

JOURNAL OF THE SENATE

Monday, May 4, 1959

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The Senate convened at 4:00 o'clock P. M., pursuant to adjournment on Friday, May 1, 1959.

The President in the Chair.

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

Mr. President	Clarke	Gresham	Pope
Adams	Connor	Hair	Price
Beall	Cross	Hodges	Rawls
Belser	Davis	Houghton	Ripley
Boyd	Dickinson	Johns	Stenstrom
Brackin	Eaton	Kelly	Stratton
Branch	Edwards	Kicliter	Sutton
Bronson	Gautier	Knight	Tedder
Carlton	Getzen	Melton	
Carraway	Gibbons	Pearce	

—38.

A quorum present.

The following Prayer was offered by the Senate Chaplain, Reverend L. B. Thomason:

Our Father, we pray that Thou wilt make our lives a tribute to nobility, purity, and charity. Help us in our daily living to erect a monument of Christian character.

Bless us this week and use us for Thy glory. In Jesus name. Amen.

The reading of the Journal was dispensed with.

The Senate daily Journal of Wednesday, April 29, 1959, was further corrected as follows:

Page 253, column 1, strike out lines 3, 4 and 5, and insert in lieu thereof the following:

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

Also—

Page 253, column 2, at the beginning of line 9, insert the following:

"Committee Substitute for"

Also—

Page 253, column 2, line 21, following the word "And" and before the word "Senate", insert the following:

"Committee Substitute for"

Also—

Page 255 column 2, strike out lines 21 and 22, and insert in lieu thereof the following:

"Which was agreed to by a two-thirds vote and Senate Bill No. 182, previously reported favorably, with amendment, by the Committee on Finance and Taxation, was also referred to the Committee on Judiciary "C."

And as further corrected was approved.

The Senate daily Journal of Thursday, April 30, 1959, was further corrected as follows:

Page 285, column 2, counting from the bottom of the column, strike out lines 1 to 14, both inclusive and insert in lieu thereof the following:

H. B. No. 266—A bill to be entitled An Act relating to Airways, Emergency Landing Fields and Airports; repealing Sections 331.01 to 331.09, inclusive, Florida Statutes; and providing an effective date.

Also—

Page 292, column 1, strike out line 14, and insert in lieu thereof the following:

"sentatives."

Also—

Page 301, column 1, strike out line 22, and insert in lieu thereof the following:

"By Messrs. Roberts and Blank of Palm Beach - "

Also—

Page 310, column 2, strike out line 4, and insert in lieu thereof the following:

"Yeas—24."

Also—

Page 310, column 2, in the third column of the roll call on the passage of Senate Bill No. 36, as amended, following the name "Gautier" and before the name "Gresham, insert the name "Getzen."

Also—

Page 315, column 2, strike out line 29, counting from the bottom of the column, and insert in lieu thereof the following:

"Unanimous consent was granted, and—"

Also—

Page 318, column 1, between lines 12 and 13, counting from the bottom of the column, insert the following:

"Senator Dickinson moved that the rules be waived and Committee Substitute for House Bill No. 136 be withdrawn from the Committee on Public Roads and Highways and placed on the Calendar of Bills on Second Reading.

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

Also—

Page 320, column 2, between lines 5 and 6, insert the following:

"Was taken up in its order."

Also—

Page 320, column 2, line 29, strike out the name "Stratton" and insert in lieu thereof the name "Sutton."

Also—

Page 320, column 2, line 26, in the fourth column of the roll call, strike out the name "Sutton" and insert in lieu thereof the name "Stratton."

And as further corrected was approved.

The Senate daily Journal of Friday, May 1, 1959, was corrected as follows:

Page 324, column 1, strike out line 16 and insert in lieu thereof the following:

"By Senators Price and Eaton."

Also—

Page 324, column 2, line 7, counting from the bottom of the column, strike out the figures "65-422" and insert in lieu thereof the figures "85-422."

Also—

Page 324, column 2, line 19, counting from the bottom of

the column, strike out the figures "65-422" and insert in lieu thereof the figures "85-422."

Also—

Page 330, column 1, line 1, strike out the word "Paragraphs" and insert in lieu thereof the word "Sections."

And as corrected was approved.

REPORTS OF COMMITTEES

Senator Sutton, Chairman of the Committee on Privileges and Elections, reported that the Committee had carefully considered the following Bills:

S. B. No. 471—A bill to be entitled An Act relating to elections; amending Section 101.36, Florida Statutes; providing certain arrangement of the names of candidates when voting machines are used.

S. B. No. 585—A bill to be entitled An Act relating to the election code: amending Section 101.42, Florida Statutes, to add thereto a new subsection to be designated Subsection (3), to provide for the placement of official ballots exceeding the capacity of one (1) voting machine upon more than one (1) machine or upon one (1) machine with the excess upon paper ballots.

—and recommends that the same pass.

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

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

S. B. No. 342—A bill to be entitled An Act to amend Section 104.36, Florida Statutes, relating to the distribution of political campaign literature by providing that no solicitation or distribution of partisan material will be made within 100 yards of polling places on election day and further providing that non-partisan campaign materials may be exempt from said provisions upon approval of Supervisor of Registration and further providing that any candidate may voice objections to County Commissioners and further providing for a penalty.

—and recommends that the same not pass.

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

Senator Rawls, Chairman of the Committee on Constitutional Amendments and Governmental Reorganization, reported that the Committee had carefully considered the following Bill:

S. B. No. 261—A bill to be entitled An Act amending Section 396.121, Florida Statutes, providing for method of financing the rehabilitation of alcoholics; providing for termination of the Florida Alcoholic Rehabilitation Fund and transfer of balance to the general revenue fund; providing for deposit of fees in the general revenue fund; 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.

Senator Rawls, Chairman of the Committee on Constitutional Amendments and Governmental Reorganization, reported that the Committee had carefully considered the following Joint Resolution:

S. J. R. No. 296—A Joint Resolution proposing an amendment to Section 6 of Article 3 of the Constitution of Florida, establishing a new period for the election of the President of the Senate and the Speaker of the House of Representatives by providing for election of the President of the Senate and the Speaker of the House of Representatives during a Senate and a House Caucus to be held within ten (10) days after the general election of 1960 and each one thereafter.

—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 Rawls, Chairman of the Committee on Constitutional Amendments and Governmental Reorganization, re-

ported that the Committee had carefully considered the following Memorial:

H. M. No. 190—A Memorial to the Congress of the United States to pass a Joint Resolution proposing an amendment to the Constitution of the United States reserving to the states exclusive control over public schools.

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

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

Senator Rawls, Chairman of the Committee on Constitutional Amendments and Governmental Reorganization, reported that the Committee had carefully considered the following Bill:

H. B. No. 294—A bill to be entitled An Act to authorize the issuance by any county, school board, district, authority or municipality in the State of Florida of bond anticipation notes.

—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 Rawls, Chairman of the Committee on Constitutional Amendments and Governmental Reorganization, reported that the Committee had carefully considered the following Memorial:

H. M. No. 574—A Memorial to the Congress of the United States urging the adoption of House Joint Resolution 23, proposing an amendment to the United States Constitution prohibiting the Federal Government to engage in any business, except as specified by the Constitution, prohibiting the subjugation of any Laws of the United States or those of the States to any foreign or domestic agreement abrogating the proposed amendment and repealing the 16th Amendment to the Constitution of the United States.

—and recommends that the same be adopted.

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

Senator Rawls, Chairman of the Committee on Constitutional Amendments and Governmental Reorganization, reported that the Committee had carefully considered the following Bill:

H. B. No. 293—A bill to be entitled An Act relating to re-registration of freeholder electors; amending Paragraph (a) of Subsection (2) and Subsection (4) of Section 97.081, Florida Statutes, to also permit a call for a re-registration of freeholder electors of any municipality for the purposes of said section.

—and recommends that the same not pass.

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

ENGROSSING REPORTS

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

S. B. No. 14—A bill to be entitled An Act amending Section 601.79, Florida Statutes 1957, relating to the coloring of citrus fruit so as to authorize the coloring of not more than 300,000 boxes of Temple oranges annually for experimental purposes having a ratio of not less than 9 to 1 until July 31, 1961, under rules and regulations to be fixed by the commission controlling the permits and fixing an effective date.

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

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

And Senate Bill No. 14, contained in the above report was 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 Amendments, for engrossing—

S. B. No. 36—A bill to be entitled An Act relating to the Highway Patrol; amending Chapter 321, Florida Statutes, by adding Section 321.021, providing for the qualifications of the director of the State Department of Public Safety; and providing an effective date.

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

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

And Senate Bill No. 36, contained in the above report was ordered certified to the House of Representatives.

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

S. B. No. 213—A bill to be entitled An Act relating to the sale of spirituous liquors; requiring distributors to file schedules of minimum consumer retail prices with the Director of the Beverage Department; empowering the director to adopt such schedules as rules or regulations in any county or counties of the State when appropriate or necessary to prevent the evils of "price wars" or excessive cutting of retail prices of spirituous liquors; levying and providing for the collection of a special tax on the sale at retail of spirituous liquors sold in package for consumption off premises; providing that such tax be inseverable from the remainder of this Act; providing for the enforcement of this Act and setting the effective date.

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

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

And Senate Bill No. 213, contained in the above report was ordered certified to the House of Representatives.

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

S. B. No. 215—A bill to be entitled An Act to amend Sections 443.04 and 443.05, Florida Statutes, relating to unemployment compensation; providing for computation of weekly benefit amount and duration of benefits; providing for benefit eligibility conditions; and providing an effective date.

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

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

And Senate Bill No. 215, contained in the above report was ordered certified to the House of Representatives.

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

S. B. No. 238—A bill to be entitled An Act designating and naming the interstate highways between Jacksonville and Pensacola, and between St. Petersburg and Daytona Beach, in this State.

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

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

And Senate Bill No. 238, 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. 235—A bill to be entitled An Act to provide for the licensing of warehouses for the sale of leaf tobacco; to provide a license fee and to provide for a tobacco advisory board, its composition, duties, powers, compensation and expenses; to provide a method of determining the opening of the leaf tobacco marketing season; to provide for the revocation of licenses by the Commissioner of Agriculture; to provide a maximum selling charge and fee by warehousemen and auctioneers and penalty for violation; to provide for keeping accounts and making reports of sales by tobacco warehouses; to provide a penalty for violation; and to repeal Section 540.07, Florida Statutes.

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

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

And Senate Bill No. 235, contained in the above report was ordered certified to the House of Representatives.

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

S. B. No. 264—A bill to be entitled An Act relating to motor vehicle driver education; amending Subparagraph 3 of Paragraph (k) of Subsection (4) of Section 230.23, Florida Statutes, by providing that motor vehicle driver education shall be restricted to high school students under twenty (20) years of age; providing an effective date.

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

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

And Senate Bill No. 264, contained in the above report was ordered certified to the House of Representatives.

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

S. B. No. 267—A bill to be entitled An Act relating to the establishment, construction, reconstruction and maintenance of wayside parks, access roads to public waters, boat ramps and other facilities by the State Road Department, amending Section 335.16, Florida Statutes, and providing for an effective date.

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

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

And Senate Bill No. 267, contained in the above report was ordered certified to the House of Representatives.

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

S. B. No. 303—A bill to be entitled An Act to legalize, ratify, confirm and validate all alcoholic beverage licenses issued prior to January 1, 1955, the legality of which has subsequently been disputed by the State Beverage Department of the State of Florida.

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

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

And Senate Bill No. 303, contained in the above report was ordered certified to the House of Representatives.

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

S. B. No. 344—A bill to be entitled An Act relating to vacancies in political party offices amending Chapter 103, Florida Statutes, by adding thereto Section 103.13 providing when vacancies in said offices shall occur.

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

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

And Senate Bill No. 344, contained in the above report was ordered certified to the House of Representatives.

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

S. B. No. 382—A bill to be entitled An Act relating to private education; creating a Board of Private Education, and prescribing its powers, duties, and the limitations of same; and providing an effective date.

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

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

And Senate Bill No. 382, contained in the above report was ordered certified to the House of Representatives.

ENROLLING REPORTS

Your Enrolling Clerk, to whom was referred—

S. B. No. 7	S. B. No. 12
S. B. No. 8	S. B. No. 15
S. B. No. 9	S. B. No. 17
S. B. No. 11	S. B. No. 431

—reports 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 4, 1959, for his approval.

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

Senator Ripley moved that Senate Bill No. 581, previously referred to the Committee on Agriculture and Livestock, be also referred to the Committee on Finance and Taxation.

A roll call was demanded.

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

Yeas—5.

Mr. President	Hodges	Rawls	Ripley
Belser			

Nays—31.

Adams	Clarke	Getzen	Melton
Beall	Connor	Gibbons	Pearce
Boyd	Cross	Gresham	Price
Brackin	Davis	Hair	Stenstrom
Branch	Dickinson	Houghton	Stratton
Bronson	Eaton	Kelly	Sutton
Carlton	Edwards	Kicliter	Tedder
Carraway	Gautier	Knigh	

So the motion failed of adoption.

Senator Edwards moved that a committee be appointed to

escort Miss Sandra Johnson and Miss Jo Len Rawls, daughters of Senator Dewey M. Johnson, President of the Senate, and Senator John Rawls, respectively, to seats on the rostrum.

Which was agreed to.

And the President appointed Senators Edwards, Davis and Carraway as the committee which escorted the two lovely young ladies to the rostrum where they were seated beside the President.

Senator Getzen moved that Senate Bills Nos. 41, 43 and 467 be withdrawn from the Committee on Public Roads and Highways.

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

By unanimous consent, Senator Getzen withdrew Senate Bills Nos. 41, 43 and 467 from the further consideration of the Senate.

Senator Davis, Chairman of the Committee on Rules and Calendar, moved that when the Senate adjourns this day, it adjourn to reconvene at 10:00 o'clock A. M., on Tuesday, May 5, 1959.

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

INTRODUCTION OF RESOLUTIONS, MEMORIALS, BILLS AND JOINT RESOLUTIONS

By Senator Edwards—

S. B. No. 661—A bill to be entitled An Act relating to sheriffs; amending Subsection (3) of Section 30.49, Florida Statutes, by providing procedures for review of budgets of sheriffs, providing an appeal, fixing an effective date.

Which was read the first time by title only and referred to the Committee on Constitutional Amendments and Governmental Reorganization.

By Senator Edwards—

S. B. No. 662—A bill to be entitled An Act relating to county officers; requiring sheriffs, tax assessors, tax collectors, clerks of the circuit court, and county judges who are on the budget system to use competitive bids for purchases the same as required of county commissioners; fixing effective date.

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

By Senators Adams and Hair—

S. B. No. 663—A bill to be entitled An Act relating to the Florida Food, Drug and Cosmetic Law; amending Sections 500.03, 500.20, 500.21, 500.23, Florida Statutes, by providing for enforcement of Chapter 500 in regard to food by Department of Agriculture and in regard to drugs, devices and cosmetics by Board of Health; providing for promulgation of rules and regulations, inspection and enforcement as held; amending Chapter 500, Florida Statutes, by the addition of new sections to be numbered 500.34 through 500.45; to provide for registration of labels of packaged foods, devices, drugs and cosmetics, and term of such registration; providing for examination and investigation fee; providing for revocation and suspension of registration; providing causes and procedure for seizure and condemnation of foods, drugs, devices and cosmetics and providing penalty for violation of order relating to such seizure; providing for cooperation between Department of Agriculture and Board of Health; providing an effective date.

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

By Senators Hair and Adams—

S. B. No. 664—A bill to be entitled An Act relating to the Fertilizer Technical Committee; amending Subsections (3), (4) and (5) of Section 576.09, Florida Statutes, by providing for two additional members on the said committee and further providing for procedure for adoption of technical rules and regulations; providing an effective date.

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

By Senator Hair—

S. B. No. 665—A bill to be entitled An Act relating to personnel of the school system; amending Section 231.36, Florida Statutes, by adding a new Subsection (3) thereto, providing that any person on a continuing contract in any county who becomes superintendent of said county shall, at the expiration of his service as superintendent, be entitled to a continuing contract in said county with the year of service as superintendent to count as service under contract; fixing an effective date.

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

By Senators Hair and Adams—

S. B. No. 666—A bill to be entitled An Act relating to agriculture; amending, adding to, and revising Chapter 581, Florida Statutes, by prescribing the powers, duties, etc., of the Department of Agriculture, the division of plant industry, the division director and the plant industry technical committee in relation to the enforcement of Chapter 581, Florida Statutes; providing penalties; repealing Sections 581.02, 581.12 and 581.13, Florida Statutes; providing an effective date.

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

By Senators Hair and Adams—

S. B. No. 667—A bill to be entitled An Act relating to the Commissioner of Agriculture; amending Chapter 253, Florida Statutes, by adding a new section to be numbered Section 253.031, relating to powers and duties of the trustees of the Internal Improvement Fund; transferring the powers and duties of the Commissioner of Agriculture in relation to public land to the trustees of the Internal Improvement Fund; repealing Sections 19.13, 19.15, 19.16, 19.17, 19.18, 19.19, 19.20, 19.21, 19.22, 19.24, Florida Statutes; and providing an effective date.

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

By Senators Hair and Adams—

S. B. No. 668—A bill to be entitled An Act relating to the Pesticide Technical Committee; amending Subsections (4), (5) and (6), of Section 487.05, Florida Statutes, by providing for two (2) additional members on the said committee and further providing for procedure for adoption of technical rules and regulations; providing an effective date.

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

By Senators Hair and Adams—

S. B. No. 669—A bill to be entitled An Act relating to agriculture; amending, adding to, and revising Chapter 585, Florida Statutes, by prescribing the powers, duties, etc., of the Department of Agriculture, the Division of Animal Industry, the Division Director and the Animal Industry technical committee in relation to the enforcement of Chapter 585, Florida Statutes; amending Section 585.34, Florida Statutes, to provide free meat inspection and exclude farm slaughtered meat only from the operation of Section 585.34; repealing Sections 585.021, 585.03, 585.04, 585.05, 585.07, 585.12, 585.13, 585.431, 585.63, 585.66 and 585.67, Florida Statutes; and providing an effective date.

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

By Senator Kelly—

S. B. No. 670—A bill to be entitled An Act relating to State and County retirement system; amending the first unlettered paragraph of Subsection (7) of Section 122.03, Florida Statutes, by providing that the date, May 1, 1957, be changed to April 1, 1959; providing an effective date.

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

By Senator Boyd—

S. B. No. 671—A bill to be entitled An Act to be known as the "Retail Installment Sales Act," to regulate the sale of certain goods in retail installment transactions, including the regulation of retail installment contracts and revolving accounts, and fixing the time price differentials charged on each; providing for delinquency charges, attorneys fees and court costs; providing for various types of transfer of such contracts and accounts; providing criminal and civil penalties and sanctions for violations of the Act; defining certain terms used in Act, and providing an effective date.

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

By Senators Sutton, Boyd and Gautier—

S. B. No. 672—A bill to be entitled An Act relating to game and fresh water fish; amending Subsections (3) and (4) of Section 372.57, Florida Statutes; providing for the use of trot lines; providing certain exemptions from fishing license requirements; providing an effective date.

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

By Senator Sutton—

S. B. No. 673—A bill to be entitled An Act relating to game and fresh water fish; amending Chapter 372, Florida Statutes, by adding Section 372.921, banning the importation, ownership and exhibition of nutria; providing penalty; providing effective date.

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

By Senator Dickinson—

S. B. No. 674—A bill to be entitled An Act relating to conservation and salt water fisheries; amending Section 370.12, Florida Statutes, by adding thereto Subsection (3); providing for the protection of sea turtles by prohibiting the taking of such turtles.

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

By Senator Dickinson—

S. B. No. 675—A bill to be entitled An Act relating to public welfare; amending Subsection (3) of Section 409.16, Florida Statutes, relating to old age assistance, to provide that in determining what is sufficient income the value of homestead property shall be the market value thereof; providing an effective date.

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

By Senator Dickinson—

S. B. No. 676—A bill to be entitled An Act to provide for the support, operation, and maintenance of the Florida Wing of the Civil Air Patrol, and making an appropriation therefor.

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

By Senator Dickinson—

S. B. No. 677—A bill to be entitled An Act to provide for the issuance by the State Motor Vehicle Commissioner of special license tags to motor vehicle owners who are members of the Civil Air Patrol.

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

By Senator Hodges—(By Request)—

S. B. No. 678—A bill to be entitled An Act to provide for extended leaves of absence and the retention of tenure and retirement benefits for public school instructional personnel whose employment is suspended because of curtailed public school enrollment.

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

By Senator Hodges—(By Request)—

S. B. No. 679—A bill to be entitled An Act relating to the investment of trust, retirement or other funds of all kinds which are subject to investment and administered by the State Board of Administration in those types of investments which by the Laws of Florida fiduciaries are authorized to invest in and providing limitations and regulations relating to such investments; providing an effective date.

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

By Senators Beall and Connor—

S. B. No. 680—A bill to be entitled An Act relating to domestic building and loan associations; amending Subsection (7) of Section 665.21, Florida Statutes, to permit the sale of loans under certain conditions; amending Chapter 665, Florida Statutes, by adding Sections 665.211 and 665.212, to permit participation and unsecured loans; amending Section 665.24, Florida Statutes, to increase the amount an association may borrow under certain conditions; and providing an effective date.

Which was read the first time by title only and referred to the Committee on Building and Loan Associations.

By Senators Melton and Kicliter—

Senate Concurrent Resolution No. 681:

A RESOLUTION RELATING TO THE CELEBRATION OF THE OIL INDUSTRY'S ONE HUNDREDTH (100) BIRTHDAY; PROVIDING THAT THE WEEK OF AUGUST 24-31, 1959, BE PROCLAIMED AS OIL CENTENNIAL WEEK IN FLORIDA.

WHEREAS, The year 1959 marks the one hundredth (100) anniversary of the oil industry in the United States, and

WHEREAS, During its century of progress since the drilling of the world's first oil well in Titusville, Pennsylvania, the oil industry has steadfastly championed liberty of the individual, equality of opportunity, and freedom of competitive enterprise, and

WHEREAS, The oil industry in Florida has contributed greatly to the growth and development of the state and its citizens, and

WHEREAS, Many thousands more than Florida residents derive their income from the oil industry and proudly identify themselves with oil industry operations, and

WHEREAS, The oil industry is commemorating its first one hundred (100) years by declaring 1959 its centennial year; THEREFORE,

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

That Florida join with the other states in the nation in celebrating the oil industry's one hundredth (100) birthday; that the entire year of 1959 be known as Oil Centennial Year in Florida; that the week of August 24-31, 1959, be proclaimed as Oil Centennial Week in Florida.

Which was read the first time in full.

Senator Melton moved that the rules be waived and Senate Concurrent Resolution No. 681 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. 681 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. 681 was adopted, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Sutton—

S. B. No. 682—A bill to be entitled An Act making it unlawful for any merchant or shopkeeper or any other person to keep open store and dispose, sell or barter any ware, merchandise, goods or chattels on Sunday in Orange County, Florida;

providing certain exceptions; providing for a referendum of the electors of Orange County, Florida; providing that violation of the Act is unlawful and a misdemeanor; providing a penalty for violation thereof; providing for an effective date.

Which was read the first time by title only.

Senator Sutton moved that the rules be waived and Senate Bill No. 682 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 682 was read the second time by title only.

Senator Sutton moved that the rules be further waived and Senate Bill No. 682 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. 682 was read the third time in full.

Upon the passage of Senate Bill No. 682 the roll was called and the vote was:

Yeas—38.

Mr. President	Clarke	Gresham	Pope
Adams	Connor	Hair	Price
Beall	Cross	Hodges	Rawls
Belser	Davis	Houghton	Ripley
Boyd	Dickinson	Johns	Stenstrom
Brackin	Eaton	Kelly	Stratton
Branch	Edwards	Kicliter	Sutton
Bronson	Gautier	Knight	Tedder
Carlton	Getzen	Melton	
Carraway	Gibbons	Pearce	

Nays—None.

So Senate Bill No. 682 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Johns—

S. B. No. 683—A bill to be entitled An Act to authorize and empower the Clerk of the City of Starke to issue search warrants in aid of the enforcement of ordinances of said city to be executed within the limits of said city; to regulate their issuance, service and return.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 683 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 Johns moved that the rules be waived and Senate Bill No. 683 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 683 was read the second time by title only.

Senator Johns moved that the rules be further waived and Senate Bill No. 683 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. 683 was read the third time in full.

Upon the passage of Senate Bill No. 683 the roll was called and the vote was:

Yeas—38.

Mr. President	Clarke	Gresham	Pope
Adams	Connor	Hair	Price
Beall	Cross	Hodges	Rawls
Belser	Davis	Houghton	Ripley
Boyd	Dickinson	Johns	Stenstrom
Brackin	Eaton	Kelly	Stratton
Branch	Edwards	Kicliter	Sutton
Bronson	Gautier	Knight	Tedder
Carlton	Getzen	Melton	
Carraway	Gibbons	Pearce	

Nays—None.

So Senate Bill No. 683 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Johns—

S. B. No. 684—A bill to be entitled An Act to provide for the compensation of inspectors and clerks serving at State and county elections held in Bradford County.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 684 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 Johns moved that the rules be waived and Senate Bill No. 684 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 684 was read the second time by title only.

Senator Johns moved that the rules be further waived and Senate Bill No. 684 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. 684 was read the third time in full.

Upon the passage of Senate Bill No. 684 the roll was called and the vote was:

Yeas—38.

Mr. President	Clarke	Gresham	Pope
Adams	Connor	Hair	Price
Beall	Cross	Hodges	Rawls
Belser	Davis	Houghton	Ripley
Boyd	Dickinson	Johns	Stenstrom
Brackin	Eaton	Kelly	Stratton
Branch	Edwards	Kicliter	Sutton
Bronson	Gautier	Knight	Tedder
Carlton	Getzen	Melton	
Carraway	Gibbons	Pearce	

Nays—None.

So Senate Bill No. 684 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Johns—

S. B. No. 685—A bill to be entitled An Act to amend Sections 52, 53 and 54(b) of Chapter 13426, Laws of Florida, 1927, being the Charter for the City of Starke, Florida, by providing for a permanent registration system, opening and closing of the registration books, disqualification of electors; providing for a biennial purge of the election rolls; and providing for a publication of the list of registered electors.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 685 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 Johns moved that the rules be waived and Senate Bill No. 685 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 685 was read the second time by title only.

Senator Johns moved that the rules be further waived and Senate Bill No. 685 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. 685 was read the third time in full.

Upon the passage of Senate Bill No. 685 the roll was called and the vote was:

Yeas—38.

Mr. President	Clarke	Gresham	Pope
Adams	Connor	Hair	Price
Beall	Cross	Hodges	Rawls
Belser	Davis	Houghton	Ripley
Boyd	Dickinson	Johns	Stenstrom
Brackin	Eaton	Kelly	Stratton
Branch	Edwards	Kicliter	Sutton
Bronson	Gautier	Knight	Tedder
Carlton	Getzen	Melton	
Carraway	Gibbons	Pearce	

Nays—None.

So Senate Bill No. 685 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Johns—

S. B. No. 686—A bill to be entitled An Act to provide for subpoena powers for county prosecuting attorneys in and for counties in Florida having a population of more than eleven thousand four hundred twenty-five (11,425) and not more than eleven thousand seven hundred fifty (11,750) according to the last federal census; repealing all laws or parts of laws in conflict herewith; and providing for the effective date hereof.

Which was read the first time by title only.

Senator Johns moved that the rules be waived and Senate Bill No. 686 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 686 was read the second time by title only.

Senator Johns moved that the rules be further waived and Senate Bill No. 686 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. 686 was read the third time in full.

Upon the passage of Senate Bill No. 686 the roll was called and the vote was:

Yeas—38.

Mr. President	Clarke	Gresham	Pope
Adams	Connor	Hair	Price
Beall	Cross	Hodges	Rawls
Belser	Davis	Houghton	Ripley
Boyd	Dickinson	Johns	Stenstrom
Brackin	Eaton	Kelly	Stratton
Branch	Edwards	Kicliter	Sutton
Bronson	Gautier	Knight	Tedder
Carlton	Getzen	Melton	
Carraway	Gibbons	Pearce	

Nays—None.

So Senate Bill No. 686 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Hair—

S. B. No. 687—A bill to be entitled An Act for relief of J. C. Peterson for loss sustained through fraud of person recommended by Florida State Employment Service; providing that said relief be paid out of employment security administrative fund; fixing an effective date.

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

By Senator Hair—

S. B. No. 688—A bill to be entitled An Act for relief of Macon Peterson for loss sustained through fraud of person recommended by Florida State Employment Service; providing that said relief be paid out of employment security administrative fund; fixing an effective date.

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

By Senator Ripley—

S. B. No. 689—A bill to be entitled An Act authorizing the judge of the municipal court of the City of Jacksonville to issue search warrants to be executed within the territorial jurisdiction of said municipal court; to regulate their issuance, service and return.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 689 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Ripley moved that the rules be waived and Senate Bill No. 689 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 689 was read the second time by title only.

Senator Ripley moved that the rules be further waived and Senate Bill No. 689 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. 689 was read the third time in full.

Upon the passage of Senate Bill No. 689 the roll was called and the vote was:

Yeas—38.

Mr. President	Clarke	Gresham	Pope
Adams	Connor	Hair	Price
Beall	Cross	Hodges	Rawls
Belser	Davis	Houghton	Ripley
Boyd	Dickinson	Johns	Stenstrom
Brackin	Eaton	Kelly	Stratton
Branch	Edwards	Kicliter	Sutton
Bronson	Gautier	Knight	Tedder
Carlton	Getzen	Melton	
Carraway	Gibbons	Pearce	

Nays—None.

So Senate Bill No. 689 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Ripley—

S. B. No. 690—A bill to be entitled An Act to provide for the support, operation, and maintenance of the Florida wing of the Civil Air Patrol, and making an appropriation therefor; providing an effective date.

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

By Senator Ripley—

S. B. No. 691—A bill to be entitled An Act to provide for the issuance by the State Motor Vehicle Commissioner of special license tags to motor vehicle owners who are members of the Civil Air Patrol; providing an effective date.

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

By Senator Melton—

S. B. No. 692—A bill to be entitled An Act relating to motor vehicle liens; providing for removal of liens from files of the Motor Vehicle Commissioner or from certificates of title after five years from the date of filing; providing an effective date.

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

By Senator Melton—

S. B. No. 693—A bill to be entitled An Act relating to motor vehicle title records; amending paragraph (B) of Subsection (5) of Section 318.09, Florida Statutes, by providing for the

destruction by the Motor Vehicle Commissioner of title records of motor vehicles that have been titled for fifteen years or more; providing an effective date.

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

By Senators Price, Stenstrom, Dickinson and Sutton—

S. B. No. 694—A bill to be entitled An Act relating to agriculture; creating Chapter 573, to provide enabling legislation for the marketing, handling, and distributing of celery grown in Florida, and providing for the regulation of handlers, distributors, producers and others; establishing standards in relation to such regulation; providing for hearings on and the issuance, administration and enforcement of marketing agreements and marketing orders in connection with the regulations aforesaid; providing for referendum on marketing orders; prescribing the powers, duties and jurisdiction of the Commissioner of Agriculture and advisory committee in relation thereto; prescribing remedies, rights, duties and penalties with respect to violations of this Act or any marketing order promulgated thereunder; providing for assessments to be levied and collected by the Commissioner of Agriculture of Florida so as to pay the expenses incurred in the formulation, issuance, administration and enforcement of such marketing orders; providing an effective date.

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

By Senators Hair, Adams, Beall, Belser, Boyd, Brackin, Branch, Bronson, Carlton, Carraway, Clarke, Connor, Cross, Davis, Dickinson, Eaton, Edwards, Gautier, Getzen, Gibbons, Gresham, Hodges, Houghton, Johns, Johnson, Kelly, Kicliter, Knight, Melton, Pearce, Pope, Price, Rawls, Ripley, Stenstrom, Stratton, Sutton and Tedder—

Senate Concurrent Resolution No. 695:

A RESOLUTION EXPRESSING TO THE WIDOW OF FORMER SENATOR JAMES GRAHAM BLACK THE GRATITUDE OF THE STATE FOR THE YEARS OF HIS FAITHFUL SERVICE TO THE PEOPLE OF FLORIDA.

WHEREAS, James Graham Black served the people of Florida as school trustee, city councilman and mayor of Jasper, delegate to the National Democratic Convention, and as a State Senator, and

WHEREAS, The said James Graham Black served his community well and faithfully for many years in such civic capacities as chairman of the Hamilton County Welfare Council, as Steward of the Methodist Church, as a member of the Morocco Temple of Masons, as a member of the Kiwanis Club, and as a soldier in World War I, following which he became a member of the American Legion, and

WHEREAS, The said James Graham Black came to Florida in 1901 at the age of 12 and worked with his father in the turpentine business, entering into that same business himself in 1916 and continuing therein until his untimely death on July 1, 1957, and

WHEREAS, The said James Graham Black married the former Maebell Vickers of Jasper, Florida, and such union was blessed with a son, J. G. Black, Jr., and

WHEREAS, The said James Graham Black performed his highest service to the most people of the state as State Senator in 1933, again in 1943, 1945, and 1947, and again in 1953 and 1955, during which service, in the 1943 session, he served as Chairman of the Senate Judiciary Committee, being the first non-lawyer to ever so do, and

WHEREAS, Such a record of faithful service should serve as a shining light for those to follow, and

WHEREAS, The Legislature should express its gratitude for such service to the widow of this faithful public servant, NOW, THEREFORE,

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

That the gratitude of the Legislature of the state of Florida for the years of faithful service of James Graham Black be, and the same is hereby expressed.

BE IT FURTHER RESOLVED, That a copy of this resolution

be forwarded to Mrs. Maebell Vickers Black, widow of James Graham Black, and to J. G. Black, Jr., his son.

Which was read the first time in full.

Senator Johns moved that the rules be waived and Senate Concurrent Resolution No. 695 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. 695 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. 695 was adopted, and the action of the Senate was ordered certified to the House of Representatives.

MESSAGES FROM THE GOVERNOR

The following communications from the Governor were received:

STATE OF FLORIDA
OFFICE OF THE GOVERNOR
TALLAHASSEE

April 21, 1959

*Hon. Dewey M. Johnson
President of the Senate
State Capitol
Tallahassee, Florida*

Sir:

I have the honor to inform you that today I have approved the following Acts, which originated in your Honorable Body, Regular Session, 1959, and have caused the same to be filed in the Office of the Secretary of State:

S. B. NO. 5 RELATING TO SUWANNEE COUNTY—RACE TRACK FUNDS

S. B. NO. 6 RELATING TO SUWANNEE COUNTY — DEVELOPMENT AUTHORITY

Respectfully,

LeRoy Collins
Governor

STATE OF FLORIDA
OFFICE OF THE GOVERNOR
TALLAHASSEE

April 23, 1959

*Hon. Dewey M. Johnson
President of the Senate
State Capitol
Tallahassee, Florida*

Sir:

I have the honor to inform you that I have today filed in the Office of the Secretary of State the following Acts, which originated in your Honorable Body, Regular Session, 1959, same having remained in my office for the full Constitutional period of five days, and will become law without my approval:

S. B. NO. 44 RELATING TO CITY OF ST. AUGUSTINE—COMPENSATION OF OFFICERS

S. B. NO. 65 RELATING TO BRADFORD COUNTY—ADVERTISING AND PROMOTING

Respectfully,

LeRoy Collins
Governor

STATE OF FLORIDA
OFFICE OF THE GOVERNOR
TALLAHASSEE

April 28, 1959

*Honorable Dewey M. Johnson
President of the Senate
State Capitol
Tallahassee, Florida*

Sir:

I have the honor to inform you that I have today filed in the office of the Secretary of State the following Acts, which originated in your Honorable Body, Regular Session, 1959, same having remained in my office for the full Constitutional period of five days, and will become law without my approval:

S. B. NO. 140 RELATING TO TOWN OF REDINGTON BEACH—ZONING

S. B. NO. 141 RELATING TO TOWN OF REDINGTON BEACH—TAXES

Respectfully,

LeRoy Collins
Governor

STATE OF FLORIDA
OFFICE OF THE GOVERNOR
TALLAHASSEE

April 29, 1959

*Honorable Dewey M. Johnson
President of the Senate
State Capitol
Tallahassee, Florida*

Sir:

I have the honor to inform you that I have today approved the following Act which originated in your Honorable Body, Regular Session, 1959, and have caused the same to be filed in the office of the Secretary of State.

S. B. NO. 313 RELATING TO CITY OF GAINESVILLE — CORPORATE LIMITS

Respectfully,

LeRoy Collins
Governor

STATE OF FLORIDA
OFFICE OF THE GOVERNOR
TALLAHASSEE

April 30, 1959

*Honorable Dewey M. Johnson
President of the Senate
State Capitol
Tallahassee, Florida*

Sir:

I have the honor to inform you that today I have approved the following Act, which originated in your Honorable Body, Regular Session, 1959, and have caused the same to be filed in the Office of the Secretary of State:

S. B. NO. 74 RELATING TO MOTOR VEHICLE (HYDRAULIC) BRAKE FLUIDS — MINIMUM STANDARDS.

Respectfully,

LeRoy Collins
Governor

STATE OF FLORIDA
OFFICE OF THE GOVERNOR
TALLAHASSEE

May 4, 1959

*Honorable Dewey M. Johnson
President of the Senate
State Capitol
Tallahassee, Florida*

Sir:

I have the honor to inform you that I have today filed in the office of the Secretary of State the following Acts, which originated in your Honorable Body, Regular Session, 1959, same having remained in my office for the full Constitutional period of five days, and will become law without my approval:

S. B. NO. 3 RELATING TO ELECTIONS—PRIMARIES

S. B. NO. 282 RELATING TO CITY OF KISSIMMEE — CORPORATE LIMITS

S. M. NO. 347 RELATING TO CROSS FLORIDA BARGE CANAL—FUNDS

Respectfully,

LeRoy Collins
Governor

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 4, 1959.

*The Honorable Dewey M. Johnson,
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 Johnson and Rawls—

S. B. No. 208—A bill to be entitled An Act relating to requirements for bonds in injunction proceedings instituted by the State or any of its political subdivisions.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 208, 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 4, 1959.

*The Honorable Dewey M. Johnson,
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 Cross—(By Request)—

S. B. No. 133—A bill to be entitled An Act relating to sentence of imprisonment for failure to pay a fine or a fine and the costs of prosecution; amending Section 921.14, Florida Statutes, so as to provide that such imprisonment shall be in the county jail if the offense for which the sentence is imposed is a misdemeanor, and in either the state prison or the county jail if the offense for which the sentence is imposed is a felony, and so as to require that a sentence imposing such imprisonment specify the place where it is to be served; and providing the effective date hereof.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 133, 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 4, 1959.

*The Honorable Dewey M. Johnson,
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 Getzen—

S. B. No. 566—A bill to be entitled An Act relating to the acquisition of land by the Board of County Commissioners of Sumter County, Florida upon which a branch state prison may be erected; authorizing the conveyance of such site to the State of Florida; authorizing the levy of a special ad valorem tax; and authorizing the issuance of certificates of indebtedness payable from such special tax and from a portion of race track funds payable annually to Sumter County, Florida.

Proof of publication attached.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 566, 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 4, 1959.

*The Honorable Dewey M. Johnson,
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 Carraway—

S. B. No. 576—A bill to be entitled An Act amending Sections 1 and 5 of Chapter 24,909, Laws of Florida, Acts of 1947, entitled "An Act authorizing the City of Tallahassee to acquire construct, extend, operate and maintain waterworks plants and distribution systems, sanitary sewerage disposal plants and systems, gas plants and distribution systems, garbage collection and disposal plants and systems, airports, aviation terminals and landing fields, swimming pools, municipal auditoriums and civic centers and athletic stadiums and athletic fields; authorizing the issuance of certificates of indebtedness to pay the costs thereof, providing the manner of payment thereof, authorizing the refunding of certain outstanding certificates of indebtedness, authorizing the city to do all things necessary or incidental to the acquisition and operation of such utilities or facilities and the issuance of such certificates of indebtedness, and providing remedies in the event of a default by the city," by including within the designation of the municipal facilities described in said Act a City Hall and a site therefor and providing for the pledge for the payment of any securities issued to finance the costs of such municipal facilities, in addition to the revenues specified in said Act, the revenues derived by said city from the imposition and collection of the tax levied by said city upon the purchase of cigarettes within said city pursuant to the provisions of Section 210.03, Florida Statutes, and providing for the effective date of said Act.

Proof of publication attached.

Also—

By Senator Carraway—

S. B. No. 577—A bill to be entitled An Act authorizing the City of Tallahassee, a municipal corporation created and existing under the Laws of the State of Florida, to provide by ordinance for the sale of abandoned property, including motor vehicles, to provide for the disposition of the proceeds derived from the sale of said abandoned property and ratifying and confirming the provisions of Sections 27-19, 27-20 and 27-21 of City of Tallahassee Code, 1957, adopted by the City Commission of said city on the 14th day of January, A.D. 1958, and providing for the effective date of said Act.

Proof of publication attached.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bills Nos. 576 and 577, 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 4, 1959.

The Honorable Dewey M. Johnson,
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 Getzen—

S. B. No. 565—A bill to be entitled An Act authorizing the Board of County Commissioners of Sumter County to expend public funds for a public law library in Sumter County, and to employ library personnel therefor; providing an effective date.

Proof of publication attached.

Also—

By Senator Carraway—

S. B. No. 575—A bill to be entitled An Act amending Section 6 of Chapter 8374, Laws of Florida, Acts of 1919, the same being An Act entitled "An Act to abolish the present municipal government of the city of Tallahassee, in the County of Leon, in the State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Tallahassee, and to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges," as amended by Chapter 14,415, Laws of Florida, Acts of 1929, Chapter 15,516, Laws of Florida, Acts of 1931, Chapter 21,583, Laws of Florida, Acts of 1941, Chapter 24,908, Laws of Florida, Acts of 1947, Chapter 27,923, Laws of Florida, Acts of 1951, and Chapter 57-1883, Laws of Florida, Acts of 1957, relating to the boundaries and corporate limits of said city, by including additional territory within the boundaries and corporate limits of the City of Tallahassee; providing that all property located within said boundaries or corporate limits shall be liable for all indebtedness of said city whether said additional territory so included was included within the said boundaries and corporate limits at the time said indebtedness was incurred; providing that all persons who are qualified voters under State law and who have resided within the area included within the boundaries and corporate limits of said city for a period of six months and who have registered as a voter of said city in such manner as may be prescribed by the ordinances of said city shall be entitled to vote at any election of said city; and providing for the effective date of said Act.

Proof of publication attached.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bills Nos. 565 and 575, 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 1, 1959.

The Honorable Dewey M. Johnson,
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 Gautier—

S. B. No. 556—A bill to be entitled An Act relating to the City of New Smyrna Beach; amending Chapter 22408, Special Laws of 1943, by adding a new section hereto to be designated as Section 53-A, authorizing the City of New Smyrna Beach, Florida to provide by ordinance for the consolidation or integration of the police force and fire force of said city; providing for regulation and definition by ordinance of the powers, duties, compensation, employment, suspension, and discharge of members of such consolidated or integrated forces; providing that the power conferred hereby shall be cumulative and in addition to the other powers conferred upon said city; providing an effective date and for a referendum thereon.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 556, 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 1, 1959.

The Honorable Dewey M. Johnson,
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 Gautier—

S. B. No. 559—A bill to be entitled An Act relating to the City of New Smyrna Beach; authorizing the City of New Smyrna Beach, Florida, to make and establish a personnel policy in said city relating to employment by said city of all city personnel; limiting or describing the scope thereof; providing for the administration thereof and for the establishment of standards of employment, training, hours of work, absences, working conditions, determination of employment, and investigations and hearings thereon; repealing all laws applicable to the City of New Smyrna Beach, Florida, in conflict therewith; providing for a referendum.

Also—

By Senator Gautier—

S. B. No. 560—A bill to be entitled An Act relating to the City of New Smyrna Beach; amending paragraphs (a) and (b) of Section 16A of Chapter 57-1609, Special Laws of 1957, which chapter amended Chapter 22408, Special Laws of 1943, being the charter of the City of New Smyrna Beach; providing for the recall of the city commissioner of said city only where such commissioner has been guilty of malfeasance or misfeasance in office or has been convicted of a felony or of a crime involving moral turpitude; providing that the petition for such recall shall be signed by twenty per cent (20%) of the qualified electors of the zone which such commissioner represents; repealing all laws or parts of laws in conflict herewith; providing an effective date and for a referendum thereon.

Also—

By Senator Gautier—

S. B. No. 561—A bill to be entitled An Act relating to the City of New Smyrna Beach; amending Sections 9, 12, 17, and 181, paragraph (d) of Section 179, and paragraphs (a) and (b) of Section 184, of Chapter 22408, Special Laws of 1943, being the charter of the City of New Smyrna Beach, Florida, providing that one (1) commissioner shall be elected from each of the zones of said city, but that all of such commissioners so to be elected, shall be voted upon by the qualified electors of the entire city at large; providing for the nomination of such commissioner; requiring that all candidates for the office of city commissioner in such city shall personally circulate the petitions for their nominations; defining the intent of this Act; providing a severability clause; providing for the repeal of all acts or parts of acts inconsistent herewith; providing an effective date and for a referendum thereon.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bills Nos. 559, 560 and 561, 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 1, 1959.

The Honorable Dewey M. Johnson,
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 Ripley—

S. B. No. 40—A bill to be entitled An Act relating to county judges; authorizing the county judge of any county of the State of Florida having a population of not less than three hundred thousand (300,000) and not more than four hundred thousand (400,000) inhabitants, according to the latest official state-wide decennial census to appoint a deputy county judge, and providing for the duties and compensation of said deputy.

Also—

By Senators Carraway, Adams and Hair—

S. B. No. 154—A bill to be entitled An Act relating to airways, emergency landing fields and airports; repealing Sections 331.01 to 331.09, inclusive, Florida Statutes; and providing an effective date.

Also—

By Senator Pearce—(By Request)—

S. B. No. 226—A bill to be entitled An Act relating to a referendum election to ratify any amendment to the Civil Service Act for police and firemen after initially adopted by a municipality as provided for in Chapter 174, by providing for an amendment to Section 174.19 so as to require such a referendum election.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

Senator Ripley moved that the rules be waived and the Senate immediately reconsider the vote by which Senate Bill No. 40 passed the Senate on April 10, 1959.

The President put the question: "Will the Senate reconsider the vote by which Senate Bill No. 40 passed the Senate on April 10, 1959?"

Which was agreed to by a two-thirds vote.

So the Senate reconsidered the vote by which Senate Bill No. 40 passed the Senate on April 10, 1959.

By unanimous consent, Senator Ripley withdrew Senate Bill No. 40 from the further consideration of the Senate.

Senator Adams moved that the rules be waived and the Senate immediately reconsider the vote by which Senate Bill No. 154 passed the Senate on April 28, 1959.

The President put the question: "Will the Senate reconsider the vote by which Senate Bill No. 154 passed the Senate on April 28, 1959?"

Which was agreed to by a two-thirds vote.

So the Senate reconsidered the vote by which Senate Bill No. 154 passed the Senate on April 28, 1959.

By unanimous consent, Senator Adams withdrew Senate Bill No. 154 from the further consideration of the Senate.

Senator Pearce moved that the rules be waived and the

Senate immediately reconsider the vote by which Senate Bill No. 226 passed the Senate on April 28, 1959.

The President put the question: "Will the Senate reconsider the vote by which Senate Bill No. 226 passed the Senate on April 28, 1959?"

Which was agreed to by a two-thirds vote.

So the Senate reconsidered the vote by which Senate Bill No. 226 passed the Senate on April 28, 1959.

By unanimous consent, Senator Pearce withdrew Senate Bill No. 226 from the further consideration of the Senate.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 1, 1959.

The Honorable Dewey M. Johnson,
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 Kelly—

S. B. No. 89—A bill to be entitled An Act relating to Polk County; empowering the State Game and Fresh Water Fish Commission to convey certain property in said county to the Board of Public Instruction of Polk County for its appraised value; providing an effective date.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 89, 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 1, 1959.

The Honorable Dewey M. Johnson,
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 Ripley—

S. B. No. 190—A bill to be entitled An Act relating to punishment; providing that whenever imprisonment is prescribed, a court may in its discretion, where the sentence is for a term of five (5) years or less, direct that the imprisonment be in the county jail; providing an effective date.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 190, 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 1, 1959.

The Honorable Dewey M. Johnson,
President of the Senate.

Sir:

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

By the Committee on Banking—

S. B. No. 246—A bill to be entitled An Act relating to credit

unions; amending Subsection (3), Section 657.01, Florida Statutes, by providing an investigation fee; adding Subsection (7) to Section 657.04, Florida Statutes, by providing additional powers; amending second paragraph, Section 657.06, Florida Statutes, by increasing examination fee; amending Subsections (3) and (4), Section 657.09, Florida Statutes, covering surety bond requirements and dividends, providing effective date.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 246, 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 1, 1959.

The Honorable Dewey M. Johnson,
President of the Senate.

Sir:

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

By the Committee on Banking—

S. B. No. 250—A bill to be entitled An Act relating to expenses and compensation of personal representatives of estates of decedents; amending paragraph (d) of Subsection (1) of Section 734.01, Florida Statutes, by providing for the allowance by the county judge of just and reasonable compensation to each personal representative of an estate of a decedent where there are more than one personal representative; specifying a maximum compensation for each personal representative for ordinary services and providing for a minimum amount of compensation for each thereof, and specifying the total compensation allowable for all personal representatives of an estate where there are more than one personal representative; providing effective date.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 250, 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 1, 1959.

The Honorable Dewey M. Johnson,
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 Pope, Adams and Pearce—

S. B. No. 179—A bill to be entitled An Act relating to the Florida National Guard, amending Section 250.07, Florida Statutes, to organize the State headquarters of the Florida National Guard so as to establish a department for Army and a department for Air, in accordance with executive order by the Governor of Florida, dated December 17, 1956, and in consonance with the requirements of the United States Department of Defense.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 179, 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 1, 1959.

The Honorable Dewey M. Johnson,
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 Hair, Adams, Johnson, Hodges, Knight, Gibbons, Price, Johns, Kelly, Stenstrom, Gresham, Carraway, Rawls, Cross, Edwards, Eaton, Connor, Branch, Bronson, Getzen, Kicliter, Dickinson, Tedder, Melton, Stratton, Sutton, Boyd, Carlton, Pearce, Gautier, Pope, Ripley, Clarke, Houghton, Beall, Brackin, Davis and Belser—

S. B. No. 109—A bill to be entitled An Act relating to agriculture; providing for reorganization of agricultural services; creating State Department of Agriculture as Chapter 570 Florida Statutes and transferring powers and duties of Florida Livestock Board, State Plant Board, State Agricultural Marketing Board, State Marketing Commissioner, State Chemist, Assistant State Chemists, State Veterinarian and Plant Commissioner to said department; providing for the abolishment of the said boards and officers; repealing Sections 19.01 through 19.08, 19.10, 19.11, 19.19, 19.22, 19.25 through 19.29, 19.42 through 19.47, 19.49 through 19.51, 525.04, 525.05, 581.01, 585.02, 603.01 through 603.05, 603.08 through 603.10, 603.16, 603.18, 603.19 and 603.24, Florida Statutes; and providing an effective date.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 109, 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 1, 1959.

The Honorable Dewey M. Johnson,
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 Carraway and Connor—

S. B. No. 49—A bill to be entitled An Act authorizing building and loan associations or federal savings and loan associations to make Saturday a legal holiday upon adoption of a resolution to that effect by a majority of the board of directors.

Which amendment reads as follows: Strike out (.) In the Title and insert the following: ; Providing effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 49, contained in the above message, was read by title, together with the House Amendment thereto.

Senator Carraway moved that the Senate concur in the House Amendment to Senate Bill No. 49.

Which was agreed to and the Senate concurred in the House Amendment to Senate Bill No. 49.

And Senate Bill No. 49, 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 1, 1959.

The Honorable Dewey M. Johnson,
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 Carraway and Connor—

S. B. No. 51—A bill to be entitled An Act relating to organization requirements for domestic building and loan associations; amending Subsection (1) of Section 665.02, Florida Statutes.

Which amendment reads as follows:

In the title strike out (.) insert the following: ; Providing effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 51, contained in the above message, was read by title, together with the House Amendment thereto.

Senator Carraway moved that the Senate concur in the House Amendment to Senate Bill No. 51.

Which was agreed to and the Senate concurred in the House Amendment to Senate Bill No. 51.

And Senate Bill No. 51, 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 1, 1959.

The Honorable Dewey M. Johnson,
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 Carraway and Connor—

S. B. No. 47—A bill to be entitled An Act to amend Section 665.071, Florida Statutes, relating to place of transacting business; and providing for a method by which domestic building and loan associations might participate in a school savings program.

Which amendment reads as follows:

In the Title, strike out: (.), insert the following: ; providing effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 47, contained in the above message, was read by title, together with the House Amendment thereto.

Senator Carraway moved that the Senate concur in the House Amendment to Senate Bill No. 47.

Which was agreed to and the Senate concurred in the House Amendment to Senate Bill No. 47.

And Senate Bill No. 47, 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 1, 1959.

The Honorable Dewey M. Johnson,
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 Carraway and Connor—

S. B. No. 50—A bill to be entitled An Act relating to contents and form of receipt of payments on loans to building and loan associations and federal savings and loan associations and life insurance companies, amending Section 687.10, Florida Statutes, by providing exemption from provisions of Section 687.08, and Section 687.09, Florida Statutes.

Which amendment reads as follows:

In the title strike out (.) insert the following: ; providing effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 50, contained in the above message, was read by title, together with the House Amendment thereto.

Senator Carraway moved that the Senate concur in the House Amendment to Senate Bill No. 50.

Which was agreed to and the Senate concurred in the House Amendment to Senate Bill No. 50.

And Senate Bill No. 50, 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 1, 1959.

The Honorable Dewey M. Johnson,
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 Carraway—

S. B. No. 139—A bill to be entitled An Act relating to the making of savings share accounts by minors in federal savings and loan associations and providing that the association may pay the withdrawal value of such account to the minor as if he were of full age and legal capacity.

Which amendment reads as follows:

In the title strike out: (.) insert the following: ; providing effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 139, contained in the above message, was read by title, together with the House Amendment thereto.

Senator Carraway moved that the Senate concur in the House Amendment to Senate Bill No. 139.

Which was agreed to and the Senate concurred in the House Amendment to Senate Bill No. 139.

And Senate Bill No. 139, 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 1, 1959.

*The Honorable Dewey M. Johnson,
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 Carraway and Connor—

S. B. No. 48—A bill to be entitled An Act to amend Chapter 668, Florida Statutes, by adding Section 668.11 providing that out of state savings and loan associations participating in certain business transactions in the State be exempt from qualification under the provisions of Chapter 668.

Which amendment reads as follows:

In the Title strike out: (.) insert the following in lieu thereof: ; providing effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 48, contained in the above message, was read by title, together with the House Amendment thereto.

Senator Carraway moved that the Senate concur in the House Amendment to Senate Bill No. 48.

Which was agreed to and the Senate concurred in the House Amendment to Senate Bill No. 48.

And Senate Bill No. 48, 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 30, 1959.

*The Honorable Dewey M. Johnson,
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 Ripley—

S. B. No. 515—A bill to be entitled An Act granting to Joyce Aycocke, an employee of the electric department of the City of Jacksonville, full credit in the Employees Pension Fund created by Chapter 18610, Laws of Florida, Acts of 1937, for the time she was employed by said city from March 6, 1941, to February 28, 1943, during which time she was entitled to have been made a permanent employee, under certain conditions.

Proof of publication attached.

Which amendment reads as follows:

In the title following the words "under certain conditions"

strike out: . the period and insert the following in lieu thereof: ; providing effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 515, contained in the above message, was read by title, together with the House Amendment thereto.

Senator Ripley moved that the Senate concur in the House Amendment to Senate Bill No. 515.

Which was agreed to and the Senate concurred in the House Amendment to Senate Bill No. 515.

And Senate Bill No. 515, 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 30, 1959.

*The Honorable Dewey M. Johnson,
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 Ripley—

S. B. No. 513—A bill to be entitled An Act granting to Seaborn Thaddeous Thames, an employee of the electric department of the City of Jacksonville, full credit in the employees pension fund created by Chapter 18610, Laws of Florida, Acts of 1937, for the time he was employed by said department from September 13, 1939, to August 1, 1942, during which he was unable to become a member of said fund by reason of an injury incurred in line of duty, under certain conditions.

Proof of publication attached.

Which amendment reads as follows:

In title last line strike out: . period and insert the following in lieu thereof: ; and providing an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 513, contained in the above message, was read by title, together with the House Amendment thereto.

Senator Ripley moved that the Senate concur in the House Amendment to Senate Bill No. 513.

Which was agreed to and the Senate concurred in the House Amendment to Senate Bill No. 513.

And Senate Bill No. 513, 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 1, 1959.

*The Honorable Dewey M. Johnson,
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. Herrell, Hollahan and Eldredge of Dade—

H. B. No. 371—A bill to be entitled An Act relating to contracts for construction of public buildings, amending Section 135.02, Florida Statutes, to reduce the percentage of the contract price required to be retained until final acceptance from twenty to not less than ten percent; providing a time for inspection after certification that the contract has been completed and time for payment of any unpaid amount of the contract price after certification and inspection by the county commission; providing an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 371, contained in the above message, was read the first time by title only and referred to the Committee on Labor and Industry.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 1, 1959.

The Honorable Dewey M. Johnson,
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. Horne and Mitchell of Leon—

H. B. No. 332—A bill to be entitled An Act relating to divorce, alimony and custody of children, amending Chapter 65, Florida Statutes; by adding Section 65.21 pertaining to social investigations and recommendations by the State Welfare Department in certain cases.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 332, 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 1, 1959.

The Honorable Dewey M. Johnson,
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. Horne and Mitchell of Leon—

H. B. No. 316—A bill to be entitled An Act relating to judicial proof; amending Chapter 90, Florida Statutes, by adding Section 90.24, pertaining to common law marriages by providing that clear and convincing evidence be required in providing such marriages when they were not entered into in accordance with the forms of law of the state wherein they were entered into, without indulging any presumptions.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 316, 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 1, 1959.

The Honorable Dewey M. Johnson,
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. Beck of Putnam, Rowell of Sumter, Mattox of Polk, and The Legislative Council—

H. B. No. 312—A bill to be entitled An Act amending Section 409.18, Florida Statutes, relating to eligibility for aid to dependent children by providing for a suitable home; providing an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 312, contained in the above message, was read the first time by title only and referred to the Committee on Welfare.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 1, 1959.

The Honorable Dewey M. Johnson,
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. Horne and Mitchell of Leon—

H. B. No. 339—A bill to be entitled An Act relating to Constables; amending Section 37.17, Florida Statutes, by providing conditions of bond.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 339, 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,
May 1, 1959.

The Honorable Dewey M. Johnson,
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. Hollahan, Herrell and Eldredge of Dade—

H. B. No. 393—A bill to be entitled An Act relating to fraudulent conveyances, sales and loans; amending Sections 726.02, 726.04, 726.05 and 726.06, Florida Statutes, by providing that bulk sales act shall be applicable to business fixtures and machinery or equipment used in connection with vendor's business; providing an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 393, 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,
April 30, 1959.

The Honorable Dewey M. Johnson,
President of the Senate.

Sir:

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

By The Legislative Council and Messrs. Roberts of Palm Beach, Mann of Hillsborough and Turlington of Alachua—

H. B. No. 277—A bill to be entitled An Act relating to Tax on Sales; amending Section 212.20, Florida Statutes, providing for the Disposition of Sales Tax by the Comptroller by deleting therefrom provisions relating to the County School Sales Tax Fund; amending Chapter 236, Florida Statutes, relating to Finance and Taxation for School Purposes, by adding Section 236.075, to provide for the creation of the County School Sales Tax Fund; providing an appropriation from sales tax receipts; providing for distribution of said fund to the several counties; and providing an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 277, contained in the above message, was read the first time by title only and referred to the Committee on Appropriations.

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 30, 1959.

The Honorable Dewey M. Johnson,
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. Chappell and O'Neill of Marion, and Sweeny of Volusia—

H. B. No. 150—A bill to be entitled An Act to amend Chapter 57-406, Acts of 1957, being Subsection (1) of Section 458.081, Florida Statutes, 1957, to permit the State Board of Health to award one scholarship each year to a candidate for the degree of Doctor of Osteopathy; providing an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 150, contained in the above message, was read the first time by title only and referred to the Committee on Appropriations.

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 30, 1959.

The Honorable Dewey M. Johnson,
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. Beck of Putnam, Rowell of Sumter, Mattox of Polk, and The Legislative Council—

H. B. No. 309— A bill to be entitled An Act relating to the Department of Public Welfare, amending Chapter 409, Florida Statutes, by adding a provision for a sworn statement on forms submitted by applicant for, or recipient of, benefits; and penalty for misstatement; providing an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 309, contained in the above message, was read the first time by title only and referred to the Committee on Welfare.

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 30, 1959.

The Honorable Dewey M. Johnson,
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. Chappell and O'Neill of Marion and Sweeny of Volusia—

H. B. No. 151—A bill to be entitled An Act to amend Sections 401.02 and 401.06, Florida Statutes 1957, by adding licensed doctors of Osteopathy to those authorized to certify medically indigent persons for hospital service by the State Board of Health

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 151, contained in the above message, was read the first time by title only.

Senator Carraway moved that the rules be waived and House Bill No. 151 be placed on the Calendar of Bills on Second Reading, without reference.

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

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 30, 1959.

The Honorable Dewey M. Johnson,
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. Beck of Putnam, Rowell of Sumter, Mattox of Polk and The Legislative Council—

H. B. No. 308—A bill to be entitled An Act relating to the Department of Public Welfare; amending Subsection (5) of Section 409.16, Florida Statutes, to provide a two year limitation on gratuitous transfers.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

Tallahassee, Florida,
April 30, 1959.

And House Bill No. 308, contained in the above message, was read the first time by title only.

Senator Adams moved that the rules be waived and House Bill No. 308 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 308 was read the second time by title only.

Senator Adams moved that the rules be further waived and House Bill No. 308 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. 308 was read the third time in full.

Upon the passage of House Bill No. 308 the roll was called and the vote was:

Yeas—38.

Mr. President	Clarke	Gresham	Pope
Adams	Connor	Hair	Price
Beall	Cross	Hodges	Rawls
Belser	Davis	Houghton	Ripley
Boyd	Dickinson	Johns	Stenstrom
Brackin	Eaton	Kelly	Stratton
Branch	Edwards	Kicliter	Sutton
Bronson	Gautier	Knight	Tedder
Carlton	Getzen	Melton	
Carraway	Gibbons	Pearce	

Nays—None.

So House Bill No. 308 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Adams moved that the House of Representatives be requested to return Senate Bill No. 166 to the Senate for further consideration.

Which was agreed to and it was so ordered.

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 30, 1959.

The Honorable Dewey M. Johnson,
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. Horne and Mitchell of Leon—

H. B. No. 317—A bill to be entitled An Act relating to execution; amending the third paragraph of Section 922.11, Florida Statutes, by providing for delivery of convicted persons sentenced to death to the superintendent of the State prison to await the death warrant; providing an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 317, contained in the above message, was read the first time by title only.

Senator Cross moved that the rules be waived and House Bill No. 317 be placed on the Calendar of Bills on Second Reading, without reference.

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

The following message from the House of Representatives was read:

The Honorable Dewey M. Johnson,
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. Horne and Mitchell of Leon—

H. B. No. 321—A bill to be entitled An Act relating to judgment and sentence, amending Section 921.18, Florida Statutes; providing that courts may impose indeterminate sentences, which may be less than the maximum sentence provided by law, upon persons convicted of a noncapital felony.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 321, contained in the above message, was read the first time by title only.

Senator Cross moved that the rules be waived and House Bill No. 321 be placed on the Calendar of Bills on Second Reading, without reference.

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

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 30, 1959.

The Honorable Dewey M. Johnson,
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. Westberry of Duval—

H. B. No. 413—A bill to be entitled An Act repealing Section 855.04, Florida Statutes, making it unlawful to use firearms to hunt game on Sunday; and providing an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 413, contained in the above message, was read the first time by title only.

Senator Ripley moved that the rules be waived and House Bill No. 413 be placed on the Calendar of Bills on Second Reading, without reference.

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

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 30, 1959.

The Honorable Dewey M. Johnson,
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. Saunders of Clay, Mann and Whitaker of Hillsborough, Westberry of Duval, McClain of Pasco, Fagan of Alachua, Chaires of Dixie, Hatcher of Lafayette, and Miner of Hendry—

H. B. No. 573—A bill to be entitled An Act relating to the Department of Corrections; amending Subsection (1) of Section 945.22, Florida Statutes, relating to employment of directors, superintendents and wardens; providing an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 573, contained in the above message, was read the first time by title only and referred to the Committee on Prisons and Convicts.

Senator Pope moved that House Bill No. 573 be withdrawn from the Committee on Prisons and Convicts and placed on the Calendar of Bills on Second Reading, without reference.

Pending consideration of the motion made by Senator Pope, Senator Gresham moved as a substitute motion that Senate Bill No. 569 be withdrawn from the Calendar of Bills on Second Reading and recommitted to the Committee on Prisons and Convicts for study in conjunction with House Bill No. 573.

The question was put on the substitute motion made by Senator Gresham.

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

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 30, 1959.

*The Honorable Dewey M. Johnson,
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. Mathews of Duval—

H. B. No. 280—A bill to be entitled An Act relating to privilege taxes on the sale, use and storage for use or consumption of tangible personal property, on admissions and the rental of tangible personal property and certain real property; amending subsection (4) of Section 212.15, Florida Statutes, by providing for appeals from comptroller's decision to certain circuit courts and giving the taxpayer the choice of venue; providing an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 280, contained in the above message, was read the first time by title only and referred to the Committee on Finance and Taxation and the Committee on Judiciary "C."

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 30, 1959.

*The Honorable Dewey M. Johnson,
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 Messrs. Sweeny and Karl of Volusia, Drummond of Holmes, Hatcher of Lafayette, Mitchell of Leon, Kimbrough of Santa Rosa, Markham of Okeechobee, Smith of DeSoto, Papy and Cunningham of Monroe, Inman of Orange and Mrs. Johnson of Orange—

H. M. No. 765—A MEMORIAL TO CONGRESS REQUESTING A HEARING ON ALL BILLS RELATING TO THE UNIFORMITY OF PAY FOR RETIRED PERSONNEL OF THE ARMED SERVICES BE CALLED BY THE CHAIRMEN OF BOTH HOUSE AND SENATE ARMED SERVICES COMMITTEES.

WHEREAS, the Congress by Public Law 85-422, enacted a new military pay law, designed to increase the incentive for making careers in the uniformed forces, and partially to compensate for the shrunken dollar value, and

WHEREAS, said Public Law created in effect an "Elite List" consisting of those persons who retired after June 1, 1958, and an "Inferior List" consisting of those persons who retired prior to June 1, 1958, and

WHEREAS, those persons on the "Elite List" were authorized to have their retired pay computed at the increased rate, while those on the "Inferior List" were denied the right to have their retired pay computed at the increased rate, and

WHEREAS, said Public Law 85-422 recognizes the right of the widows of officers retired prior to June 1, 1958, to have their pensions based on the higher pay scale, it nevertheless denies to those retired before June 1, 1958, including those retired because of disability incurred in line of duty to have their retired pay computed at the increased rate, and

WHEREAS, it has been the time-honored national policy that the retired pay of its national defenders be geared to that of the active duty personnel, and the principle thus established will have an adverse effect upon the retention rates of personnel currently serving on active duty, thereby destroying a principal objective of the law in question, and

WHEREAS, a number of bills seeking to correct this inequity have been introduced in the House and Senate of the Congress, and thus restore the national policy of uniformity of pay for its retired personnel, and

WHEREAS, said bills have been referred to the House Armed Services Committee and the Senate Armed Services Committee for report and recommendation, NOW, THEREFORE,

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

That the Chairman of the House Armed Services Committee, the Honorable Carl Vinson of Georgia, and the Chairman of the Senate Armed Services Committee, the Honorable Richard B. Russell of Georgia, be requested that a hearing on these bills be called at their earliest convenience.

BE IT FURTHER RESOLVED, that the House of Representatives and the Senate of Florida urge the favorable consideration of legislation to equalize the retired pay of personnel under similar circumstances, and that a copy of this memorial be sent to all Members of Congress from Florida.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Memorial No. 765, contained in the above message, was read the first time in full.

Senator Gautier moved that the rules be waived and House Memorial No. 765 be read the second time in full.

Which was agreed to by a two-thirds vote.

And House Memorial No. 765 was read the second time in full.

The question was put on the adoption of the Memorial.

Which was agreed to and House Memorial No. 765 was adopted, and the action of the Senate was ordered certified to the House of Representatives.

Senator Gautier moved that the rules be waived and the Senate immediately reconsider the vote by which Senate Memorial No. 654, still in the possession of the Senate, was adopted by the Senate on May 1, 1959:

Senate Memorial No. 654:

A MEMORIAL TO CONGRESS REQUESTING A HEARING ON ALL BILLS RELATING TO THE UNIFORMITY OF PAY FOR RETIRED PERSONNEL OF THE ARMED SERVICES BE CALLED BY THE CHAIRMEN OF BOTH HOUSE AND SENATE ARMED SERVICES COMMITTEES.

The President put the question: "Will the Senate reconsider the vote by which Senate Memorial No. 654 was adopted by the Senate on May 1, 1959?"

Which was agreed to by a two-thirds vote.

So the Senate reconsidered the vote by which Senate Memorial No. 654 was adopted by the Senate on May 1, 1959.

By unanimous consent, Senator Gautier withdrew Senate Memorial No. 654 from the further consideration of the Senate.

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 30, 1959.

*The Honorable Dewey M. Johnson,
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. Vocelle of Indian River—

H. B. No. 174—A bill to be entitled An Act to regulate the acquisition, supervision, accountability, control, transfer, and disposal of all tangible personal property owned by the governing board, commission or authority of a county or taxing district, and providing a penalty and prescribing an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 174, contained in the above message, was read the first time by title only and referred to the Committee on Finance and Taxation.

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 30, 1959.

*The Honorable Dewey M. Johnson,
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. Vocelle of Indian River—

H. B. No. 172—A bill to be entitled An Act providing for the transfer of all cases laid in a wrong venue to the proper court in any district or county where the same might have been laid in accordance with the venue statutes of this State; excluding criminal prosecutions; providing an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 172, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "B."

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 30, 1959.

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

By Messrs. Horne and Mitchell of Leon—

H. B. No. 325—A bill to be entitled An Act relating to Judicial Proof; amending Section 90.231, Florida Statutes, providing for expert witness fees before Grand Jury.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 325, 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,
April 30, 1959.

*The Honorable Dewey M. Johnson,
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. Beck of Putnam, Rowell of Sumter, Mattox of Polk, and The Legislative Council—

H. B. No. 311—A bill to be entitled An Act relating to dependent children; amending Section 409.182, Florida Statutes, by requiring an action for support by relatives prior to receiving assistance.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 311, 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,
April 30, 1959.

*The Honorable Dewey M. Johnson,
President of the Senate.*

Sir:

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

By Messrs. Turlington and Fagan of Alachua—

H. B. No. 211—A bill to be entitled An Act relating to bedding inspection; amending Subsections (3) and (4) of and adding Subsections (15) and (16) to Section 556.02; amending paragraph (a) of Subsection (1) of Section 556.05; amending Subsection (3) of Section 556.06; amending Section 556.06, by renumbering the present Subsection (5) as Subsection (6) and adding a new Subsection (5), all Florida Statutes; providing for definition of certain terms, labeling of bedding, registration of supply dealers and wholesalers, separate registration for each classification or operation; designating processed filling materials as included within the Act; providing a penalty; providing an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 211, contained in the above message,

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

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 30, 1959.

*The Honorable Dewey M. Johnson,
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. Karl of Volusia, Westberry and Mathews of Duval and Mrs. Johnson of Orange—

H. B. No. 441—A bill to be entitled An Act relating to the establishment, construction, reconstruction and maintenance of wayside parks, access roads to public waters, boat ramps and other facilities by the State Road Department, amending Section 335.16, Florida Statutes, and providing for an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

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

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 30, 1959.

*The Honorable Dewey M. Johnson,
President of the Senate.*

Sir:

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

By Messrs. Turlington of Alachua, Cleveland of Seminole and Mann of Hillsborough—

H. B. No. 388—A bill to entitled An Act relating to the office and duties of State Comptroller; amending Chapter 17, Florida Statutes, by adding Section 17.041 to provide for the adjustment and settlement of accounts and claims of counties and districts; providing an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 388, 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,
April 30, 1959.

*The Honorable Dewey M. Johnson,
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. Russell, Carney and Shaffer of Pinellas—

H. B. No. 470—A bill to be entitled An Act relating to drivers' licenses; amending Subsection (4) of Section 322.21, Florida Statutes, providing for the appointment of deputy clerks

throughout the county to assist in the sale and issuance of drivers' licenses; providing an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 470, contained in the above message, was read the first time by title only and referred to the Committee on Motor Vehicles.

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 30, 1959.

*The Honorable Dewey M. Johnson,
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. Griffin, Chiles and Mattox of Polk—

H. B. No. 291—A bill to be entitled An Act relating to regulation of traffic on highways; amending Section 317.59, Florida Statutes, by adding Subsection (2) to provide additional requirements for use of lower beam headlights; renumbering present Section Subsection (1); providing an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 291, contained in the above message, was read the first time by title only and referred to the Committee on Transportation and Traffic.

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 30, 1959.

*The Honorable Dewey M. Johnson,
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. Blank and Roberts of Palm Beach—

H. B. No. 902—A bill to be entitled An Act for the relief of Palm Beach County Expositions, Inc.; providing for the cancellation of 1956 and 1957 County of Palm Beach and Lake Worth Drainage District Taxes upon certain property of said corporation; providing that this Act shall take precedence over any conflicting law to the extent of such conflict; approving the manner of giving notice of intention to apply for this legislation; and providing that this Act shall take effect immediately upon becoming a law; providing an effective date.

Proof of publication attached.

Also—

By Messrs. Fagan and Turlington of Alachua—

H. B. No. 917—A bill to be entitled An Act affecting the Government of the City of Alachua, Florida, by authorizing and empowering the City of Alachua, a Municipality of the State of Florida, to create a City Planning and Zoning Board; providing for the appointment of members of said board; defining the power and authority of said board, and the terms of office of the members thereof; and providing for the procedure for the functioning of said City Planning and Zoning Board; providing effective date.

Proof of publication attached.

Also—

By Messrs. Fagan and Turlington of Alachua—

H. B. No. 922—A bill to be entitled An Act relating to the government of the City of Waldo, Florida; authorizing and empowering the City of Waldo, a municipality of the state of Florida, to create a city planning and zoning board; providing for the appointment of members of said board, defining the power and authority of said board, and the terms of office of the members thereof; providing for the procedure for the functioning of said city planning and zoning board; and providing an 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. 902 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. 902, contained in the above message, was read the first time by title only.

Senator Dickinson moved that the rules be waived and House Bill No. 902 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 902 was read the second time by title only.

Senator Dickinson moved that the rules be further waived and House Bill No. 902 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. 902 was read the third time in full.

Upon the passage of House Bill No. 902 the roll was called and the vote was:

Yeas—38.

Mr. President	Clarke	Gresham	Pope
Adams	Connor	Hair	Price
Beall	Cross	Hodges	Rawls
Belser	Davis	Houghton	Ripley
Boyd	Dickinson	Johns	Stenstrom
Brackin	Eaton	Kelly	Stratton
Branch	Edwards	Kicliter	Sutton
Bronson	Gautier	Knight	Tedder
Carlton	Getzen	Melton	
Carraway	Gibbons	Pearce	

Nays—None.

So House Bill No. 902 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 917 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. 917, contained in the above message, was read the first time by title only.

Senator Cross moved that the rules be waived and House Bill No. 917 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 917 was read the second time by title only.

Senator Cross moved that the rules be further waived and House Bill No. 917 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. 917 was read the third time in full.

Upon the passage of House Bill No. 917 the roll was called and the vote was:

Yeas—38.

Mr. President	Clarke	Gresham	Pope
Adams	Connor	Hair	Price
Beall	Cross	Hodges	Rawls
Belser	Davis	Houghton	Ripley
Boyd	Dickinson	Johns	Stenstrom
Brackin	Eaton	Kelly	Stratton
Branch	Edwards	Kicliter	Sutton
Bronson	Gautier	Knight	Tedder
Carlton	Getzen	Melton	
Carraway	Gibbons	Pearce	

Nays—None.

So House Bill No. 917 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 922 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. 922, contained in the above message, was read the first time by title only.

Senator Cross moved that the rules be waived and House Bill No. 922 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 922 was read the second time by title only.

Senator Cross moved that the rules be further waived and House Bill No. 922 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. 922 was read the third time in full.

Upon the passage of House Bill No. 922 the roll was called and the vote was:

Yeas—38.

Mr. President	Clarke	Gresham	Pope
Adams	Connor	Hair	Price
Beall	Cross	Hodges	Rawls
Belser	Davis	Houghton	Ripley
Boyd	Dickinson	Johns	Stenstrom
Brackin	Eaton	Kelly	Stratton
Branch	Edwards	Kicliter	Sutton
Bronson	Gautier	Knight	Tedder
Carlton	Getzen	Melton	
Carraway	Gibbons	Pearce	

Nays—None.

So House Bill No. 922 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 1, 1959.

The Honorable Dewey M. Johnson,
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. Mitchell of Washington—

H. B. No. 951—A bill to be entitled An Act amending Section 3 of Chapter 16355, Laws of Florida, Acts of 1933, by providing for the fixing by the Council of the City of Chipley,

Florida, of the salaries of a City Clerk and Marshal; providing an effective date.

Proof of publication attached.

Also—

By Messrs. Mann, Liles and Whitaker of Hillsborough—

H. B. No. 969—A bill to be entitled An Act fixing the salary of the judge of the juvenile and domestic relations court of Hillsborough county; providing for the payment thereof; prohibiting such judge from practicing law; and prescribing an effective date.

Proof of publication attached.

Also—

By Messrs. Sweeny and Karl of Volusia—

H. B. No. 979—A bill to be entitled An Act authorizing all county fee officers of Volusia County, Florida, to pay all or any part of insurance premiums on their respective office employees' insurance covering injuries received after working hours or covering illness of such employees, or both; providing an 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. 951 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. 951, contained in the above message, was read the first time by title only.

Senator Knight moved that the rules be waived and House Bill No. 951 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 951 was read the second time by title only.

Senator Knight offered the following amendment to House Bill No. 951:

“Re-number Sections in chronological order.”

Senator Knight moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Knight moved that the rules be further waived and House Bill No. 951, 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. 951, as amended, was read the third time in full.

Upon the passage of House Bill No. 951, as amended, the roll was called and the vote was:

Yeas—38.

Mr. President	Clarke	Gresham	Pope
Adams	Connor	Hair	Price
Beall	Cross	Hodges	Rawls
Belser	Davis	Houghton	Ripley
Boyd	Dickinson	Johns	Stenstrom
Brackin	Eaton	Kelly	Stratton
Branch	Edwards	Kicliter	Sutton
Bronson	Gautier	Knight	Tedder
Carlton	Getzen	Melton	
Carraway	Gibbons	Pearce	

Nays—None.

So House Bill No. 951 passed, as amended, and the action of

the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 969 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. 969, contained in the above message, was read the first time by title only.

Senator Gibbons 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 Gibbons 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—38.

Mr. President	Clarke	Gresham	Pope
Adams	Connor	Hair	Price
Beall	Cross	Hodges	Rawls
Belser	Davis	Houghton	Ripley
Boyd	Dickinson	Johns	Stenstrom
Brackin	Eaton	Kelly	Stratton
Branch	Edwards	Kicliter	Sutton
Bronson	Gautier	Knight	Tedder
Carlton	Getzen	Melton	
Carraway	Gibbons	Pearce	

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.

Proof of publication of Notice was attached to House Bill No. 979 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. 979, contained in the above message, was read the first time by title only.

Senator Gautier moved that the rules be waived and House Bill No. 979 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 979 was read the second time by title only.

Senator Gautier moved that the rules be further waived and House Bill No. 979 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. 979 was read the third time in full.

Upon the passage of House Bill No. 979 the roll was called and the vote was:

Yeas—38.

Mr. President	Clarke	Gresham	Pope
Adams	Connor	Hair	Price
Beall	Cross	Hodges	Rawls
Belser	Davis	Houghton	Ripley
Boyd	Dickinson	Johns	Stenstrom
Brackin	Eaton	Kelly	Stratton
Branch	Edwards	Kicliter	Sutton
Bronson	Gautier	Knight	Tedder
Carlton	Getzen	Melton	
Carraway	Gibbons	Pearce	

Nays—None.

So House Bill No. 979 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 30, 1959.

*The Honorable Dewey M. Johnson,
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. Fuqua of Calhoun—

H. B. No. 932—A bill to be entitled An Act authorizing the City of Blountstown to issue revenue bonds or certificates payable from revenues or income from its revenue producing functions or facilities and from cigarette excise or privilege taxes, utility franchise taxes and utility service taxes, for the purpose of paying the cost of municipal improvements or facilities; providing an effective date.

Proof of publication attached.

Also—

My Messrs. Westberry, Mathews and Stallings of Duval—

H. B. No. 938—A bill to be entitled An Act authorizing and empowering the City of Jacksonville to make increased appropriations and donations to the Jacksonville-Duval Safety Council, amending Section 1, Chapter 29180, Special Acts of 1953, and providing an 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. 932 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. 932, contained in the above message, was read the first time by title only.

Senator Knight moved that the rules be waived and House Bill No. 932 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 932 was read the second time by title only.

Senator Knight moved that the rules be further waived and House Bill No. 932 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. 932 was read the third time in full.

Upon the passage of House Bill No. 932 the roll was called and the vote was:

Yeas—38.

Mr. President	Clarke	Gresham	Pope
Adams	Connor	Hair	Price
Beall	Cross	Hodges	Rawls
Belser	Davis	Houghton	Ripley
Boyd	Dickinson	Johns	Stenstrom
Brackin	Eaton	Kelly	Stratton
Branch	Edwards	Kicliter	Sutton
Bronson	Gautier	Knight	Tedder
Carlton	Getzen	Melton	
Carraway	Gibbons	Pearce	

Nays—None.

So House Bill No. 932 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Proof of publication of Notice was attached to House Bill No. 938 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. 938, contained in the above message, was read the first time by title only.

Senator Ripley moved that the rules be waived and House Bill No. 938 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 938 was read the second time by title only.

Senator Ripley moved that the rules be further waived and House Bill No. 938 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. 938 was read the third time in full.

Upon the passage of House Bill No. 938 the roll was called and the vote was:

Yeas—38.

Mr. President	Clarke	Gresham	Pope
Adams	Connor	Hair	Price
Beall	Cross	Hodges	Rawls
Belser	Davis	Houghton	Ripley
Boyd	Dickinson	Johns	Stenstrom
Brackin	Eaton	Kelly	Stratton
Branch	Edwards	Kicliter	Sutton
Bronson	Gautier	Knight	Tedder
Carlton	Getzen	Melton	
Carraway	Gibbons	Pearce	

Nays—None.

So House Bill No. 938 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Davis, Chairman of the Committee on Rules and Calendar, moved that the hour of adjournment be extended until the Senate completes the consideration of Messages from the House of Representatives.

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

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 1, 1959.

*The Honorable Dewey M. Johnson,
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. Sweeny and Karl of Volusia—

H. B. No. 980—A bill to be entitled An Act ratifying, confirming and validating all acts and proceedings of the board of county commissioners of Volusia County, Florida, and the clerk of said board heretofore done and taken in connection with the affairs of said county and providing for the repealing of all laws in conflict therewith; providing an effective date.

Proof of publication attached.

Also—

By Messrs. Sweeny and Karl of Volusia—

H. B. No. 981—A bill to be entitled An Act authorizing the board of county commissioners of Volusia County, Florida, to appropriate and expend funds out of the general fund of Volusia County, Florida, for the purpose of reimbursing the

county commissioners of said county, its clerk and attorney, for expenses incurred by said county commissioners, its clerk and attorney, in and out of the State of Florida in connection with the handling of the affairs and business of said county, and providing for the filing of a detailed statement of said expenditures; providing an effective date.

Proof of publication attached.

Also—

By Messrs. Sweeny and Karl of Volusia—

H. B. No. 983—A bill to be entitled An Act authorizing the board of county commissioners of Volusia County, Florida, to appropriate and expend funds out of the fine and forfeiture fund of said county for the expenses of the sheriff, deputy sheriff or constable of said county in transporting a sick and indigent non-resident of the State of Florida from Volusia County, Florida, to the state and county of his residence, and providing that the cost for said transportation is first approved by the board of county commissioners of said county; providing an 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. 980 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. 980, contained in the above message, was read the first time by title only.

Senator Gautier moved that the rules be waived and House Bill No. 980 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 980 was read the second time by title only.

Senator Gautier moved that the rules be further waived and House Bill No. 980 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. 980 was read the third time in full.

Upon the passage of House Bill No. 980 the roll was called and the vote was:

Yeas—38.

Mr. President	Clarke	Gresham	Pope
Adams	Connor	Hair	Price
Beall	Cross	Hodges	Rawls
Belser	Davis	Houghton	Ripley
Boyd	Dickinson	Johns	Stenstrom
Brackin	Eaton	Kelly	Stratton
Branch	Edwards	Kicliter	Sutton
Bronson	Gautier	Knight	Tedder
Carlton	Getzen	Melton	
Carraway	Gibbons	Pearce	

Nays—None.

So House Bill No. 980 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 981 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. 981, contained in the above message, was read the first time by title only.

Senator Gautier moved that the rules be waived and House Bill No. 981 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 981 was read the second time by title only.

Senator Gautier moved that the rules be further waived and House Bill No. 981 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. 981 was read the third time in full.

Upon the passage of House Bill No. 981 the roll was called and the vote was:

Yeas—38.

Mr. President	Clarke	Gresham	Pope
Adams	Connor	Hair	Price
Beall	Cross	Hodges	Rawls
Belser	Davis	Houghton	Ripley
Boyd	Dickinson	Johns	Stenstrom
Brackin	Eaton	Kelly	Stratton
Branch	Edwards	Kicliter	Sutton
Bronson	Gautier	Knight	Tedder
Carlton	Getzen	Melton	
Carraway	Gibbons	Pearce	

Nays—None.

So House Bill No. 981 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 983 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. 983, contained in the above message, was read the first time by title only.

Senator Gautier moved that the rules be waived and House Bill No. 983 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 983 was read the second time by title only.

Senator Gautier moved that the rules be further waived and House Bill No. 983 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. 983 was read the third time in full.

Upon the passage of House Bill No. 983 the roll was called and the vote was:

Yeas—38.

Mr. President	Clarke	Gresham	Pope
Adams	Connor	Hair	Price
Beall	Cross	Hodges	Rawls
Belser	Davis	Houghton	Ripley
Boyd	Dickinson	Johns	Stenstrom
Brackin	Eaton	Kelly	Stratton
Branch	Edwards	Kicliter	Sutton
Bronson	Gautier	Knight	Tedder
Carlton	Getzen	Melton	
Carraway	Gibbons	Pearce	

Nays—None.

So House Bill No. 983 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 1, 1959.

The Honorable Dewey M. Johnson,
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. Harris of Bay—

H. B. No. 985—A bill to be entitled An Act creating and establishing an advisory board to the juvenile court, Bay County, Florida; providing an 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. 985 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. 985, contained in the above message, was read the first time by title only.

Senator Knight moved that the rules be waived and House Bill No. 985 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 985 was read the second time by title only.

Senator Knight moved that the rules be further waived and House Bill No. 985 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. 985 was read the third time in full.

Upon the passage of House Bill No. 985 the roll was called and the vote was:

Yeas—38.

Mr. President	Clarke	Gresham	Pope
Adams	Connor	Hair	Price
Beall	Cross	Hodges	Rawls
Belser	Davis	Houghton	Ripley
Boyd	Dickinson	Johns	Stenstrom
Brackin	Eaton	Kelly	Stratton
Branch	Edwards	Kicliter	Sutton
Bronson	Gautier	Knight	Tedder
Carlton	Getzen	Melton	
Carraway	Gibbons	Pearce	

Nays—None.

So House Bill No. 985 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 1, 1959.

The Honorable Dewey M. Johnson,
President of the Senate.

Sir:

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

By Mr. Vocelle of Indian River—

H. B. No. 251—A bill to be entitled An Act relating to Indian River County; authorizing the Board of County Commissioners to grant franchises in unincorporated areas for the construction, operation and maintenance of public utilities, including water systems, sewage systems, gas systems and sanitary garbage service; prescribing the method of granting such franchises and the terms thereof; requiring bonds of licensees; exempting certain utilities from the terms hereof; providing procedures for hearings of complaints against licensees and the

disposition thereof, including reviewing and fixing of rates; authorizing transfer of franchises only under certain conditions; and providing an effective date.

Which amendment reads as follows:

In Section 4, line 1, page 5, beginning with, and including the words, "in any instrument creating such licenses; and" strike out the remainder of the bill and insert in lieu thereof the following: in any instrument creating such licenses; and

(4) In addition to the foregoing, provisions as may be reasonably necessary, for the protection of the county and the public.

(5) In the event any road, highway, or right of way over, under or upon which such license or easement is granted, shall be closed, abandoned, vacated or discontinued, the Board of County Commissioners may terminate such easement or license as to such road, highway or right of way, as is closed, abandoned, vacated or discontinued.

(6) To require the licensee to move or remove any pipelines, poles, conduits or other facilities at no cost to the county in the event of the widening or repair or reconstruction of any such street, road, alley or other right of way.

(f) If any person or party serviced by a utility operating under such a franchise, complains to said board concerning the rates, charges and operations of such utility, and such utility, after request is made upon it, by the Board of County Commissioners, fails to satisfy or remedy such complaint or objection, and/or fails to satisfy said board that said complaint or objection is not proper, the board may thereupon, after due notice to such utility, schedule a hearing concerning such complaint or objection, and the board may review the rates and charges set and charged by such utility for the services which it furnishes, and the nature and character of the services it furnishes, and the quality of services furnished, pursuant to such franchise. If the board enters order pursuant to such hearing, and the utility or any other person, firm or corporation participating in such hearing feels itself aggrieved by such order, the utility or such person, firm or corporation may seek review of the board's action by proceeding in the Circuit Court of the County. This section, however, shall not apply to any utility or to any utility system owned or managed by any municipality.

(g) Such franchise shall be for such term of years as the board shall determine, but not to exceed ninety-nine (99) years. Such franchises shall be transferrable and assignable; provided:

(1) Notice or request for transfer and assignment shall be given by the then holder of the franchise to said board in writing, accompanied by a request from the proposed transferee/assignee, which application shall contain information concerning the financial status and other qualifications of the proposed transferee/assignee, and such other information as the board shall require.

(2) A public hearing shall be held on such request of which notice shall be given by publication in a newspaper regularly published in said county at least one time, not more than one month, nor less than one week, preceding such hearing. Certified Proof of Publication of such notice shall be filed with the board. Said hearing may thereafter be continued from time to time as determined by the board.

(3) The proposed transferee/assignee must meet the same requirements and comply with the same rules and regulations as would be required of an original applicant for a franchise.

(h) To include in said franchise such additional terms and provisions as shall properly assure the orderly servicing of such area, therein included, by such person, firm, or corporation of the utility or utilities referred to in said franchise; and, if any such person, firm, or corporation receiving such franchise fails or refuses to properly discharge the same, the board shall give such person, firm or corporation written notice of such deficiencies or defaults, and a reasonable time within which such person, firm, or corporation shall remedy the same, and properly furnish the service required by said franchise. Such deficiency or default shall be specifically set forth in such notice from the board. If such person, firm, or corporation fails to remedy such deficiencies or defaults within the time required by said board in its notice, the board may thereafter schedule a hearing concerning the same, with reasonable notice thereof to said person, firm, or cor-

poration, and after said hearing, at which all interested parties shall be heard, the board may further limit or restrict said franchise, or may terminate and cancel the same, if proper reasons thereby are found by the board. If the board enters order pursuant to such hearing, and the utility or any other person, firm or corporation participating in such hearing feels itself aggrieved by such order the utility or such other person, firm, or corporation may seek review of the board's action by proceedings in the Circuit Court of the County.

(i) Any franchises granted pursuant to this Act shall be limited as follows:

(1) No user of natural or other gas, to the average amount of 100,000 cubic feet per day, would be required to deal with said utility, but any such user shall be at liberty to make direct contracts with any gas pipe line company or other source of gas.

(2) Any person, firm or corporation using, in normal average consumption, more than 100,000 gallons of water per day, shall not be required to deal with said utility, but any such water user shall be at liberty to secure its water from such source or sources as it might desire. Any franchise for water shall also exempt and except therefrom any public agency producing water for resale at wholesale.

(j) Notwithstanding anything contained herein to the contrary, nothing in this Act or in any franchise granted hereunder shall:

(1) Prevent landowners to exercise their vested rights to pump water for their own use, nor shall the riparian and other water rights of landowners be in any way impaired, reduced, or affected hereby.

(2) Limit or restrict any person, now or hereafter, owning or occupying any premises now serviced with natural gas and water from continuing to receive such services and purchase natural gas and water from any person, firm or corporation now selling such natural gas and water to said owner or occupant, provided, however, if such owner or occupant requests services and purchases natural gas and water from any grantee in any franchises issued hereunder, then the provisions of any franchises issued hereunder with respect to the product purchased, shall apply to such owner, occupant, or the land involved, and the above rights, with respect to such product reserved to any such owner or occupant shall cease and terminate.

(3) Affect, limit or restrict the rights or privileges as set forth and contained in any license issued to any utility heretofore granted by the Board of County Commissioners pursuant to Section 125.42, Florida Statutes.

(k) Any person operating a public utility as herein defined at the time this Act becomes law may apply within one year hereafter for a franchise hereunder and the County Commissioners, without the necessity of public hearing, shall grant, without requiring bonds, a non-exclusive franchise to such applicant with respect to the area or areas now being served, provided, however, if any such person shall desire an exclusive franchise then the procedure, requirements, conditions, limitations and terms contained in Subsections 4(a) to 4(j) inclusive shall apply to any such application.

Section 5. This Act shall be cumulative and in addition to any powers and authorities heretofore granted to said board or to Boards of County Commissioners under the general laws of the State of Florida.

Section 6. All laws or parts of laws in conflict herewith are hereby repealed. If any part of this Act shall be unconstitutional, the remainder shall not be invalidated thereby, and all laws and parts of laws thereof in conflict herewith, are hereby repealed.

Section 7. This Act shall take effect immediately upon its becoming a law.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,

May 1, 1959.

The Honorable Dewey M. Johnson,
President of the Senate.

Sir:

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

By Mr. Shaffer of Pinellas—

H. B. No. 624—A bill to be entitled An Act amending Chapter 10335, Laws of Florida, Special Acts of 1925, as amended, being the Charter of the Town of Belleair, Florida, and in particular Sections 24, 25, 26 and 27 thereof relating to the issuance of bonds; to increase the purposes for which bonds may be issued; to increase debt limitations from five per cent (5%) of assessed value to twenty five per cent (25%) thereof; to provide for the issuance of bonds payable from revenues, utilities services taxes, cigarette taxes, franchise taxes, or other excise taxes, and other funds; and providing for a referendum on such amendment.

Which amendment reads as follows:

In Section 2, lines 22 and 23, page 5, strike out the words: executors, administrators, guardians and other fiduciaries.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,
April 30, 1959,

The Honorable Dewey M. Johnson,
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. Beck of Putnam, Rowell of Sumter, Mattox of Polk and The Legislative Council—

H. B. No. 310—A bill to be entitled An Act relating to the Department of Public Welfare, Chapter 409, Florida Statutes, providing for recoupment of payments erroneously made; and providing an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 310, contained in the above message, was read the first time by title only.

Senator Adams moved that the rules be waived and House Bill No. 310 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 310 was read the second time by title only.

Senator Adams moved that the rules be further waived and House Bill No. 310 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. 310 was read the third time in full.

Upon the passage of House Bill No. 310 the roll was called and the vote was:

Yeas—37.

Mr. President	Boyd	Carlton	Cross
Adams	Brackin	Carraway	Davis
Beall	Branch	Clarke	Dickinson
Belser	Bronson	Connor	Eaton

Edwards	Hodges	Pearce	Stenstrom
Gautier	Houghton	Pope	Stratton
Getzen	Kelly	Price	Sutton
Gibbons	Kicliter	Rawls	Tedder
Gresham	Knight	Ripley	
Hair	Melton		

Nays—1.

Johns

So House Bill No. 310 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Adams moved that the House of Representatives be requested to return Senate Bill No. 165 to the Senate for further consideration.

Which was agreed to and it was so ordered.

Senator Branch asked unanimous consent of the Senate to take up and consider House Bill No. 285, out of its order.

Unanimous consent was granted, and—

H. B. No. 285—A bill to be entitled An Act relating to counties in the state having a population of not less than three thousand (3000) and not more than three thousand three hundred (3,300), according to the latest official state-wide decennial census; authorizing the Board of County Commissioners of said counties to compensate certain individuals for past services rendered from general county funds; and providing an effective date.

Was taken up.

Senator Branch moved that the rules be waived and House Bill No. 285 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 285 was read the second time by title only.

Senator Branch moved that the rules be further waived and House Bill No. 285 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. 285 was read the third time in full.

Upon the passage of House Bill No. 285 the roll was called and the vote was:

Yeas—38.

Mr. President	Clarke	Gresham	Pope
Adams	Connor	Hair	Price
Beall	Cross	Hodges	Rawls
Belser	Davis	Houghton	Ripley
Boyd	Dickinson	Johns	Stenstrom
Brackin	Eaton	Kelly	Stratton
Branch	Edwards	Kicliter	Sutton
Bronson	Gautier	Knight	Tedder
Carlton	Getzen	Melton	
Carraway	Gibbons	Pearce	

Nays—None.

So House Bill No. 285 passed, title as stated, and the action

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

Senator Gresham, Chairman of the Committee on Prisons and Convicts, moved that the rules be waived and the Committee on Prisons and Convicts be allowed an additional ten days to report on all Bills now referred to the Committee.

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

Senator Pope moved that Senate Bill No. 569 be withdrawn from the Committee on Prisons and Convicts.

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

By unanimous consent, Senator Pope withdrew Senate Bill No. 569 from the further consideration of the Senate.

Senator Kelly, Chairman of the Committee on Public Roads and Highways, moved that the rules be waived and the Committee on Public Roads and Highways be allowed an additional ten days to report on all Bills now referred to the Committee.

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

Senator Dickinson, Chairman of the Committee on Judiciary "B," moved that the rules be waived and the Committee on Judiciary "B" be allowed an additional ten days to report on all Bills now referred to the Committee.

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

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

Which was agreed to.

And the Senate went into Executive Session at 5:02 o'clock P. M.

The Senate emerged from Executive Session at 5:15 o'clock P. M., and resumed its Session.

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

Mr. President	Clarke	Gresham	Pope
Adams	Connor	Hair	Price
Beall	Cross	Hodges	Rawls
Belser	Davis	Houghton	Ripley
Boyd	Dickinson	Johns	Stenstrom
Brackin	Eaton	Kelly	Stratton
Branch	Edwards	Kicliter	Sutton
Bronson	Gautier	Knight	Tedder
Carlton	Getzen	Melton	
Carraway	Gibbons	Pearce	

—38.

A quorum present.

The hour of adjournment having arrived, a point of order was called and the Senate stood adjourned at 5:17 o'clock P. M., until 10:00 o'clock A. M., Tuesday, May 5, 1959, pursuant to the motion made by Senator Davis, Chairman of the Committee on Rules and Calendar, adopted by the Senate this day.