjacent land for approaches thereto, by condemnation or otherwise, and pay therefor as herein provided.

(3) The commissioners may make contracts with electric and other passenger railway companies for the joint construction and maintenance of bridges along the county roads in their respective counties, and for the construction and maintenance of railway tracks over such bridges.

(4) The commissioners are authorized to double-deck or parallel a bridge, on the county road systems and shall have the right to use the whole or any part of any such bridge, and approaches thereto, in double-decking or paralleling the same.

(5) The provisions of this section shall not be construed to authorize the construction of any bridge across any navigable stream in this state, without first obtaining the approval of the federal government as to its location and construction.

Section 121 . . . County bridges built under special law.— Nothing in this law shall apply or be construed to affect the construction or building of bridges constructed or built under the provisions of any special law, where bonds are issued for such building and construction by virtue of an election held for such purpose.

Section 122 . . . Toll facilities; contracts for construction; franchises; title; tolls; conflicts prohibited; construction supervised by department.—

(1) The department may contract for the construction, ownership, maintenance and operation of toll bridges, tunnels, viaducts, fills, roads, or trestle structures, and approaches thereto, used in connection with the roads and bridges of the state highway or state park road system.

(2) For this purpose the department may grant an exclusive franchise to run for a period of thirty (30) years or until such structures shall be acquired by the state. Any person granted a franchise under the authority herein shall comply with the terms and conditions hereinafter set forth. No franchise shall be granted until the same has been approved by the commissioners of each county affected.

(3) The provisions of section 108 shall not apply to such toll facilities, and title shall not vest in the state until any bonded indebtedness is retired.

(4) The board shall approve the fairness and equity of the tolls, or the schedule of tolls, submitted by the person contracting for any such toll facility; and no tolls or schedules of tolls shall be put in force and operation until so approved. The board may from time to time change and revise such tolls and schedules.

(5) So long as any such toll facility and approaches thereto shall remain the property of the contractor, or his assigns, neither the state, nor the board, nor any subdivision of the state, shall permit the construction or operation of any other bridge, viaduct, road, fill or trestle structure which shall conflict in any way with the terms of the contract entered into for the construction of such toll facility and approaches thereto between the contracting person and the department, nor shall the state or any subdivision thereof interfere in any manner with the contracting person, or his assigns, in the maintenance or operation of any such toll facility and approaches thereto, except as may be necessary for the public safety or for the compelling compliance with the contract between the department and such contracting person.

(6) Every such toll facility and approaches thereto to be constructed and erected by any contracting person shall be constructed under the supervision of the department, and according to plans and specifications made or approved by the board, and the cost thereof to be approved by the board.

Section 123 . . . Toll facilities; purchase, lease or rent of.—

(1) The department is authorized to purchase, lease or rent annually any ferry and any toll bridge or road, for use in connection with the roads of the state highway system or state park road system.

(2) The department shall have the exclusive right and privilege at any time after thirty (30) years from the completion of any such toll facility and approaches thereto, to purchase and acquire the same from the owner, which option shall be retained by the terms and conditions of the contract between the contracting person and the department when the original contract is made.

(3) The department shall have the right at any time after the completion of any such toll facility and approaches thereto, to lease or rent annually the same from the owner, subject to the terms and conditions provided for in the contract between the contracting person and the department. Upon so entering into any lease or rental of any such toll facility and approaches thereto, the department may provide for a necessary sinking fund to retire the principal value and cost of construction of such facility and approaches thereto. The department shall also have the right to lease and rent annually any toll bridges and roads heretofore constructed on, or connecting any road of the state highway or state park road system subject to the provisions of this section with respect to the amount of annual rental which may be paid. Any moneys used for any of the purposes provided by this section shall come from funds allocated in the annual budget of the department for such purposes.

(4) The department may, at any time after the completion of any such toll facility, purchase and acquire the same from the owner subject to terms and conditions provided in the contract between the contracting person and the department, and may also purchase and acquire any toll road or bridge constructed under the laws of Florida. In no case shall the department be permitted to take over by purchase any such facility subject to bonded or mortgaged indebtedness, unless such bonded or mortgaged indebtedness shall have been created in favor of an agency of the federal government, in which event said purchase is expressly authorized, and providing further, however, that any moneys used for the purposes herein provided shall come from funds allocated in the annual budget of the department.

Section 124 . . . Department may contract with public project owners.—

(1) The department is authorized to enter into agreements with any municipal corporation, county, district authority, or any political subdivision, or any agency or commission of the state, (each of which is hereafter referred to as the public project owner) which has heretofore acquired or constructed any toll revenue producing bridge, causeway, tunnel, ferry, toll road or any combination thereof (hereafter referred to as the "project") or which has adopted, or may hereafter adopt proceedings pursuant to which such public project owner is to acquire or construct any toll revenue-producing bridge, causeway, tunnel, ferry, road, toll road or any combination thereof (hereinafter referred to as the "project"), for the purpose of doing or agreeing to do any one or more of the following:

(a) Leasing from any public project owner any project or part thereof for such period of years and under such terms and provisions, including provisions for the operation and maintenance thereof either by the public project owner or by the department, as may be considered desirable and be specified in the lease or leases.

(b) Purchasing from any public project owner any project or part thereof under such terms and provisions, including provisions for the operation and maintenance thereof either by the public project owner or by the department, as may be specified in the purchase contract or contracts.

(c) Paying the cost or any part of the cost of the operation and maintenance of any project for such period as may be fixed in such agreement. The payment of such cost may be made a charge upon the general revenues of the department or may be made a charge solely on certain specified revenues, including revenues derived from the state gasoline tax, or may be made a charge partly upon such general gasoline tax revenues, and a charge partly upon such certain specified revenues.

(d) Entering into such agreements with the federal govern-

ment and any of its branches or agencies and doing such things as may be necessary to secure federal aid money, and assistance in the acquisition, construction, improvement, repair, maintenance and operation of any project or part thereof.

(e) Construction, improving, repairing, maintaining or operating any project or part of project.

(f) Making to the public project owner any grant of funds, materials, property, easements, or rights-of-way for use in the acquisition, construction, improvement, repair, maintenance or operation of any project or part thereof.

(g) Operating or maintaining any project or part thereof as a road of the state highway or state park road system or part thereof, and this in spite of the fact that title to such project or part thereof remains in the public project owner. The provisions of any existing law requiring title to the state roads to be vested in the state shall not be operative as to projects or parts of projects made roads of the state highway or state park road system or maintained and operated as such roads under the provisions of this section.

(h) Making available to any public project owner, for paying the cost or part of the cost of constructing, repairing, improving, maintaining or operating any project, any federal aid funds or any other funds under the control of the department which may properly be used for such purposes.

(2) Any such public project owner is hereby authorized to enter into an agreement or agreements with the department for the purpose of accomplishing any one or more of the purposes set out in subsection (1) and any such public project owner may use any funds available to it by authority of law for use on any such project to accomplish any such purposes covered by any such agreement or agreements, and the department is hereby authorized to use federal aid or any state funds appropriated or allocated to it for state road purposes to carry out said agreements with public project owners. Any public project owner which is a county may use any county road and bridge funds from whatever source derived for accomplishing any of said purposes for any such project which is a county purpose.

(3) The department may make any project, or part thereof, a part of the state highway or state park road system, and may make any road of which any project comprises a part, a road of the state highway or state park road system, and may do so either without the vesting of title to such project in the state or under such provision for the later vesting of title in the state as may be considered advisable by the department.

(4) When any agreement shall have been entered into or made under the provisions of this law, any public project owner which is a party thereto or the department shall be entitled and are hereby empowered to enforce the provisions of such agreement through appropriate action in any court of competent jurisdiction

(5) Whenever any agreement is made for operation of any project or part thereof by the department under the provisions of this law, the department may either operate such project or part thereof free from tolls or may fix and collect such tolls for the use thereof as it may from time to time see fit as may be provided in such agreement, and if tolls are so charged and collected the department may dispose of such tolls for any purpose and in any manner which it may deem fit and which may be provided in such agreement.

Section 125 . . . Department may lease or rent toll bridges of counties and municipalities; exception.—

(1) When any toll bridge on the state highway or state park road system has been or may be constructed by or for any county or municipality, which county or municipality has issued its bonds or other obligations to pay all or a part of the costs of construction of such bridge, and which bridge is authorized by law to be operated by said county as a toll bridge only for the purpose of paying off the obligations of such county or municipality for the cost of construction of such bridge, upon which event the said bridge will by provision of law become the property of the state, the department shall have the right and privilege to rent or lease from such county or municipality and to take over, maintain and operate free of tolls such bridge upon paying to said county annually

as rental therefor such sum as may be agreed upon between the department and the commissioners of such county or the governing body of such municipality, not to exceed the sum which shall be necessary to pay the interest and meet the requirements of the sinking fund created to retire the obligations of the county incurred in the construction of such bridge, and which rentals shall be applied to that purpose and no other; and which rentals the department may contract for and pay. Any moneys used by the department for the purposes of this section shall be paid out of funds allocated in the annual budget of the department to the district in which the bridge so rented or leased is located.

(2) The provisions of this section shall not apply to any toll bridge constructed by or for any county where the freeholders or qualified electors of such county or municipality shall have voted within two years prior to June 5, 1933, at any referendum election, however called or held, to retain tolls for any general or special county purpose; nor to toll bridges located wholly within the corporate limits of any city or town situated in any county having a population of more than one hundred thousand according to the last federal census.

Section 126 . . . Certain toll bridges and toll roads prohibited.—

(1) No person shall establish, build or complete any toll bridge over any stream or body of water on that state road extending from the Georgia state line, at a point on the St. Mary's river known as Wild's Landing, to Orlando, Florida, via Yulee, Jacksonville, Orange Park, Green Cove Springs, Palatka, East Palatka, Crescent City, Deland, and Sanford heretofore declared, designated and established as a road of the state highway system by the board; nor shall any person establish, build or complete as a toll road any part of the aforesaid state road.

(2) No person shall charge toll for passage over any such toll bridge or toll road, on such state road.

(3) In any case where a toll bridge may be established, built or completed by any person at a point not directly on such state road but near thereto, and such bridge shall not be on any public road leading to any community not reached by such state road, but is on a road or way which is in fact only a detour from the state road to furnish passage for travel using such state road, it is unlawful to connect such toll bridge by any road or way leading from such bridge to such state road, and the department shall prevent such connection from being made, by placing and maintaining a fence or barrier on the right-of-way of such state road across such connecting way or road, and the department may resort to a court of equity to enjoin any one violating or attempting to violate the provisions of this section.

(4) Nothing contained in this section shall be construed to apply to toll roads or toll bridges heretofore or hereafter established or built on any road or roads which connect with such state road and lead to or serve any community, city or town in the state; and the provisions of this section shall not be construed to repeal or limit in any way any special act of the legislature providing for or governing the construction and operation of any toll road or bridge.

(5) The terms of this section shall apply in any case where the stream or body of water spanned by the bridge lies partly within the boundary of this state and partly within the boundary of an adjoining state, as well as in case the stream or body of water lies wholly within this state.

(6) Any one who violates any of the terms of this section shall be deemed guilty of a misdemeanor and shall be punished by fine not exceeding one hundred dollars or by imprisonment not exceeding ninety days.

Section 127 . . . Use of right-of-way for utilities subject to regulation; permit.—

(1) The department, commissioners, and authorities of municipalities or special districts (hereinafter referred to as the authority) having jurisdiction and control of public roads are authorized to prescribe and enforce reasonable regulations with reference to the placing and maintaining along, across, or on any road under their respective jurisdictions any electric transmission, telephone or telegraph lines, pole lines, poles, railways, ditches, sewers, water, heat, or gas mains, pipe lines, fences, gasoline tanks and pumps, or other structures (hereinafter referred to as the utility).

(2) The authority may grant to any person, who is a resident of this state, or to any corporation organized under the laws of this state, or licensed to do business within this state, the use of a right-of-way for the utility in accordance with such regulations as the authority may adopt. No utility shall be installed, located, or relocated unless authorized by a written permit issued by the authority. Such permit shall be required when inspection or repair of the utility interferes with the normal flow of traffic.

(3) Nothing herein shall restrict the action of public authorities in extraordinary emergencies. And nothing in this law shall be construed as modifying or abridging the powers conferred upon the state railroad and public utilities commission in Title XXV, the intent of this section being that the power hereby granted to the authorities shall be exercised only in such manner as not to conflict with the valid exercise of powers granted to such commission.

Section 128 . . . Damage to road caused by utility.—When any public road is damaged or impaired in any way because of the installation, inspection or repair of any utility located thereon, the owner of the utility shall, at his own expense, restore the road to its original condition before such damage. If the owner fails to make such restoration, the authority is authorized to do so and charge the cost thereof against the owner under the provisions of section 130.

Section 129 . . . Relocation of utility at owner's expense.—

(1) Any utility heretofore or hereafter placed upon, under, or over any public road that is found by the authority to be unreasonably interfering in any way with the convenient, safe and continuous use and maintenance or necessary expansion of such public road shall, upon thirty (30) days written notice to the person, or his chief agent, by the authority, be removed or relocated by such person at his own expense.

(2) If such removal or relocation is incidental to work to be done on such road, the notice shall be given at the same time the contract for the work is advertised for bids, or thirty (30) days prior to the commencement of such work by the authority.

(3) Whenever an order of the authority requires such removal or change in the location of any utility from the right-of-way of a public road, and the owner thereof fails to remove or change the same at his own expense to conform to the order within the time stated in the notice, the authority shall proceed to cause the utility to be removed. The expense thereby incurred shall be paid out of any money available therefor, and shall be charged against the owner and levied and collected and paid into the fund from which the expense of such relocation was paid.

Section 130 . . . Proceedings to determine reasonableness of cost to utility owner for removal of obstruction by the authority; enforcement; judicial review.—

(1) Whenever it shall become necessary for the authority to remove or relocate any utility as provided in the preceding section, the owner of the utility, or his chief agent, shall be given notice of such removal or relocation and an order requiring the payment of the cost thereof, and shall be given reasonable time, which shall not be less than twenty (20) nor more than thirty (30) days, in which to appear before the authority to contest the reasonableness of the order. Should the owner or his representative not appear, the determination of the cost to the owner shall be final.

(2) A final order of the authority shall constitute a lien on any property of the owner and may be enforced by filing an authenticated copy of the order in the office of the clerk of the circuit court of the county wherein the owner's property is located.

(3) Within thirty (30) days from the final order of the authority, the owner may obtain judicial review of the proceedings thereof by filing in the circuit court of the county in which the utility was relocated, or in the circuit court of Leon County when the board is the respondent, a petition for review of such decision. The petition for review need not be verified but shall state the grounds upon which such review is sought. The authority shall be deemed to be a party to any such proceeding. The petition shall be served upon the authority by leaving with it, or such representative as it

may designate for that purpose, a copy of the petition. Within thirty (30) days of the filing of its answer, the authority shall file with the court a certified copy of the record of the case, including all documents and papers and transcript of all testimony taken in the matter. Nothing herein shall preclude the court from hearing new or additional evidence.

Section 131 . . . Duty of department as to projects for elimination of railway-highway crossing hazards.—

(1) The department shall, in cooperation with the several railroad companies operating in the state, determine, fix upon and adopt a program for the expenditure of moneys now available and of the moneys to become available under the terms of the "federal-aid highway act of 1944," and any other act of congress for the construction cost of projects for the elimination of hazards of railway-highway crossings. The department shall designate all crossings upon which such funds shall be expended.

(2) The department shall from time to time designate railway-highway crossings located on the roads of the state highway and state park road system, which are included in the program directed to be adopted in subsection (1) hereof, which, in the judgment of the department are dangerous and hazardous crossings.

(3) Every railroad company maintaining a railway-highway crossing at any point designated by the department as a dangerous crossing under the provisions of this law, shall, upon reasonable demand and notice from the department, install, maintain and operate at or near such crossing an automatic flashlight or sound signal which signal shall be of such conspicuous design and operation, to be approved by the department, that it will give to the users of such road reasonable warning of approach of trains or cars on the tracks of said railroad company, the cost of such signals and the expense of installation to be paid from the moneys described in subsection (1) hereof.

Section 132 . . . Investments of first gas tax funds.—

(1) The department is authorized to invest any first gas tax funds, which may be uncommitted, and are deemed by the board unusable, unexpendable and not presently required for road construction purposes, in gasoline or other fuel tax anticipation certificates issued for the retirement of road and bridge bond indebtedness of counties and special road and bridge districts by the state board of administration by authority of section 16 of Article IX of the state constitution.

(a) Any investments so made shall be in gasoline or other fuel tax anticipation certificates which mature within four (4) years from the time the investment is made.

(b) Such investments shall be made only by authority of a majority vote of the members of the board, which action shall be by resolution setting up the amount to be paid for each separate investment, and the principal and interest rates and the date of maturity of each separate investment, duly recorded in its official minute records.

(c) Investments hereby authorized shall be made in the same manner as any other authorized expenditures of the department are made.

(d) Expenditures for such investments are hereby duly authorized, appropriated and legalized, and the comptroller is hereby authorized and directed to draw his warrant accordingly.

(2) Any gasoline or other fuel tax anticipation certificates purchased as investments under the authority of this section shall be deposited and kept in the state treasury in the state road fund. The state treasurer shall receive all payments of interest and principal upon such investments and credit the same to the state road fund and surrender to the state board of administration gasoline or other fuel tax anticipation certificates and interest coupons thereon for such payments. It shall be the duty of the state treasurer to furnish within fifteen days after demand of the board a statement to the board showing the condition of any such investment account.

(3) In connection with the acquisition of any of the securities herein referred to, the department shall be pro-

hibited from incurring any expense chargeable against the several accounts, funds of which are invested.

(4) The department may at any time before maturity of any gasoline or other fuel tax anticipation certificate or certificates purchased by it, sell or liquidate the same.

(a) Such sale or liquidation must be authorized by resolution, adopted by majority vote of the members of the board, setting forth fully the details of such sale or liquidation. A certified copy of the resolution shall be delivered to the state treasurer within ten (10) days after consummation of such sale or liquidation, together with the funds received from such sale or liquidation to be deposited in the state road fund.

(b) No such sale or liquidation shall be effected by the department without first advertising for bids for at least two consecutive weeks in some newspaper having a general circulation in the county (or special road and bridge district therein) for which such gasoline or other fuel tax anticipation certificate or certificates were issued, and also in some newspaper of general circulation in Leon County.

(c) Only the highest bid shall be accepted, and then only if such bid shall be not less than the principal of such certificate or certificates, plus accrued interest thereon to date of delivery of such certificate or certificates to the highest bidder.

Section 133 . . . Investments of second gas tax funds.—

(1) The department is authorized to invest any second gas tax funds heretofore or hereafter accruing to the department for use pursuant to any statute, and any eighty percent surplus funds heretofore or hereafter accruing to the department for use pursuant to section 16 of article IX of the state constitution, which are uncommitted, and are deemed by the board unusable, unexpendable and not presently required, in gasoline or other fuel tax anticipation certificates issued for the retirement of road and bridge bond indebtedness of counties and special road and bridge districts by the state board of administration by authority of section 16 of article IX of the state constitution. Any such investment so made shall be for gasoline or other fuel tax anticipation certificates which mature within four (4) years from the time the investment is made. Such investment shall be made only by authority of a majority vote of the members of the board, which action shall be by resolution duly recorded in the minutes of the board, setting forth:

(a) The particular county account in the state treasury from which funds are to be invested;

(b) The amount to be paid from each account or accounts for each investment; and

(c) The principal and interest rates and the maturity date of each separate investment made. Investments hereby authorized shall be made in the same manner as any other authorized expenditures of the department are made, and such expenditures for said investments are hereby duly authorized, appropriated and legalized, and the comptroller is hereby authorized and directed to draw his warrant accordingly.

(2) Any gasoline or other fuel tax anticipation certificates purchased as investments under the authority of this section shall be deposited and kept in the state treasury in the particular county account from which such investment was made. The state treasurer shall receive all payments of interest and principal upon such investment and credit the same to the proper account to which the same are receivable, and surrender to the state board of administration the gasoline or other fuel tax anticipation certificates and interest coupons thereon redeemed by such payments. It shall be the duty of the state treasurer to furnish, within fifteen (15) days after demand of the board, a statement to the board showing the condition of any such investment account.

(3) In connection with the acquisition of any of the securities herein referred to, the department shall be prohibited from incurring any expense chargeable against the several accounts, funds of which are invested.

(4) The department may at any time before maturity of any such gasoline or other fuel tax anticipation certificate or certificates purchased by it, sell or liquidate the same.

(a) Such sale or liquidation must be authorized by resolution adopted by majority vote of the members of the board, setting forth fully the details of such sale or liquidation. A certified copy of the resolution shall be delivered to the state treasurer within ten (10) days after consummation of the sale or liquidation, together with the funds received from the sale or liquidation to be deposited in the particular county account to which the same are receivable.

(b) No such sale or liquidation shall be effected by the department without first advertising for bids for at least two consecutive weeks in a newspaper of general circulation published in the county (or special road and bridge district therein) for which such certificate or certificates were issued, and in a newspaper of general circulation published in the county from whose account funds were invested in such certificate or certificates, and in a newspaper of general circulation published in Leon County.

(c) Only the highest bid shall be accepted, and then only if such bid shall be not less than the principal of such certificate or certificates, plus accrued interest thereon to date of delivery of such certificate or certificates to the highest bidder.

Section 134—Transfer of certain state road department funds; investment; distribution of proceeds.—

(1) The department is authorized to transfer to the state board of administration for the purpose of investment, such funds as are temporarily uncommitted, unusable or unexpendable for road and bridge construction purposes, and such funds received by the department from the Florida state improvement commission pursuant to chapter 23758, acts of 1947, sections 420.12-420.17, Florida Statutes, as shall not immediately be needed by the department for construction of the project or projects to which such funds are applicable.

(2) At the time of transferring such funds to the state board of administration, pursuant to the provisions of this section, the board shall furnish the state board of administration with a schedule showing the estimated amount of funds needed for future construction by months, which schedule may be revised by the board from time to time as conditions warrant.

(3) The state board of administration is hereby authorized to accept such funds and shall keep the same in a separate account to be designated as the "state road department investment account" and shall use such funds solely for the purpose of investment in:

(a) United States government securities;

(b) Road and bridge bonds or gasoline or other fuel tax anticipation certificates administered by the state board of administration under the provisions of section 16 of article IX of the state constitution;

(c) In Florida state improvement commission bonds, notes or certificates containing a pledge of the eighty per cent surplus two cents gasoline tax accruing under said section 16 of article IX.

(4) The state board of administration shall at all times endeavor to keep invested the maximum amount of such funds, commensurate with the schedule of construction needs of the department.

(5) The state board of administration shall report monthly to the department on all earnings, profits, liquidations and other transactions involving the investment funds. Proceeds of sale of investments, earnings and profits shall be credited by the state board of administration to the state road department investment account.

(6) The state board of administration shall transfer funds from the investment account to the department for its construction needs in accordance with the schedule of such construction needs, or for the payment of the lease-purchase rentals to which the same are applicable, and such transferred funds shall consist of earnings and profits or proceeds from the sale of investments, as may be required.

(7) The department shall credit each account which goes to make up the investment fund with its proportionate share of the earnings and profits from such investments.

Section 135 . . . Disposition of proceeds of sale or lease of

realty by department.—Any money derived from the sale, lease or conveyance of any property by the department shall be deposited in the state treasury and placed in the same fund as other moneys allocated to the state road department.

Section 136 . . . Assent to federal aid given.—The state hereby assents to the provisions of the act of congress approved July 11, 1916, known as the federal aid law, which act of congress is entitled, "An act to provide that the United States shall aid the states in the construction of rural post roads and for other purposes," and assents to all subsequent amendments to such act of congress and any other act heretofore passed or that may be hereafter passed providing for federal aid to the states for the construction of highways and other related projects. The department is authorized to make application for the advancement of federal funds and to make all contracts and do all things necessary to cooperate with the United States government in the construction of roads under the provisions of said acts of congress and all amendments thereto.

Section 137 . . . Department may amortize advancements from United States.—The department may set aside, from any revenues allocated to it by law, such sums as are necessary and sufficient to properly amortize any amount advanced under act of congress, and to make suitable provision from year to year in its annual budget for such amortization.

Section 138 . . . National aid expended under supervision of department.—All funds and all road building equipment, supplies and materials that have heretofore or may hereafter be apportioned to this state by the congress of the United States to aid and assist in road building shall be expended and used under the control and supervision of the department, and any and all expenses necessary to secure such equipment, supplies and materials for the use of the state to be used on the roads under the supervision of the department, is authorized to be paid out of the funds apportioned to and set aside for the use of the department.

Section 139 . . . Use of gas tax revenue by department.—

(1) The board shall by regulation provide for the expenditure of the proceeds of the first gas tax accruing to the department, in accordance with its annual budget.

(2) Such regulations shall provide that the use of the first gas tax be restricted to the following purposes:

(a) To pay administrative expenses of the board and department, including administrative expenses incurred by the several state road districts;

(b) To pay the cost of construction of the primary road and state park road system, including amounts necessary to match federal aid funds for such purposes;

(c) To pay the cost of maintaining the state primary highway system and state park road system.

(d) To make such other lawful expenditures of the board or department for the payment of which no other funds may be specified, and for advancement to counties as provided in section 141.

(4) The board shall by regulation provide for the expenditure of the proceeds of the eighty (80%) per cent of the seventh cent gas tax accruing to the department for use of the counties in accordance with its annual budget; such monies to be used by the department in the construction of roads in the county to which such gas tax applies. Such roads shall be those selected by the commissioners and approved by the department to be a part of the secondary system of roads, as herein defined.

(5) The board shall by regulation prescribe for the expenditure of the proceeds of the 80% surplus of the second gas tax remitted to the department for use in the counties in accordance with its annual budget; provided, however, the department shall not expend any funds derived from the 80% surplus of the second gas tax for the construction or reconstruction of any road or bridge except where requested to do so by resolution from the county commissioners; such monies shall then be used by the department for the construction or reconstruction of roads and bridges or for the lease or purchase of bridges on the state highway system within the county to which such surplus applies; provided, however,

that nothing herein contained shall in any way impair the present county road and bridge district bonds, revenue certificates, or other valid obligations of the respective counties.

Section 140—Use of gas tax revenues restricted.—

(1) Funds available to the department or any county from any gas tax revenues shall not be used for any nonhighway purpose.

(2) When funds are needed for welcome stations, paving in farmers' markets or through the grounds of state institutions, including institutions under the board of control, the costs of such improvements shall be budgeted by the agency or institution desiring the improvements, subject to legislative approval and appropriation from the proper fund.

(3) Such improvements shall be made by the department or pursuant to contract under its supervision, at the expense of the agency or institution on the basis of the cost of such improvements.

(4) The restrictions of this section shall not apply to the construction of wayside parks or state park roads.

Section 141 . . . Confirming advances of state road funds to counties for construction and repair of state roads within the county; authorizing advances in the future.—

(1) The action of the board in making advances of state road funds to certain of the counties which were financially unable to supply the necessary funds for the acquisition of state road rights-of-way and for the construction of sections of state roads in the county to be repaid from future gasoline tax surpluses accruing to such counties, be and the same is hereby confirmed and approved.

(2) The board whenever it deems it advisable and in the best interest of the state because of the financial inability of a county to provide the necessary funds or in order to anticipate future surplus gasoline tax funds accruing to the county, may make advances of state road funds to a county for the acquisition of rights-of-way for roads of the state primary highway system therein or for the construction of road projects of the state primary highway system therein to be repaid out of any future accruals to the county of gasoline tax funds to be expended therein by the county or by the department.

(3) Any such advance shall be made the subject of a written agreement between the department and the commissioner, and a copy thereof shall be furnished the state comptroller and the state board of administration. The agreement shall provide that all right-of-way acquisitions by the county shall be under the supervision of the state road department and the advanced funds shall be paid directly for right-of-way parcels purchased or condemned upon requisitions of the state road department, which are audited and approved by the state comptroller and for which state warrants are drawn by the state comptroller, countersigned by the governor. All construction fund advances shall be expended under construction contracts let and supervised by the department. Such agreement shall provide for the repayment of such advance out of any gasoline taxes accruing to the county or to the department for expenditure therein.

(4) The board shall adopt and promulgate appropriate rules and regulations to effectuate the provisions of this section.

(5) This section shall be cumulative and is not intended to repeal any existing authority conferred upon the department and the several counties with reference to the subjects dealt with herein.

Section 142 . . . Department authorized to charge off certain accounts.—

(1) The department is authorized, in its discretion, to cancel and charge off any claim or account which appears on the records of the department against any county or municipality if such claim or account arose and is claimed to have become due prior to January 1, 1941.

(2) The department shall show on its official minutes the disposition made of any such claim or account, and such action by the department shall be final and effect a complete discharge and cancellation of any such claim.

Section 143 . . . Counties, departments, etc., may make

contributions to department; construction agreements; bond transfer deemed sale at par; fees of bond trustees; transfers discretionary; federal aid.—

(1) Any department of this state, and any county or any special road and bridge district in this state, may aid in the construction or maintenance of any state road, by contributions to the department of cash, bonds, time warrants, or other things of value in the construction or maintenance of roads.

(2) The department may accept and receive such aid and any such contributions and dispose and use the same in the construction or maintenance of such road.

(3) In case any such aid or contribution is given or made by any county or special road and bridge district, such aid or contribution shall be used by the department only in the construction or maintenance of such state roads in the county or special road and bridge district as shall be designated and agreed upon by the department and the officials of such county or special road and bridge district.

(4) Upon accepting the contribution of road bonds, the department shall enter into agreements with the commissioners of the county in which such road bonds have been voted by the people, for the construction of the roads and bridges in accordance with specifications agreed upon between the department and the commissioners of such county. The department shall receive from such county in consideration thereof, the net proceeds of the sale of the bonds so voted, after deducting expenses and commission on the sale and administration of such bonds. The department in no instance is to receive from such county an amount in excess of the actual cost of the construction of such roads.

(5) In case any county or special road and bridge district shall transfer and deliver to the department, any county or special road and bridge district road bonds or time warrants under the terms herein provided, such transfer and delivery shall be taken and construed as a sale and delivery of such bonds or time warrants at par or face value thereof.

(a) The department shall agree in writing to expend as much or more than the par or face value of such bonds or time warrants in the construction or maintenance of state roads in the county or special road and bridge district as shall be designated and agreed upon by the department and the officials of the county or special road and bridge district.

(b) The terms herein provided shall apply in any case where such bonds or time warrants have been voted or authorized to be issued.

(6) Trustees, who shall be qualified to act in behalf of any county or special road and bridge district, when such bond issue is transferred to the department, under the provisions of this law, shall be entitled to receive the same compensation payable in the same manner, as if the bond issue had been sold for cash and the proceeds thereof disbursed by such trustees.

(7) The provisions of this law shall not be construed to require either the commissioners of any county, or the officials of any special road and bridge district, or the department to enter into an agreement for the transfer of such bonds or time warrants as are mentioned herein, but such transfer and assignment shall at all times be within the discretion of the department and such county and district officials.

(8) The department may propose and obtain the designation of any of the said roads and bridges so to be constructed, as federal aid projects, and obtain from the United States payment on account of such construction in accordance with existing regulations.

(9) The federal aid money obtained under sub-section (8) shall first be applied to the completion of the roads for which said bonds have been voted, if the money from the bonds is not sufficient therefor, and any residue shall be expended in the construction of any state road that the department and the commissioners of the county may agree upon.

Section 144 . . . Special road and bridge district bonds.—

(1) After a special road and bridge district has been constituted pursuant to the provisions of this law, and before awarding the contract or contracts for the construction of the roads and bridges provided for by the special election, if

by such election it was provided that the construction of the improvements was to be paid for by the issue and sale of bonds, the commissioners shall, as soon as practicable, issue and sell special road and bridge bonds for the amount provided for by such special election.

(2) After any special road and bridge district shall have been organized as authorized by this law, a petition signed by not less than twenty-five (25) per cent of the duly registered voters, who are freeholders residing within the territorial limits of the district, may be presented to the commissioners for the purpose of authorizing additional construction, and the issuance of additional bonds.

(a) Such petition shall briefly describe the proposed road or bridge construction, and the amount of money necessary for such construction, and that it is desired that bonds of the district be issued in the amount so named to pay for such work of construction, in addition to warrants or bonds of the district that may then have been already issued, and praying that a special election within such district be called to determine whether such bonds should be issued for such purpose.

(b) The commissioners, after being satisfied that the petition in all respects complies with the requirements of law, shall order a special election to be held in the district to determine whether or not such bonds should be issued as specified in the petition.

(c) The other requirements of this law relating to: the calling and holding of an election; giving of notice, making, canvassing and certifying the returns of such election; issuing of bonds; and levying taxes to pay the principal and interest of the bonds, shall be followed and apply to the issuance of such bonds referred to in the petition, as nearly as the same can be conveniently made adaptable and applicable thereto. The commissioners may prescribe and determine all other necessary details as to the procedure connected with or leading up to the issuance of such bonds.

(d) All of the provisions of this law shall have not only a prospective force and effect, but also a retrospective force and effect, so that bonds of any special road and bridge district proposed to be issued before this law shall have gone into effect, shall be regarded as valid and effective if in fact before the adoption of this law there had been a substantial compliance with the requirements herein.

(3) In issuing and selling such bonds and in disbursing the proceeds thereof, the commissioners shall act in substantial conformity with the provisions of these statutes applicable to the issue and sale of bonds for the purpose of constructing hardsurfaced roads and public buildings.

(a) The tax for the payment of interest to provide a sinking fund for the payment of the bonds shall be assessed and collected only upon the taxable property within the boundaries of the special road and bridge district.

(b) The bond trustees shall be selected by the commissioners and shall be resident freeholders of the special road and bridge district.

Section 145 . . . Assessment of tax for sinking fund and interest.—Whenever any special road and bridge district has been constituted and special road and bridge bonds issued by the commissioners, as provided in this law, the commissioners shall assess annually, a tax upon all real and personal property, railroads, telegraph and telephone lines, owned or situated within the special road and bridge district, to realize a sum sufficient to pay the interest upon such bonds as it may become due, and to create a sinking fund for the payment of the principal of such bonds at the maturity of same, which sinking fund shall be provided by resolution of the commissioners before issuing such bonds.

Section 146 . . . Use of surplus of proceeds of bonds.—Should there remain any of the proceeds of the sale of such special road and bridge bonds after paying for the construction of the improvement for which the bonds were issued, such surplus shall be held by the bond trustees and paid out by them, upon order of the commissioners, for the repair and maintenance of the roads and bridges within the special district.

Section 147 . . . Time warrants.—

(1) If the approved bond issue of a special road and bridge

district proves insufficient to complete the authorized construction, necessitating further funds for the completion of such construction, the commissioners shall be authorized to issue time warrants of such district.

(2) The amount of such time warrants shall not exceed ten (10%) per cent of the amount of bonds originally voted for such construction. The time warrants shall bear interest at the rate of eight (8%) per cent per annum from their issuance and shall mature in not more than ten (10) years from their issuance.

(3) Such time warrants may be either sold and the proceeds thereof used to pay for the completion of the roads and bridges, or such warrants may be delivered in payment of such work.

(4) No such warrants may be issued more than three (3) years from the date of the original bonds. Where such time warrants shall come within the purview of section 6 of article IX of the constitution, the same shall be issued only after they have been approved in an election called and held in the said district in the manner hereinabove provided for the original election.

(5) The commissioners shall levy an annual tax on all taxable property, real and personal, in any such district sufficient to pay the interest on such warrants, and to provide a sinking fund for the payment thereof at maturity.

Section 148—Payment for construction by special road and bridge tax; issuing warrants; amounts of warrants.—

(1) If, in the election providing for the special road and bridge district and the construction of the roads and bridges therein, it was provided that the cost of such improvements was to be paid for by a special road and bridge tax, instead of special road and bridge bonds; then, after letting the contract or contracts for the construction of the roads and bridges provided for by such special election, the commissioners shall pay for the construction of such improvements by issuing warrants on the county depository for such sum or sums, as may be due from time to time upon such contract or contracts.

(2) Such warrants shall be paid only from the funds collected from the special road and bridge tax as hereinafter provided for, and when such warrants are paid, they shall be charged against the special road and bridge fund for that special district. In no instance shall the total amount of warrants issued against the special road and bridge fund of any special district exceed the total amount authorized at the election held to authorize the construction of such roads and bridges.

Section 149—Annual assessment and collection of taxes.—

(1) After letting of the contract for the improvements voted for at the special election, and until the same have been fully paid for, there shall be annually assessed and collected upon all real and personal property, railroad, telegraph and telephone lines owned or situated within the special road and bridge district, a special road and bridge tax, not exceeding twenty (20) mills on the dollar in any one year. Such special tax shall be in addition to the county road tax and other taxes levied and assessed for state and county purposes.

(2) Upon collection, such tax shall be kept in a separate fund to be known as the special road and bridge fund of the special district in which such improvements were made. Disbursements from such fund shall be made by the commissioners only in liquidation of warrants issued in payment for the construction of roads and bridges as provided for by the special election held in the special road and bridge district.

Section 150—Method of assessment, equalization and collection of taxes.—

(1) All special road and bridge district taxes shall be assessed, equalized and collected upon the taxable property within the special road and bridge district, by the same officers and in the same manner as is provided by law for the assessment, equalization and collection of other county taxes.

(2) The commissioners shall assess and have collected from all taxable property within the special road and bridge district the special road and bridge district tax, as herein provided, until all warrants issued in payment for the roads and

bridges authorized by the special election, have been paid and cancelled. The comptroller of the state shall assess all railroads and railroad property, together with telegraph lines and telegraph property situated in such special road and bridge district and shall collect the taxes thereon in the same manner as required by law to assess and collect taxes for state and county purposes, and shall remit the same to depositories of the counties to the credit of each special road and bridge district fund and to be paid out as provided by law.

Section 151 . . . Special tax.—After the construction of the roads and bridges authorized by the special election, the commissioners shall estimate from year to year, the amount necessary to keep in repair and maintain the roads and bridges within such district; and shall assess annually all taxable property within the district, a tax not exceeding ten (10) mills on the dollar, which tax shall be collected and paid into the special road and bridge fund of that special district, and used solely by the commissioners for the repair and maintenance of the roads and bridges within the district.

Section 152 . . . Proportion of general tax to special district.—Any special road and bridge district created under authority of this law shall be entitled to receive for the repair and maintenance of the roads and bridges in such district, its due proportion of the county tax levied and collected upon the taxable property of the county for general road purposes. The special tax provided for herein shall be levied and collected on the taxable property in the special district, only for such repair and maintenance of the roads and bridges in the special district that cannot be paid for from its proportion of the general county road tax.

Section 153 . . . Validation of bonds.—

(1) Whenever the commissioners, in behalf of any special road and bridge district organized under the provisions of this law shall have authorized the issuance of bonds pursuant to any of the provisions of this law, such commissioners may, if they shall so elect, cause such bonds to be validated in accordance, as nearly as it is practicable to apply the same, with the provisions of law relating to the validating of bonds issued by counties and municipalities.

(2) In the event of the exercise of such election by the commissioners, all the provisions of law relating to the validating of bonds issued by counties and municipalities shall be held also to include and apply to bonds issued by special road and bridge districts.

(3) The decree of validation that shall be entered by the court shall have the same conclusive force and effect as the law now relates to bonds issued by counties and municipalities.

(4) This provision as to validation proceedings shall not be construed as being compulsory upon, but only optional, with the commissioners.

Section 154 . . . Levy of tax for road and bridge purposes; proportion to municipalities.—

(1) The commissioners shall levy a tax not to exceed ten (10) mills on a dollar on all property in their county each year for road and bridge purposes. Such tax, when collected, shall be paid over to the county depository and kept in a separate fund, which fund shall not be expended for any other purpose than for work on the public roads and bridges in the county, and for the payment of the salaries of employees engaged in road and bridge work, and in providing the necessary tools, materials, implements and equipment and for the necessary work on such roads and bridges.

(2) One-half the amount realized from such special tax on the property in incorporated cities and towns, shall be turned over to such cities and towns, to be used in repairing and maintaining the roads and streets thereof, as may be provided by the ordinances of such cities and towns.

Section 155 . . . Beautification of roads by department, counties, and cities; expenditure; wayside parks.—

(1) The department, the commissioners of the several counties, and all municipal corporations may include as a part of their programs of road and street construction, and maintenance, the conservation of the natural roadside growths

and scenery, and the beautification of roads or streets by the restoration, planting, replanting, seeding and re-seeding, of grasses, plants, shrubs, root-stocks or trees, and the maintenance of same along the roadside of all roads or streets.

(2) Expenditures for such purposes shall be considered proper expenditures for highway construction or maintenance.

(3) The department is authorized to expend state road funds to acquire, by donation or purchase, and to lay out, develop, improve, operate and maintain appropriate roadside or way-side parks at sites selected by the board.

Section 156 . . . Trees and shrubbery along state highway and state park road system; removal or damage; penalty.—

(1) The removal or cutting or marring or defacing or destruction of any trees or shrubbery which are either planted or natural growths within the rights-of-way of roads of the state highway or state park road system, and which are maintained by the department as a part of its highway beautification program is prohibited.

(2) It is unlawful for any person to remove, cut, mar, deface or destroy any of said trees or shrubbery without first securing the written permission of the department.

(3) Any person violating the provisions of this section shall be guilty of a misdemeanor and upon conviction shall be punished by a fine not to exceed five hundred (\$500) dollars or by imprisonment in the county jail for a period not to exceed six (6) months or by both such fine and imprisonment.

Section 157—Gates across county roads permitted.—

(1) The commissioners may permit the construction of gates across the county roads of their respective counties whenever, in their opinion, the same will not unnecessarily interfere with the public travel, and shall prescribe the place where such gate shall be placed and the manner of the construction and maintenance thereof.

(2) The commissioners may rescind any such permit whenever they shall deem it necessary for the public good. At least thirty (30) days previous notice shall be given the party to whom such permit shall have been granted before the same shall be rescinded.

Section 158—Fishing from state road bridges; walkways authorized.—

(1) The board is authorized to investigate and determine whether it is detrimental to traffic safety and dangerous to human life for any person to fish from any state road bridge. When the board, after due investigation, so determines that it is dangerous for persons to fish from any such bridge, its determination shall be reflected in its official minutes and the department shall thereupon post appropriate signs on such bridge stating that fishing therefrom is prohibited.

(2) It shall be a misdemeanor for any person to fish from any bridge which the board has determined is dangerous to fish therefrom and has posted signs as provided in subsection (1) hereof.

(3) All enforcement officers, including Florida highway patrol officers, shall enforce the provisions of this section.

(4) This section shall be cumulative and is not intended to repeal special laws making it unlawful to fish from any bridge.

(5) Any state, county or municipal agency or authority charged with the maintenance and construction of public roads and bridges is authorized to construct and maintain pedestrian walkways, "fishing walks" or fishing bays on public bridges under its jurisdiction whenever it is deemed necessary to do so in the interest of safety.

Section 159 . . . Injuring boundary marks, guideposts, etc.—Whoever willfully and maliciously damages, removes or destroys any milestone, mileboard or guideboard erected upon a highway or other public way, or willfully and maliciously defaces or alters the inscription on any such marker, or extinguishes any lamp, or breaks or removes any lamp or lamp post or railing or post erected on any bridge, sidewalk, street, or highway, shall be punished by imprisonment not exceeding six (6) months, or by fine not exceeding fifty (\$50.00) dollars.

Section 160 . . . Dumping trash, etc., on public highways; penalty.—

(1) It is unlawful for any person to dump or cause to be dumped or place or cause to be placed any refuse or rubbish of any kind whatsoever along the right-of-way of the public highways and roads of the state.

(2) Any person found guilty of violating this section shall be fined not more than one hundred (\$100.00) dollars or be imprisoned not more than thirty (30) days.

Section 161 . . . Unlawful use of limited access facilities; penalties.—

(1) On limited access facilities it shall be unlawful for any person:

(a) To drive a vehicle over, upon, or across any curb, central dividing section or other separation or dividing line;

(b) To make a left turn, a semi-circular or U-turn except through an opening provided for that purpose in the dividing curb section, separation, or line;

(c) To drive any vehicle except in the proper lane provided for that purpose and in the proper direction and to the right of the central dividing curb, separation section, or line;

(d) To drive any vehicle into the limited access facility from a local service road except through an opening provided for that purpose in the dividing curb or dividing section or dividing line which separates such service road from the limited access facility proper.

(2) Any person who violates any of the provisions of this section is guilty of a misdemeanor and upon arrest and conviction therefor, shall be punished by a fine of not less than five (\$5.00) dollars nor more than one hundred (\$100.00) dollars or by imprisonment in the city or county jail for not less than five (5) days nor more than ninety (90) days, or by both such fine and imprisonment.

Section 162 . . . Obstructing highway.—Whoever obstructs any public road or established highway by fencing across or into the same, or by willfully causing any other obstruction in or to such road or highway, or any part thereof, shall be punished by fine not exceeding one hundred (\$100.00) dollars, or by imprisonment for a term not exceeding sixty (60) days, and the judgment of the court shall also be that the obstruction be removed.

Section 163 . . . Microfilming of records by department.—The department is authorized to photograph, microphotograph or reproduce on film, whereby each page will be exposed in exact conformity with the original, all its documents, records, maps, data and information of a permanent character, including its personnel records, payrolls, maps, designs and drawings, biennial reports, data of cost and type histories of roads, its data of studies and research, its historical road data, right-of-way deeds, easements and releases, agreements covering roads and bridges, condemnation judgments, all contracts and agreements extending over a period of years, permits issued utilities and others, agreements with U. S. Bureau of public roads, public roads administration, counties, cities and other governmental subdivisions and agencies, road board minute records, fiscal data of a permanent character that should be preserved as records and such other documents, data and records as it may in its discretion select. The department is authorized to destroy any documents after they have been photographed and filed except the original minutes of the meetings of the board and such title deeds, easements, leases and releases relating to the right-of-way of state roads and other property owned or leased by the board, which it deems should be preserved in original form. Photographs or microphotographs in the form of film or print of any records made in compliance with the provisions of this section shall have the same force and effect as the originals for the purpose of their admissibility in evidence. Duly certified or authenticated reproductions of such photographs or microphotographs shall be admitted in evidence equally with original photographs or microphotographs.

Section 164 . . . Road signs may be manufactured at state prison.—All signs used by the department to designate and mark highways and all signs used as warning and traffic signs may be manufactured by the state convicts at the state prison, provided that the cost of manufacturing these signs

does not exceed the cost of an outside manufacturer. The department will use these signs upon their being proved to be equal in quality to signs manufactured by outside concerns.

Section 165 . . . Copy of laws to be furnished to department.—The secretary of state shall furnish to the board, without charge, a copy of the laws of the state in like manner as said laws are furnished to other state officials.

Section 166 . . . Prior contracts validated.—Nothing contained in this law shall affect any contract or instrument validly executed prior to the effective date of this law.

Section 167 . . . Chapter 139, Florida Statutes, relating to county road districts, chapter 140, Florida Statutes, relating to county special road and bridge districts, chapter 141, Florida Statutes, relating to special road, bridge and ferry districts, chapter 341, Florida Statutes, relating to state roads, chapter 343, Florida Statutes, relating to county roads and bridges, chapter 348, relating to limited access facilities, and sections 342.01 and 342.02, Florida Statutes, relating to beautification of highways and the construction and operation of information centers on the state highway system are hereby repealed.

Section 168 . . . Short Title.—This act may be cited as "Florida Highway Code of 1955."

Section 169 . . . In the event any section, clause, sentence or portion of this Act be declared to be invalid, such invalid provision shall in no event affect the validity of the remaining sections, clauses, sentences, or portions of this Act.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Committee Substitute for Senate Bill No. 480, contained in the above message, was read by title, together with the House Amendment thereto.

Pending consideration of the House Amendment to Committee Substitute for Senate Bill No. 480, Senators Tapper and Baker offered the following amendment to the House Amendment to Committee Substitute for Senate Bill No. 480:

In Section 12, Subsection (1), line 4 (typewritten bill), after the word "exceed," strike out "fourteen thousand (\$14,000.00)" and insert in lieu thereof the following: "twelve thousand (\$12,000.00)"

Senator Tapper moved the adoption of the amendment to the House Amendment to Committee Substitute for Senate Bill No. 480.

Which was agreed to and the amendment to the House Amendment to Committee Substitute for Senate Bill No. 480 was adopted.

Senators Tapper and Baker also offered the following amendment to the House Amendment to Committee Substitute for Senate Bill No. 480:

In Section 13, Subsection (1), line 6 (typewritten bill), strike out the words: "fourteen thousand (\$14,000.00)" and insert in lieu thereof the following: "twelve thousand (\$12,000.00)"

Senator Tapper moved the adoption of the amendment to the House Amendment to Committee Substitute for Senate Bill No. 480.

Which was agreed to and the amendment to the House Amendment to Committee Substitute for Senate Bill No. 480 was adopted.

Senators Tapper and Baker also offered the following amendment to the House Amendment to Committee Substitute for Senate Bill No. 480:

In Section 13, Subsection (2), line 5 (typewritten bill), after the period strike out "he shall be employed for an annual salary not to exceed twelve thousand (\$12,000.00) dollars."

Senator Tapper moved the adoption of the amendment to the House Amendment to Committee Substitute for Senate Bill No. 480.

Which was agreed to and the amendment to the House Amendment to Committee Substitute for Senate Bill No. 480 was adopted.

Senators Tapper and Baker also offered the following amendment to the House Amendment to Committee Substitute for Senate Bill No. 480:

In Section 23, Subsection (2) (typewritten bill) strike out all of Subsection (2) and insert:

"The department is hereby authorized to enter into contracts from time to time with the University of Florida for the training of engineers, making of engineering research studies and the furnishing of data concerning same in the fields of soil stabilization, properties of concrete and concrete aggregate, bituminous wearing surfaces and pavements, and other highway research fields which are needful and beneficial in the planning, construction and improvement of public highways. Provided, however, the department may contract with any other university of the state for such training or research for which facilities are not now available at the University of Florida. The department is authorized to pay out of state road funds to the universities under all such contracts an amount not to exceed thirty thousand (\$30,000) dollars per year."

Senator Tapper moved the adoption of the amendment to the House Amendment to Committee Substitute for Senate Bill No. 480.

Which was agreed to and the amendment to the House Amendment to Committee Substitute for Senate Bill No. 480 was adopted.

Senators Tapper and Baker also offered the following amendment to the House Amendment to Committee Substitute for Senate Bill No. 480:

In Section 81 (typewritten bill) strike out all of Section 81 and insert in lieu thereof the following:

"Section 81—Purchases subject to competitive bids; advertisement; emergency purchases.—(1) No purchase of road material, machinery, tools, equipment or supplies in excess of three thousand dollars shall be made by the board unless made upon competitive bids received, after advertising therefor in a newspaper of general circulation, at least once a week for not less than two consecutive weeks, prior to the date on which bids are to be received. The board may at its discretion, award a contract to the lowest responsible bidder or it may reject all bids and proceed to readvertise. (2) If the chairman, or in his absence the director, shall determine that a real emergency exists in regard to the purchase of road material, machinery, tools, equipment, or supplies, so that the delay incident to giving opportunity for competitive bidding would be detrimental to the interests of the state, the provisions for competitive bidding shall not apply and the chairman or director may authorize or make purchases of such road material, machinery, tools, equipment, or supplies, without giving opportunity for competitive bidding thereon. The chairman or director shall, within ten days after such determination and purchase, file with the board a written statement of the road material, machinery, tools, equipment or supplies purchased and a certificate as to the conditions and circumstances constituting such emergency, which statement shall be incorporated in the minutes of the board."

Senator Tapper moved the adoption of the amendment to the House Amendment to Committee Substitute for Senate Bill No. 480.

Which was agreed to and the amendment to the House Amendment to Committee Substitute for Senate Bill No. 480 was adopted.

Senators Tapper and Baker also offered the following amendment to the House Amendment to Committee Substitute for Senate Bill No. 480:

In Section 93, Sub-section 2, line 2, (typewritten bill) strike out the words: "Highway Engineer" and insert in lieu thereof the following "Director"

Senator Tapper moved the adoption of the amendment to the House Amendment to Committee Substitute for Senate Bill No. 480.

Which was agreed to and the amendment to the House Amendment to Committee Substitute for Senate Bill No. 480 was adopted.

Senators Tapper and Baker also offered the following amendment to the House Amendment to Committee Substitute for Senate Bill No. 480:

In Section 93, Sub-section (3), line 2, (typewritten bill) after the comma, strike out "the highway engineer" and insert in lieu thereof the following "the director."

Senator Tapper moved the adoption of the amendment to the House Amendment to Committee Substitute for Senate Bill No. 480.

Which was agreed to and the amendment to the House Amendment to Committee Substitute for Senate Bill No. 480 was adopted.

Senators Tapper and Baker also offered the following amendment to the House Amendment to Committee Substitute for Senate Bill No. 480:

In Section 93, Sub-section (4), line 6 (typewritten bill) after the word "the" strike out the words "highway engineer" and insert in lieu thereof the following: "director"

Senator Tapper moved the adoption of the amendment to the House Amendment to Committee Substitute for Senate Bill No. 480.

Which was agreed to and the amendment to the House Amendment to Committee Substitute for Senate Bill No. 480 was adopted.

Senators Tapper and Baker also offered the following amendment to the House Amendment to Committee Substitute for Senate Bill No. 480:

In Section 94, Subsection (1), line 2 (typewritten bill) after the word "the" strike out "highway engineer" and insert in lieu thereof the following: "director"

Senator Tapper moved the adoption of the amendment to the House Amendment to Committee Substitute for Senate Bill No. 480.

Which was agreed to and the amendment to the House Amendment to Committee Substitute for Senate Bill No. 480 was adopted.

Senators Tapper and Baker also offered the following amendment to the House Amendment to Committee Substitute for Senate Bill No. 480:

In Section 94, Subsection (1), line 8 (typewritten bill) after the word "the," strike out "highway engineer" and insert in lieu thereof the following: "director"

Senator Tapper moved the adoption of the amendment to the House Amendment to Committee Substitute for Senate Bill No. 480.

Which was agreed to and the amendment to the House Amendment to Committee Substitute for Senate Bill No. 480 was adopted.

Senators Tapper and Baker also offered the following amendment to the House Amendment to Committee Substitute for Senate Bill No. 480:

In Section 97, Subsection (2), line 8 (typewritten bill) strike out the figure: "\$1,000.00" and insert in lieu thereof the following: "(\$100.00)"

Senator Tapper moved the adoption of the amendment to the House Amendment to Committee Substitute for Senate Bill No. 480.

Which was agreed to and the amendment to the House Amendment to Committee Substitute for Senate Bill No. 480 was adopted.

Senators Tapper and Baker also offered the following amendment to the House Amendment to Committee Substitute for Senate Bill No. 480:

In Section 119 (typewritten bill), at the end of Section 119

add the following: "Provided, however, the county commissioners of such county must approve the same by resolution."

Senator Tapper moved the adoption of the amendment to the House Amendment to Committee Substitute for Senate Bill No. 480.

Which was agreed to and the amendment to the House Amendment to Committee Substitute for Senate Bill No. 480 was adopted.

Senators Tapper and Baker also offered the following amendment to the House Amendment to Committee Substitute for Senate Bill No. 480:

In Section 161, Subsection (2), line 6 (typewritten bill), after the word "not" strike out the balance of section and insert the following: "for not more than thirty (30) days, or by both fine and imprisonment."

Senator Tapper moved the adoption of the amendment to the House Amendment to Committee Substitute for Senate Bill No. 480.

Which was agreed to and the amendment to the House Amendment to Committee Substitute for Senate Bill No. 480 was adopted.

Senators Johnson, Carlton, Shands and Carraway offered the following amendment to the House Amendment to Committee Substitute for Senate Bill No. 480:

In Section 140 (typewritten bill) strike out all of Subsections 2 and 3 and insert in lieu thereof the following:

(2) When funds are needed for welcome stations, the cost of such improvement shall be budgeted by the Advertising Commission and be subject to legislative approval and appropriation from the proper fund.

(3) Such improvement shall be made by the department or pursuant to contract under its supervision, at the expense of the agency on the basis of the cost of such improvements.

Senator Tapper moved the adoption of the amendment to the House Amendment to Committee Substitute for Senate Bill No. 480.

Which was agreed to and the amendment to the House Amendment to Committee Substitute for Senate Bill No. 480 was adopted.

There being no further amendments the action of the Senate was ordered certified to the House of Representatives immediately.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 20, 1955.

The Honorable W. T. Davis,
President of the Senate.

Sir:

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

By Senator Beall—

S. B. No. 947—A bill to be entitled An Act to empower the Board of County Commissioners of Escambia County to regulate and restrict within said county, the height, number of stories, size of building and other structures on land and water, percentage of lot that may be occupied, the size of yards, courts and other open spaces. The density of population, location and use of buildings, structures and land for trade, industry, residence or other specific use of the premises, to safeguard the safety, health and welfare of the people; to cooperate with State Road Department or other governmental agency or department; providing for the division of such territory into districts and within such districts regulate and restrict the erection and construction, alteration, repair or use of buildings; providing the method of procedure; providing for the appointment of a zoning commission and a board of adjustment; providing for remedies and penalties for violation of this Act or of any order, resolution, rule or regulation made under

the authority hereby conferred; and conferring upon the county commissioners of such county, so far as may be lawfully conferred, the power to prescribe and enforce regulations, rules, orders and resolutions to effectuate the purpose of this Act; limiting expenditure of fees and making an appropriation; and providing for a referendum election.

Which amendments read as follows:

Amendment No. 1—

In Section 7, following the words "qualified electors of said county" insert the following: "residing outside of the city limits of Pensacola"

Amendment No. 2—

In Section 8, Paragraph 2, following the words "who are qualified electors of said county" insert the following: "residing outside of the city limits of Pensacola"

Amendment No. 3—

In Section 19, following the words "by a majority of the qualified electors" insert the following: "who are freeholders"—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 947, contained in the above message, was read by title, together with House Amendments thereto.

Senator Beall moved that the Senate concur in House Amendment No. 1 to Senate Bill No. 947.

Which was agreed to and the Senate concurred in House Amendment No. 1 to Senate Bill No. 947.

Senator Beall moved that the Senate concur in House Amendment No. 2 to Senate Bill No. 947.

Which was agreed to and the Senate concurred in House Amendment No. 2 to Senate Bill No. 947.

Senator Beall moved that the Senate concur in House Amendment No. 3 to Senate Bill No. 947.

Which was agreed to and the Senate concurred in House Amendment No. 3 to Senate Bill No. 947.

And Senate Bill No. 947, as amended, was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing, and the action of the Senate was ordered certified to the House of Representatives immediately.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 26, 1955.

The Honorable W. T. Davis,
President of the Senate.

Sir:

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

By Senators Pearce, Rawls, Beall, Stenstrom, Barber and Morgan—

S. B. No. 580—A bill to be entitled An Act appropriating an additional six hundred thirty-six thousand eight hundred eighty dollars (\$636,880.00) to the military department of the State of Florida for construction and equipment of National Guard armories; providing effective date.

Which amendments read as follows:

Amendment No. 1—

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

"Section 3. The site or location of any national guard armory in Jackson county shall be selected by the legislative delegation of Jackson county.

Section 4. If any word, phrase, clause, section or other part of this Act is declared invalid, inoperative or unconstitutional, it shall in no way affect the validity or constitutionality of the remainder of the act.

Section 5. This Act shall take effect July 1, 1955."

Amendment No. 2—

In line 5 of the title after the words "National Guard Armories;" insert the following: "location of Armory in Jackson County;"

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 580, contained in the above message, was read by title, together with House Amendments thereto.

Senator Pearce moved that the Senate concur in House Amendment No. 1 to Senate Bill No. 580.

Which was agreed to and the Senate concurred in House Amendment No. 1 to Senate Bill No. 580.

Senator Pearce moved that the Senate concur in House Amendment No. 2 to Senate Bill No. 580.

Which was agreed to and the Senate concurred in House Amendment No. 2 to Senate Bill No. 580.

And Senate Bill No. 580, as amended, was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing, and the action of the Senate was ordered certified to the House of Representatives immediately.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 26, 1955.

The Honorable W. T. Davis,
President of the Senate.

Sir:

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

By Senator King—

S. B. No. 1090—A bill to be entitled An Act to abolish the present municipal government of the City of Mulberry, in the County of Polk, in the State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Mulberry, and to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges.

Which amendments read as follows:

Amendment No. 1—

In Section 8, Subsection D, line 10, following the words "own and" strike out: "control" and insert the following in lieu thereof: "operate"

Amendment No. 2—

In the Title at the end strike the period and insert the following in lieu thereof: "; and providing for a referendum."

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 1090, contained in the above message, was read by title, together with House Amendments thereto.

Senator King moved that the Senate concur in House Amendment No. 1 to Senate Bill No. 1090.

Which was agreed to and the Senate concurred in House Amendment No. 1 to Senate Bill No. 1090.

Senator King moved that the Senate concur in House Amendment No. 2 to Senate Bill No. 1090.

Which was agreed to and the Senate concurred in House Amendment No. 2 to Senate Bill No. 1090.

And Senate Bill No. 1090, as amended, was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing, and the action of the Senate was ordered certified to the House of Representatives immediately.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 26, 1955.

*The Honorable W. T. Davis,
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 Morgan—

S. B. No. 752—A bill to be entitled An Act to amend Section 75.09, Florida Statutes, relating to proceedings for the validation of bonds, certificates or other obligations of counties, municipalities, taxing districts, or other political districts, subdivisions, agencies or public bodies of the State of Florida by extending same to prohibit all persons or parties from questioning in any court, except the Supreme Court of Florida, the conclusiveness of any final decree validating such bonds, certificates or other obligations or the validity of said bonds, certificates or other obligations or any proceedings authorizing the issuance thereof; prohibiting any proceedings in any court questioning the validity of such decrees, bonds, certificates or other obligations without leave of the Supreme Court of Florida: conferring original jurisdiction upon the Supreme Court of Florida over applications for leave to file such proceedings, for injunctive or other relief in connection therewith; authorizing actions by public bodies to recover damages caused by proceedings questioning the validity of bonds, certificates or other obligations after validation thereof; and providing when this Act shall take effect.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 752, contained in the above message was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 26, 1955.

*The Honorable W. T. Davis,
President of the Senate.*

Sir:

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

By Senator Gautier (13th)—

S. B. No. 1087—A bill to be entitled providing for the appointment by the county judges in every county in this State where there are more than four hundred fifty thousand (450,000) population, according to the last or any future official State or Federal Census, of not more than eight clerks of the county judges' court, and providing how said clerk or clerks shall be paid and what functions they shall exercise, and their terms of appointment.

Which amendment reads as follows:

In the Title, following the words "to be entitled" insert the following: "An Act"

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 1087, contained in the above message, was read by title, together with the House Amendment thereto.

Senator Gautier (13th) moved that the Senate concur in the House Amendment to Senate Bill No. 1087.

Which was agreed to and the Senate concurred in the House Amendment to Senate Bill No. 1087.

And Senate Bill No. 1087, as amended, was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing, and the action of the Senate was ordered certified to the House of Representatives immediately.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 26, 1955.

*The Honorable W. T. Davis,
President of the Senate.*

Sir:

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

By Senators King and Morrow—

S. B. No. 527—A bill to be entitled An Act declaring that admissions and regulating admissions of attorneys and counselors to practice law in the State of Florida is a judicial function and declaring the Supreme Court of Florida to be the proper agency to govern and regulate admissions of attorneys and counselors to practice law in said State; repealing certain statutes and other laws in conflict herewith.

Which amendments read as follows:

Amendment No. 1—

Add a new section:

Section 7. This Act shall not affect the right of the Legislature at any time to change the provisions hereof and the Legislature hereby expressly reserves that right.

Amendment No. 2—

In the Title, strike the period and insert: "; and providing this Act shall not affect the right of the Legislature to at any time change the provisions hereof and reserving such right to the Legislature.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 527, contained in the above message, was read by title, together with House Amendments thereto.

Senator King moved that the Senate concur in House Amendment No. 1 to Senate Bill No. 527.

Which was agreed to and the Senate concurred in House Amendment No. 1 to Senate Bill No. 527.

Senator King moved that the Senate concur in House Amendment No. 2 to Senate Bill No. 527.

Which was agreed to and the Senate concurred in House Amendment No. 2 to Senate Bill No. 527.

And Senate Bill No. 527, as amended, was referred to the

Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing, and the action of the Senate was ordered certified to the House of Representatives immediately.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 26, 1955.

*The Honorable W. T. Davis,
President of the Senate.*

Sir:

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

By Senators Shands, Pope, Carlton, Fraser, Gautier (28th), Rodgers and Johns—

S. B. No. 164—A bill to be entitled An Act relating to the rehabilitation of alcoholics; amending Sections 396.031 and 396.121 (1), Florida Statutes; revising the legal description of the site of the rehabilitation center; authorizing the purchase of additional land for the center; providing an appropriation for the board; and providing the effective date.

Which amendment reads as follows:

In Section 1, Subsection 2, strike out Subsection 2 and insert the following in lieu thereof:

(2) The board is empowered to spend six thousand five hundred dollars (\$6,500) to be used within the next year to purchase with the monies deposited with the State Treasurer and credited to the account of the Florida Alcoholic Rehabilitation Fund five (5) acres of land located adjacent to the present site of the rehabilitation center, and take a deed thereto in the name of the State of Florida. If additional money is required such sums must come from private interests.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 164, contained in the above message, was read by title, together with the House Amendment thereto.

Senator Shands moved that the Senate concur in the House Amendment to Senate Bill No. 164.

Which was agreed to and the Senate concurred in the House Amendment to Senate Bill No. 164.

And Senate Bill No. 164, as amended, was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing, and the action of the Senate was ordered certified to the House of Representatives immediately.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 26, 1955.

*The Honorable W. T. Davis,
President of the Senate.*

Sir:

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

By Senator Houghton—

S. B. No. 1028—A bill to be entitled An Act to provide that in all counties having a population of not less than 150,000 nor more than 240,000 inhabitants by the last official census, the county boards of public instruction shall submit its annual budget only to the State Superintendent of Public Instruction; providing an effective date.

Which amendments read as follows:

Amendment No. 1—

Section 3 strike out entire section and insert the following in lieu thereof:

Section 3. This Act shall not become effective until the question has been voted upon by the qualified electors of the county, and ratified by a majority of those voting on the question, which shall be placed on the regular election ballot held at the special school district election, held on the first Tuesday after the first Monday in November, 1955. Should a majority of the qualified electors voting on the question vote "Yes," then this Act shall become effective immediately. Should the majority of qualified electors voting on the question vote "No," this Act shall be void.

Amendment No. 2—

In Title, line 7, strike out entire line and insert the following in lieu thereof: Providing for a referendum.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 1028, contained in the above message, was read by title, together with House Amendments thereto.

Senator Houghton moved that the Senate do not concur in House Amendment No. 1 to Senate Bill No. 1028.

Which was agreed to and the Senate refused to concur in House Amendment No. 1 to Senate Bill No. 1028.

Senator Houghton moved that the Senate do not concur in House Amendment No. 2 to Senate Bill No. 1028.

Which was agreed to and the Senate refused to concur in House Amendment No. 2 to Senate Bill No. 1028.

Senator Houghton moved that the House of Representatives be requested to recede from House Amendments Nos. 1 and 2 to Senate Bill No. 1028.

Which was agreed to and the action of the Senate was ordered certified to the House of Representatives immediately.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 26, 1955.

*The Honorable W. T. Davis,
President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives requests the return of—

By Messrs. Mahon, Maness and Westberry of Duval—

H. B. No. 1479—A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Duval County, Florida, to make appropriations, donations and payments to the Jacksonville Art Museum, Inc., a non-profit corporation, located in Duval County, Florida, and providing that such appropriations and donations shall be deemed for a lawful county purpose.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

Senator Morgan moved that the request of the House of Representatives, as contained in the foregoing message, be granted.

Which was agreed to and House Bill No. 1479 was ordered returned to the House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 26, 1955.

*The Honorable W. T. Davis,
President of the Senate.*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives requests the return of—

By Messrs. Jones of Madison and Williams of Seminole—
House Concurrent Resolution No. 1545—

A CONCURRENT RESOLUTION PROPOSING THE CREATION OF A COMMITTEE TO BE KNOWN AS THE GOVERNOR'S MANSION COMMITTEE AUTHORIZING THE COMMITTEE TO SELECT A SITE AND TYPE OF ARCHITECTURE FOR A NEW GOVERNOR'S MANSION.

WHEREAS, The Legislature of the State of Florida, at the 1953 regular session, appropriated the sum of \$250,000.00 for the purpose of selecting a site and constructing a new Governor's Mansion; and

WHEREAS, The Cabinet of the State of Florida has recently decided to tear down the present Governor's Mansion and build a new Mansion on the present site, modeled after the Hermitage in the State of Tennessee; and

WHEREAS, It is the opinion of the Members of the Legislature that the present Governor's Mansion should be preserved for its historical value; and

WHEREAS, It is the opinion of the Members of the Legislature that the present site of the Governor's Mansion is too small to provide adequate beautification and parking facilities for State occasions, and is located on a dead end street, seldom seen by tourists; and

WHEREAS, It is the opinion of the Members of the Legislature that the site for the new Governor's Mansion should be selected so that it will be easily accessible to the Capitol Center, and will be easily seen by the millions of tourists and visitors to the State, with sufficient ground for adequate beautification, adequate parking facilities to last for the next one hundred years, and a Mansion of which all Florida can be proud; and

WHEREAS, It is the opinion of the Members of the Legislature that the architecture of the new Governor's Mansion should be a type that is typical of this fast growing sunshine State and not copied after some ancient architecture of another State.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES, THE SENATE CONCURRING:

Section 1. That a Commission to be known as the Governor's Mansion Selection Committee is hereby created, to be composed of three (3) members of the House of Representatives, appointed by the Speaker, three (3) members of the Senate, to be appointed by the President of the Senate, and three (3) citizens of Florida, to be appointed by the Governor.

Section 2. (A) That said Committee, or a majority thereof, is given full power and authority to investigate and select a suitable site for the location of a new Governor's Mansion.

(B) To select the type of architecture and the size of said Governor's Mansion.

Section 3. When said site has been selected and the size and type of architecture has been decided by the Committee, and reported to the Governor, then the Board of Commissioners of State Institutions shall proceed to acquire the site, have plans and specifications drawn for the new Governor's Mansion, and award contracts for the construction and beautification thereof.

Section 4. The Governor of the State of Florida is hereby requested to cooperate with said Committee, acting as

ex officio Chairman thereof, and to assist said Committee in arriving at its recommendations.

Section 5. The Governor and the Cabinet of the State of Florida are respectfully requested to withhold the expenditure of any funds or the awarding of any contracts, either for the demolition of the present Governor's Mansion or the construction of a new Governor's Mansion until the report and recommendation of a majority of said Committee is made to the Governor.

Section 6. This Resolution shall take effect immediately upon its passage.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

Senator Carlton moved that the request of the House of Representatives for the return of House Concurrent Resolution No. 1545, as contained in the foregoing message, be respectfully denied.

Which was agreed to and the action of the Senate was ordered certified to the House of Representatives immediately.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 26, 1955.

*The Honorable W. T. Davis,
President of the Senate.*

Sir:

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

By Senator Rood—

S. B. No. 578—A bill to be entitled An Act relating to the Game and Fresh Water Fish Commission; allowing said commission to exchange certain Charlotte County lands to which it holds title for equivalent lands, fixing effective date.

Which amendment reads as follows:

In Section 1, add another Subsection and insert the following: (c) SW $\frac{1}{4}$ of Section 29, Township 41 South, Range 25 East, for NW $\frac{1}{4}$ of Section 25, Township 41 South, Range 23 East.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 578, contained in the above message, was read by title, together with the House Amendment thereto.

Senator Rood moved that the Senate concur in the House Amendment to Senate Bill No. 578.

Which was agreed to and the Senate concurred in the House Amendment to Senate Bill No. 578.

And Senate Bill No. 578, as amended, was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing, and the action of the Senate was ordered certified to the House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 26, 1955.

*The Honorable W. T. Davis,
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 Baker—

S. B. No. 1083—A bill to be entitled An Act authorizing the City of Clermont to construct or acquire, and improve or extend, water systems, sewer systems, gas systems, electric systems, or any other undertakings or facilities from which said town derives or will derive fees, charges or revenues; to establish, fix and collect fees, rentals or other charges for the facilities and services of said undertakings; to issue bonds of said town to finance the cost of the construction, acquisition or improvement of such undertakings, said bonds to be payable from general ad valorem taxes and additionally secured by a pledge of the fees, rentals or other charges received from such undertakings, or to be payable from the fees, rentals or other charges received from such undertakings, and utilities service taxes, cigarette taxes, franchise taxes or other excise taxes or revenues of said city; to levy and collect taxes on each and every purchase of electricity, metered or bottled gas (natural liquified petroleum gas or manufactured) water service, telephone service and telegraph service within the corporate limits of said city, and to pledge such utilities service taxes for either the general obligation of revenue bonds authorized by this Act; providing for the terms and conditions of bonds issued pursuant to this Act and the rights and remedies of the holders thereof; to issue refunding bonds and providing for the terms and conditions thereof; authorizing the discontinuance of the services and facilities of any of such undertakings for the non-payment of fees, rentals or other charges thereof; providing for a receiver of such undertakings on default of the city in the payment of such bonds issued to finance such undertakings or of covenants with bondholders in connection therewith; providing for covenants of the State of Florida with respect to the rights of holders of bonds issued pursuant to this Act; and providing for the additional pledge for bonds issued pursuant to this Act of surplus revenues from undertakings other than the undertakings to be financed by the issuance of such bonds; providing for the combining of two or more of such undertakings into one consolidated undertaking or system; providing for the lease of said undertaking or any part thereof by the town and the terms and conditions thereof; providing for the sale of bonds issued pursuant to this Act and the manner thereof; and providing when this Act shall take effect.

Proof of publication attached.

Also—

By Senator Morgan—

S. B. No. 1056—A bill to be entitled An Act amending Section 1 of Chapter 29036, Laws of Florida, 1953, by eliminating therefrom the requirement that the traffic officers shall be under the provisions of Chapter 22263, Laws of Florida, Special Acts of 1943, and by eliminating therefrom the provision that the revocation and dismissal of said traffic officers by the sheriff shall be subject to the provisions of Chapter 22263, Acts of 1943, and by increasing the number of deputy traffic officers from not more than one deputy traffic officer for each five thousand (5,000) of population in said county to not more than one deputy traffic officer for each three thousand (3,000) of population in said county; and amending Section 3 of Chapter 29036, Laws of Florida, 1953, by increasing the number of sergeant traffic officers authorized to be appointed from not exceeding four sergeant traffic officers to not exceeding seven sergeant traffic officers.

Proof of publication attached.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bills Nos. 1083 and 1056, 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 26, 1955.

The Honorable W. T. Davis,
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 Baker—

S. B. No. 1082—A bill to be entitled An Act ratifying, confirming, validating and legalizing all assessments, assessment rolls, valuations of properties, levies of taxes and delinquent tax certificates heretofore made by and as entered upon the rolls and records of the Town of Umatilla, Florida, for the years 1953 and 1954, together with all acts and proceedings had, done and performed by the duly constituted governing authorities and officials of said town in connection therewith, making same valid, legal and binding liens upon the lands and properties upon which same are made, assessed and levied, and authorizing the collection of said taxes, assessments and delinquent tax certificates, providing for the effective date of such law and for the repeal of all laws or parts of laws in conflict therewith.

Proof of publication attached.

Also—

By Senator Cabot—

S. B. No. 1092—A bill to be entitled An Act providing for the assessment and collection in Broward County, Florida, for all taxes levied by the State, county, county school board, school districts, special taxing school districts, special taxing districts, and municipalities in said county, pursuant to Sections 18 and 19 of Article VIII of the Constitution of the State of Florida; to provide for the assessment of all such taxes by the county tax assessor; to provide for the collection, care, custody, reporting and disbursement of all such taxes collected by the county tax collector; to provide for additional bond to be posted by the county tax collector; to prescribe the powers, functions, duties and additional commissions of said county tax assessor and said county tax collector in connection therewith for the assessing and collecting of municipal taxes; to provide that the tax assessment roll of said county shall be prepared, reviewed, equalized and completed and all taxes collected thereon shall be in accordance with the general laws of Florida governing county taxation; to provide that the county commission of Broward County, Florida, shall have no jurisdiction or power over the annual budgets of or the millages determined or fixed by any municipalities; and to provide for the furnishing of audits made of the tax collector's office to each of the municipalities in Broward County, Florida, that use the office of the county tax collector for the collection of municipal taxes; repealing 25712, Laws of Florida 1949; providing an effective date.

Proof of publication attached.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bills Nos. 1082 and 1092, 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 26, 1955.

The Honorable W. T. Davis,
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 Houghton—

S. B. No. 1074—A bill to be entitled An Act to create and provide for the taking of a special State or Federal Census in the Sixth Judicial Circuit in and for the State of Florida; providing that said census shall be under the direct super-

vision and control of the board of county commissioners in and for the County of Pinellas; providing that said board of county commissioners shall pay the cost of said census and provide for the levying of a tax not to exceed one-fourth mill for the above said purpose; providing for limitations and restrictions upon the Pinellas County Budget Board as the duties of said board may conflict with the provisions of this Act; and providing an effective date.

Proof of publication attached.

Also—

By Senator Baker—

S. B. No. 1078—A bill to be entitled An Act to amend Section 32 of Chapter 11608, Laws of Florida, Special Acts of 1925, the same being "An Act validating the incorporation of the Town of Mascotte, in Lake County, Florida, on October 9th, 1925, under the general municipal corporation laws; defining its boundaries and prescribing and providing for its jurisdiction and powers and the powers and jurisdiction of its officers.

Proof of publication attached.

Also—

By Senator Baker—

S. B. No. 1081—A bill to be entitled An Act authorizing the City Council of the City of Eustis, Florida, to appoint a city manager; providing that the city manager shall be the administrative head of the municipal government under the direction and supervision of the city council; and that he shall hold office at the pleasure of the city council; providing that the city council shall prescribe his duties and fix his compensation by ordinance; providing for a referendum.

Proof of publication attached.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bills Nos. 1074, 1078 and 1081, 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 26, 1955.

The Honorable W. T. Davis,
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 Morgan—

S. B. No. 1059—A bill to be entitled An Act amending Section 2 of Chapter 29036, Laws of Florida, 1953, by increasing the amount to be paid the chief traffic officer from an amount not exceeding the sum of fifty-one hundred dollars (\$5100.00) per annum to an amount not exceeding the sum of fifty-seven hundred dollars (\$5700.00) per annum; and by increasing the amount to be paid to the deputy traffic officers from an amount not exceeding the sum of thirty-nine hundred dollars (\$3900.00) per annum to an amount not exceeding the sum of forty-two hundred dollars (\$4200.00) per annum; and by increasing the amount to be paid the sergeant traffic officers from an amount not exceeding the sum of forty-two hundred dollars (\$4200.00) per annum to an amount not exceeding the sum of forty-five hundred dollars (\$4500.00) per annum.

Proof of publication attached.

Also—

By Senator Morgan—

S. B. No. 1058—A bill to be entitled An Act amending Sec-

tion 6 of Chapter 29184, Laws of Florida, Acts of 1953, entitled "An Act fixing and prescribing the qualifications of freeholder electors who shall be eligible to participate in any bond election called and held by the City of Jacksonville to approve the issuance and sale of general obligation bonds of the City of Jacksonville for the purpose of acquiring, constructing or improving sanitary sewers and sewerage systems, drains and drainage systems, streets and public ways, a city hall, a municipal auditorium, a baseball park and a sports arena, or any of such purposes, providing for the registration of such electors, and providing that this Act shall expire July 1, 1955." so as to provide that this Act shall expire July 1, 1956, instead of July 1, 1955.

Proof of publication attached.

Also—

By Senator Getzen—

S. B. No. 1061—A bill to be entitled An Act relating to Sumter County; to amend Section 11 of Chapter 15959, General Acts of 1933, relating to the compensation of the Judge of the County Court of Sumter County; and providing effective date.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bills Nos. 1059, 1058 and 1061, 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 26, 1955.

The Honorable W. T. Davis,
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 Cabot—

S. B. No. 1091—A bill to be entitled An Act fixing the salary and expense allowance of supervisor of registration of each county in this State having a population of not less than eighty thousand (80,000) and not more than one hundred thousand (100,000) according to the last official Federal Census; providing the manner of payment; authorizing and empowering the Board of County Commissioners of every such county to pay said salary and expense allowance and providing effective date therefor.

Also—

By Senator Kickliter—

S. B. No. 1086—A bill to be entitled An Act relating to office expense of state attorneys in all counties having a population not less than two hundred thousand (200,000) nor more than three hundred thousand (300,000) inhabitants according to the last official census; providing for payment by the county and effective date.

Also—

By Senators Morgan, Stratton and Fraser—

S. B. No. 1066—A bill to be entitled An Act providing for supplementary salaries for each of the circuit judges of each judicial circuit of the State of Florida embracing two or more counties and in which is one county having a population of more than 300,000 inhabitants; and providing that a part of the salary of each judge be paid from the general revenue fund of such counties of said circuit in the proportion that the population of each county bears to the total population of said circuit, as determined by the last preceding Federal Census; and repealing Chapter 27159, Laws of Florida, Acts of 1951

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bills Nos. 1091, 1086 and 1066, 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 26, 1955.

The Honorable W. T. Davis,
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 Black—

S. B. No. 1084—A bill to be entitled An Act relating to insuring of deposits; providing that the board of county commissioners in all counties having a population of not less than eight thousand nine hundred and twenty (8,920) inhabitants nor more than nine thousand one hundred (9,100) inhabitants according to the last official census may pay fire and theft insurance premiums on certain deposits for certain policy limits.

Also—

By Senator Houghton—

S. B. No. 1075—A bill to be entitled An Act relating to microphotographing and destroying certain official records of all county boards and commissions of all elected and appointed officers and clerks of courts in counties having a population of not less than one hundred fifty thousand (150,000) and not more than two hundred forty thousand (240,000) inhabitants according to the latest official census; prescribing the effect and admissibility into evidence of such microphotographs and certified copies thereof prohibiting certain records from being destroyed; providing for circuit court approval prior to destruction of any records; providing for procedures and administration of the terms of this Act; providing for the expenses to carry out the provisions hereof; and providing an effective date.

Also—

By Senator Kickliter—

S. B. No. 1073—A bill to be entitled An Act relating to the compensation of justices of the peace in all counties of the State of Florida now or hereafter having a population of more than two hundred thousand (200,000) inhabitants and not more than three hundred thousand (300,000) inhabitants, according to the last preceding or any future Federal Census; providing additional compensation for said justices of the peace and the manner, time and sources of payment of said additional compensation; defining the term "net income" and the effect of this law; providing for a portion of said compensation to be paid from the general revenue fund of such counties; making the same a county purpose and repealing all laws and parts of laws in conflict with this Act to the extent of such conflict.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bills Nos. 1084, 1075 and 1073, 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 26, 1955.

The Honorable W. T. Davis,
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 Baker—

S. B. No. 1080—A bill to be entitled An Act ratifying, confirming, validating and legalizing all assessments, assessment rolls, valuations of properties, levies of taxes and delinquent tax certificates heretofore made by and as entered upon the rolls and records of the City of Eustis, Florida, for the years 1953 and 1954, together with all acts and proceedings had, done and performed by the duly constituted governing authorities and officials of said city in connection therewith, making same valid, legal and binding liens upon the lands and properties upon which same are made, assessed, and levied, and authorizing the collection of said taxes, assessments and delinquent tax certificates, providing for the effective date of such law and for the repeal of all laws or parts of laws in conflict therewith.

Proof of publication attached.

Respectfully,

LAMAR BLEDSOE
Chief Clerk, House of Representatives.

And Senate Bill No. 1080 contained in the above message, was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 26, 1955.

The Honorable W. T. Davis,
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 Baker—

S. B. No. 1079—A bill to be entitled An Act authorizing the Town of Mascotte to construct or acquire, and improve or extend water systems, sewer systems, gas systems, electric systems, or any other undertaking or facilities from which said town derives or will derive fees, charges or revenues; to establish, fix and collect fees, rentals or other charges for the facilities and services of said undertakings; to issue bonds of said town to finance the cost of the construction, acquisition or improvement of such undertakings, said bonds to be payable from general ad valorem taxes and additionally secured by a pledge of the fees, rentals or other charges received from such undertakings or to be payable from the fees, rentals or other charges received from such undertakings, and utilities services taxes, cigarette taxes, franchise taxes or other excise taxes or revenues of said town; to levy and collect taxes on each and every purchase of electricity, metered or bottled gas (natural liquified petroleum gas or manufactured) water service, telephone service and telegraph service within the corporate limits of said town, and to pledge such utilities services taxes for either the general obligation or revenue bonds authorized by this Act; providing for the terms and conditions of bonds issued pursuant to this Act and the rights and remedies of the holders thereof; to issue refunding bonds and providing for the terms and conditions thereof; authorizing the discontinuance of the services and facilities of any of such undertakings for the nonpayment of fees, rentals or other charges thereof; providing for a receiver of such undertakings on default of the town in the payment of such bonds issued to finance such undertakings or of covenants with bondholders in connection therewith; providing for covenants of the State of Florida with respect to the rights of holders of bonds issued pursuant to this Act; and providing for the additional pledge for bonds issued pursuant to this Act of surplus revenues from undertakings other than the undertakings to be financed by the issuance of such bonds; providing for the combining of two or more of such undertakings into one consolidated undertaking or system; providing for the lease of said undertaking, or any part thereof by the town and the terms and conditions thereof; providing for the sale of bonds issued pursuant to this Act, and the manner thereof; and providing when this Act shall take effect.

Proof of publication attached.

Also—

By Senator Baker—

S. B. No. 1076—A bill to be entitled An Act excluding certain lands, real property and territory from the corporate limits and territorial boundaries of the Town of Mascotte, Lake County, Florida, and excluding said town and its officers from exercising any power, authority, right, jurisdiction or dominion over the same; exempting said lands, property and territory from assessments for all taxes for the taxing year of 1955; to provide the town with a lien until paid or collected in full on all of said lands for all unpaid taxes, and/or delinquent tax certificates heretofore sold for all years prior to the taxing year of 1955; to provide for the effective date of this Act.

Proof of publication attached.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bills Nos. 1079 and 1076, 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 26, 1955.

The Honorable W. T. Davis,
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 Kickliter—

S. B. No. 1094—A bill to be entitled An Act relating to the municipal charter of the City of Tampa, Hillsborough County, Florida; to require the superintendent of hospitals or other elected officials, to employ a physician or physicians for duty in the emergency or receiving room of the Tampa municipal hospitals upon certain conditions; setting forth his qualifications and duties.

Proof of publication attached.

Also—

By Senator Baker—

S. B. No. 1077—A bill to be entitled An Act ratifying, confirming, validating and legalizing all assessments, assessment rolls, valuations of properties, levies of taxes and delinquent tax certificates heretofore made by and as entered upon the rolls and records of the Town of Mascotte, Florida, for the years of 1950, 1951, 1952, 1953 and 1954, together with all acts and proceedings had, done and performed by the duly constituted governing authorities and officials of said town in connection therewith; and providing for effective date of this Act.

Proof of publication attached.

Also—

By Senator Gautier (13th)—

S. B. No. 1125—A bill to be entitled An Act to establish a retirement system for the policemen of Coral Gables, Florida; to create Coral Gables policemen retirement system board of trustees and to prescribe its duties, powers, organization, functions; to create the Coral Gables policemen retirement fund and to provide for the management of the assets of such fund; to provide for appropriation of funds for carrying out the provisions of this Act; to prescribe penalties and punishment for any violation of the terms of this Act upon conviction thereof; and to repeal any statutes or Acts in conflict herewith; providing for a referendum.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bills Nos. 1094, 1077 and 1125, 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 24, 1955.

The Honorable W. T. Davis,
President of the Senate.

Sir:

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

By Senator Kickliter—

S. B. No. 695—A bill to be entitled An Act authorizing the City of Tampa to enter into supplemental contracts for additional pensions with members of the police and fire departments; providing for the manner and method of entering into such contracts; raising the percentage of contributions to the pension fund from the salaries of members so electing; providing for an increase in pensions to members retiring thereunder and their widows; providing for participation in said pension fund for members with less than twenty years service due to disability; providing that the city shall refund three-fourths ($\frac{3}{4}$) of the total contribution by members severing service prior to eligibility; providing for an annual accounting of said pension fund; ratifying existing contracts not in conflict herewith; and providing that this Act shall become effective immediately upon becoming a law.

Proof of publication attached.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 695, contained in the above message, was read by title.

Senator Kickliter moved that the rules be waived and the Senate immediately reconsider the vote by which Senate Bill No. 695 passed the Senate on May 5, 1955.

The President put the question: "Will the Senate reconsider the vote by which Senate Bill No. 695 passed the Senate on May 5, 1955?"

Which was agreed to by a two-thirds vote.

So the Senate reconsidered the vote by which Senate Bill No. 695 passed the Senate on May 5, 1955.

The question recurred on the passage of Senate Bill No. 695.

Pending roll call on the passage of Senate Bill No. 695, by unanimous consent Senator Kickliter withdrew Senate Bill No. 695 from the further consideration of the Senate.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 24, 1955.

The Honorable W. T. Davis,
President of the Senate.

Sir:

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

By Senator Kickliter—

S. B. No. 734—A bill to be entitled An Act relating to the municipal charter of the City of Tampa, Hillsborough County, Florida, amending Section 1, Chapter 26257, Acts of 1949, by adding thereto Subsection (1), requiring the superintendent of hospitals or other elected officials, to employ a physician

or physicians for duty in the emergency or receiving room of the Tampa municipal hospitals; setting forth his qualifications and duties.

Proof of publication attached.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 734, contained in the above message, was read by title.

Senator Kickliter moved that the rules be waived and the Senate immediately reconsider the vote by which Senate Bill No. 734 passed the Senate on May 5, 1955.

The President put the question: "Will the Senate reconsider the vote by which Senate Bill No. 734 passed the Senate on May 5, 1955?"

Which was agreed to by a two-thirds vote.

So the Senate reconsidered the vote by which Senate Bill No. 734 passed the Senate on May 5, 1955.

The question recurred on the passage of Senate Bill No. 734.

Pending roll call on the passage of Senate Bill No. 734, by unanimous consent Senator Kickliter withdrew Senate Bill No. 734 from the further consideration of the Senate.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 25, 1955.

The Honorable W. T. Davis,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has refused to concur in Senate Amendments to—

By Mr. Bishop of Columbia—

H. B. No. 1359—A bill to be entitled An Act relating to Columbia County, providing for disbursement of monies received by said county out of revenues produced by the additional tax on Dog Racing levied by the provisions of Senate Bill 294 of the 1955 session; providing a portion of such funds to be used to retire revenue certificates, issuance of which is hereby authorized for the purpose of building gymnasiums in Columbia County and providing for distribution of remainder of such funds; providing a referendum.

Which amendments read as follows:

Amendment No. 1—

In Section 5, line 3 (typewritten bill) after the words "county out of the" insert the following: "additional"

Amendment No. 2—

After Section 5, (typewritten bill) insert the following:

Section 6. This act shall not become effective until the question has been voted upon by the qualified electors of the county, and ratified by a majority of those voting on the question, which shall be placed on the regular election ballot at the next general election. Should a majority of the qualified electors voting on the question vote "yes," then this act shall become effective immediately. Should the majority of qualified electors voting on the question vote "no," this act shall be void.

—and respectfully requests the Senate to recede therefrom.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 1359, contained in the above message, was read by title, together with Senate amendments thereto.

Senator Phillips moved that the rules be waived and the Senate immediately reconsider the vote by which House Bill No. 1359, as amended, passed the Senate on May 19, 1955.

The President put the question: "Will the Senate reconsider the vote by which House Bill No. 1359, as amended, passed the Senate on May 19, 1955?"

Which was agreed to by a two-thirds vote.

So the Senate reconsidered the vote by which House Bill No. 1359, as amended, passed the Senate on May 19, 1955.

The question recurred on the passage of House Bill No. 1359, as amended.

Pending roll call on the passage of House Bill No. 1359, as amended, Senator Phillips moved that the further consideration of House Bill No. 1359, as amended, be indefinitely postponed.

Which was agreed to and the further consideration of House Bill No. 1359, as amended, was indefinitely postponed, and the action of the Senate was ordered certified to the House of Representatives immediately.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 25, 1955.

The Honorable W. T. Davis,
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. Pratt and Grimes of Manatee—

H. B. No. 1572—A bill to be entitled An Act relating to the City of Bradenton, Florida; amending Subsection (2) of Section 9 of Chapter 22219, Laws of Florida, Special Acts of 1943, (being the charter of said city) as amended by Chapter 28911, Laws of Florida, Special Acts of 1953; providing for the municipal judge to issue search warrants and for the city police to serve them; setting effective date.

Proof of publication attached.

Also—

By Messrs. Grimes and Pratt of Manatee—

H. B. No. 1573—A bill to be entitled An Act to empower Manatee County, acting by and through its Board of County Commissioners to control its development through planning, zoning, subdivision regulation, the reservation of mapped street locations for future public acquisition and the regulation of building in the land reserved for such mapped streets; providing for the establishment and operation of planning and zoning commission and its staff, and a board of zoning appeals and its staff; enabling the planning and zoning commission and board of zoning appeals to establish and collect reasonable fees for services and to hold public hearings in connection with their operation; providing for a comprehensive plan for the development of the county establishing procedure for creating zoned areas and controlling building and use of land within such areas; providing for a report of the planning and zoning commission prior to the vacation of any plat or a portion of a plat of land in Manatee County; authorizing the planning and zoning commission to be designated as the agency for approval of plats within the county; prohibiting transfer of real estate by reference to an unrecorded plat and prohibiting the construction or use of buildings adjacent to unimproved streets; providing for penalties for violation of the provision of this Act and regulations adopted pursuant thereto; providing that Manatee County shall be entitled to a judgment for costs including attorneys fees and for enforcement of this Act by injunction; providing for appeals and for applications to courts for relief; providing for permits and fees to be charged and collected therefor; providing for appropriations.

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. 1572 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. 1572, contained in the above message, was read the first time by title only.

Senator Rood moved that the rules be waived and House Bill No. 1572 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1572 was read the second time by title only.

Senator Rood moved that the rules be further waived and House Bill No. 1572 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. 1572 was read the third time in full.

Upon the passage of House Bill No. 1572 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1572 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

Proof of publication of Notice was attached to House Bill No. 1573 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. 1573, contained in the above message, was read the first time by title only.

Senator Rood moved that the rules be waived and House Bill No. 1573 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1573 was read the second time by title only.

Senator Rood moved that the rules be further waived and House Bill No. 1573 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. 1573 was read the third time in full.

Upon the passage of House Bill No. 1573 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1573 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 25, 1955.

The Honorable W. T. Davis,
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. Carmine and Sheppard of Lee—

H. B. No. 1580—A bill to be entitled An Act providing for the acquisition of real property, improvements thereon and appurtenances thereto, by the City of Fort Myers, Florida, for conveyance to or use and occupancy by the United States of America as a federal armed forces training center, and in conjunction therewith authorizing said city to use and spend any available corporate funds and to issue without a referendum its special revenue obligations payable solely from and secured by a pledge of any or all of the receipts from special service or utility taxes and other available special revenues of said city, exclusive of ad valorem taxes; and to authorize said city to act alone in the acquisition of such property or in conjunction with Lee County, Florida, the State of Florida, and the United States of America, or any agencies or departments thereof.

Proof of publication attached.

Also—

By Messrs. Dickinson and Roberts of Palm Beach—

H. B. No. 1583—A bill to be entitled An Act to establish a municipality to be known as "Town of South Palm Beach," in Palm Beach County, Florida; and to define its territorial boundaries and to provide for its government and to prescribe its jurisdiction and powers and the jurisdiction and powers of its officers.

Proof of publication attached.

Also—

By Mr. Cook of Flagler—

H. B. No. 1595—A bill to be entitled An Act fixing the minimum compensation of the county assessor of taxes and the county tax collector of Flagler County, Florida, for assessing and collecting taxes on the county tax roll.

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. 1580 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. 1580, contained in the above message, was read the first time by title only.

Senator Neblett moved that the rules be waived and House Bill No. 1580 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1580 was read the second time by title only.

Senator Neblett moved that the rules be further waived and House Bill No. 1580 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. 1580 was read the third time in full.

Upon the passage of House Bill No. 1580 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1580 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

Proof of publication of Notice was attached to House Bill No. 1583 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. 1583, 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. 1583 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1583 was read the second time by title only.

Senator Morrow moved that the rules be further waived and House Bill No. 1583 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. 1583 was read the third time in full.

Upon the passage of House Bill No. 1583 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1583 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

Proof of publication of Notice was attached to House Bill No. 1595 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. 1595, contained in the above message, was read the first time by title only.

Senator Pope moved that the rules be waived and House Bill No. 1595 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1595 was read the second time by title only.

Senator Pope moved that the rules be further waived and

House Bill No. 1595 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. 1595 was read the third time in full.

Upon the passage of House Bill No. 1595 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1595 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 25, 1955.

The Honorable W. T. Davis,
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. Mahon and Westberry of Duval—

H. B. No. 1596—A bill to be entitled An Act granting to certain permanent employees of the City of Jacksonville full credit for the entire period of permanent employment from March 1, 1941, to February 1, 1946, in the pension fund created by Chapter 18610, Laws of Florida, 1937, upon certain conditions.

Proof of publication attached.

Also—

By Messrs. Mahon and Westberry of Duval—

H. B. No. 1597—A bill to be entitled An Act affecting the Government of the City of Jacksonville; Granting continuous service credit to William H. Walker, an employee of said city, for prior periods of employment under laws applicable to pensions, civil service and service raises of said city, upon certain conditions, to take effect upon becoming a law.

Proof of publication attached.

Also—

By Messrs. Mahon and Westberry of Duval—

H. B. No. 1598—A bill to be entitled An Act granting to certain full-time employees in the police department of the City of Jacksonville full credit for the entire period of full-time employment in the health department of said city in the pension fund created by Chapter 18610, Laws of Florida 1937, upon certain conditions.

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. 1596 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. 1596, contained in the above message, was read the first time by title only.

Senator Morgan moved that the rules be waived and House Bill No. 1596 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1596 was read the second time by title only.

Senator Morgan moved that the rules be further waived and House Bill No. 1596 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. 1596 was read the third time in full.

Upon the passage of House Bill No. 1596 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1596 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

Proof of publication of Notice was attached to House Bill No. 1597 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. 1597, contained in the above message, was read the first time by title only.

Senator Morgan moved that the rules be waived and House Bill No. 1597 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1597 was read the second time by title only.

Senator Morgan moved that the rules be further waived and House Bill No. 1597 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. 1597 was read the third time in full.

Upon the passage of House Bill No. 1597 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1597 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

Proof of publication of Notice was attached to House Bill No. 1598 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. 1598, contained in the above message was read the first time by title only.

Senator Morgan moved that the rules be waived and House Bill No. 1598 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1598 was read the second time by title only.

Senator Morgan moved that the rules be further waived and House Bill No. 1598 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. 1598 was read the third time in full.

Upon the passage of House Bill No. 1598 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1598 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 25, 1955.

The Honorable W. T. Davis,
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. Hathaway of Charlotte, Jones of Collier, Grimes and Pratt of Manatee, Bartholomew and Youngberg of Sarasota, Stewart of Hendry, and Carmine and Sheppard of Lee—

H. B. No. 1337—A bill to be entitled An Act relating to the Twelfth Judicial Circuit, amending Section 26.13, Florida Statutes, providing for an additional judge.

Also—

By Mr. Sheppard of Lee—

H. B. No. 1221—A bill to be entitled An Act to provide that in all counties having a population of not less than twenty-one thousand (21,000) nor more than twenty-three thousand six hundred (23,600) inhabitants by the last official census, that persons shall be granted a permit to hunt on certain lands of the state upon payment of a prescribed fee.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 1337, contained in the above message, was read the first time by title only.

Senator Rood moved that the rules be waived and House Bill No. 1337 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1337 was read the second time by title only.

Senator Rood moved that the rules be further waived and House Bill No. 1337 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. 1337 was read the third time in full.

Upon the passage of House Bill No. 1337 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No 1337 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

And House Bill No. 1221, contained in the above message, was read the first time by title only.

Senator Neblett moved that the rules be waived and House Bill No. 1221 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Neblett moved that the rules be further waived and House Bill No 1221 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1221 was read the third time in full.

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

Yeas—37.

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

Nays—None.

So House Bill No. 1221 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

Senator Rood moved that the House of Representatives be requested to return Senate Bill No. 1031 to the Senate for further consideration.

Which was agreed to and the action of the Senate was ordered certified to the House of Representatives immediately.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 25, 1955.

*The Honorable W. T. Davis,
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. Moody, Johnson and Gibbons of Hillsborough—

H. B. No. 1581—A bill to be entitled An Act relating to salaries of stenographers employed by state attorneys and assistant state attorneys in counties having a population of not less than 200,000 and not more than 300,000 inhabitants according to the last official census, providing for a portion of such salaries to be paid from the general revenue of such counties and making same a county purpose.

Also—

By Messrs. Tillett, Surlles and Murray of Polk—

H. B. No. 1603—A bill to be entitled An Act relating to the salaries of the county solicitor and a first assistant county solicitor and a second assistant county solicitor and a third assistant county solicitor in counties having a population of not less than 120,000 nor more than 150,000 according to the last preceding state or federal census and having criminal courts of record; providing for the method of appointment of such assistants and for the method of revocation of their appointments; and providing the effective date hereof.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 1581, contained in the above message, was read the first time by title only.

Senator Kicklitter moved that the rules be waived and House Bill No. 1581 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1581 was read the second time by title only.

Senator Kicklitter moved that the rules be further waived and House Bill No. 1581 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. 1581 was read the third time in full.

Upon the passage of House Bill No. 1581 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1581 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

And House Bill No. 1603, contained in the above message, was read the first time by title only.

Senator King moved that the rules be waived and House Bill No. 1603 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1603 was read the second time by title only.

Senator King moved that the rules be further waived and House Bill No. 1603 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. 1603 was read the third time in full.

Upon the passage of House Bill No. 1603 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1603 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 25, 1955.

*The Honorable W. T. Davis,
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. Youngberg and Bartholomew of Sarasota—

H. B. No. 1576—A bill to be entitled An Act relating to a species of fish known as snook in all counties having a population of not less than twenty-eight thousand (28,000) and not more than twenty-nine thousand five hundred (29,500) according to the latest official federal census; declaring snook to be a game fish; establishing a bag limit; establishing a size limit; providing a method of transportation; prohibiting sale; providing an effective date; providing a penalty.

Also—

By Mr. Musselman of Broward—

H. B. No. 1578—A bill to be entitled An Act relating to a species of fish known as snook in all counties having a population of not less than eighty-two thousand (82,000) and not more than eighty-four thousand (84,000) according to the latest official federal census; declaring snook to be a game fish; establishing a bag limit; establishing a size limit; providing a method of transportation; prohibiting sale; providing an effective date; providing a penalty.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 1576, 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. 1578, 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 25, 1955.

*The Honorable W. T. Davis,
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. Moody, Johnson and Gibbons of Hillsborough—

H. B. No. 1570—A bill to be entitled An Act fixing the compensation and salary to be paid to the probation and parole officer, or supervisor, of the Criminal Court of Record of Hillsborough County, Florida; Providing for two (2) assistants to said probation and parole officer, or supervisor, and fixing their salaries and expenses; Providing for three (3) stenographers and fixing their compensation; Providing for the payment of office expenses; Providing for the payment of automobile expenses, maintenance, upkeep and repairs; and providing that all of said money shall be paid by Hillsborough County, Florida, and repealing all laws in conflict herewith.

Proof of publication attached.

Also—

By Mr. Putnal of Lafayette—

H. B. No. 1571—A bill to be entitled An Act relating to distribution of race track funds allocated to Lafayette County; providing for payment of such funds to the county jail and veterinarian fund; the Board of County Commissioners and the County Board of Public Instruction; repealing Chapter 28651, Laws of Florida, 1953; providing effective date.

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. 1570 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. 1570, contained in the above message, was read the first time by title only.

Senator Kicklitter moved that the rules be waived and House Bill No. 1570 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1570 was read the second time by title only.

Senator Kicklitter moved that the rules be further waived and House Bill No. 1570 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. 1570 was read the third time in full.

Upon the passage of House Bill No. 1570 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1570 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

Proof of publication of Notice was attached to House Bill No. 1571 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. 1571, contained in the above message, was read the first time by title only.

Senator Black moved that the rules be waived and House Bill No. 1571 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1571 was read the second time by title only.

Senator Black moved that the rules be further waived and House Bill No. 1571 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. 1571 was read the third time in full.

Upon the passage of House Bill No. 1571 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1571 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 25, 1955.

*The Honorable W. T. Davis,
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. Johnson and Moody of Hillsborough, Smith of Indian River, Crews of Baker, Hathaway of Charlotte, Costun of Gulf, Varn of Hernando—

H. B. No. 170—A bill to be entitled An Act relating to State holidays; amending Sections 683.01, 683.02 and 683.03, Florida Statutes, designating a holiday upon November eleventh each year as Veterans' Day.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 170, contained in the above message, was read the first time by title only and referred to the Committee on Miscellaneous Legislation.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 25, 1955.

*The Honorable W. T. Davis,
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. Pruitt of Jefferson—

H. B. No. 1200—A bill to be entitled An Act amending Section 231.36, Florida Statutes, by adding thereto a new Subsection (2) listing criteria for retention of personnel and providing for waiver of contract, providing effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 1200, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "A."

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 25, 1955.

*The Honorable W. T. Davis,
President of the Senate.*

Sir:

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

By The Committee on Appropriations—

H. C. R. NO. 293—A CONCURRENT RESOLUTION EXPRESSING THE INTENT OF THE LEGISLATURE OF THE STATE OF FLORIDA REGARDING THE OPERATIONS BY CERTAIN AGENCIES, BOARDS, COMMISSIONS, DEPARTMENTS, INSTITUTIONS, BUREAUS, DIVISIONS, OFFICERS, AND ALL OTHER STATE AGENCIES SUPPORTED BY ANY FORM OF TAXATION OR LICENSES, FEES, IMPOSTS OR EXACTIONS OF ANY KIND, WHEREBY CERTAIN SERVICES AND SALES ARE OFFERED DIRECTLY TO THE PUBLIC FOR WHICH IT IS NECESSARY THAT THE STATE PROVIDE INITIALLY THE COSTS OF NECESSARY FACILITIES FOR PROVIDING SUCH SERVICES AND SALES, THAT SUFFICIENT CHARGES INCLUDING OVERHEAD AND AMORTIZATION COSTS SHOULD BE MADE FOR SUCH SALES AND SERVICES SO AS TO INSURE THE OPERATION OF THE FACILITY ON A SELF-SUSTAINING BASIS, AND REQUIRING A REPORT THEREON.

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

Section 1. That any and all agencies of the state shall review the fees, charges, imposts or exactions now in effect as charges to the general public for services and sales of materials and supplies which are furnished to the general public and for which a charge is made or should be made, in order to insure, as nearly as possible, that the fees and charges are sufficient to afford a self-sustaining operation of the facility and amortization of equipment, supplies and materials, and the costs of the services rendered. Where it is found, after such review, that any or all of the services and sales as provided by the facilities, for which the state has provided the necessary buildings, equipment, materials and supplies, and personnel, are not now self-supporting, or as nearly so as reasonably possible, then such agency shall immediately put into effect a revised scale of fees and charges to be made so as to insure that the operation of the service will be self-sustaining, or as nearly so as reasonably possible. Further, that every agency which provides such services and sales to the general public shall make a formal report to the legislative council prior to October 1, 1955 on its findings and the action to be taken by the agency to accomplish the purpose set forth above. This does not contemplate inclusion of gratuitous donations of goods or services for which a specific appropriation is made, such as distribution of free hog cholera serum and virus.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Concurrent Resolution No. 293, contained in the above message, was read the first time in full and referred to the Committee on Judiciary "B."

The following message from the House of Representatives was read:

Tallahassee, Florida.
May 25, 1955.

*The Honorable W. T. Davis,
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. Bodiford of Bay—

H. B. No. 1574—A bill to be entitled An Act creating and chartering a municipality to be known as the Town of Green Hills, in Bay County, Florida, and to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges; providing for referendum.

Also—

By Mr. Bodiford of Bay—

H. B. No. 1575—A bill to be entitled An Act authorizing and directing the board of county commissioners of Bay County to purchase land if necessary and to construct, erect, remodel, operate, equip, maintain and improve nursing homes and homes for the aged and disabled; providing for payment for same; providing limitation on initial cost; varying charges for occupants of homes; contracts for management of homes; rules and regulations for admission to homes; providing effective date.

Proof of publication attached.

Also—

By Messrs. Carmine and Sheppard of Lee—

H. B. No. 1579—A bill to be entitled An Act providing for the acquisition of real property, improvements thereon and appurtenances thereto, by Lee County, Florida, for conveyance to or use and occupancy by the United States of America as a federal armed forces training center, and in conjunction therewith authorizing said county to use and spend any available funds and to issue without a referendum its special revenue obligations payable solely from and secured by a pledge of all or any part of the race track and supporting funds apportioned and distributed to said county under the provisions of Sections 550.14 and 550.30 of Florida Statutes, and other available special revenues of said county, exclusive of ad valorem taxes; and to authorize said county to act alone in the acquisition of such property or in conjunction with the City of Fort Myers, Florida, the State of Florida, and the United States of America, or any agencies or departments thereof.

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. 1574, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

Proof of publication of Notice was attached to House Bill No. 1575 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. 1575, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

Proof of publication of Notice was attached to House Bill No. 1579 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. 1579, contained in the above message, was read the first time by title only.

Senator Neblett moved that the rules be waived and House Bill No. 1579 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1579 was read the second time by title only.

Senator Neblett moved that the rules be further waived and House Bill No. 1579 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. 1579 was read the third time in full.

Upon the passage of House Bill No. 1579 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1579 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 25, 1955.

*The Honorable W. T. Davis,
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. Moody, Johnson and Gibbons of Hillsborough—

H. B. No. 1530—A bill to be entitled An Act to confer additional powers upon the city of Tampa in relation to the improvement of streets and other public thoroughfares, the laying of sidewalks and sanitary sewers, and authorizing the board of representatives of the city of Tampa by resolution to order any street to be graded, paved, curbed, repaired or otherwise improved, the laying of sidewalks and sanitary sewers in, upon or under any public street or thoroughfare of the city of Tampa, without the assessment of any part of the cost of such improvement against the abutting property so improved where the owner or owners of the property benefitted by such improvement shall contribute in cash or materials such part of the cost of such improvements as shall be deemed fair and equitable by the board of representatives of said city, which contribution shall be not less than two-thirds of the total cost of such improvement, if such improvement shall be of a street or other public thoroughfare or sanitary sewer, and which contribution shall be not less than one-half of the total cost of such improvement if such improvement shall be a sidewalk; providing for the filing of a petition by abutting property owners in the case of a sidewalk improvement and the procedure thereon, and authorizing the payment by the city of Tampa of such part of the cost of any improvement authorized by this Act as shall not be contributed by the abutting property owners out of any funds which may be appropriated and available for that purpose, and repealing Chapter 23562 of the Laws of Florida, Acts of 1945, relating to the same subject.

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. 1530 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. 1530, contained in the above message, was read the first time by title only.

Senator Kickliter moved that the rules be waived and House Bill No. 1530 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1530 was read the second time by title only.

Senator Kickliter moved that the rules be further waived and House Bill No. 1530 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. 1530 was read the third time in full.

Upon the passage of House Bill No. 1530 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1530 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 25, 1955.

The Honorable W. T. Davis,
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. Tillett, Surles and Murray of Polk—

H. B. No. 1605—A bill to be entitled An Act relating to the office of county solicitors of all criminal courts of record in counties of the State of Florida having a population of not less than one hundred twenty thousand (120,000) nor more than one hundred fifty thousand (150,000) according to the last preceding federal or state census; authorizing such county solicitors to appoint special investigators and providing for their number and compensation; providing for transportation facilities to be furnished such special investigators by the county; defining the duties and authority and restricting the activities of special investigators appointed under the provisions hereof; repealing all laws or parts of laws in conflict herewith; and providing the effective date of this Act.

Also—

By Mr. Jones of C llier—

H. B. No. 1223—A bill to be entitled An Act to provide that in all counties having a population of not less than six thousand four hundred (6,400) nor more than six thousand six hundred (6,600) inhabitants by the last official census, that persons shall be granted a permit to hunt on certain lands of the State upon payment of a prescribed fee.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 1605, contained in the above message, was read the first time by title only.

Senator King moved that the rules be waived and House Bill No. 1605 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1605 was read the second time by title only.

Senator King moved that the rules be further waived and House Bill No. 1605 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. 1605 was read the third time in full.

Upon the passage of House Bill No. 1605 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1605 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

And House Bill No. 1223, contained in the above message, was read the first time by title only.

Senator Neblett moved that the rules be waived and House Bill No. 1223 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Neblett moved that the rules be further waived and House Bill No. 1223 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1223 was read the third time in full.

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

Yeas—37.

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

Nays—None.

So House Bill No. 1223 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 25, 1955.

*The Honorable W. T. Davis,
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. Dickinson and Roberts of Palm Beach—

H. B. No. 1599—A bill to be entitled An Act authorizing the County Commissioners of Palm Beach County to levy an additional millage in a certain area of Palm Beach County for use by Southwest Volunteer Firemen's Association for fire protection in said area; providing a referendum.

Also—

By Messrs. Maness, Mahon and Westberry of Duval—

H. B. No. 1607—A bill to be entitled An Act to amend Sections 1, 2, 3, 7, the first paragraph of Section 9, Sub-sections (A) and (B) of Section 9, Sections 10 and 15, adding two new sub-sections, (B) and (C), to Section 16 and to amend Section 17, all of Chapter 25489, Laws of Florida, 1949, creating a small claims court in Duval County, Florida, said amendments relating to and providing for: enlarging the jurisdiction of said court; fixing the compensation for the judge thereof; fixing the powers and duties of the clerk of said court; providing for substitution for and assistance to the judge thereof; fixing docket fees: providing for jury trial and jurors in certain cases, and for direction of verdicts; changing the return day for notices to appear in said court; providing for levy, notice and sales under executions issuing from said court; providing for appeals from said court and for trial de novo in certain cases; and eliminating attorney fee for garnishees answering in said court.

Proof of publication attached.

Also—

By Messrs. Johnson, Petersen and Shaffer of Pinellas—

H. B. No. 1610—A bill to be entitled An Act to create and organize a municipality to be known and designated as the Town of Redington Shores, Florida; and to define its territorial boundaries; to provide for its government, jurisdiction, powers, privileges, franchises and immunities; to provide for a referendum election to be held to determine whether or not this Act shall take effect; to repeal all laws and parts of laws in conflict herewith and to provide a saving clause.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 1599, 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. 1599 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1599 was read the second time by title only.

Senator Morrow moved that the rules be further waived and House Bill No. 1599 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. 1599 was read the third time in full.

Upon the passage of House Bill No. 1599 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1599 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

Proof of publication of Notice was attached to House Bill No 1607 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. 1607, contained in the above message, was read the first time by title only.

Senator Morgan moved that the rules be waived and House Bill No. 1607 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1607 was read the second time by title only.

Senator Morgan moved that the rules be further waived and House Bill No. 1607 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. 1607 was read the third time in full.

Upon the passage of House Bill No. 1607 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1607 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

And House Bill No. 1610, contained in the above message, was read the first time by title only.

Senator Houghton moved that the rules be waived and House Bill No. 1610 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1610 was read the second time by title only.

Senator Houghton moved that the rules be further waived and House Bill No. 1610 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. 1610 was read the third time in full.

Upon the passage of House Bill No. 1610 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1610 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

MOTION TO RECONSIDER

Senator Rood moved that the rules be waived and the Senate immediately reconsider the vote by which the substitute motion made by Senator Gautier (13th), this day, that in lieu of convening on Saturday, May 28, 1955, for morning and afternoon sessions, the Senate convene at 8:00 o'clock tonight to remain in session at the pleasure of the Senate, was adopted.

The President put the question: "Will the Senate reconsider the vote by which the substitute motion made by Senator Gautier (13th), this day, that in lieu of convening on Saturday, May 28, 1955, for morning and afternoon sessions, the Senate convene at 8:00 o'clock tonight to remain in session at the pleasure of the Senate, was adopted?"

Which was agreed to by a two-thirds vote.

So the Senate reconsidered the vote by which the substitute motion made by Senator Gautier (13th) was adopted.

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

Which was not agreed to so the substitute motion failed of adoption.

The question then recurred on the adoption of the motion made by Senator Melvin, Chairman of the Committee on Rules and Calendar, that the Senate convene for morning and afternoon sessions on Saturday, May 28, 1955.

Which was agreed to and it was so ordered.

Senator Morrow moved that Senate Bill No. 598, now on the Calendar of Bills on Second Reading, be recommitted to the Committee on County Organizations for further study.

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

Senator Rodgers asked unanimous consent of the Senate to take up and consider House Bill No. 1397, out of its order.

Which was agreed to.

H. B. No. 1397—A bill to be entitled An Act regulating the government of the City of Orlando; amending Section 2 (e) of Chapter 26457, Laws of Florida, being an Act regulating and providing for the annexation of certain areas to the corporate limits of the City of Orlando and in particular providing for the number of persons voting in an election to be held under said Act in order to extend the corporate limits of said City.

Was taken up.

Senator Rodgers moved that the rules be waived and House Bill No. 1397 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1397 was read the second time by title only.

Senator Rodgers moved that the rules be further waived and House Bill No. 1397 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. 1397 was read the third time in full.

Upon the passage of House Bill No. 1397 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1397 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

Senator Beall asked unanimous consent of the Senate to take up and consider House Bill No. 1283, out of its order.

Which was agreed to.

H. B. No. 1283—A bill to be entitled An Act relating to the state board of conservation; providing that said board shall make certain regulations regarding the size of nets used in shrimping in certain waters.

Was taken up.

Senator Beall moved that the rules be waived and House Bill No. 1283 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1283 was read the second time by title only.

Senators Beall, Melvin and Douglas offered the following amendment to House Bill No. 1283:

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

"Section 1. From and after the effective date of this law it shall be unlawful to take shrimp from the inside waters of Escambia, Santa Rosa, Okaloosa and Walton counties by the use of a trawl more than 45 feet in cork line length or by the use of a trawl or shrimp net with a stretched mesh of less than one and three quarter inches."

Senator Beall moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Beall, Melvin, and Douglas also offered the following amendment to House Bill No. 1283:

Following Section 1 add two sections to read as follows:

"Section 2. Anyone violating the provisions of this Act shall be guilty of a misdemeanor and shall be punished as provided for by law."

"Section 3. This Act shall take effect upon its becoming a law."

Senator Beall moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Beall, Melvin, and Douglas also offered the following amendment to House Bill No. 1283:

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

"An Act relating to the taking of shrimp from the inside waters of Escambia, Santa Rosa, Okaloosa and Walton counties; regulating size of shrimp nets therein; providing a penalty for the violation of the provisions hereof."

Senator Beall moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Beall moved that the rules be further waived and House Bill No. 1283, 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. 1283, as amended, was read the third time in full.

Upon the passage of House Bill No. 1283, as amended, the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1283 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately.

Senator Melvin asked unanimous consent of the Senate to take up and consider House Bill No. 1069, out of its order.

Which was agreed to.

H. B. No. 1069—A bill to be entitled An Act providing that applicants for registration and license as real estate broker from any county having a population of not less than twenty-seven thousand (27,000) and not more than twenty-eight thousand (28,000) according to the last federal census shall furnish certain proof to the Florida Real Estate Commission relating to registration and qualifications before being entitled to be registered and issued a license as real estate broker.

Was taken up.

Senator Melvin moved that the rules be waived and House Bill No. 1069 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1069 was read the second time by title only.

Senator Melvin moved that the rules be further waived and House Bill No. 1069 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. 1069 was read the third time in full.

Upon the passage of House Bill No. 1069 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 1069 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

Senator Pope moved that Senate Bill No. 601, with pending amendment, be recommitted to the Committee on Appropriations, for further study.

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

Senator Carlton moved that House Bill No. 985 be recalled from the Committee on Citrus Fruits and placed on the Calendar of Bills on Second Reading.

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

By unanimous consent Senator Carlton withdrew Senate Bill No. 649 from the further consideration of the Senate.

MOTION TO RECONSIDER

By unanimous consent, Senator Pearce withdrew his motion of May 25, 1955, that the Senate reconsider the vote by which Senate Bill No. 783 failed to pass the Senate on May 25, 1955.

SPECIAL ORDER CALENDAR PURSUANT TO SENATE RULE 66

S. B. No. 530—A bill to be entitled An Act to provide a monthly pension for Florence M. Mickler, a retired teacher in the public schools of Florida.

Was taken up in its order.

Senator Connor moved that the rules be waived and Senate Bill No. 530 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 530 was read the second time by title only.

Senator Connor moved that the rules be further waived and Senate Bill No. 530 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. 530 was read the third time in full.

Upon the passage of Senate Bill No. 530 the roll was called and the vote was:

Yeas—32.

Baker	Clarke	Houghton	Pearce
Barber	Connor	Johns	Phillips
Beall	Douglas	Johnson	Pope
Black	Edwards	Kicklitter	Rawls
Bronson	Gautier (28th)	King	Rodgers
Cabot	Gautier (13th)	Melvin	Shands
Carlton	Getzen	Morrow	Stenstrom
Carraway	Hodges	Neblett	Stratton

Nays—2.

Mr. President Rood

So Senate Bill No. 530 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

S. B. No. 1062—A bill to be entitled An Act authorizing the State Plant Board to initiate a program to control and eradicate wherever possible spreading decline now prevalent in certain groves and nurseries in the State; authorizing the State Plant Board to join with the U. S. Department of Agriculture in the program; providing for additional research by the Florida Citrus Experiment Station; providing appropriations for these programs; and providing an effective date.

Was taken up in its order.

Senator Stenstrom moved that the rules be waived and Senate Bill No. 1062 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1062 was read the second time by title only.

Senator Stenstrom moved that the rules be further waived and Senate Bill No. 1062 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. 1062 was read the third time in full.

Upon the passage of Senate Bill No. 1062 the roll was called and the vote was:

Yeas—32.

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

Nays—None.

So Senate Bill No. 1062 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

S. B. No. 747—A bill to be entitled An Act to prohibit the favorable teaching or presentation of one world government, socialism, fascism, communism, or any other anti-American doctrines in the schools and colleges in the State of Florida; providing penalties for violation of this Act, and providing an effective date.

Was taken up in its order.

Senator Johns moved that the rules be waived and Senate Bill No. 747 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Pending further consideration of Senate Bill No. 747, Senator King 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 23, 1955.

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

—37.

quorum present.

Senator Fraser was excused from attendance upon the Session.

REPORTS OF COMMITTEES

By permission the following Reports of Committees were received:

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

S. B. No. 1173—A bill to be entitled An Act relating to the commitment of W. B. Price to the Florida State Hospital for the Insane; clearing his name of all stigma attaching by virtue of such commitment; and restoring to him all lawful rights denied him by such commitment.

S. B. No. 1208—A bill to be entitled An Act for the payment of cost of repairs to an automobile caused by a truck of the State Welfare Department, while being operated by Harry G. Dahlman.

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

S. B. No. 808—A bill to be entitled An Act for the relief of David J. Mears, a citizen of Florida; providing for granting of damages to him for the tragic error of a wrongful conviction for a crime which David J. Mears did not commit; providing appropriation.

S. B. No. 1191—A bill to be entitled An Act for the relief of Achilles N. Sakell, Alexandra A. Sakell, Matenia Sakell, Helen Calbos, Gregory Pappas, and Pano Pappas, for damages to their persons caused by the failure of the State Road Department of Florida to maintain State Road Number Thirty (30).

—and recommends that the same not pass.

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

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

S. B. No. 1181—A bill to be entitled An Act authorizing the Florida Industrial Commission to compromise and settle a claim for the unemployment compensation contributions; authorizing acceptance and disposition of any sums authorized to be refunded in connection with said claim by Congress.

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

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

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

H. B. No. 296—A bill to be entitled An Act for the relief of A. F. Marshall; appropriating funds to reimburse him for damages caused by an accident on State Road No. 55; setting effective date.

H. B. No. 360—A bill to be entitled An Act for the relief of Joseph F. McNulty, and providing an appropriation for damages sustained by him by reason of the negligent operation of a bridge by a bridge tender employed by the State Road Department, and providing for the payment of same; providing effective date.

H. B. No. 406—A bill to be entitled An Act relating to the Department of Public Safety; providing a pension of one-half (½) patrolman's salary at time of death per month for the widow of any highway patrolman killed in the line of duty.

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

H. B. No. 876—A bill to be entitled An Act relating to the relief of C. D. Shiflett and Ruby Shiflett, his wife, for property damage resulting from negligence of Florida State Road Department in constructing an overpass and fill across State Road 600; providing for payment of the State Road Department for such damage.

H. B. No. 1004—A bill to be entitled An Act for the relief of W. O. Stovall, Jr., of Tampa, Florida, and making an appropriation to compensate him for losses sustained as a result of damages done to his boat in an accident with a boat operated by the State Conservation Department.

—and recommends that they do pass.

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

ENGROSSING REPORT

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

S. B. No. 754—A bill to be entitled An Act relating to the teachers' retirement system of the State of Florida, amending: Section 238.01, Florida Statutes, 1953, on definitions; Subsections (6) and (12) of Section 238.03, Florida Statutes, 1953, on administration; Paragraph (b) of Subsection (1) and Subsections (2) and (3) of Section 238.05, Florida Statutes, 1953, on membership; Paragraph (b) of Subsection (1) and Subsections (2), (4), (6), (7), (8) and (9) of Section 238.06, Florida Statutes, 1953, on membership application, creditable service and time for making contributions; Section 238.07, Florida Statutes, 1953, on regular benefits; Subsections (3) and (4) of Section 238.08, Florida Statutes, 1953, on optional benefits; Section 238.09, Florida Statutes, 1953, on method of financing; Section 238.10, Florida Statutes, 1953, on management of funds; Section 238.11, Florida Statutes, 1953, on collection of contributions; Section 238.15, Florida Statutes, 1953, on exemption of funds from taxation, execution and assignment; and Section 238.181, Florida Statutes, 1953, on retired member may be substitute teacher.

—begs leave to report that the Senate Amendments have been incorporated in the Bill and the same is returned herewith, as engrossed.

Very respectfully,

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

And Senate Bill No. 754, contained in the above report, was ordered certified to the House of Representatives immediately.

ENROLLING REPORTS

Your Enrolling Clerk, to whom was referred—

S. B. No 1125

—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 26, 1955, for his approval.

Very respectfully,

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

Your Enrolling Clerk, to whom was referred—

Com. Sub. for S. B. No. 86

S. B. No. 915 S. B. No. 953

S. B. No. 916 S. B. No. 962

S. B. No. 917 S. B. No. 963

—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 26, 1955, for his approval.

Very respectfully,

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

Your Enrolling Clerk, to whom was referred—

H. B. No. 1410

H. B. No. 1411

—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 26, 1955.

Very respectfully,

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

Your Enrolling Clerk, to whom was referred—

S. B. No. 752

—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 26, 1955, for his approval.

Very respectfully,

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

Your Enrolling Clerk, to whom was referred—

S. B. No. 12 S. B. No. 317

S. B. No. 48 S. B. No. 342

S. B. No. 67 S. B. No. 374

S. B. No. 85 S. B. No. 705

Com. Sub. for S. B. No. 87 S. B. No. 775

Com. Sub. for S. B. No. 90 S. B. No. 869

S. B. No. 92 S. B. No. 870

S. B. No. 121 S. B. No. 871

S. B. No. 156 S. B. No. 874

S. B. No. 157 S. B. No. 881

S. B. No. 216 S. B. No. 891

S. B. No. 231 S. B. No. 892

S. B. No. 264 S. B. No. 898

S. B. No. 273 S. B. No. 899

S. B. No. 297 S. B. No. 903

—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 26, 1955, for his approval.

Very respectfully,

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

Your Enrolling Clerk, to whom was referred—

S. B. No. 37 S. B. No. 597

Com. Sub. for S. B. No. 53 S. C. R. No. 648

S. B. No. 58 S. B. No. 690

S. B. No. 124 S. B. No. 706

S. B. No. 182 S. B. No. 900

S. B. No. 262 S. B. No. 907

S. B. No. 281 S. B. No. 918

S. B. No. 391 S. B. No. 921

S. B. No. 429 S. B. No. 933

S. B. No. 430 S. B. No. 940

S. B. No. 431 S. B. No. 941

S. B. No. 461 S. B. No. 942

S. B. No. 491 S. B. No. 944

S. B. No. 533 S. B. No. 946

—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 26, 1955, for his approval.

Very respectfully,

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

**SPECIAL ORDER CALENDAR PURSUANT TO
SENATE RULE 66.**

S. B. No. 747—A bill to be entitled An Act to prohibit the favorable teaching or presentation of one world government, socialism, fascism, communism, or any other anti-American doctrines in the schools and colleges in the State of Florida; providing penalties for violation of this Act, and providing an effective date.

Was taken up in its order, having been read the second time by title at the morning session, this day.

Senator Johns moved that the rules be further waived and Senate Bill No. 747 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 747 was read the third time in full.

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

Yeas—29.

Mr. President	Clarke	Johnson	Rawls
Baker	Connor	Kickliter	Rodgers
Barber	Douglas	King	Shands
Beall	Edwards	Melvin	Stenstrom
Black	Floyd	Morgan	Floyd
Bronson	Getzen	Morrow	
Cabot	Hodges	Pearce	
Carraway	Johns	Phillips	

Nays—7.

Carlton	Houghton	Pope	Tapper
Gautier (13th)	Neblett	Rood	

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

S. B. No. 587—A bill to be entitled An Act relating to and fixing the salaries of state attorneys and assistant state attorneys and providing for the payment of such salaries; repealing Sections 27.221, as amended by Sections 1 and 2, Chapter 28617, Acts of 1953, 27.23 and 27.26, Florida Statutes; providing effective date.

Was taken up in its order.

Senator Johnson moved that the rules be waived and Senate Bill No. 587 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 587 was read the second time by title only.

The Committee on Appropriations offered the following amendment to Senate Bill No. 587:

In Section 1, lines 2 and 3 (typewritten bill) strike out the words: "ten thousand dollars (\$10,000.00)" and insert in lieu thereof the following: "eight thousand four hundred dollars (\$8,400.00)."

Senator Johnson 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. 587:

In Section 1, lines 4 and 5 (typewritten bill) strike out the words: "six thousand dollars (\$6,000.00)" and insert in lieu thereof the following: "five thousand dollars (\$5,000.00)."

Senator Johnson 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. 587:

After Section 1 (typewritten bill) insert the following:

Section 2. Subsection (1) of Section 27.231, Florida Statutes, is amended to read: In each judicial circuit of the State of Florida, which embraces and includes a county having a population of more than two hundred sixty thousand, according to the last preceding state census, the salary of the state attorney for such judicial circuit shall be ten thousand nine hundred dollars per annum, payable in equal monthly installments by the state treasurer on warrants issued by the state comptroller.

And renumber the sections.

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. 587:

In Title, line 6, (typewritten bill) after the words: "Florida Statutes;" insert the following: "amending Subsection (1) of Section 27.231, 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 Senate Bill No. 587, 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. 587, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 587, as amended, the roll was called and the vote was:

Yeas—34.

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

Nays—1.

Mr. President

So Senate Bill No. 587 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

H. B. No. 385—A bill to be entitled An Act to amend Subsection (1) of Section 440.15 of Chapter 440, Florida Statutes, 1953, known as "Workmen's Compensation Law," relating to permanent total disability, by deleting the 700 weeks' limitation.

Was taken up in its order.

Senator Melvin moved that the rules be waived and House Bill No. 385 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 385 was read the second time by title only.

Senator Melvin moved that the rules be further waived and House Bill No. 385 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. 385 was read the third time in full.

Upon the passage of House Bill No. 385 the roll was called and the vote was:

Yeas—29.

Mr. President	Douglas	Kickliter	Pope
Baker	Edwards	King	Rodgers
Barber	Floyd	Melvin	Shands
Beall	Gautier (28th)	Morgan	Stenstrom
Bronson	Gautier (13th)	Morrow	Stratton
Cabot	Getzen	Neblett	
Carraway	Hodges	Pearce	
Connor	Johns	Phillips	

Nays—7.

Carlton	Houghton	Rawls	Tapper
Clarke	Johnson	Rood	

So House Bill No. 385 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

By unanimous consent Senator Melvin withdrew Senate Bill No. 311 from the further consideration of the Senate.

H. B. No. 595—A bill to be entitled An Act relating to the prevention of accidents due to contact with power lines; defining the terms used; establishing certain precautionary measures and exemptions; prescribing penalties for violations; and providing for the effective date of this Act; providing sole purpose of Act is public safety and shall not constitute civil defense or bar workmen's compensation.

Was taken up in its order.

Senator Shands moved that the rules be waived and House Bill No. 595 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 595 was read the second time by title only.

Senator Shands offered the following amendment to House Bill No. 595:

In Section 2, line 9, (typewritten bill) strike out the words: "except where reasonable notice has been given to the operator of such power lines and such power lines have been promptly and effectively" and insert in lieu thereof the following: "except when the operator of such power lines has after written application and at the applicant's expense"

Senator Shands moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Shands also offered the following amendment to House Bill No. 595:

In Section 4, (typewritten bill) at the end of Section 4 strike out the period and add the following: "unless the provisions are willfully violated."

Senator Shands moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Shands also offered the following amendment to House Bill No. 595:

In the Title, (typewritten bill) at the end of the title strike out the period and add the following: "unless the provisions are willfully violated."

Senator Shands moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Shands moved that the rules be further waived and House Bill No. 595, 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. 595, as amended, was read the third time in full.

Upon the passage of House Bill No. 595, as amended, the roll was called and the vote was:

Yeas—29.

Mr. President	Clarke	Houghton	Rodgers
Baker	Douglas	Kickliter	Rood
Barber	Edwards	King	Shands
Black	Floyd	Melvin	Stenstrom
Bronson	Gautier (28th)	Morrow	Tapper
Cabot	Gautier (13th)	Pearce	
Carlton	Getzen	Phillips	
Carraway	Hodges	Rawls	

Nays—4.

Beall	Neblett	Pope	Stratton
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So House Bill No. 595 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately.

By unanimous consent Senator Shands withdrew Senate Bill No. 890 from the further consideration of the Senate.

S. B. No. 603—A bill to be entitled An Act relating to salt water fisheries and conservation; amending Section 370.01, Florida Statutes, to add Subsections (16) and (17) to define "commercial," and "seine," respectively; amending Subsection (2) of Section 370.03, Florida Statutes, to provide for control of water bottoms.

Was taken up in its order.

Senator Rood moved that the rules be waived and Senate Bill No. 603 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 603 was read the second time by title only.

The Committee on Game and Fisheries offered the following amendment to Senate Bill No. 603:

In Section 1, after line 15. (typewritten bill) strike out the words: "excluding gill nets which are being taken in to remove fish that have been gilled." and insert in lieu thereof the following: "excluding cast nets and also gill nets of legal size and mesh as now used in common gill net methods. A common gill net of legal size and mesh used in daylight only in a method commonly known as "corkscrewing", "winding" or "scrapping" is not to be construed as a haul net or seine, beach seine, power seine or a drag net or seine."

Senator Hodges moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Rood moved that the rules be further waived and Senate Bill No. 603, 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. 603, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 603, as amended, the roll was called and the vote was:

Yeas—29.

Baker	Gautier (28th)	King	Rood
Barber	Gautier (13th)	Melvin	Shands
Bronson	Getzen	Morrow	Stenstrom
Carlton	Hodges	Neblett	Stratton
Carraway	Houghton	Pearce	Tapper
Clarke	Johns	Phillips	
Douglas	Johnson	Pope	
Edwards	Kickliter	Rodgers	

Nays—None.

So Senate Bill No. 603 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

S. B. No. 605—A bill to be entitled An Act relating to the regulation of the issue, sale, gift, or other disposition or use of trading stamps as herein defined, for or with the sale of goods or services; defining certain terms as used in this Act; providing for registration and bonding of issuers and agents for redemption of trading stamps; providing for service of process upon the secretary of state with respect to issuers and

agents for redemption of trading stamps; providing annual registration fee; requiring that certain information be printed upon the face of trading stamps; regulating the redemption of trading stamps; prohibiting discrimination against Florida residents on redemption of trading stamps; fixing liability for redemption of trading stamps; providing for the escheat to the State of the face value of trading stamps not redeemed within a specific period of time; providing for the keeping of records by issuers and agents for redemption of trading stamps and requiring the filing of annual reports with the treasurer of the State of Florida; providing for the posting of notice to the public of certain provisions hereof; providing for penalties for the violation of this Act; providing remedies for the enforcement of this Act; and providing the effective date of this Act.

Was taken up in its order.

Senator Rood moved that the rules be waived and Senate Bill No. 605 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 605 was read the second time by title only.

The following Committee Substitute for Senate Bill No. 605:

By the Committee on Judiciary "B"—

Committee Substitute for S. B. No. 605—A bill to be entitled An Act relating to the regulation of the issue, sale gift, or other disposition or use of trading stamps as herein defined, for or with the sale of goods or services; defining certain terms as used in this Act; providing for registration and bonding of issuers and agents for redemption of trading stamps; providing for service of process upon the Secretary of State with respect to issuers and agents for redemption of trading stamps; providing annual registration fee; requiring that certain information be printed upon the face of trading stamps; regulating the redemption of trading stamps; prohibiting discrimination against Florida residents on redemption of trading stamps; fixing liability for redemption of trading stamps; providing for the escheat to the State of the face value of trading stamps not redeemed within a specific period of time; providing for the keeping of records by issuers and agents for redemption of trading stamps and requiring the filing of annual reports with the Treasurer of the State of Florida; providing for the posting of notice to the public of certain provisions hereof; providing for penalties for the violation of this Act; providing remedies for the enforcement of this Act; and providing the effective date of this Act.

Was read the first time by title only.

Senator Rood moved that the rules be waived and the Committee Substitute for Senate Bill No. 605 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And the Committee Substitute for Senate Bill No. 605 was read the second time by title only.

Senator Rood moved the adoption of the Committee Substitute for Senate Bill No. 605.

Which was agreed to and the Committee Substitute for Senate Bill No. 605 was adopted.

Senator Johnson offered the following amendment to Committee Substitute for Senate Bill No. 605:

In Section 6, line 14 (typewritten bill) after the words "month of sale," add the following: "That the escheature provisions of this Act shall apply also to any trading stamp issued by any merchant."

Senator Johnson moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator King offered the following amendment to Committee Substitute for Senate Bill No. 605:

In Section 3, Paragraph (d) (typewritten bill) strike out the words: "Five Thousand (\$5,000.00)" wherever the same appears in said paragraph and insert in lieu thereof the

following: "Twenty-five (\$25,000.00)" wherever the above is stricken.

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator King also offered the following amendment to Committee Substitute for Senate Bill No. 605:

In Section 4, line 10 (typewritten bill) strike out the words: "for premium redemption purposes" and insert in lieu thereof the following: "by the issuer"

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Shands presiding.

Senators Floyd and King offered the following amendment to Committee Substitute for Senate Bill No. 605:

In Section 6, line 4 (typewritten bill) after the word "redeemed," strike out the remainder of the Section and insert in lieu thereof the following: "shall become unclaimed property, and all rights of the holder of such stamp shall be subject to the general laws of the State of Florida governing the escheatment of lost or surrendered property, or property the ownership of which is unknown."

Senator King moved the adoption of the amendment.

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

Senator Melvin offered the following amendment to Committee Substitute for Senate Bill No. 605:

In Section 12, line 3, (typewritten bill) strike out the period and add the following: "; provided further, that the provisions of this act shall not apply to any coupon, ticket, certificate, card, or other similar device issued or distributed by a manufacturer or packer, which is redeemable for any goods, wares, or merchandise, either by the manufacturer or packer, or their agents, or an independent contractor acting for redemption."

Senator Melvin moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator King offered the following amendment to Committee Substitute for Senate Bill No. 605:

Following Section 11 of the Bill insert the following section and renumber the succeeding sections accordingly:

Section 12. This act shall not apply to trading stamps issued by any merchant, whether person, firm or corporation, which said stamps are to be redeemed by the issuing merchant at said merchant's place or places of business.

Senator King moved the adoption of the amendment.

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

The Committee on Judiciary "B" offered the following amendment to Committee Substitute for Senate Bill No. 605:

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

"An Act relating to the regulation of the issue, sale, gift, or other disposition or use of trading stamps as herein defined, for or with the sale of goods or services; defining certain terms as used in this Act; providing for registration and bonding of issuers and agents for redemption of trading stamps; providing for service of process upon the secretary of state with respect to issuers and agents for redemption of trading stamps; providing annual registration fee; requiring that certain information be printed upon the face of trading stamps; regulating the redemption of trading stamps; prohibiting discrimination against Florida residents on redemption of trading stamps; fixing liability for redemption of trading stamps; providing for the escheat of trading stamps not redeemed; providing for penalties for the violation of this Act; providing remedies for the enforcement of this Act; and providing the effective date of this Act."

Senator Johnson moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Rood moved that the rules be further waived and Committee Substitute for Senate Bill No. 605, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Committee Substitute for Senate Bill No. 605, as amended, was read the third time in full.

Upon the passage of Committee Substitute for Senate Bill No. 605, as amended, the roll was called and the vote was:

Yeas—32.

Baker	Connor	Johns	Phillips
Barber	Douglas	Johnson	Pope
Black	Edwards	Kicklitter	Rawls
Bronson	Gautier (28th)	Melvin	Rodgers
Cabot	Gautier (13th)	Morgan	Rood
Carlton	Getzen	Morrow	Shands
Carraway	Hodges	Neblett	Stenstrom
Clarke	Houghton	Pearce	Stratton

Nays—4.

Beall	Floyd	King	Tapper
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So Committee Substitute for Senate Bill No. 605 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

H. B. No. 968—A bill to be entitled An Act to provide a scholarship program for Dental Education and to require recipients of such scholarships to practice dentistry in communities designated by the State Board of Health as needing additional dentists or to forfeit and be liable to the State for certain portions of the sums granted under such scholarship; to prescribe eligibility requirements for such scholarships; to provide for the designation of communities or areas needing additional practicing dentists; providing that the failure of a scholarship recipient to carry out his obligations shall constitute a ground for revocation of his license to practice dentistry; authorizing the State Board of Health to make reasonable rules and regulations for carrying out the provisions of the Act; and providing an appropriation for the purposes of this Act.

Was taken up in its order.

Senator Pope moved that the rules be waived and House Bill No. 968 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 968 was read the second time by title only.

Senator Pope moved that the rules be further waived and House Bill No. 968 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. 968 was read the third time in full.

Upon the passage of House Bill No. 968 the roll was called and the vote was:

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

Nays—None.

So House Bill No. 968 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

H. B. No. 969—A bill to be entitled An Act to provide a

scholarship program for Medical Education and to require recipients of such scholarships to practice medicine in communities designated by the State Board of Health as needing additional Doctors of Medicine or to forfeit and be liable to the State for certain portions of the sums granted under such scholarship; to prescribe eligibility requirements for such scholarships; to provide for the designation of communities or areas needing additional practicing Doctors of Medicine; providing that the failure of a scholarship recipient to carry out his obligations shall constitute a ground for revocation of his license to practice Medicine; authorizing the State Board of Health to make reasonable rules and regulations for carrying out the provisions of the Act; and providing an appropriation for the purposes of this Act.

Was taken up in its order.

Senator Pope moved that the rules be waived and House Bill No. 969 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 969 was read the second time by title only.

Senator Pope moved that the rules be further waived and House Bill No. 969 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. 969 was read the third time in full.

Upon the passage of House Bill No. 969 the roll was called and the vote was:

Yeas—37.

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

Nays—None.

So House Bill No. 969 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

Senator Tapper, President Pro Tempore, presiding.

S. B. No. 1053—A bill to be entitled An Act relating to education; setting forth the manner of keeping attendance records; providing a penalty for falsification of same; and providing an effective date of this Act.

Was taken up in its order.

Senator King moved that the rules be waived and Senate Bill No. 1053 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 1053 was read the second time by title only.

The Committee on Education offered the following amendment to Senate Bill No. 1053:

In Section 2, line 1 (typewritten bill), strike out the word "conclusive" and insert in lieu thereof the following: "reasonable and satisfactory"

Senator King moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator King moved that the rules be further waived and Senate Bill No. 1053, 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. 1053, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 1053, as amended, the roll was called and the vote was:

Yeas—32.

Baker	Edwards	Kicklitter	Pope
Barber	Floyd	King	Rawls
Beall	Gautier (28th)	Melvin	Rodgers
Bronson	Gautier (13th)	Morgan	Rood
Carlton	Getzen	Morrow	Shands
Carraway	Houghton	Neblett	Stenstrom
Clarke	Johns	Pearce	Stratton
Douglas	Johnson	Phillips	Tapper

Nays—None.

So Senate Bill No. 1053 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

S. B. No. 755—A bill to be entitled An Act to provide a retirement system for supreme court justices and circuit court judges of the State; making an appropriation therefor; and providing an effective date.

Was taken up in its order.

Senator Morrow moved that the rules be waived and Senate Bill No. 755 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

The Committee on Appropriations offered the following amendment to Senate Bill No. 755:

In Section 3, line 2 (typewritten bill) following the word: "system" insert the following: "or member of any other retirement system authorized by state law for Florida State or County officers or employees"

Senator Morrow 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. 755:

In Section 3, (typewritten bill) add the following Sub-sections:

Sub-section (2) Any supreme court justice or circuit judge in office on the effective date of this Act who is not a member of any state retirement system, or who has failed to make the necessary payments into any such system to enable him to receive full credit for all service as such supreme court justice or circuit judge may, at his option, elect to come within the provisions of this Act and receive, under the provisions hereof, the full benefits of this Act for his entire service as such justice or judge by paying into the Supreme Court Justices and Circuit Judges Retirement Fund, on or before January 1, 1956, a sum equal to two (2) per cent of his total salary, including any supplement from any county, received as such justice or judge while not a member of any state retirement system or a sum equal to two (2) per cent of such total salary received during any period during which he failed to make the necessary payments into any such system.

Sub-section (3) Any Supreme Court justice or circuit judge who, prior to becoming a Supreme Court Justice or Circuit Judge, was a member of any other retirement system authorized by state law for Florida state or county officers or employees, and who is not receiving retirement benefits under said fund, may be a member of the Supreme Court Justices and Circuit Court Judges Retirement System, and if any such Supreme Court Justice or Circuit judge has not received a refund from the retirement system authorized by State law for Florida State or County officers or employees, the amount he has paid into the said fund shall be transferred from the retirement system authorized by State law for Florida State or County officers or employees' fund to the Supreme Court Justices and Circuit Judges Retirement Fund, or if such Supreme Court Justice or Circuit Judge has received a refund from the retirement system authorized by State law for Florida State or County officers or employees, then any such Supreme Court Justice or Circuit Judge

shall within twenty-four months from the time such person becomes a Supreme Court Justice or Circuit Judge or within twenty-four months from the time this Act becomes a law, whichever is the later date, pay into the Supreme Court Justices and Circuit Judges Retirement Fund five (5) per cent of the salary he has received from the State and County as an officer or employee beginning with July 1, 1945, plus three (3) per cent interest per annum thereon. Thereupon the total time spent as a State or County officer or employee shall be added to and computed with such person's service as a Supreme Court Justice or Circuit Judge as provided for in this Act. Provided further that the service credit as a State or County officer or employee shall be computed at two (2) per cent. No Supreme Court Justice or Circuit Judge who is receiving benefits under any other retirement system authorized by State law for Florida State or County Officers or Employees Pension Fund shall be eligible to become a member of the Supreme Court Justices and Circuit Judges Retirement System.

Senator Morrow 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. 755:

In Section 6, Sub-section (e) (typewritten bill) strike out all of Sub-section (e) and insert in lieu thereof the following:

"(e) The average final compensation as used in this Act shall mean the average cash compensation received from the State and County as salary for the best ten years of the last fifteen years of service. A year shall mean twelve consecutive months."

Senator Morrow 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. 755:

In Section 7, Sub-section (a) (typewritten bill) strike out all of Sub-section (a) and insert in lieu thereof the following:

"(a) Any Supreme Court Justice or Circuit Court Judge shall have the right at any time prior to receipt of his or her first monthly installments of retirement compensation to elect to receive a reduced retirement compensation with the provision that the surviving spouse shall continue to draw such reduced retirement compensation (or one half thereof if so designated) so long as he or she shall live. The amount of such reduced retirement compensation shall be the actuarial equivalent of the amount of such retirement otherwise payable such Supreme Court Justice or Circuit Court Judge."

Senator Morrow 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. 755:

In Section 7 (typewritten bill) strike out Subsection (c) and insert in lieu thereof the following:

"(c) Any Supreme Court Justice or Circuit Court Judge who becomes eligible for retirement may select one of the options provided in this section and continue to hold office or be employed. Should such Supreme Court Justice or Circuit Court Judge die before retiring, his surviving spouse shall be entitled to receive either the accumulated contributions of such Supreme Court Justice or Circuit Court Judge at the date of death or the reduced retirement compensation to which the surviving spouse would have been entitled to under such option, calculated on the assumption that such Supreme Court Justice or Circuit Court Judge retired on his date of death. Any Supreme Court Justice or Circuit Court Judge shall have the right at any time prior to actually retiring to change the option selected. The selection of an option under this section will not become effective until six (6) months after date of selection. Provided further that should the option be changed at the time of retirement, such option shall become effective immediately upon retirement."

Senator Morrow 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. 755:

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

"Section 12. Nothing herein contained shall effect the rights that any justice of the supreme court or circuit judge may have acquired or may hereafter acquire under any existing retirement act, and the membership of any such justice or circuit judge in any existing and applicable retirement system shall continue to exist and remain inviolate to the same extent as if this Act had never passed unless voluntarily renounced or subordinated in favor of the provisions of this Act in the manner provided for under Section 3 thereof; provided, however, that no person while accepting retirement compensation under the terms and provisions hereof shall at the same time receive retirement compensation from the state under any other law relating to retirement of judges."

Senator Morrow 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. 755:

At the end of Section 12, add Section 13 and renumber all other sections:

Section 13. A Supreme Court justice or circuit judge who becomes eligible for retirement in accordance with the provisions of this Act, and who had theretofore accepted or elected to accept the provisions of F. S. 25.121 or F. S. 38.14, shall be entitled to receive and shall upon retirement receive as retirement compensation to be paid during the remainder of his natural life two-thirds of the total salary being paid to such justice or judge at the time of his retirement, or at his option receive the retirement compensation provided under the terms of this Act.

Senator Morrow 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. 755:

In Section 14, add the following: There is hereby appropriated annually out of any funds in the State Treasury not otherwise appropriated a sufficient amount (not to exceed Twenty-Five Hundred Dollars (\$2500.00) to efficiently administer the provisions of this Act.

Senator Morrow 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. 755:

In Section 15, (typewritten bill) following the word: "effect" strike out: "immediately upon becoming a law" and insert in lieu thereof the following: "July 1, 1955."

Senator Morrow moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Pending consideration of Senate Bill No. 755, as amended, Senator Morrow moved that the further consideration thereof be informally passed, the bill retaining its place on second reading.

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

Senator Morrow requested unanimous consent of the Senate for Senate Bill No. 755, as amended, to be considered as the first order of business when the Order of the Day is reached on Friday, May 27, 1955.

Unanimous consent was granted and it was so ordered.

Senator Shands moved that the Senate adjourn.

Which was agreed to.

And the Senate stood adjourned at 4:58 o'clock P. M., until 11:00 o'clock A. M., Friday, May 27, 1955, pursuant to the Report of the Committee on Rules and Calendar adopted by the Senate on May 23, 1955.