

# JOURNAL OF THE SENATE

214

Tuesday, April 23, 1957

The Senate convened at 11:00 o'clock A.M., pursuant to adjournment on Monday, April 22, 1957.

The President in the Chair.

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

Mr. President	Cabot	Getzen	Neblett
Adams	Carlton	Hair	Pearce
Barber	Carraway	Hodges	Pope
Beall	Clarke	Houghton	Rawls
Belser	Connor	Johns	Rodgers
Bishop	Davis	Johnson	Rood
Boyd	Dickinson	Kelly	Stenstrom
Brackin	Eaton	Kickliter	Stratton
Branch	Edwards	Knight	
Bronson	Gautier	Morgan	

—38.

A quorum present.

The following Prayer was offered by the Senate Chaplain, Reverend Harry B. Douglas:

O God, give us strength to live another day. Let us not turn coward before its difficulties or prove recreant to its duties. Let us not lose faith in our fellow men. Keep us sweet and sound of heart, in spite of ingratitude, treachery, or meanness. Preserve us from minding little stings or giving them. Help us to keep our hearts clean, and to live so honestly and fearlessly that no outward failure can dishearten us or take away the joy of conscious integrity. Open wide the eyes of our souls that we may see good in all things. Grant us this day some new vision of thy truth, inspire us with the spirit of joy and gladness, and make us the cup of strength to suffering souls; in the name of the strong Deliverer, our only Lord and Saviour, Jesus Christ. Amen.

The reading of the Journal was dispensed with.

The Senate daily Journal of Monday, April 22, 1957, was corrected and as corrected was approved.

## REPORTS OF COMMITTEES

Senator Adams, Chairman of the Committee on Agriculture, reported that the Committee had carefully considered the following Bill:

S. B. No. 246—A bill to be entitled An Act pertaining to the Milk Commission; repealing Chapter 501, Florida Statutes, providing for the dissolution of the Milk Commission; providing for the transfer of all funds, accounts, records and property of the Milk Commission to the State Board of Health, and providing an effective date.

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

And the Bill contained in the preceding report, with the recommended Committee Substitute attached thereto, was referred to the Committee on Governmental Reorganization under the original multiple reference.

Senator Bronson requested unanimous consent of the Senate to take up and consider House Bill No. 623, out of its order.

Unanimous consent was granted, and—

H. B. No. 623—A bill to be entitled An Act relating to the County Court of Okeechobee County, Florida; amending Section 3 of Chapter 11362, Laws of Florida, Acts of the Extraordinary Session of 1925, fixing the salary of the judge thereof and method of payment; setting effective date.

Was taken up.

Senator Bronson moved that the rules be waived and House Bill No. 623 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 623 was read the second time by title only.

Senator Bronson moved that the rules be further waived and House Bill No. 623 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. 623 was read the third time in full.

Upon the passage of House Bill No. 623 the roll was called and the vote was:

Yeas—38.

Mr. President	Cabot	Getzen	Neblett
Adams	Carlton	Hair	Pearce
Barber	Carraway	Hodges	Pope
Beall	Clarke	Houghton	Rawls
Belser	Connor	Johns	Rodgers
Bishop	Davis	Johnson	Rood
Boyd	Dickinson	Kelly	Stenstrom
Brackin	Eaton	Kickliter	Stratton
Branch	Edwards	Knight	
Bronson	Gautier	Morgan	

Nays—None.

So House Bill No. 623 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Bronson requested unanimous consent of the Senate to take up and consider House Bill No. 660, out of its order.

Unanimous consent was granted, and—

H. B. No. 660—A bill to be entitled An Act regulating excavations within Okeechobee County, Florida.

Was taken up.

Senator Bronson moved that the rules be waived and House Bill No. 660 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 660 was read the second time by title only.

Senator Bronson moved that the rules be further waived and House Bill No. 660 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. 660 was read the third time in full.

Upon the passage of House Bill No. 660 the roll was called and the vote was:

Yeas—38.

Mr. President	Cabot	Getzen	Neblett
Adams	Carlton	Hair	Pearce
Barber	Carraway	Hodges	Pope
Beall	Clarke	Houghton	Rawls
Belser	Connor	Johns	Rodgers
Bishop	Davis	Johnson	Rood
Boyd	Dickinson	Kelly	Stenstrom
Brackin	Eaton	Kickliter	Stratton
Branch	Edwards	Knight	
Bronson	Gautier	Morgan	

Nays—None.

So House Bill No. 660 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Bronson requested unanimous consent of the Senate to take up and consider House Bill No. 661, out of its order.

Unanimous consent was granted, and—

H. B. No. 661—A bill to be entitled An Act authorizing and empowering the board of county commissioners of Okeechobee County, Florida, to construct a county swimming pool, and authorizing said board to borrow funds for such purpose on such terms as may be necessary; to appropriate funds for the payment of such loan by the levying of a tax, not to exceed two (2) mills annually for such purpose; repealing all laws or parts of laws in conflict herewith; and providing an effective date.

Was taken up.

Senator Bronson moved that the rules be waived and House Bill No. 661 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 661 was read the second time by title only.

Senator Bronson moved that the rules be further waived and House Bill No. 661 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. 661 was read the third time in full.

Upon the passage of House Bill No. 661 the roll was called and the vote was:

Yeas—38.

Mr. President	Cabot	Getzen	Neblett
Adams	Carlton	Hair	Pearce
Barber	Carraway	Hodges	Pope
Beall	Clarke	Houghton	Rawls
Belser	Connor	Johns	Rodgers
Bishop	Davis	Johnson	Rood
Boyd	Dickinson	Kelly	Stenstrom
Brackin	Eaton	Kickliter	Stratton
Branch	Edwards	Knight	
Bronson	Gautier	Morgan	

Nays—None.

So House Bill No. 661 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Bronson requested unanimous consent of the Senate to take up and consider House Bill No. 662, out of its order.

Unanimous consent was granted, and—

H. B. No. 662—A bill to be entitled An Act authorizing and empowering the board of county commissioners of Okeechobee County, Florida, to install a new water main in the city of Okeechobee, Florida; to remove an existing water main from the right of way of U. S. Highway #441; to provide specifications for such laying of new water main and removal of existing water main; to authorize said board to borrow funds for such purpose on such terms as may be necessary; to appropriate funds for the payment of such loan by the levying of a tax of three (3) mills annually for such purpose; repealing all laws or parts of laws in conflict herewith; and providing an effective date.

Was taken up.

Senator Bronson moved that the rules be waived and House Bill No. 662 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 662 was read the second time by title only.

Senator Bronson moved that the rules be further waived and House Bill No. 662 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. 662 was read the third time in full.

Upon the passage of House Bill No. 662 the roll was called and the vote was:

Yeas—38.

Mr. President	Cabot	Getzen	Neblett
Adams	Carlton	Hair	Pearce
Barber	Carraway	Hodges	Pope
Beall	Clarke	Houghton	Rawls
Belser	Connor	Johns	Rodgers
Bishop	Davis	Johnson	Rood
Boyd	Dickinson	Kelly	Stenstrom
Brackin	Eaton	Kickliter	Stratton
Branch	Edwards	Knight	
Bronson	Gautier	Morgan	

Nays—None.

So House Bill No. 662 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Bronson requested unanimous consent of the Senate to take up and consider House Bill No. 663, out of its order.

Unanimous consent was granted, and—

H. B. No. 663—A bill to be entitled An Act to establish criminal docket fee for criminal cases docketed in the county court of Okeechobee County, Florida, to which the clerk of the county court of Okeechobee County, Florida, shall be entitled to receive; repealing all laws and parts of laws in conflict; and providing when this Act shall take effect.

Was taken up.

Senator Bronson moved that the rules be waived and House Bill No. 663 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 663 was read the second time by title only.

Senator Bronson moved that the rules be further waived and House Bill No. 663 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. 663 was read the third time in full.

Upon the passage of House Bill No. 663 the roll was called and the vote was:

Yeas—38.

Mr. President	Cabot	Getzen	Neblett
Adams	Carlton	Hair	Pearce
Barber	Carraway	Hodges	Pope
Beall	Clarke	Houghton	Rawls
Belser	Connor	Johns	Rodgers
Bishop	Davis	Johnson	Rood
Boyd	Dickinson	Kelly	Stenstrom
Brackin	Eaton	Kickliter	Stratton
Branch	Edwards	Knight	
Bronson	Gautier	Morgan	

Nays—None.

So House Bill No. 663 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

**INTRODUCTION OF RESOLUTIONS, MEMORIALS, BILLS AND JOINT RESOLUTIONS**

By Senator Hodges—

S. B. No. 456—A bill to be entitled An Act for the relief of Mrs. Jessie Read for the death of her husband, Mark Read, late Sheriff of Gilchrist County, from gunshot wounds inflicted upon him from ambush while in performance of his lawful duty as sheriff; providing an effective date.

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

By Senator Hodges—

S. B. No. 457—A bill to be entitled An Act relating to the Game and Fresh Water Fish Commission; amending Sub-section (16) of Section 372.57, Florida Statutes, to provide a special fishing license for aliens; providing the fee therefor and providing an effective date.

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

By Senators Pope, Houghton, Carlton and Gautier—

S. B. No. 458—A bill to be entitled An Act relating to nurse registration and nursing education, defining the State Board of Nursing, professional and practical nursing, qualifications, providing for certain disciplinary measures and procedures, review of orders of Board of Nursing, providing certain exceptions and penalties; amending Sections 464.021, 464.111(1), 464.21, 464.22, 464.24, and repealing Section 464.23, Florida Statutes; providing an effective date.

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

By Senator Rodgers—

S. B. No. 459—A bill to be entitled An Act creating the Florida Educational Television Commission; prescribing its powers and duties; providing for necessary personnel and procedure for the administration of the commission's powers and duties; providing an appropriation; and fixing an effective date.

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

By Senator Rood—

S. B. No. 460—A bill to be entitled An Act to amend Chapter 31263, Special Laws of Florida, 1955, entitled "An Act creating an Airport Authority as a body politic and corporate consisting of the chairman of each of the boards of county commissioners of the Counties of Sarasota and Manatee, Florida, and of the Mayors of each of the Cities of Bradenton and Sarasota, Florida, ex officio; defining the powers and duties of said authority; granting to the authority power to acquire, lease, construct, reconstruct, improve, extend, enlarge, equip, repair, maintain and operate airport facilities; providing for the issuance of bonds of the authority, payable solely from funds provided therefor under this Act, to pay the cost of acquiring, constructing or reconstructing any airport facilities and the cost of improvements, extensions, enlargements and equipment; granting to the authority power to acquire necessary real and personal property, and to exercise the power of eminent domain; providing for the imposition and collection of charges for the use of and for the services furnished by any airport facilities; authorizing each of said counties of Sarasota and Manatee and each of said cities of Sarasota and Bradenton to make grants and conveyances to the authority; and prescribing the powers and duties of the authority in connection with the foregoing and the rights and remedies of the holders of any bonds issued under the provisions of this Act.", to confer additional powers on the authority with regard to the leasing or disposal of surplus airport property and the execution of purchase money mortgages on property of the authority, and to acquire property subject to purchase money mortgages, and authorizing each of the counties of Sarasota and Manatee, Florida, to levy ad valorem taxes to provide funds for making contributions to the authority, to enter into contracts with the authority for the making of such contributions, to issue bonds to provide funds for making grants to the authority, and to authorize counties of Sarasota and Manatee, Florida, and the cities of Bradenton and Sarasota, Florida, each to purchase not exceeding \$100,000 bonds of the authority.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 460 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 Rood moved that the rules be waived and Senate Bill No. 460 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 460 was read the second time by title only.

Senator Rood moved that the rules be further waived and Senate Bill No. 460 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. 460 was read the third time in full.

Upon the passage of Senate Bill No. 460 the roll was called and the vote was:

Yeas—38.

Mr. President	Cabot	Getzen	Neblett
Adams	Carlton	Hair	Pearce
Barber	Carraway	Hodges	Pope
Beall	Clarke	Houghton	Rawls
Belser	Connor	Johns	Rodgers
Bishop	Davis	Johnson	Rood
Boyd	Dickinson	Kelly	Stenstrom
Brackin	Eaton	Kicklitter	Stratton
Branch	Edwards	Knight	
Bronson	Gautier	Morgan	

Nays—None.

So Senate Bill No. 460 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Bishop—

S. B. No. 461—A bill to be entitled An Act for the relief of J. W. Burns, individually and as former Superintendent of Public Instruction of Columbia County; providing an effective date.

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

By Senator Belser—

S. B. No. 462—A bill to be entitled An Act to repeal Section 208.05, Florida Statutes, so as to remove the exemption from the gasoline tax on aircraft; and fixing an effective date.

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

By Senator Bishop—

S. B. No. 463—A bill to be entitled An Act relating to Columbia County, repealing Chapter 25007, Laws of Florida, Acts of 1949, providing for the compensation of the Clerk of the Circuit Court in Columbia County.

Which was read the first time by title only.

Senator Bishop moved that the rules be waived and Senate Bill No. 463 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 463 was read the second time by title only.

Senator Bishop moved that the rules be further waived and Senate Bill No. 463 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. 463 was read the third time in full.

Upon the passage of Senate Bill No. 463 the roll was called and the vote was:

Yeas—38.

Mr. President	Brackin	Connor	Hair
Adams	Branch	Davis	Hodges
Barber	Bronson	Dickinson	Houghton
Beall	Cabot	Eaton	Johns
Belser	Carlton	Edwards	Johnson
Bishop	Carraway	Gautier	Kelly
Boyd	Clarke	Getzen	Kicklitter

Knight	Pearce	Rodgers	Stratton
Morgan	Pope	Rood	
Neblett	Rawls	Stenstrom	

Nays—None.

So Senate Bill No. 463 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Gautier—

S. B. No. 464—A bill to be entitled An Act relating to the public school system, rendering certain sections of the school code more workable in the county administrative unit, and providing a consistency in the duties of county school officials with the 1947 law which created a county-wide district; amending Section 230.03; creating Section 230.061; amending Sections 230.201, 230.23, 230.43, 231.15, 231.17, 231.47, 232.04, 232.05, 235.04, 236.05, 236.35, 236.50, 237.02, 237.09, and 237.20; repealing Sections 230.06 and 230.07; providing an effective date.

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

By Senator Gautier—

S. B. No. 465—A bill to be entitled An Act relating to the public school system; amending Section 228.041, Florida Statutes, pertaining to specific definitions by properly defining certain terms, and by adding Subsections (18) through (27); providing an effective date.

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

By the Committee on Livestock and Senators Carlton, Davis, Hodges, Shands, Hair, Bronson, Knight, Pope, Connor, Johnson, Adams, Kelly, Bishop, Johns, Neblett, Edwards, Getzen, Stratton, Pearce, Dickinson, Kickliter and Barber—

S. B. No. 466—A bill to be entitled An Act making an appropriation from the General Revenue Fund for the purpose of controlling and eradicating screwworms in Florida; providing for control thereof by the Budget Board and the Florida Livestock Board; providing for cooperation with the United States, the employment of personnel, and the making of rules and regulations to carry out the purposes of the law; providing for the establishment of quarantines and the acquisition of facilities; limiting State participation approximately to that of the United States; providing an effective date.

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

By the Committee on Appropriations—

S. B. No. 467—A bill to be entitled An Act relating to the duties of the State Auditor; prescribing additional duties, functions and powers; providing for special audits; providing for the issuance and enforcement of subpoenas; providing penalties for violations; providing for necessary expenses; amending Section 21.19, Florida Statutes; providing effective date.

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

By Senators Johns and Morgan—

Senate Concurrent Resolution No. 468:

A CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO RETURN TO THE SENATE AND HOUSE FOR AMENDMENT SENATE BILL 174, RELATING TO GAS TAX-DISTRIBUTOR; AMENDING CHAPTER 208.04, FLORIDA STATUTES.

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

Section 1. The Senate and House of Representatives respectfully request Governor LeRoy Collins, who now has in his possession for examination Senate Bill 174 to return Senate Bill 174 to the Senate and House for certain important amendments thereto.

Which was read the first time in full.

Senator Johns moved that the rules be waived and Senate Concurrent Resolution No. 468 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. 468 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. 468 was adopted and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

By Senator Brackin—

Senate Concurrent Resolution No. 469:

A CONCURRENT RESOLUTION RELATING TO AN INVITATION TO THE FLORIDA DELEGATION OF THE UNITED STATES CONGRESS TO VISIT THE LEGISLATURE AS INTRODUCED BY SENATE CONCURRENT RESOLUTION NUMBER 264; AND PROVIDING AN EXTENSION OF SUCH INVITATION TIME TO A DATE CONVENIENT WITH THE DELEGATION AND THE LEGISLATURE OF FLORIDA.

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

The Florida delegation of the Congress of the United States, having been invited to address the Florida Legislature on Thursday, April 25, 1957, and having found the date conflicting with government business in Washington, the President of the Florida Senate and the Speaker of the House of Representatives are hereby directed to select a date convenient to the Florida delegation of the United States Congress and the Legislature of Florida to renew the invitation and announce such date for a joint session of the Florida Legislature.

Which was read the first time in full.

Senator Brackin moved that the rules be waived and Senate Concurrent Resolution No. 469 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. 469 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. 469 was adopted and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

**MESSAGE FROM THE GOVERNOR**

The following Communication from the Governor was received:

STATE OF FLORIDA  
OFFICE OF THE GOVERNOR  
TALLAHASSEE

April 23, 1957

Honorable W. A. Shands,  
President of the Senate,  
State Capitol,  
Tallahassee, Florida.

Sir:

I have the honor to inform you that yesterday I approved the following Acts, which originated in your Honorable Body, Regular Session, 1957, and have caused the same to be filed in the office of the Secretary of State:

S. B. NO. 15 RELATING TO CITRUS—FRAUDULENT ADVERTISING

S. B. NO. 51 RELATING TO COURT OF APPEALS—1ST DISTRICT HEADQUARTERS

## S. B. NO. 144 RELATING TO COURT OF APPEALS—3RD DISTRICT HEADQUARTERS

Respectfully,

LeROY COLLINS  
Governor

## MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following message from the House of Representatives was read:

Tallahassee, Florida,  
April 18, 1957.*The Honorable W. A. Shands,  
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 the Committee on Citrus Fruits—

Committee Substitute for S. B. No. 4—A bill to be entitled An Act to amend Section 79 of the Florida Citrus Code, Chapter 25149, General Laws of Florida, 1949, (Section 601.79, Florida Statutes of 1951) authorizing the Florida Citrus Commission to issue special permits for experimental purposes and make regulations for the addition of coloring matter to not to exceed 100,000 standard packed boxes of Temple oranges annually, through July 31st, 1959, and making Sections 80, 82, 83, and 84 of said Florida Citrus Code, Chapter 25149, General Laws of Florida, 1949, (Section 601.80, 601.82, 601.83, and 601.84, Florida Statutes, 1951) applicable to Temple oranges to which coloring matter has been added.

—which amendments read as follows:

## Amendment No. 1:

In Section 1, Subsection 601.79, strike out: the figure "100,000" at the end of line three from the bottom of page 1 and insert the following in lieu thereof: 300,000.

## Amendment No. 2:

In the title thereof strike out: the figure "100,000" and insert the following in lieu thereof: 300,000.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Committee Substitute for Senate Bill No. 4, contained in the above message, was read by title, together with House Amendments thereto.

Senator Carlton moved that the Senate concur in House Amendment No. 1 to Committee Substitute for Senate Bill No. 4.

Which was agreed to and the Senate concurred in House Amendment No. 1 to Committee Substitute for Senate Bill No. 4, with Senators Stenstrom, Boyd and Connor voting "Nay."

Senator Carlton moved that the Senate concur in House Amendment No. 2 to Committee Substitute for Senate Bill No. 4.

Which was agreed to and the Senate concurred in House Amendment No. 2 to Committee Substitute for Senate Bill No. 4.

And Committee Substitute for Senate Bill No. 4, 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,  
April 22, 1957.*The Honorable W. A. Shands,  
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 Stenstrom—

S. B. No. 5—A bill to be entitled An Act to amend Subsections (a) (4) and (a) (5) of Section 4 of Chapter 29757, Laws of Florida 1955, known as "The Tangelo Act of 1955" relative to the maturity of Tangelos by changing the standard for determining the maturity of Tangelos, and fixing an effective date.

Also—

By Senator Stenstrom—

S. B. No. 7—A bill to be entitled An Act to authorize and empower the Florida Citrus Commission to issue special permits for experimental purposes for the manufacture, shipment, and sale of frozen concentrated orange juice of less than 41.8 degrees brix or more than 44 degrees brix, subject to certain conditions and under rules and regulations to be promulgated by the Florida Citrus Commission.

Also—

By Senators Barber, Carraway, Clarke and Connor—

S. B. No. 44—A bill to be entitled An Act to amend Section 659.17 (1) (b) Florida Statutes, relating to loans by state banks.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bills Nos. 5, 7 and 44, 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,  
April 22, 1957.*The Honorable W. A. Shands,  
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 Senators Clarke, Barber, Carraway and Connor—

S. B. No. 46—A bill to be entitled An Act to amend Section 659.15, Florida Statutes relating to banks.

Also—

By Senators Carraway, Barber, Clarke and Connor—

S. B. No. 47—A bill to be entitled An Act to amend Section 524.01 (1) Florida Statutes relating to assignments of accounts receivable.

Also—

By Senator Carraway—

S. B. No. 52—A bill to be entitled An Act relating to the Crippled Children's Commission; amending Section 391.07, Florida Statutes, by repealing provision requiring Juvenile Court to determine financial ability of parents to pay for medical care and treatment of indigent crippled children and vesting such determination in the Crippled Children's Commission.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bills Nos. 46, 47 and 52, 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,  
April 22, 1957.

*The Honorable W. A. Shands,  
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 Senators Carraway, Pearce and Pope—

S. B. No. 133—A bill to be entitled An Act amending Section 215.26, Florida Statutes, relating to refunds of money paid into the State Treasury, by prohibiting refunds of amounts of less than one (\$1.00) dollar except upon application.

Also—

By Senator Adams—

S. B. No. 155—A bill to be entitled An Act relating to frozen desserts and frozen desserts mix, license fees; amending Section 503.03, Florida Statutes: to provide that fees received by the Commissioner be deposited with the State Treasurer to the credit of the General Inspection Fund: providing an effective date.

Also—

By Senator Adams—

S. B. No. 156—A bill to be entitled An Act relating to commercial feeds: amending Paragraph (A), Section 6, Chapter 29755, Laws of 1955; to require statement in writing to support claim of exemption from payment of inspection fee on feed used in the manufacture of registered feeds; providing an effective date.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bills Nos. 133, 155 and 156, 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,  
April 22, 1957.

*The Honorable W. A. Shands,  
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 Senators Barber, Carraway, Connor, Pearce and Eaton—

S. B. No. 100—A bill to be entitled An Act to amend Subsection (2) of Section 317.33, Florida Statutes, relating to distance to be maintained between certain vehicles on the highways; to increase the minimum distance between trucks and other vehicles; to apply such rule to vehicles towing other vehicles; and to make violations unlawful.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bill No. 100, 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,  
April 22, 1957.

*The Honorable W. A. Shands,  
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 Connor, Barber, Carraway and Clarke—

S. B. No. 45—A bill to be entitled An Act to amend Section 659.20, Florida Statutes 1953, relating to investments by banks and trust companies.

—which amendments read as follows:

Amendment No. 1—

In Section 1, line 1, following the words "Florida Statutes of" strike out: 1953 and insert the following in lieu thereof: 1955.

Amendment No. 2—

In Title, following the words "Florida Statutes" strike out: 1953 and insert the following in lieu thereof: 1955.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bill No. 45, contained in the above message, was read by title, together with House Amendments thereto.

Senator Connor moved that the Senate concur in House Amendment No. 1 to Senate Bill No. 45.

Which was agreed to and the Senate concurred in House Amendment No. 1 to Senate Bill No. 45.

Senator Connor moved that the Senate concur in House Amendment No. 2 to Senate Bill No. 45.

Which was agreed to and the Senate concurred in House Amendment No. 2 to Senate Bill No. 45.

And Senate Bill No. 45, 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,  
April 22, 1957.

*The Honorable W. A. Shands,  
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. 367—A bill to be entitled An Act relating to mutilated, lost, stolen or destroyed bonds or negotiable securities of the City of Jacksonville; authorizing said city to issue duplicate bonds or negotiable securities for mutilated, lost, stolen or destroyed bonds or negotiable securities issued by said city; providing the manner, method, conditions and procedure for the exercise of such authority and the character and qualities of such duplicate bonds or negotiable securities; and validating any such duplicate bonds or negotiable securities heretofore issued by said city substantially in conformance with the provisions of this Act.

Proof of publication attached.

Also—

By Senator Houghton—

S. B. No. 373—A bill to be entitled An Act providing for the establishment of justice of the peace districts in Pinellas county and providing a referendum therefor:

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bills Nos. 367 and 373, 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,  
April 22, 1957.

*The Honorable W. A. Shands,*  
*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. 366—A bill to be entitled An Act relating to the use of facsimile signatures by officers of the City of Jacksonville; providing for the use of such facsimile signatures when authorized and under conditions prescribed herein; and validating the use of facsimile signatures heretofore made by such officers of said city substantially in accordance with the provisions hereof.

Proof of publication attached.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bill No. 366, 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,  
April 22, 1957.

*The Honorable W. A. Shands,*  
*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 Hodges—

S. B. No. 365—A bill to be entitled An Act relating to the Eighth Judicial Circuit; amending Section 26.29, Florida Statutes; providing for a change in the fall term of court in Gilchrist County.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bill No. 365, 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,  
April 22, 1957.

*The Honorable W. A. Shands,*  
*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. Cleveland and Frederick of Seminole, Land and Sutton of Orange, Muldrew of Brevard, Griffin of Osceola, Vocelle of Indian River, Smith of St. Lucie, Zelmenovitz of Okeechobee, and Rowell of Martin—

H. B. No. 672—A bill to be entitled An Act providing for four

additional circuit judges of the ninth judicial circuit of Florida; providing where they shall reside, fixing their powers and fixing their compensation.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 672, contained in the above message, was read the first time by title only.

Senator Stenstrom moved that the rules be waived and House Bill No. 672 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 672 was read the second time by title only.

Senator Stenstrom moved that the rules be further waived and House Bill No. 672 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. 672 was read the third time in full.

Upon the passage of House Bill No. 672 the roll was called and the vote was:

Yeas—34.

Mr. President	Bronson	Edwards	Neblett
Adams	Cabot	Getzen	Pearce
Barber	Carlton	Hair	Pope
Beall	Carraway	Houghton	Rawls
Belser	Clarke	Johnson	Rodgers
Bishop	Connor	Kelly	Stenstrom
Boyd	Davis	Kicklitter	Stratton
Brackin	Dickinson	Knight	
Branch	Eaton	Morgan	

Nays—None.

So House Bill No. 672 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Stenstrom moved that the rules be waived and Senate Bill No. 393 be withdrawn from the Committee on Judiciary "A".

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

By unanimous consent Senator Stenstrom withdrew Senate Bill No. 393 from the further consideration of the Senate.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
April 22, 1957.

*The Honorable W. A. Shands,*  
*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 Mr. Petersen of Pinellas—

H. M. No. 223—A memorial to the Congress of the United States calling for the relinquishment by the federal government of certain of its tax sources so that states will be revested with inherent taxing power to carry out their own traditional functions.

WHEREAS, The Congress of the United States has enacted legislation levying a tax upon virtually every conceivable source of our economy which could be subject to taxation, and

WHEREAS, The tax so levied upon these sources by the Congress of the United States is so extreme in almost every case that no reasonable opportunity remains for the states to levy a tax upon these same sources, and

WHEREAS, The sources of revenue remaining to the States are so limited and so few that the efficiency and scope of State activity is impaired and limited because of the lack of sufficient funds, and

WHEREAS, It has become necessary for the federal government to, in many instances, make available to the States certain federal funds thereby making the States dependent upon and subject to the requirements of the Federal government in the expenditure of these funds, and

WHEREAS, This situation violates the letter and intent of the Federal form of government adopted by these United States of America in that the States are thereby denied the inherent rights of sovereignty; specifically the right of taxation, and

WHEREAS, The powers of governing the people of these United States of America in relation to both national and international affairs has become dangerously and unwisely centralized in the Federal government, and

WHEREAS, It is declared to be detrimental to good government for States to be dependent upon Federal aid in order to exercise their traditional governmental functions, NOW, THEREFORE,

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

That the Legislature of the State of Florida does hereby memorialize the Congress of the United States to make, or to cause to be made, a review of Federal taxation and Federal aid programs with the view of a relinquishment by the Federal government of certain of its tax sources for the purpose of making those tax sources available to the States, thereby enabling the States to finance their own traditional functions and thus eliminate Federal aid and control, re-establish State sovereignty, and eliminate the threat of possible despotic, inefficient, and chaotic centralization of government at the national level.

**BE IT FURTHER RESOLVED,** That a duly attested copy of this memorial be mailed to His Excellency, the President of the United States, a copy to the Honorable Governor of Florida and the governors of the other states, a copy to the Honorable President of the Senate, a copy to the Honorable Speaker of the House of Representatives, and a copy transmitted to each United States Senator and member of Congress in Washington, D. C., from Florida.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Memorial No. 223, contained in the above message, was read the first time in full and referred to the Committee on Finance and Taxation.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
April 22, 1957.

*The Honorable W. A. Shands,  
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. Roberts and Blank of Palm Beach, Hollahan of Dade, Ryan of Broward, Orr and Herrell of Dade and Musselman of Broward—

H. B. No. 335—A bill to be entitled An Act relating to public housing, to authorize the housing authorities of the cities of Pahokee, Pompano Beach, Belle Glade and Homestead to acquire from the United States of America, and operate certain labor camps subject to the provisions of the 1956 Housing Act, Public Law 1020, Title IV, Section 405, enacted by the 84th Congress of the United States; and to issue bonds and other evidence of indebtedness in connection with maintenance, operation, etc., of said camps.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 335, contained in the above message, was read the first time by title only and referred to the Committee on Cities and Towns.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
April 22, 1957.

*The Honorable W. A. Shands,  
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. Duncan of Lake—

H. B. No. 157—A bill to be entitled An Act making all proceedings held pursuant to Chapter 936, Statutes of 1955, public proceedings, except during jury deliberation; providing for the repeal of all laws in conflict herewith; prescribing the effective date hereof.

Also—

By Mr. Duncan of Lake—

H. B. No. 158—A bill to be entitled An Act providing that upon the finding of an indictment by a Grand Jury for an offense triable in the County Judge's Court the Clerk of the Circuit Court shall certify such indictment and deliver it to the County Judge; providing that the trial of the charge in the County Judge's Court may be upon such indictment; and, prescribing 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. 157, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "C".

And House Bill No. 158, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "C".

The following message from the House of Representatives was read:

Tallahassee, Florida,  
April 22, 1957.

*The Honorable W. A. Shands,  
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. Hopkins of Escambia—

H. B. No. 677—A bill to be entitled An Act pertaining to plats and platting of land in Escambia County, Florida, and defining the same; requiring the approval and recording of plats in certain cases; authorizing the Board of County Commissioners of Escambia County, Florida, and the governing body of each municipality in Escambia County, Florida, to prescribe drainage facilities, the width of roads, streets, alleys and other thoroughfares, and setbacks therefrom; making certain requirements a prerequisite to approval of plats; authorizing Board of County Commissioners of Escambia County, Florida, and governing body of each municipality in said county to adopt rules and regulations to effectuate pro-

visions and purposes of this Act; repealing all laws and parts of laws in conflict therewith.

Proof of publication attached.

Also—

By Messrs. Hopkins and Stone of Escambia—

H. B. No. 678—A bill to be entitled An Act to provide a permanent closed season for the hunting, killing, molesting or otherwise disturbing any wild game, bird, fowl or animal, in that portion of Escambia County, Florida, described as follows: All of Section 14 and 15, Township 3 South, Range 32 West, Escambia County, Florida, lying north of the intra-coastal canal, excepting therefrom that portion of Section 14, Township 3 South, Range 32 West, lying to the south and east of State Road 292, Gulf Beach Highway, and the said section being known as Inerarity Point: to provide a penalty therefor and to provide a rule of evidence in the prosecution of violation of this Act.

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. 677 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. 677, 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. 678 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. 678, contained in the above message, was read the first time by title only.

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

Which was agreed to by a two-thirds vote.

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

Senator Beall moved that the rules be further waived and House Bill No. 678 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 678 was read the third time in full.

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

Yeas—38.

Mr. President	Cabot	Getzen	Neblett
Adams	Carlton	Hair	Pearce
Barber	Carraway	Hodges	Pope
Beall	Clarke	Houghton	Rawls
Belser	Connor	Johns	Rodgers
Bishop	Davis	Johnson	Rood
Boyd	Dickinson	Kelly	Stenstrom
Brackin	Eaton	Kicklitter	Stratton
Branch	Edwards	Knight	
Bronson	Gautier	Morgan	

Nays—None.

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

The following message from the House of Representatives was read:

Tallahassee, Florida,  
April 22, 1957.

*The Honorable W. A. Shands,*  
*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. Zelmenovitz of Okeechobee—

H. B. No. 706—A bill to be entitled An Act fixing compensation of members of the board of county commissioners of Okeechobee County, Florida, authorizing payment of same in monthly installments, repealing all laws and parts of laws in conflict, and providing when this Act shall take effect.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 706 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. 706, contained in the above message, was read the first time by title only.

Senator Bronson moved that the rules be waived and House Bill No. 706 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 706 was read the second time by title only.

Senator Bronson moved that the rules be further waived and House Bill No. 706 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. 706 was read the third time in full.

Upon the passage of House Bill No. 706 the roll was called and the vote was:

Yeas—38.

Mr. President	Cabot	Getzen	Neblett
Adams	Carlton	Hair	Pearce
Barber	Carraway	Hodges	Pope
Beall	Clarke	Houghton	Rawls
Belser	Connor	Johns	Rodgers
Bishop	Davis	Johnson	Rood
Boyd	Dickinson	Kelly	Stenstrom
Brackin	Eaton	Kicklitter	Stratton
Branch	Edwards	Knight	
Bronson	Gautier	Morgan	

Nays—None.

So House Bill No. 706 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,  
April 22, 1957.

*The Honorable W. A. Shands,*  
*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. Hopkins and Stone of Escambia—

H. B. No. 679—A bill to be entitled An Act to authorize the board of county commissioners of Escambia County to improve county roads upon petition of two-thirds (2/3) of the owners of the abutting lands; providing procedure for making such improvements and for advertising contemplated projects; authorizing assessments against adjoining lands for payment of improvements; authorizing the issuance, by the board, of certificates of indebtedness for road improvements; and providing procedure for sale and redemption thereof; and providing an effective date.

Proof of publication attached.

Also—

By Messrs. Hopkins and Stone of Escambia—

H. B. No. 680—A bill to be entitled An Act authorizing the county commissioners of Escambia County to enter into agreements for group insurance of county civil service employees; to provide for contributions by the county to premiums therefor; authorizing deductions from salaries of such employees for part payment of premiums; and providing an effective date.

Proof of publication attached.

Also—

By Mr. Musselman of Broward—

H. B. No. 700—A bill to be entitled An Act abolishing a municipal corporation known as the Town of Lighthouse Point, Florida duly incorporated under the provisions of Chapter 165 Florida Statutes; and establishing instead, a municipal corporation to be known as the city of Lighthouse Point, in Broward County, Florida; to fix and determine the territorial limits, jurisdiction, powers and privileges of the body corporate and its officers.

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. 679 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. 679, 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. 680 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. 680, 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. 700 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. 700, contained in the above message, was read the first time by title only.

Senator Cabot moved that the rules be waived and House Bill No. 700 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 700 was read the second time by title only.

Senator Cabot moved that the rules be further waived and House Bill No. 700 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. 700 was read the third time in full.

Upon the passage of House Bill No. 700 the roll was called and the vote was:

Yeas—38.

Mr. President	Cabot	Getzen	Neblett
Adams	Carlton	Hair	Pearce
Barber	Carraway	Hodges	Pope
Beall	Clarke	Houghton	Rawls
Belser	Connor	Johns	Rodgers
Bishop	Davis	Johnson	Rood
Boyd	Dickinson	Kelly	Stenstrom
Brackin	Eaton	Kickliter	Stratton
Branch	Edwards	Knight	
Bronson	Gautier	Morgan	

Nays—None.

So House Bill No. 700 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Hodges requested unanimous consent of the Senate to have his name removed as a co-introducer of Senate Bill No. 162.

Unanimous consent was granted.

Senator Rodgers, Chairman of the Committee on Prisons and Convicts, moved that the rules be waived and the Committee be allowed an additional ten days to report on Senate Bill No. 253, previously referred to the Committee.

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

Senator Boyd requested unanimous consent of the Senate to have his name removed as a co-introducer of Senate Bill No. 277.

Unanimous consent was granted.

Senator Eaton requested unanimous consent of the Senate to have his name removed as a co-introducer of Senate Bill No. 378.

Unanimous consent was granted.

Senator Eaton moved that Senate Bill No. 283 be withdrawn from the Committee on Judiciary "B".

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

By unanimous consent, Senator Eaton withdrew Senate Bill No. 283 from the further consideration of the Senate.

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

S. B. No. 76—A bill to be entitled An Act relating to the administration of the State Alcoholic Beverage Law; amending Subsection (1) of Section 561.29, Florida Statutes, by limiting the convictions for which licenses may be suspended or revoked to those by a criminal court.

Was taken up in its order.

Senator Belser moved that the rules be waived and Senate Bill No. 76 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 76 was read the second time by title only.

Senator Belser moved that the rules be further waived and Senate Bill No. 76 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. 76 was read the third time in full.

Upon the passage of Senate Bill No. 76 the roll was called and the vote was:

Yeas—5.

Belser Branch Hodges Knight Rawls

Nays—32.

Mr. President	Carlton	Gautier	Morgan
Adams	Carraway	Getzen	Neblett
Barber	Clarke	Hair	Pearce
Beall	Connor	Houghton	Pope
Boyd	Davis	Johns	Rodgers
Brackin	Dickinson	Johnson	Rood
Bronson	Eaton	Kelly	Stenstrom
Cabot	Edwards	Kickliter	Stratton

So Senate Bill No. 76 failed to pass.

Senator Dickinson moved that a committee be appointed to escort Honorable Russell O. Morrow, Judge of the Fifteenth Judicial Circuit and a former member of the Senate from the Thirty-fifth Senatorial District, and Mrs. Morrow to seats on the rostrum.

Which was agreed to.

The President appointed Senators Dickinson, Rodgers and Adams as the committee which escorted Judge and Mrs. Morrow to the rostrum.

S. B. No. 248—A bill to be entitled An Act relating to rural mail carriers, amending Subsection (3) of Section 317.90, Florida Statutes, allowing the use of certain lights, providing an effective date.

Was taken up in its order.

Senator Branch moved that the rules be waived and Senate Bill No. 248 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 248 was read the second time by title only.

Senator Branch moved that the rules be further waived and Senate Bill No. 248 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. 248 was read the third time in full.

Upon the passage of Senate Bill No. 248 the roll was called and the vote was:

Yeas—36.

Mr. President	Cabot	Gautier	Knight
Adams	Carlton	Getzen	Morgan
Barber	Carraway	Hair	Neblett
Beall	Clarke	Hodges	Pearce
Belser	Connor	Houghton	Pope
Bishop	Davis	Johns	Rawls
Boyd	Dickinson	Johnson	Rodgers
Brackin	Eaton	Kelly	Stenstrom
Branch	Edwards	Kickliter	Stratton

Nays—None.

So Senate Bill No. 248 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 157—A bill to be entitled An Act relating to dealers in agricultural products; amending Sections 604.15 (1) (3) (6), 604.20, 604.21, 604.30, Florida Statutes; providing definitions, bond prerequisite, claim procedure, penalties; providing an effective date.

Was taken up in its order.

Senator Adams moved that the rules be waived and Senate Bill No. 157 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 157 was read the second time by title only.

The Committee on Agriculture offered the following amendment to Senate Bill No. 157:

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

Section 3. Section 604.21, Florida Statutes, is amended to read:

**604.21 Same; breach of bond; investigation; action; insufficient bond, etc.—**

Any person claiming himself to be damaged by any breach of the conditions of a bond given by a licensed dealer in agricultural products as hereinbefore provided may enter complaint thereof to the commissioner, which complaint shall be a written statement of the facts constituting said complaint. Upon filing such complaint in the manner herein provided, the commissioner shall investigate the charges made; whereupon, if in the opinion of the commissioner the facts contained in the complaint warrant such action, a copy of the complaint shall be forwarded by the commissioner to such dealer who shall be called upon to answer the complaint in writing within a reasonable time to be prescribed by the commissioner. At his discretion the commissioner may order a hearing before him giving the complainant and the respondent notice of the time and place of such hearing. At the conclusion of such a hearing the commissioner shall report his findings and make his order upon the matters complained of to the complainant and the respondent in each case, who shall then have fifteen (15) days in which to make effective and satisfy the commissioner's order. If such settlement is not effected within the time aforesaid, the commissioner or the producer may maintain a civil action against the principal and surety on the bond of the party against whom the order was directed, setting forth briefly in the complaint in said civil action the causes for which damages are complained. In any such suit, if the party who was successful before the commissioner finally prevails, he shall be allowed court costs and a reasonable attorney's fee to be taxed and collected as a part of the cost of the suit. If the order of the commissioner is against the producer and if said producer is not satisfied with such ruling, he may, upon obtaining the approval of the commissioner, commence and maintain an action against the principal and surety on the bond of the parties complained of as in any civil action, provided that no action may be maintained in any instance against the bondsman of a licensee without the written approval of the commissioner. It is further provided that if the bond thus posted is insufficient to pay in full the valid claims of producers, the commissioner shall direct that the proceeds of such bond be divided pro rata among such producers.

Senator Adams moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Adams moved that the rules be further waived and Senate Bill No. 157, 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. 157, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 157, as amended, the roll was called and the vote was:

Yeas—35.

Mr. President	Cabot	Gautier	Knight
Adams	Carlton	Getzen	Neblett
Barber	Carraway	Hair	Pearce
Beall	Clarke	Hodges	Pope
Belser	Connor	Houghton	Rawls
Bishop	Davis	Johns	Rodgers
Boyd	Dickinson	Johnson	Stenstrom
Brackin	Eaton	Kelly	Stratton
Branch	Edwards	Kickliter	

Nays—None.

So Senate Bill No. 157 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

S. B. No. 216—A bill to be entitled An Act relating to poultry and eggs, amending Section 583.01, Florida Statutes; amending Subsection (1) and (2) of Section 583.02, Florida Statutes; amending Subsection (1) of Section 583.05, Florida Statutes; amending Section 583.09, Florida Statutes; amend-

ing Sections 583.13 through 583.15, Florida Statutes; amending Section 583.18, Florida Statutes; providing new definitions and new rules; providing for poultry inspection by the Commissioner of Agriculture; repealing Section 583.08, Florida Statutes; providing an effective date.

Was taken up in its order.

Senator Stratton moved that the rules be waived and Senate Bill No. 216 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 216 was read the second time by title only.

The Committee on Agriculture offered the following amendment to Senate Bill No. 216:

In Section 2, Subsection 2, strike out all of Subsection 2 and insert in lieu thereof the following:

(2) It shall be unlawful to sell or offer for sale at retail, in cartons, any lot of eggs which have not been candled, graded and packed within the boundary of Florida.

Senator Stratton moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Agriculture also offered the following amendment to Senate Bill No. 216:

In Section 3, strike out all of Section 3 and insert in lieu thereof the following:

Section 3. Subsection (1) of Section 583.05, Florida Statutes, is amended to read:

**583.05 Powers of Commissioner of Agriculture in making inspections.**—For the purpose of carrying out the provisions of this chapter, the Commissioner of Agriculture, individually or through his authorized inspectors or agents, is authorized:

(1) (a) To enter on any business day during the usual hours of business, any store, market or other building or place where eggs are sold, offered for sale, or held for the purpose of sale, in order to ascertain by inspection whether in the exhibition of such eggs all of the provisions and conditions of this chapter or any rule or regulation duly promulgated in relation to the sale, offering for sale, or holding for the purpose of sale have been complied with.

(b) May, upon good and sufficient cause to believe that any of the provisions of this Act are being violated, stop and inspect any truck or other vehicle engaged in the transportation of eggs upon the highway to be sold, offered for sale, or held for the purpose of sale in the State, and to make such examination or inspection thereof as is necessary to ascertain whether all of the provisions of this chapter or any rule or regulation duly promulgated thereunder relating to the quality and wholesomeness, grade and standard required by the provisions of this Act have been complied with.

(c) To enter on any business day during the usual hours of business, any restaurant kitchen, hotel dining room kitchen, or the kitchen of any other public eating place where eggs and egg products are served as food, in order to ascertain by inspection whether in the serving of such eggs or egg products as food all of the provisions and conditions of this chapter or any rule or regulation duly promulgated in relation thereto have been complied with; provided that no such restaurant, hotel dining room or other public eating place where eggs or egg products are served as food shall not be construed to be a dealer and do not come under the provisions of this Act except in order to permit inspection of eggs or egg products for the protection of the public health and to insure that the provisions of this act are being complied with by the dealer from which such eggs or egg products were purchased.

Senator Stratton moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Agriculture also offered the following amendment to Senate Bill No. 216:

In Section 8, Subsection 1, strike out all of Subsection 1 and insert in lieu thereof the following:

(1) (a) May enter on any business day during the usual hours of business, any store, market or other building or place where poultry is sold, offered for sale, or held for the purpose of sale, in order to ascertain by inspection whether in the exhibition of such poultry all of the provisions and conditions of this chapter or any rule or regulation duly promulgated in relation to the sale, offering for sale, or holding for the purpose of sale have been complied with.

(b) May, upon good and sufficient cause to believe that any of the provisions of this Act are being violated, stop and inspect any truck or other vehicle engaged in the transportation of poultry upon the highway, to be sold, offered for sale, or held for the purpose of sale in Florida, and to make such examination or inspection thereof as is necessary to ascertain whether all of the provisions of this chapter or any rule or regulation duly promulgated thereunder relating to the quality and wholesomeness, grade and standard required by the provisions of this Act have been complied with.

Senator Stratton moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Agriculture also offered the following amendment to Senate Bill No. 216:

In Section 8, Subsection 3, strike out all of Subsection 3 and insert in lieu thereof the following:

(3) May enter on any business day during the usual hours of business any restaurant kitchen, hotel dining room kitchen, or the kitchen of any other public eating place where dressed poultry is used in the preparation of food served to the public, and to make such examination and inspection thereof as is necessary to ascertain whether all of the provisions of this chapter or any rule or regulation duly promulgated thereunder relating to the quality and wholesomeness, grade and standard required by the provisions of this Act have been complied with.

Senator Stratton moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Agriculture also offered the following amendment to Senate Bill No. 216:

In Section 10, strike out all of Section 10 and insert in lieu thereof the following:

Section 10. It is declared to be the legislative intent that if any section, subsection, sentence, clause or provision of this Act is held invalid, the remainder of the Act shall not be affected.

Senator Stratton moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

The Committee on Agriculture also offered the following amendment to Senate Bill No. 216:

Add the following:

Section 11. This Act shall take effect on July 1, 1957.

Senator Stratton moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Johns offered the following amendment to Senate Bill No. 216:

In Section 2, strike all of Subsection (2) as amended.

Senator Johns moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

By unanimous consent Senator Stratton withdrew Senate Bill No. 216, as amended, from the further consideration of the Senate.

S. B. No. 243—A bill to be entitled An Act relating to forest protection; amending Subsection (3) of Section 590.02, Florida Statutes; powers of board; appointment of rangers, employees and other authorized persons; providing an effective date.

Was taken up in its order.

Senator Branch moved that the rules be waived and Senate Bill No. 243 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 243 was read the second time by title only.

Senator Branch moved that the rules be further waived and Senate Bill No. 243 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. 243 was read the third time in full.

Upon the passage of Senate Bill No. 243 the roll was called and the vote was:

Yeas—34.

Mr. President	Carlton	Getzen	Morgan
Barber	Carraway	Hair	Neblett
Belser	Clarke	Hodges	Pearce
Bishop	Connor	Houghton	Pope
Boyd	Davis	Johns	Rodgers
Brackin	Dickinson	Johnson	Stenstrom
Branch	Eaton	Kelly	Stratton
Bronson	Edwards	Kicklitter	
Cabot	Gautier	Knight	

Nays—None.

So Senate Bill No. 243 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 270—A bill to be entitled An Act relating to the duties and responsibilities of the Florida Board of Forestry; authorizing the Florida Board of Forestry to appoint advisory forest fire prevention committees; prescribing the duties of the committees; providing effective date.

Was taken up in its order.

Senator Branch moved that the rules be waived and Senate Bill No. 270 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 270 was read the second time by title only.

Senator Branch moved that the rules be further waived and Senate Bill No. 270 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. 270 was read the third time in full.

Upon the passage of Senate Bill No. 270 the roll was called and the vote was:

Yeas—32.

Mr. President	Carlton	Gautier	Knight
Barber	Carraway	Getzen	Morgan
Belser	Clarke	Hair	Neblett
Boyd	Connor	Hodges	Pearce
Brackin	Davis	Houghton	Pope
Branch	Dickinson	Johnson	Rawls
Bronson	Eaton	Kelly	Stenstrom
Cabot	Edwards	Kicklitter	Stratton

Nays—None.

So Senate Bill No. 270 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 383—A bill to be entitled An Act amending Sections 185.06, 185.15, 185.21, and 185.26, Florida Statutes, relating to the Policemen's Retirement Fund; authorizing the Board of Trustees to purchase from Life Insurance Companies annuity and life insurance contracts in amounts sufficient to provide, in whole or in part, the benefits under Chapter 185; repealing all laws in conflict herewith, and providing for the effective date of this Act.

Was taken up in its order.

Senator Pope moved that the rules be waived and Senate Bill No. 383 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 383 was read the second time by title only.

Senator Pope moved that the rules be further waived and Senate Bill No. 383 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. 383 was read the third time in full.

Upon the passage of Senate Bill No. 383 the roll was called and the vote was:

Yeas—35.

Mr. President	Cabot	Gautier	Neblett
Adams	Carlton	Getzen	Pearce
Barber	Carraway	Hair	Pope
Belser	Clarke	Hodges	Rawls
Bishop	Connor	Houghton	Rodgers
Boyd	Davis	Johnson	Rood
Brackin	Dickinson	Kelly	Stenstrom
Branch	Eaton	Kicklitter	Stratton
Bronson	Edwards	Morgan	

Nays—None.

So Senate Bill No. 383 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 385—A bill to be entitled An Act amending Section 175.03, Florida Statutes, relating to the Firemen's Relief and Pension Fund; authorizing the Board of Trustees to purchase from life insurance companies annuity and life insurance contracts in amounts sufficient to provide, in whole or in part, the benefits under Chapter 175; repealing all laws in conflict herewith, and providing for the effective date of this Act.

Was taken up in its order.

Senator Pope moved that the rules be waived and Senate Bill No. 385 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 385 was read the second time by title only.

Senator Pope moved that the rules be further waived and Senate 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 Senate Bill No. 385 was read the third time in full.

Upon the passage of Senate Bill No. 385 the roll was called and the vote was:

Yeas—34.

Mr. President	Bronson	Getzen	Neblett
Adams	Cabot	Hair	Pearce
Barber	Carlton	Hodges	Pope
Beall	Carraway	Houghton	Rodgers
Belser	Clarke	Johnson	Rood
Bishop	Connor	Kelly	Stenstrom
Boyd	Davis	Kicklitter	Stratton
Brackin	Dickinson	Knight	
Branch	Eaton	Morgan	

Nays—None.

So Senate Bill No. 385 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senate Bill No. 387 was taken up in its order and the consideration thereof was informally passed, the bill retaining its place on the Calendar of Bills on Second Reading.

Senator Johns requested unanimous consent of the Senate to take up two messages from the House of Representatives.

Unanimous consent was granted.

**MESSAGES FROM THE HOUSE OF REPRESENTATIVES**

The following message from the House of Representatives was read:

Tallahassee, Florida,  
April 23, 1957.

*The Honorable W. A. Shands,*  
*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 Senators Johns and Morgan—

S. C. R. No. 468—A Concurrent Resolution requesting the Governor to return to the Senate and House for amendment Senate Bill 174, relating to gas tax-distributor; amending Chapter 208.04, Florida Statutes.

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

Section 1. The Senate and House of Representatives respectfully request Governor LeRoy Collins, who now has in his possession for examination Senate Bill 174 to return Senate Bill 174 to the Senate and House for certain important amendments thereto.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Concurrent Resolution No. 468, 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,  
April 23, 1957.

*The Honorable W. A. Shands,*  
*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 Senator Brackin—

S. C. R. No. 469—A Concurrent Resolution relating to an invitation to the Florida delegation of the United States Congress to visit the Legislature as introduced by Senate Con-

current Resolution Number 264; and providing an extension of such invitation time to a date convenient with the delegation and the Legislature of Florida.

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

The Florida delegation of the Congress of the United States, having been invited to address the Florida Legislature on Thursday, April 25, 1957, and having found the date conflicting with government business in Washington, the President of the Florida Senate and the Speaker of the House of Representatives are hereby directed to select a date convenient to the Florida delegation of the United States Congress and the Legislature of Florida to renew the invitation and announce such date for a joint session of the Florida Legislature.

Respectfully,

LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Concurrent Resolution No. 469, contained in the above message, was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

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

Which was agreed to.

And the Senate went into Executive Session at 12:44 o'clock P. M.

The Senate emerged from Executive Session at 12:58 o'clock P. M., and resumed its Session.

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

Mr. President	Cabot	Getzen	Neblett
Adams	Carlton	Hair	Pearce
Barber	Carraway	Hodges	Pope
Beall	Clarke	Houghton	Rawls
Belser	Connor	Johns	Rodgers
Bishop	Davis	Johnson	Rood
Boyd	Dickinson	Kelly	Stenstrom
Brackin	Eaton	Kickliter	Stratton
Branch	Edwards	Knight	
Bronson	Gautier	Morgan	

—38.

A quorum present.

Senator Davis, Chairman of the Committee on Rules and Calendar, moved that the Senate adjourn.

Which was agreed to.

And the Senate stood adjourned at 12:59 o'clock P. M., until 11:00 o'clock A. M., Wednesday, April 24, 1957.