

JOURNAL OF THE SENATE

Thursday, May 14, 1959

611

The Senate convened at 10:00 o'clock A.M., pursuant to adjournment on Wednesday, May 13, 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, make us to realize that except the Lord build a house, they labor in vain that build it. Help us to know that unless the Lord is the center of our living, our lives are only vanity. Give us faith to trust Christ and help us to be Christian in every area of our lives. In Christ name. Amen.

The reading of the Journal was dispensed with.

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

Page 320, column 1, between lines 22 and 23, insert the following:

"Senators Brackin and Dickinson requested unanimous consent of the Senate to be recorded as co-introducers of Senate Bill No. 344.

"Unanimous consent was granted."

And as further corrected was approved.

The Senate daily Journal of Monday, May 11, 1959, was further corrected as follows:

Page 467, column 2, line 34, strike out the word "or" and insert in lieu thereof the word "of".

Also—

Page 468 column 2, line 8, counting from the bottom of the column, strike out the word "repeal" and insert in lieu thereof the word "appeal."

Also—

Page 469, column 1, line 25, strike out the word "and" and insert in lieu thereof the word "an."

Also—

Page 473, column 2, line 22, strike out the word "an."

Page 499, column 1, line 10, strike out "Section 1," and insert in lieu thereof "Section 4,".

Also—

Page 499, column 1, line 23, strike out "Section 1," and insert in lieu thereof "Section 2,".

And as further corrected was approved.

The Senate daily Journal of Tuesday, May 12, 1959, was further corrected as follows:

Page 529, column 2, between lines 22 and 23, counting from the bottom of the column, insert the following:

"By Senator Stratton"—

Also—

Page 551, column 2, line 25, strike out the figures "135.03," and insert in lieu thereof the figures "135.02,"

Also—

Page 553, column 2, strike out lines 30, 31, 32 and 33, and insert in lieu thereof the following:

"to and for each of the fourteen (14) next more populous counties; and one (1) representative to and for each of the remaining counties of the state at the time of such apportionment."

Also—

Page 567, column 1, line 15, strike out the figures "1967" and insert in lieu thereof the figures "1957."

And as further corrected was approved.

The Senate daily Journal of Wednesday, May 13, 1959, was corrected and as corrected was approved.

REPORTS OF COMMITTEES

Senator Getzen, Chairman of the Committee on Miscellaneous Legislation, reported that the Committee had carefully considered the following Bill:

S. B. No. 642—A bill to be entitled An Act relating to pari-mutuel wagering, location and operation of dog and horse racing establishments, Chapter 550, Florida Statutes; amending Subsection (4) of Section 550.02, relating to powers and duties of Racing Commission; amending the second unnumbered paragraph of Section 550.05, relating to applications for permits to conduct race meetings and establishment of racing plants; amending the second unnumbered paragraph of Section 550.09; amending the first unnumbered paragraph of Section 550.10, relating to the issuance of occupational licenses; amending Section 550.12; amending Section 550.161, relating to taxes on pari-mutuel pools at horse (running) race tracks having a total daily play of less than four hundred thousand dollars (\$400,000.00); repealing Subsection (2) of Section 550.161; amending Section 550.164, providing that unclaimed pari-mutuel tickets shall escheat to the state after one (1) year has elapsed from which said ticket was issued; amending Subsection (1) of Section 550.35, relating to the transmission of racing information; providing an effective date.

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

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

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

S. B. No. 59—A bill to be entitled An Act relating to certain institutions under the Board of Control; amending Sections 216.28, 240.102, 240.28, and 243.131, Florida Statutes, relating to: Limitations of expenditures of certain funds without detailed budgets; the limitation of expenditure of non-State funds for construction or repair of buildings of the State University System; Federal loan funds for construction of dormitories; authorizing Board of Control to secure public liability insurance; and providing an effective date.

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

And the Bill contained in the preceding report, together

with the Committee Amendments attached thereto, was placed on the Calendar of Bills on Second Reading.

Senator Carraway, Chairman of the Committee on Appropriations, reported that the Committee had carefully considered the following Bills:

S. B. No. 306—A bill to be entitled An Act relating to Florida Board of Forestry; amending Chapter 589, Florida Statutes, by adding Section 589.061, providing for the establishment of a working capital fund in the State Treasury.

S. B. No. 738—A bill to be entitled An Act to authorize the Board of Control to complete and enlarge the Florida State University stadium; providing for payment of costs thereof from certain collections and funds; and providing an effective date.

S. B. No. 784—A bill to be entitled An Act relating to the Teachers' Retirement System; amending Subsection (4) of Section 238.09, Florida Statutes, by providing contributions to the Expense Fund shall be made by transfer from interest earnings in the Annuity Savings Fund; providing such transfers shall be regulated by the legislature; providing an effective date.

—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 Carraway, Chairman of the Committee on Appropriations, reported that the Committee had carefully considered the following Bills:

S. B. No. 826—A bill to be entitled An Act relating to the Florida Development Commission; amending Section 288.12, Florida Statutes, relating to the organization of the commission to delete conflicting provision for selection of chairman.

S. B. No. 829—A bill to be entitled An Act to provide for the reimbursement of travel expenses incurred by officers and employees and authorized agents of the counties and districts and providing for governing laws, rules, regulations and forms; prescribing a penalty; and prescribing an effective date.

—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 Ripley, Chairman of the Committee on Game and Fisheries, reported that the Committee had carefully considered the following Bill:

S. B. No. 754—A bill to be entitled An Act relating to the taking of shrimp by trawling in all counties in the State having a population of not less than twenty-seven thousand (27,000) nor more than twenty-eight thousand (28,000) inhabitants according to the latest official state-wide decennial census, in certain waters within said counties, 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 Ripley, Chairman of the Committee on Game and Fisheries, reported that the Committee had carefully considered the following Bill:

H. B. No. 522—A bill to be entitled An Act relating to game and fresh water fish commission: amending Section 372.911, Florida Statutes, providing for rewards for information leading to the conviction of law violators; providing effective date.

—and recommends that the same pass.

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

Senator Ripley, Chairman of the Committee on Game and Fisheries, reported that the Committee had carefully considered the following Bills:

H. B. No. 596—A bill to be entitled An Act relating to the game and fresh water fish commission; providing that said

commission shall place markers on fresh water streams and lakes dividing Gulf and Franklin Counties for purpose of designating county boundary lines.

H. B. No. 775—A bill to be entitled An Act prohibiting the taking, possessing, selling or transporting of sea turtles or sea turtle eggs in all counties in the State having a population of more than four hundred thousand (400,000) inhabitants according to the latest official state-wide decennial census, during the months of May, June, July and August of any year; providing penalty for violation; providing an effective date.

H. B. No. 896—A bill to be entitled An Act prohibiting the taking, possessing, selling or transporting of sea turtles or sea turtle eggs in all counties in the State having a population of not less than twelve thousand (12,000) nor more than thirteen thousand (13,000) inhabitants according to the latest official state-wide decennial census, during the months of May, June, July and August of any year; providing penalty for violation; providing an effective date.

—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 Ripley, Chairman of the Committee on Game and Fisheries, reported that the Committee had carefully considered the following Bill:

H. B. No. 918—A bill to be entitled An Act relating to black mullet; declaring it lawful to catch and have in one's possession up to sixty (60) black mullet between five (5) and twelve (12) inches in length in all counties in the state having a population of not less than seven thousand five hundred (7,500) and not more than seven thousand nine hundred (7,900) inhabitants, according to the latest official state-wide decennial census; providing an effective date.

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

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

Senator Ripley, Chairman of the Committee on Game and Fisheries, reported that the Committee had carefully considered the following Bill:

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.

—and recommends that the same not pass.

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

Senator Ripley, Chairman of the Committee on Game and Fisheries, reported that the Committee had carefully considered the following Bill:

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 recommends that the same not pass.

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

Senator Houghton, Chairman of the Committee on Pensions and Claims, reported that the Committee had carefully considered the following Bills:

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.

S. B. No. 809—A bill to be entitled An Act relating to the State and County Retirement System; amending Sections: 122.03, Subsection (5), Florida Statutes, to include six per cent contribution after June 30, 1955; providing extension of time for former highway safety patrolmen to claim prior

service and 122.13, Florida Statutes, deleting appropriation for the counties share of administrative cost; providing appropriation for administrative cost of the State and County Retirement System; providing for refund of administrative cost from interest earned on investments and 122.24, Florida Statutes, to add Subsection (3); providing membership transfer from division "A" to division "B" of this system and 122.27, Florida Statutes, to add Subsection (3) providing for return of contributions, in excess of four per cent for calendar years 1956 and 1957 by members of plan "B" and 122.30, Florida Statutes, to add Subsection (10); providing appropriation for retroactive Social Security; providing adjustments of individual accounts; providing an effective date.

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

And the Bills contained in the preceding report, together with the Committee Amendments attached thereto, were placed on the Calendar of Bills on Second Reading.

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

S. B. No. 821—A bill to be entitled An Act relating to the state and county retirement system amending Section 122.10, Florida Statutes; by adding Subsection (a); providing full refund for persons, with ten or more years service, who terminated prior to July 1, 1955.

—and recommends that the same pass.

And the Bill contained in the preceding report was referred to the Committee on Appropriations, under the original joint reference.

Senator Houghton, Chairman of the Committee on Pensions and Claims, reported that the Committee had carefully considered the following Bills:

H. B. No. 372—A bill to be entitled An Act for the relief of Milton C. Sapinsley, and providing an appropriation for damages sustained by him by reason of the negligent operation of a bridge by a bridge tender employed by the State Road Department, and providing for the payment of same; providing effective date.

H. B. No. 373—A bill to be entitled An Act for the relief of Elsa Sapinsley, and providing an appropriation for damages sustained by her by reason of the negligent operation of a bridge by a bridge tender employed by the State Road Department, and providing for the payment of same; providing effective date.

H. B. No. 822—A bill to be entitled An Act for the relief of Colonel James McLure, a resident of Highlands County, Florida and making an appropriation to compensate him for damage sustained by him by reason of the negligent and deliberate act of the State Road Department through one of its employees which resulted in the destruction of his personal property, a road sign to which was attached a State Road Department sign permit and providing for the payment of same; providing an effective date.

—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 Houghton, Chairman of the Committee on Pensions and Claims, reported that the Committee had carefully considered the following Bills:

H. B. No. 433—A bill to be entitled An Act for relief of Ancelmo Moreno, a resident of the State of Florida for damages resulting from his personal injuries including pain and suffering, medical expenses, loss of income and future disability; providing an appropriation from the general revenue fund of twelve thousand five hundred dollars (\$12,500.00); providing an effective date.

H. B. No. 790—A bill to be entitled An Act relating to the relief of Monroe Brannen from forfeiture of money received as compensation and other money paid out contrary to but through misinterpretation of the law; providing for authority to cancel an indebtedness and forfeiture proceedings in Polk County.

—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 Houghton, Chairman of the Committee on Pensions and Claims, reported that the Committee had carefully considered the following Bills:

S. B. No. 743—A bill to be entitled An Act for the relief of H. & H. Investment Co., a Florida corporation for monies paid by H. & H. Investment Co. to the Board of Commissioners of Everglades Drainage District for certain lands in Dade County, Florida, to which said lands the said Board of Commissioners of Everglades Drainage District did not have good title; repealing laws in conflict herewith; and providing an effective date.

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.

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.

—and recommends that the same not pass.

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

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

H. B. No. 435—A bill to be entitled An Act for relief of Carl Cross for death of a pony, and damages sustained, due to the negligence of the State Plant Board; providing an appropriation for the payment thereof; providing effective date.

—and recommends that the same not pass.

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

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

S. B. No. 69—A bill to be entitled An Act relating to the driver education program in secondary schools in the state, amending paragraph (k) of Subsection (4) of Section 230.23, Florida Statutes, relating to appropriation for carrying out the program and the disposition of the public school driver education fund; and providing an effective date.

—and recommends that the Committee Substitute as offered by the Senate Committee on Appropriations pass in lieu of the original Senate Bill No. 69.

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

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

S. B. No. 554—A bill to be entitled An Act relating to the Board of Control; amending Subsection (1) and repealing Subsection (2) of Section 240.11, Florida Statutes, relating to powers of the Board of Control; adding Section 240.111 to Chapter 240, Florida Statutes, relating to coordination and control of the state university system; providing for a chancellor, providing for his powers and duties; providing for a university council; providing for the repeal of laws in conflict; and providing for an effective date.

—and recommends that the same not pass.

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

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

S. B. No. 783—A bill to be entitled An Act relating to certain colleges and universities; repealing Section 241.46, Florida

Statutes, relating to the waiver of certain entrance and graduation requirements of certain persons inducted into the armed forces; 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 Edwards, Chairman of the Committee on Education, reported that the Committee had carefully considered the following Bill:

S. B. No. 813—A bill to be entitled An Act relating to public school financing; amending Subsection (3) of Section 228.16, Florida Statutes; providing a tuition fee of fifty (50) dollars for non-resident pupils; defining non-resident; providing method for collection; providing for the disposal of funds in the county where such funds are collected; providing an effective date.

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

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

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

S. B. No. 812—A bill to be entitled An Act creating the educational tuition grant fund; providing for granting educational tuitional scholarships and making an appropriation therefor.

—and recommends that the same pass.

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

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

H. B. No. 25—A bill to be entitled An Act relating to compulsory school attendance; amending Section 232.01, Florida Statutes, to exempt married students from compulsory attendance in public schools; authorizing county boards of public instruction of the several counties to adopt rules and regulations governing said attendance; providing an effective date.

—and recommends that the same pass.

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

ENGROSSING REPORTS

Your Engrossing Clerk to whom was referred, with House 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 condition; 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 referred to the Secretary of the Senate as Ex Officio Enrolling Clerk of the Senate, for enrolling.

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

S. B. No. 242—A bill to be entitled An Act relating to textbooks; amending Section 233.01, Subsection (5) of Section 233.03, Section 233.04, 233.05, 233.06, 233.07, 233.08, 233.09, 233.10, 233.11, 233.14, Subsection (1) of Section 233.16, 233.17, 233.25, 233.34, 233.39, Subsection (1) of Section 233.43,

Florida Statutes; amending Section 233.43, Florida Statutes, by adding thereto a new Subsection (14); repealing Subsection (6) of Section 233.03, and Section 233.26, Florida Statutes, by including three (3) lay citizens on the courses of study committee; altering date for submission and transmission of and action on report of courses of study committee; removing requirement that courses of study committee recommend library books; changing name of textbook rating committee and putting two (2) lay citizens thereon; changing certain procedures of textbook committee; providing for selection of up to three (3) textbooks for each grade and subject field, except that five (5) may be chosen in field of reading in elementary school; changing dates for advertising for and receiving bids on textbooks; extending minimum contractual period from three (3) to five (5) years; prohibiting use of textbook funds for library books; providing procedures for repair and renovation and removing the limitation of one-third (1/3) of replacement cost; requiring county superintendents to evaluate textbooks.

—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. 242, 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. 398—A bill to be entitled An Act relating to permits for circuses, traveling shows and tent shows, etc.; amending, transferring and renumbering Section 205.31, Florida Statutes, as a new Section 616.18, Florida Statutes, by providing for issuance of permits to operate circuses, traveling shows, tent shows, etc.; assessing a fee by the Department of Agriculture; 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. 398, 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. 399—A bill to be entitled An Act relating to public fairs and expositions; re-enacting Section 616.01, Florida Statutes; amending Sections 616.12, 616.121, 616.13, 616.14, 616.15, and 616.16, Florida Statutes, by providing for licenses upon certain shows, distribution of fees and exempting certain traveling shows from license tax; providing penalty for making false application; providing licenses upon shows within one mile of public fair, and prescribing number of annual fairs; providing for issuance of tax exemption permit by Department of Agriculture; providing for 1957 amendments and compliance with; addition of one additional section to be numbered 616.17, Florida Statutes, to provide for minimum exhibits at public fairs; 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. 399, 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. 427—A bill to be entitled An Act relating to elections; amending Subsection (11) of Section 99.161, Florida

Statutes, by providing that the provisions relating to candidate reports of contributions and expenditures shall be applicable to candidates running state-wide only; 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. 427, 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. 436—A bill to be entitled An Act relating to the Florida Highway Code, amending Subsection (3) of Section 335.04, Florida Statutes, by excluding the interstate system from the 11,000 mile limitation on the primary road system, 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. 436, 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. 438—A bill to be entitled An Act relating to highways; amending Subsection (1) of Section 335.02, Florida Statutes, by requiring the State Road Board to conduct an advertised public hearing before designating, locating, or redesignating or relocating State roads; prescribing procedures; 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. 438, 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. 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.

—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. 664, 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. 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.

—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. 668, 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. 109

—reports same has been properly enrolled, signed by the President and Secretary of the Senate, and by the Speaker and Chief Clerk of the House of Representatives, and presented to the Governor on May 13, 1959, for his approval.

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

Your Enrolling Clerk, to whom was referred—

S. B. No. 36

—reports same has been properly enrolled, signed by the President and Secretary of the Senate, and by the Speaker and Chief Clerk of the House of Representatives, and presented to the Governor on May 14, 1959, for his approval.

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

Your Enrolling Clerk, to whom was referred—

S. B. No. 215

—reports same has been properly enrolled, signed by the President and Secretary of the Senate, and by the Speaker and Chief Clerk of the House of Representatives, and presented to the Governor on May 14, 1959, for his approval.

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

Your Enrolling Clerk to whom was referred—

H. B. No. 1349

—reports same has been properly enrolled, signed by the Speaker and Chief Clerk of the House of Representatives, and by the President and Secretary of the Senate, and presented to the Governor on May 13, 1959.

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

Your Enrolling Clerk to whom was referred—

H. B. No. 33

H. B. No. 377

H. B. No. 777

—reports same have been properly enrolled, signed by the Speaker and Chief Clerk of the House of Representatives, and by the President and Secretary of the Senate, and presented to the Governor on May 12, 1959.

ROBT. W. DAVIS,
Secretary of the Senate as
Ex Officio Enrolling Clerk
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 Friday, May 15, 1959.

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

Senator Davis also moved that when the Senate adjourns on Friday, May 15, 1959, it adjourn to reconvene at 2:00 o'clock P.M., on Monday, May 18, 1959

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

Senator Bronson requested unanimous consent of the Senate to take up and consider House Bill No. 1079, out of its order.

Unanimous consent was granted, and—

H. B. No. 1079—A bill to be entitled An Act authorizing and empowering the Board of County Commissioners of Okeechobee County, Florida to construct and equip an addition to the Okeechobee County hospital and authorizing said board to borrow funds for such purpose on such terms as may be necessary; to appropriate funds for the payment of such loan by the leveeing of a tax not to exceed seven mills annually for such purpose; declaring said construction a current governmental necessity; repealing all laws or parts of laws in conflict herewith; and providing an effective date.

Was taken up.

Senator Bronson moved that the rules be waived and House Bill No. 1079 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1079 was read the second time by title only.

Senator Bronson moved that the rules be further waived and House Bill No. 1079 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. 1079 was read the third time in full.

Upon the passage of House Bill No. 1079 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. 1079 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Bronson requested unanimous consent of the Senate to take up and consider House Bill No. 1015, out of its order.

Unanimous consent was granted, and—

H. B. No. 1015—A bill to be entitled An Act relating to boards of county commissioners in counties in the State having a population of not less than eleven thousand three hundred and fifty (11,350) and not more than eleven thousand four hundred and fifty (11,450), according to the latest official State-wide decennial census; authorizing such county commissioners to prescribe the hours of operation of county offices.

Was taken up.

Senator Bronson moved that the rules be waived and House Bill No. 1015 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1015 was read the second time by title only.

Senator Bronson moved that the rules be further waived and House Bill No. 1015 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. 1015 was read the third time in full.

Upon the passage of House Bill No. 1015 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. 1015 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Bronson requested unanimous consent of the Senate to take up and consider House Bill No. 1157, out of its order.

Unanimous consent was granted, and—

H. B. No. 1157—A bill to be entitled An Act to establish criminal docket fee for criminal cases docketed in the county court of Okeechobee County, Florida, to which the judge of the county court of Okeechobee County, Florida, shall be entitled to receive; repealing all laws and parts of laws in conflict; and providing when this Act shall take effect.

Was taken up.

Senator Bronson moved that the rules be waived and House Bill No. 1157 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1157 was read the second time by title only.

Senator Bronson moved that the rules be further waived and House Bill No. 1157 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. 1157 was read the third time in full.

Upon the passage of House Bill No. 1157 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. 1157 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Bronson requested unanimous consent of the Senate to take up and consider House Bill No. 1226, out of its order.

Unanimous consent was granted, and—

H. B. No. 1226—A bill to be entitled An Act relating to each county in the State of Florida having a population of not

less than three thousand four hundred forty-five (3,445) nor more than three thousand four hundred ninety (3,490) by the latest official statewide decennial census; authorizing the county commissioners of each such county when using their privately owned automobile for travel on official business within their county an expense allowance of ten (10c) cents per mile for mileage traveled not to exceed the sum of fifty (\$50.00) dollars during any month, provided however, that the chairman of said county commission shall be allowed mileage not to exceed seventy-five (\$75.00) dollars during any month; authorizing said board of county commissioners and/or their designated employees and all other elected county officials and/or their designated employees, except the sheriff, of such counties when traveling outside their county on official business an allowance for subsistence in the amount of eleven (\$11.00) dollars per day or fraction thereof and when any county commissioner and/or their designated employees and all other elected county officials and/or their designated employees, except the sheriff, are using their privately owned automobile they shall be allowed ten (10c) cents per mile for mileage traveled and when traveling by any common carrier they shall be allowed actual expenses incurred for such transportation; ratifying and confirming all payment for expense allowances heretofore made to the county commissioners and/or their designated employees and all other elected county officials and/or their designated employees, except the sheriff, on or after January 1, 1957; and providing an effective date.

Was taken up.

Senator Bronson moved that the rules be waived and House Bill No. 1226 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Bronson moved that the rules be further waived and House Bill No. 1226 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

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

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

Senator Bronson requested unanimous consent of the Senate to take up and consider House Bill No. 1159, out of its order.

Unanimous consent was granted, and—

H. B. No. 1159—A bill to be entitled An Act relating to the County Commissioners of Okeechobee County, Florida, authorizing contracts not exceeding six hundred (\$600.00) dollars without notice or bids; providing an effective date.

Was taken up.

Senator Bronson moved that the rules be waived and House Bill No. 1159 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1159 was read the second time by title only.

Senator Bronson moved that the rules be further waived and House Bill No. 1159 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. 1159 was read the third time in full.

Upon the passage of House Bill No. 1159 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. 1159 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Gresham requested unanimous consent of the Senate to take up and consider House Bill No. 1363, out of its order.

Unanimous consent was granted, and—

H. B. No. 1363—A bill to be entitled An Act relating to South Florida conservancy district, a drainage district organized and existing under the Laws of Florida, and embracing land within Hendry and Palm Beach Counties; amending Sections 1 and 8 of Chapter 17258, Laws of 1935 (being the enabling Act amending, revising and/or re-enacting the Act creating the South Florida conservancy district) as amended by Sections 1 and 6 of Chapter 20477, Laws of 1941, as amended by Sections 1 and 2 of Chapter 28648, Laws of 1953, as amended by Section 1, Chapter 30273, Laws of 1955, extending the boundaries of the South Florida conservancy district to include within said boundaries, Section 22, township 44 south, range 36 east; providing for other purposes; providing an effective date.

Was taken up.

Senator Gresham moved that the rules be waived and House Bill No. 1363 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1363 was read the second time by title only.

Senator Gresham moved that the rules be further waived and House Bill No. 1363 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. 1363 was read the third time in full.

Upon the passage of House Bill No. 1363 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. 1363 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

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

By the Committee on Pensions and Claims—

S. B. No. 860—A bill to be entitled An Act relating to the State and County Retirement System; amending Section 122.15, Florida Statutes, to add Subsection (a); providing for premium deduction for group hospitalization insurance; providing an effective date.

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

By Senator Carraway—

S. B. No. 861—A bill to be entitled An Act relating to Game and Fresh Water Fish; amending Section 372.02, Florida Statutes, providing for public employee's faithful performance of duty bonds; 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. 862—A bill to be entitled An Act amending Section 400.01 (1), Florida Statutes, providing for the definition of nursing home and providing certain exemptions therefrom.

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

By Senator Brackin—

Senate Concurrent Resolution No. 863—

A CONCURRENT RESOLUTION EXPRESSING APPRECIATION AND THANKS TO GOVERNOR COLLINS, MEMBERS OF THE CABINET, AND MEMBERS OF THE LEGISLATURE OF THE STATE OF FLORIDA.

WHEREAS, Governor Collins, members of the Cabinet, and members of the Legislature have rendered long and outstanding service to our State, it is the desire of Los Caballeros Espanol, Inc., of Crestview, Florida, to thank them for their patriotic devotion, NOW, THEREFORE,

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

Los Caballeros, Inc., of Crestview, Florida, expresses its thanks and appreciation to the Governor, members of the Cabinet, and members of the Legislature of the State of Florida, for devoted service to our State and hereby makes them honorary members of Los Caballeros, Inc.

Which was read the first time in full.

Senator Brackin moved that the rules be waived and Senate Concurrent Resolution No. 863 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. 863 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. 863 was adopted, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Davis—

S. B. No. 864—A bill to be entitled An Act relating to tax assessment rolls; amending Section 193.30, Florida Statutes, by providing for a copy of the assessment roll to be filed with the clerk of the circuit court; providing for an effective date.

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

By the Committee on Finance and Taxation—

S. B. No. 865—A bill to be entitled An Act relating to taxation procedure; amending Section 237.18, Florida Statutes, to provide that the county school board shall certify budget to assessor rather than to board of county commissioners; and providing an effective date.

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

By the Committee on Finance and Taxation—

S. B. No. 866—A bill to be entitled An Act relating to taxation; amending Chapter 193, Florida Statutes, by adding a new Section numbered 193.021, to provide for a basis upon which real and personal property shall be assessed, and amending Sections 193.06, 193.11(1) (2), 193.12, 193.13, 193.22 and 192.31(1), Florida Statutes, to conform to the basis provided in Section 193.021; amending Section 193.03, Florida Statutes, to require the reduction of millage when assessed valuation is increased, but permitting increased millage under certain procedure; amending Chapter 193, Florida Statutes, by adding a new Section numbered 193.241 to provide for the composition, duties, power and procedure for County Boards of Equalization, and amending Sections 193.25, 193.27, 193.28, 193.29 and 192.19, Florida Statutes to conform thereto; and providing an effective date.

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

By Senator Pope—

S. B. No. 867—A bill to be entitled An Act relating to public lands; restricting sales and conveyances of certain unsurveyed marsh lands by trustees of Internal Improvement Fund and State Board of Education; providing 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 Ripley—

S. B. No. 868—A bill to be entitled An Act authorizing and directing the Board of County Commissioners of Duval County to appoint and employ a County Medical Examiner to be recommended by the State Attorney for the Fourth Judicial Circuit of Florida which includes Duval County; to fix the term of his employment and compensation; to authorize said medical examiner to investigate deaths of persons resulting from criminal violence, casualty, suicide, suddenly when in apparent good health, when unattended by a physician, in prison or in any suspicious or unusual manner in Duval County; to authorize said medical examiner to make examinations in respect to any female person allegedly raped; to provide that said medical examiner shall make a report of all examinations and autopsies performed by him and otherwise to prescribe the powers and duties of such medical examiner; to provide for assistant medical examiners and other personnel necessary to carry out the provisions hereof and to fix the terms of their employment and compensations; to authorize and direct the Board of County Commissioners and the Budget Commission of Duval County to provide funds for the construction of the necessary buildings, the property for the location of said buildings, equipment and facilities, and the maintenance thereof, to accomplish the purposes of this Act; and to repeal Chapter 26420 Extraordinary Session of 1949, Chapter 29043, Special Acts of 1953, Chapter 29045, Special Acts of 1953 and Chapter 57-1278, Special Acts of 1957; providing an effective date.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 868 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. 868 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 868 was read the second time by title only.

Senator Ripley moved that the rules be further waived and Senate Bill No. 868 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. 868 was read the third time in full.

Upon the passage of Senate Bill No. 868 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. 868 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Ripley—

S. B. No. 869—A bill to be entitled An Act amending Section 145.04, Florida Statutes, relating to the duty of the Board of County Commissioners to report to the Governor the failure of county officers to file annual reports and providing for suspension for failure to file statements; providing an effective date.

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

By Senator Ripley—

S. B. No. 870—A bill to be entitled An Act amending Section 116.03, Florida Statutes, fixing time when state and county officers shall file annual reports of fees or other remunerations collected with state comptroller; providing an effective date.

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

By Senator Rawls—

S. B. No. 871—A bill to be entitled An Act relating to the Town of Grand Ridge; amending Section 1 of Chapter 27576, Laws of Florida, 1951, to extend its territorial boundaries to include certain described property; amending Section 13 of said Chapter 27576 relating to the licensing of business establishments within said town; providing an effective date.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 871 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 Rawls moved that the rules be waived and Senate Bill No 871 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 871 was read the second time by title only.

Senator Rawls moved that the rules be further waived and Senate Bill No. 871 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. 871 was read the third time in full.

Upon the passage of Senate Bill No. 871 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. 871 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Kelly—

S. B. No. 872—A bill to be entitled An Act relating to the appointment of an interim committee to study the recommendations of the Judicial Council relating to reorganization of the Trial Court System of the State; providing for the appointment of members; providing for report of study to the Legislature of 1961; providing for expenses; providing effective date.

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

By Senator Davis—

S. B. No. 873—A bill to be entitled An Act fixing the compensation of the members of the County Board of Public Instruction in counties in the state having a population of not less than fourteen thousand (14,000) nor more than fourteen thousand three hundred (14,300) inhabitants, according to the latest official state-wide decennial census.

Which was read the first time by title only.

Senator Davis moved that the rules be waived and Senate Bill No. 873 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 873 was read the second time by title only.

Senator Davis moved that the rules be further waived and Senate Bill No. 873 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. 873 was read the third time in full.

Upon the passage of Senate Bill No. 873 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. 873 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Brackin—

Senate Resolution No. 874:

A RESOLUTION MAKING A PUBLIC RECORD OF THE LIFE AND ACHIEVEMENTS OF THE LATE HONORABLE WILLIAM H. MAPOLES, A FORMER MEMBER OF THE FLORIDA SENATE AND HOUSE OF REPRESENTATIVES.

WHEREAS, The Great Editor on High saw fit to write thirty (30) to the earthly story of William H. Mapoles on January 25, 1958 and called him to his eternal rest and reward, and

WHEREAS, The story is a long one and a proud one, deeply interwoven with the history of Okaloosa County, Florida, and

WHEREAS, Without William H. Mapoles there very likely would be no Okaloosa County, Florida, and

WHEREAS, William H. Mapoles was a member of this Senate from 1921 to 1923 and 1937 to 1939 and of the House

of Representatives from 1913 to 1915 and left a record of service in the Senate and House marked by ability, keen intellect, broad vision and spiritual devotion, and

WHEREAS, It is deemed fitting and appropriate that the Legislature of Florida make a record of the death of William H. Mapoles and pay fitting tribute to his memory, NOW, THEREFORE,

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

That the Senate of Florida make this public record of the life and achievements of its former member:

IN MEMORIAM
WILLIAM H. MAPOLES

William H. Mapoles was born on October 11, 1879. He led the fight to create Okaloosa County and was described in the 1915 legislative year book as the man having more fight than any other legislator.

He served as justice of the peace for six (6) years and as county judge for eight (8) years. He sponsored the first Florida gas bill and bills setting up the welfare board and bureau of vital statistics.

He was a charter member of the First Baptist Church, a Mason, a member of the Woodmen of the World and a Modern Woodsman of America.

William H. Mapoles was interred in Live Oak Cemetery on January 28, 1958 to rest forever in the county he loved so well.

His death has removed from among us an outstanding citizen and public servant, a friend, a courteous gentleman, a man greatly beloved by all who knew him.

BE IT FURTHER RESOLVED That a copy of this resolution, certified by the secretary of state under the great seal of the state, be delivered to his family.

BE IT FURTHER RESOLVED That a copy of this resolution be spread upon the journal of the Senate and made a permanent record of this Legislature.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Which was agreed to and Senate Resolution No. 874 was adopted.

By Senator Davis—

S. B. No. 875—A bill to be entitled An Act fixing the compensation of the county commissioners in counties in the State having a population of not less than fourteen thousand (14,000) nor more than fourteen thousand three hundred (14,300) inhabitants according to the latest official state-wide decennial census.

Which was read the first time by title only.

Senator Davis moved that the rules be waived and Senate Bill No. 875 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 875 was read the second time by title only.

Senator Davis moved that the rules be further waived and Senate Bill No. 875 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. 875 was read the third time in full.

Upon the passage of Senate Bill No. 875 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	Kicklitter	Sutton
Bronson	Gautier	Knight	Tedder
Carlton	Getzen	Melton	
Carraway	Gibbons	Pearce	

Nays—None.

So Senate Bill No. 875 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senators Connor and Getzen—

S. B. No. 876—A bill to be entitled An Act relating to frontons; amending Section 551.12, Florida Statutes; providing for the location and operation of fronton exhibitions for jai alai or pelota; providing for an election in any county as a prerequisite for securing a license to construct or operate a fronton; providing for the relocation of a fronton in the event of a taking of all or a portion of a fronton by eminent domain; providing an effective date.

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

By Senator Adams—

S. B. No. 877—A bill to be entitled An Act relating to agriculture; providing for an inspection fee to be assessed by the Commissioner of Agriculture upon milk and milk products, to be paid by producers and distributors.

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

By Senators Tedder, Price, Knight, Dickinson and Davis—

S. B. No. 878—A bill to be entitled An Act relating to the registration of certain motor vehicles not conforming with Section 317.77, Florida Statutes; amending Section 317.96, Florida Statutes, by providing that concrete block hauling trucks equipped with automatic unloading devices need not be registered; providing an effective date.

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

By Senator Adams—

S. B. No. 879—A bill to be entitled An Act relating to state finances; amending Sections 215.30 and 215.32, Florida Statutes, by adding new Subsections numbered (6) to provide for a sixth state fund and provide for the source and use of the money in said fund; providing an effective date.

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

By Senators Getzen, Hodges and Connor—

S. B. No. 880—A bill to be entitled An Act relating to pari-mutuel wagering; amending Section 550.161, Florida Statutes, relating to taxes on pari-mutuel pools at horse (running) race tracks having a total daily play of less than four hundred thousand (\$400,000.00) dollars; providing an effective date.

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

By Senator Tedder—

Senate Joint Resolution No. 881—

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO ARTICLE XII OF THE FLORIDA CONSTITUTION, RELATING TO THE ELECTION OR APPOINTMENT OF THE COUNTY SUPERINTENDENT OF PUBLIC INSTRUCTION FOR BROWARD COUNTY, FLORIDA.

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

That the following amendment to Article XII of the Florida Constitution, to be added as an additional section to be designated by an appropriate number by the secretary of state of the state of Florida, provided the same is approved by a majority of the qualified electors of Broward County, Florida, who vote on the question of whether or not this proposed amendment shall be submitted to the electors of the state at a special election, to be called by the board of county commis-

sioners, prior to the general election to be held in November, 1960, and which special election shall be held with the school millage election to be held in November, 1959, or, if for any reason the same may not be held with said school millage election, at any other county-wide election to be held prior to November, 1960, be and the same is hereby agreed to and shall be submitted to the electors of the state at the general election to be held on the first (1st) Tuesday after the first (1st) Monday in November, 1960, for ratification or rejection, to-wit:

Section . . . County Superintendent of Public Instruction for Broward County.—(1) From and after the first (1st) Tuesday after the first (1st) Monday in January, 1961, the county superintendent for Broward county, Florida, shall be appointed by the county board of public instruction of said county notwithstanding any election of a county superintendent at the 1960 general election who, if qualified and holding office shall cease to hold said office after the said appointment.

(2) The board of county commissioners of said county shall, upon written request by the county board of public instruction, submit to the electors of the county, at a special election which may be held with any special, primary or general election, the question of whether the county shall return to the election of its said superintendent instead of appointing him. Similarly, the county may return to the appointment of its superintendent.

(3) The legislature shall also have the right to return the county, by special or local act, to the election of its county superintendent or to his appointment, as the case may be.

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

By Senator Dickinson—

S. B. No. 882—A bill to be entitled An Act to prohibit obtaining credit by use of a credit card belonging to another, or which has expired or been cancelled, and prescribing penalties therefor; providing an effective date.

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

MESSAGE FROM THE GOVERNOR

The following communication from the Governor was received:

STATE OF FLORIDA
OFFICE OF THE GOVERNOR
TALLAHASSEE

May 14, 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 Resolution, which originated in your Honorable Body, Regular Session, 1959:

S. C. R. NO. 695 RELATING TO JAMES GRAHAM BLACK, MEMORIAL

Respectfully,
LeRoy Collins
Governor

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 14, 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. 385—A bill to be entitled An Act authorizing the State Board of Education of Florida to grant, trade or exchange certain lands situate in the County of Polk, State of Florida, within the limits of the City of Winter Haven, and all rights, title and interest therein, for other lands of a like nature, suitable for use of housing state administrative agencies.

Also—

By Senator Kelly—

S. B. No. 348—A bill to be entitled An Act appropriating certain moneys out of the Secondary Road Fund of Polk County for damages done to land in Polk County; providing an effective date.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bills Nos. 385 and 348, 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 14, 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 Connor—(By Request)—

S. B. No. 709—A bill to be entitled An Act relating to superintendents of public instruction in all counties of the State having a population of not less than sixty-one hundred (61,000) nor more than sixty-three hundred (63,000) inhabitants according to the latest official state-wide decennial census; providing that superintendents of public instruction shall each be paid a salary of seventy-two hundred dollars (\$7,200.00) per annum; providing an effective date.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 709, 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 14, 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 Edwards—

S. B. No. 408—A bill to be entitled An Act relating to regulation of traffic on highways; amending Chapter 317, Florida Statutes, by creating and adding thereto Section 317.451 to provide for certain vehicles to stop at railroad crossings and providing penalty for violation; and fixing effective date.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 408, 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 14, 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 The Legislative Council and Messrs. Crews of Baker and Herrell of Dade—

H. B. No. 146—A bill to be entitled An Act to amend Chapter 322, Florida Statutes, relating to drivers' licenses by repealing Sections 322.31 and 322.311, which provide for appeal of driver's license revocation to the Parole Commission; and by amending Section 322.28 relating to periods of suspension and revocation of drivers' licenses; providing periods of revocation to be imposed by the court of conviction in prosecutions for driving a motor vehicle while under the influence of intoxicating liquor; providing authority for the Department of Public Safety to revoke drivers' licenses when not done by the court or when bail bond is forfeited and forfeiture is not vacated; and providing an effective date.

Which amendment reads as follows:

In Title, line 15, page 1, after "vacated;" insert: "providing for review of said revocation or suspension;"

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 14, 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 Amendments to House Amendments Nos. 3 and 4 to—

By the Committee on Constitutional Amendments and Governmental Reorganization—

Senate Joint Resolution No. 660—

A JOINT RESOLUTION RELATING TO APPORTIONMENT; PROPOSING AN AMENDMENT TO ARTICLE VII, OF THE FLORIDA CONSTITUTION; PROVIDING FOR FORTY-FOUR SENATORIAL DISTRICTS; PROVIDING PLAN FOR APPORTIONING HOUSE OF REPRESENTATIVES; AND PROVIDING THAT VACANCIES AS ARE CREATED SHALL BE FILLED BY THE ELECTORS AT THE GENERAL ELECTION IN NOVEMBER, 1960.

WHEREAS, The Legislature of the State of Florida has determined that an emergency requiring an early decision by the electors of the State does exist, and,

WHEREAS, An amendment to the Constitution dealing with the subject matter of reapportionment should be submitted to the voters of the State of Florida at the earliest possible time, NOW, THEREFORE,

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

That the following amendment of Article VII of the Constitution of the State of Florida relating to apportionment in the Senate and House of Representatives be and the same is hereby agreed to and shall be submitted to the electors of the State of Florida for approval or rejection at a special

called election as provided by Article XVII, Section 3 of the Florida Constitution.

That three-fourths ($\frac{3}{4}$) of all members elected to each house of the Legislature does determine that an emergency requiring an early decision by the electors of the State does exist with reference to this amendment to Article VII of the Constitution.

Section 1. Sections 1, 2, 3 and 4 of Article VII are hereby repealed and in lieu thereof the following sections are hereby adopted:

ARTICLE VII

Section 1. Representation—Apportionment—

(a) Senate—The State shall be apportioned into forty-four (44) senatorial districts designated by number in consecutive order. Such apportionment shall provide fairness and equity among districts based upon population, geographic area and economic affinity; provided:

- (1) There shall be only one senator for each district;
- (2) No district shall be composed of more than three (3) counties.
- (3) Counties forming a district shall not be separated by territory of another district and must be contiguous.
- (4) No county shall be divided in creating a district.
- (5) Vacancies that are created by the reapportionment providing for forty-four (44) senatorial districts of the Senate shall be filled by the electors in the general election in November, 1960. Upon election, new senators shall be elected in the new districts for the following terms:

District 39 for four (4) years.

District 40 for two (2) years.

District 41 for four (4) years.

District 42 for two (2) years.

District 43 for four (4) years.

District 44 for two (2) years.

Thereafter, all senators shall be elected for a four year term.

(b) House of Representatives—The representation in the House of Representatives shall be apportioned as follows:

Five (5) representatives to and for the most populous county; four (4) representatives to and for each of the two (2) next more populous counties; three (3) representatives to and for each of the six (6) next more populous counties; two (2) representatives to and for each of the fourteen (14) next more populous counties; and one (1) representative to and for each of the remaining counties of the state at the time of such apportionment.

(c) First apportionment—reapportionment.—The first apportionment of each legislative house shall be in accordance with statute designating the senatorial districts and the representation in the House adopted at the 1959 Session of the Legislature, and the next apportionment of the Senate shall be at the regular session in 1971, and decennially thereafter, the Legislature shall reapportion its representation in accordance herewith. Should it fail to do so, its duty shall continue in every session of whatever type until reapportionment has been effected.

(d) Failure to reapportion at regular session, and providing for extraordinary session to perform reapportionment.—Should the Legislature fail to reapportion the representation in the Legislature at any regular session as required, the Governor or the Legislature itself shall call the Legislature into extraordinary session to perform its duty within thirty days after adjournment. No other business shall be transacted during such session and the session shall not recess for more than seventy-two hours, except that after a period of sixty days from the date the extraordinary session is convened, the Governor may, by proclamation, or the Legislature may, by concurrent resolution, recess the Legislature to a future date, or may adjourn the Legislature sine die.

(e) Representation of a newly created county.—A newly

created county shall have one representative in the House of Representatives until the succeeding reapportionment and until that time it shall be part of such adjoining senatorial district as the Legislature shall determine.

which House Amendment No. 3 reads as follows:

In Section 1, Subsection C, following the words "at the regular session in 1971" insert the following: And the next apportionment of the House of Representatives shall be at the regular session in 1961 based upon the 1960 Federal Census.

and Senate amendment to House Amendment No. 3 reads as follows:

After the word "census" strike out the period and insert in lieu thereof the following: (;) a semicolon.

and has adopted House Amendment No. 3, as amended, which amended House Amendment No. 3 reads as follows:

In Section 1, Subsection C, following the words "at the regular session in 1971" insert the following: and the next apportionment of the House of Representatives shall be at the regular session in 1961 based upon the 1960 Federal Census;

which House Amendment No. 4 reads as follows:

In the title strike out: ; and providing that vacancies as are created shall be filled by the electors at the general election in November, 1960. and insert the following in lieu thereof: ; and providing plan for filling vacancies created hereby.

and Senate amendment to House Amendment No. 4 reads as follows:

Strike out the period at the end of the Amendment and insert in lieu thereof the following: a semicolon and add the following: and declaring an emergency.

and has adopted House Amendment No. 4, as amended, which amended House Amendment No. 4 reads as follows:

In the title strike out: ; and providing that vacancies as are created shall be filled by the electors at the general election in November, 1960. and insert the following in lieu thereof: ; and providing plan for filling vacancies created hereby; and declaring an emergency.

and the House of Representatives has passed, as further amended, by the required Constitutional three-fourths vote of all members elected to the House of Representatives for the 1959 session of the Florida Legislature S. J. R. No. 660, which now reads as follows:

Senate Joint Resolution No. 660—

A JOINT RESOLUTION RELATING TO APPORTIONMENT; PROPOSING AN AMENDMENT TO ARTICLE VII, OF THE FLORIDA CONSTITUTION; PROVIDING FOR FORTY-FOUR SENATORIAL DISTRICTS; PROVIDING PLAN FOR APPORTIONING HOUSE OF REPRESENTATIVES; AND PROVIDING PLAN FOR FILLING VACANCIES CREATED HEREBY; AND DECLARING AN EMERGENCY.

WHEREAS, The Legislature of the State of Florida has determined that an emergency requiring an early decision by the electors of the State does exist, and,

WHEREAS, An Amendment to the Constitution dealing with the subject matter of reapportionment should be submitted to the voters of the State of Florida at the earliest possible time, NOW, THEREFORE,

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

That the following amendment of Article VII of the Constitution of the State of Florida relating to apportionment in the Senate and House of Representatives be and the same is hereby agreed to and shall be submitted to the electors of the State of Florida for approval or rejection at a special called election as provided by Article XVII, Section 3 of the Florida Constitution.

That three-fourths (¾) of all members elected to each house of the Legislature does determine that an emergency requiring an early decision by the electors of the State does exist with reference to this amendment to Article VII of the Constitution.

Section 1. Sections 1, 2, 3 and 4 of Article VII are hereby

repealed and in lieu thereof the following sections are hereby adopted:

ARTICLE VII

Section 1. Representation—Apportionment—

(a) Senate—The State shall be apportioned into forty-four (44) senatorial districts designated by number in consecutive order. Such apportionment shall provide fairness and equity among districts based upon population, geographic area and economic affinity; provided:

- (1) There shall be only one senator for each district;
- (2) No district shall be composed of more than three (3) counties.
- (3) Counties forming a district shall not be separated by territory of another district and must be contiguous.
- (4) No county shall be divided in creating a district.
- (5) Vacancies that are created by the reapportionment providing for forty-four (44) senatorial districts of the Senate shall be filled by the electors in the general election in November, 1960. Upon election, new senators shall be elected in the new districts for the following terms:

District 39 for four (4) years.

District 40 for two (2) years.

District 41 for four (4) years.

District 42 for two (2) years.

District 43 for four (4) years.

District 44 for two (2) years.

Thereafter, all senators shall be elected for a four year term.

(b) House of Representatives—The representation in the House of Representatives shall be apportioned as follows:

Five (5) representatives to and for the most populous county; four (4) representatives to and for each of the two (2) next more populous counties; three (3) representatives to and for each of the six (6) next more populous counties; two (2) representatives to and for each of the fourteen (14) next more populous counties; and one (1) representative to and for each of the remaining counties of the state at the time of such apportionment.

(c) First apportionment—reapportionment.—The first apportionment of each legislative house shall be in accordance with statute designating the senatorial districts and the representation in the House adopted at the 1959 Session of the Legislature, and the next apportionment of the Senate shall be at the regular session in 1971, and the next apportionment of the House of Representatives shall be at the regular session in 1961 based upon the 1960 Federal Census; and decennially thereafter, the Legislature shall reapportion its representation in accordance herewith. Should it fail to do so, its duty shall continue in every session of whatever type until reapportionment has been effected.

(d) Failure to reapportion at regular session, and providing for extraordinary session to perform reapportionment.—Should the Legislature fail to reapportion the representation in the Legislature at any regular session as required, the Governor or the Legislature itself shall call the Legislature into extraordinary session to perform its duty within thirty days after adjournment. No other business shall be transacted during such session and the session shall not recess for more than seventy-two hours, except that after a period of sixty days from the date the extraordinary session is convened, the Governor may, by proclamation, or the Legislature may, by concurrent resolution, recess the Legislature to a future date, or may adjourn the Legislature sine die.

(e) Representation of a newly created county.—A newly created county shall have one representative in the House of Representatives until the succeeding reapportionment and until that time it shall be part of such adjoining senatorial district as the Legislature shall determine.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

And Senate Joint Resolution No. 660, contained in the above message, was read, together with House Amendments thereto.

Senator Rawls moved that the Senate concur in House Amendment No. 3, as amended by the Senate Amendment.

Which was agreed to and the Senate concurred in House Amendment No. 3, as amended by the Senate Amendment.

Senator Rawls moved that the Senate concur in House Amendment No. 4, as amended by the Senate Amendment.

Which was agreed to and the Senate concurred in House Amendment No. 4, as amended by the Senate Amendment.

The Senate having concurred in House Amendments Nos. 1 and 2 on May 12, 1959, Senate Joint Resolution No. 660, as further amended, was read in full as follows:

Senate Joint Resolution No. 660—

A JOINT RESOLUTION RELATING TO APPORTIONMENT; PROPOSING AN AMENDMENT TO ARTICLE VII, OF THE FLORIDA CONSTITUTION; PROVIDING FOR FORTY-FOUR SENATORIAL DISTRICTS; PROVIDING PLAN FOR APPORTIONING HOUSE OF REPRESENTATIVES; AND PROVIDING PLAN FOR FILLING VACANCIES CREATED HEREBY; AND DECLARING AN EMERGENCY.

Whereas, The Legislature of the State of Florida has determined that an emergency requiring an early decision by the electors of the State does exist, and,

WHEREAS, An Amendment to the Constitution dealing with the subject matter of reapportionment should be submitted to the voters of the State of Florida at the earliest possible time, NOW, THEREFORE,

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

That the following amendment of Article VII of the Constitution of the State of Florida relating to apportionment in the Senate and House of Representatives be and the same is hereby agreed to and shall be submitted to the electors of the State of Florida for approval or rejection at a special called election as provided by Article XVII, Section 3 of the Florida Constitution.

That three-fourths ($\frac{3}{4}$) of all members elected to each house of the Legislature does determine that an emergency requiring an early decision by the electors of the State does exist with reference to this amendment to Article VII of the Constitution.

Section 1. Sections 1, 2, 3 and 4 of Article VII are hereby repealed and in lieu thereof the following sections are hereby adopted:

ARTICLE VII

Section 1. Representation—Apportionment—

(a) Senate—The State shall be apportioned into forty-four (44) senatorial districts designated by number in consecutive order. Such apportionment shall provide fairness and equity among districts based upon population, geographic area and economic affinity; provided:

- (1) There shall be only one senator for each district;
- (2) No district shall be composed of more than three (3) counties.
- (3) Counties forming a district shall not be separated by territory of another district and must be contiguous.
- (4) No county shall be divided in creating a district.
- (5) Vacancies that are created by the reapportionment providing for forty-four (44) senatorial districts of the Senate shall be filled by the electors in the general election in November, 1960. Upon election, new senators shall be elected in the new districts for the following terms:

District 39 for four (4) years.

District 40 for two (2) years.

District 41 for four (4) years.

District 42 for two (2) years.

District 43 for four (4) years.

District 44 for two (2) years.

Thereafter, all senators shall be elected for a four year term.

(b) House of Representatives—The representation in the House of Representatives shall be apportioned as follows:

Five (5) representatives to and for the most populous county; four (4) representatives to and for each of the two (2) next more populous counties; three (3) representatives to and for each of the six (6) next more populous counties; two (2) representatives to and for each of the fourteen (14) next more populous counties; and one (1) representative to and for each of the remaining counties of the state at the time of such apportionment.

(c) First apportionment—reapportionment.—The first apportionment of each legislative house shall be in accordance with statute designating the senatorial districts and the representation in the House adopted at the 1959 Session of the Legislature, and the next apportionment of the Senate shall be at the regular session in 1971, and the next apportionment of the House of Representatives shall be at the regular session in 1961 based upon the 1960 Federal Census; and decennially thereafter, the Legislature shall reapportion its representation in accordance herewith. Should it fail to do so, its duty shall continue in every session of whatever type until reapportionment has been effected.

(d) Failure to reapportion at regular session, and providing for extraordinary session to perform reapportionment.—Should the Legislature fail to reapportion the representation in the Legislature at any regular session as required, the Governor or the Legislature itself shall call the Legislature into extraordinary session to perform its duty within thirty days after adjournment. No other business shall be transacted during such session and the session shall not recess for more than seventy-two hours, except that after a period of sixty days from the date the extraordinary session is convened, the Governor may, by proclamation, or the Legislature may, by concurrent resolution, recess the Legislature to a future date, or may adjourn the Legislature sine die.

(e) Representation of a newly created county.—A newly created county shall have one representative in the House of Representatives until the succeeding reapportionment and until that time it shall be part of such adjoining senatorial district as the Legislature shall determine.

Upon the passage of Senate Joint Resolution No. 660, as further amended, the roll was called and the vote was:

Yeas—33.

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

Nays—4.

Davis	Eaton	Houghton	Kicliter
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So Senate Joint Resolution No. 660 passed, as further amended, by the required Constitutional three-fourths vote of all members elected to the Senate for the 1959 Session of the Florida Legislature, and 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 14, 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 the Committee on Insurance—

S. B. No. 508—A bill to be entitled An Act relating to insurance; providing for the supervision and regulation of insurance companies and their agents transacting mortgage guaranty insurance business in Florida; providing for the imposition of licenses, taxes, and fees and for the disposition thereof; providing for the making and enforcing of rules and regulations; and providing an effective date.

Which Amendment reads as follows:

After the enacting clause, strike out the rest of the bill and insert in lieu thereof the following:

Section 1. Definitions.—In this act unless the context or subject matter otherwise requires:

(1) "Mortgage guaranty insurance" means a form of casualty or surety insurance insuring real property mortgage lenders against loss by reason of non-payment of mortgage indebtedness by the borrower.

(2) "Contingency reserve" means an additional premium reserve established for the protection of policy holders against the effect of adverse economic cycles.

(3) "Commissioner" means the insurance commissioner of this state.

Section 2. Authority to transact business.—Mortgage guaranty insurance may be transacted by a stock casualty insurer or a stock surety insurer holding a certificate of authority for the transaction of insurance in this State.

Section 3. Additional limitations.—In addition to laws otherwise applicable, mortgage guaranty insurers shall be subject to the following limitations:

(1) No such insurer shall retain risk as to any one subject of insurance in any amount exceeding ten (10%) per cent of its surplus as to policyholders, provided:

(a) In determining amount of risk retained, applicable reinsurance in any assuming insurer authorized to transact insurance in this State or approved by the commissioner shall be deducted from the total direct risk insured.

(2) Mortgage guaranty insurance shall be written with respect only to mortgages covering dwellings designed for occupancy by not more than four families.

Section 4. Contingency reserve.—(1) Each mortgage guaranty insurer shall establish a special contingency reserve out of net premiums (gross premiums less premiums returned to policyholders) remaining after establishment of the unearned premium reserve. To such contingency reserve the insurer shall contribute an amount equal to fifty (50%) per cent of such remaining premiums.

(2) Subject to the commissioner's approval, the contingency reserve shall be available for loss payments only when the insurer's incurred losses in any one (1) calendar year exceed the rate formula expected losses by ten (10%) per cent of the corresponding earned premiums.

(3) In event of release of the contingency reserve for payment of losses, as approved by the commissioner, the contributions required under Subsection (1) above, shall be treated on a first-in-first-out basis.

(4) The contingency reserve pertaining to a particular insurance policy shall be maintained (subject to prior payment of losses therefrom as provided in Subsection (3) above) for the term of the policy.

Section 5. Licensing of mortgage guaranty insurance agents.

(1) Agents of mortgage guaranty insurers shall be licensed, and be subject to the same qualifications and requirements, as apply to general lines agents under the laws of this state, except:

(a) That no particular preliminary specialized education or training shall be required of an applicant for such an agent's license if, as part of the application for license, the insurer guarantees that the applicant will receive the necessary train-

ing to enable him properly to hold himself out to the public as a mortgage guaranty insurance agent, and if the commissioner, in his discretion, accepts such guaranty;

(b) The agent's license shall be a limited license, limited to the handling of mortgage guaranty insurance only; and

(c) An examination may be required of an applicant for such a license in the discretion of the insurance commissioner.

(2) Any general lines agent shall qualify to represent a mortgage guaranty insurer without additional examination.

(3) The commissioner shall charge and collect the same applicable license taxes and fees for or in connection with such application and license as apply to general lines agents. The commissioner shall deposit such license taxes and fees in such funds and for such uses as is provided by laws applicable to like license taxes and like fees in the case of general lines agents.

Section 6. Premium cost.—The premium cost of mortgage guaranty insurance shall not be deemed for any purpose to constitute a part of the cost of or interest upon any mortgage loan.

Section 7. Filings, approval of forms, rate filings.—

(1) No policy form or related form shall be issued or used in this state unless it has been filed with and approved by the commissioner as provided by laws applicable to casualty or surety insurance.

(2) In addition, each insurer shall file with the commissioner the rate to be charged and the premium including all modifications of rates and premiums to be paid by the policyholder.

Section 8. Administration and enforcement.—The commissioner shall have the same powers of administration and enforcement of the provisions of this act, and to make rules and regulations for the effectuation of any provisions of this act, as he has with respect to casualty or surety insurers in general under the insurance laws of this state.

Section 9. Severability.—It is declared to be the legislative intent that if any section, subsection, sentence, clause or provision of this act is held invalid, the remainder of this act shall not be affected thereby.

Section 10. Effective date.—This act shall take effect on July 1, 1959.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Senate Bill No. 508, contained in the above message, was read by title, together with the House Amendment thereto.

Senator Johns moved that the Senate concur in the House Amendment to Senate Bill No. 508.

Which was agreed to and the Senate concurred in the House Amendment to Senate Bill No. 508.

And Senate Bill No. 508, 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 14, 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 Hair, Melton, Johns, Davis, Cross, Hodges,

Edwards, Johnson, Stratton, Carraway, Rawls, Ripley, Getzen, Adams, Knight, Gibbons, Sutton, Belsler, Branch, Clarke, Gautier and Kelly—

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.

Which amendment reads as follows:

In Title, line 15 (last line), strike out: the period (.) and insert the following in lieu thereof: ; 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. 235, contained in the above message, was read by title, together with the House Amendment thereto.

Senator Hair moved that the Senate concur in the House Amendment to Senate Bill No. 235.

Which was agreed to and the Senate concurred in the House Amendment to Senate Bill No. 235.

And Senate Bill No. 235, 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 13, 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. Shipp of Jackson and Wadsworth of Flagler—

H. B. No. 721—A bill to be entitled An Act relating to the State Board of Health: amending Chapter 401, Florida Statutes; providing for the extension of hospital service for the indigent to include out patient care and visiting nurse services for the acutely or chronically ill or injured; requiring the Board and the State Department of Public Welfare to enter into such agreements as may be necessary to qualify for federal assistance and setting an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 721, 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,
May 13, 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. 181—A bill to be entitled An Act relating to Elections; amending Sections 97.061, 101.051, 101.061, 101.48 and 101.52, Florida Statutes; providing for the issuance of special registration certificates to illiterate and physically impaired electors and voting procedure to be followed by election officials when such certificate is not available.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 181, contained in the above message, was read the first time by title only and referred to the Committee on Privileges and Elections.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 13, 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. Hathaway of Charlotte—

H. B. No. 562—A bill to be entitled An Act relating to driver's licenses; amending Subsection (5) of Section 322.04, Florida Statutes; relating to persons exempt; 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. 562, 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,
May 13, 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 Public Health—

Committee Substitute for H. B. No. 688—A bill to be entitled An Act relating to the practice of naturopathy, abolishing the licensing powers of the state board of naturopathic examiners; providing that only those naturopathic physicians who are presently practicing and licensed and who have been residents of Florida for two years may renew their licenses; providing an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And Committee Substitute for House Bill No. 688, contained in the above message, was read the first time by title only.

Senator Pope moved that the rules be waived and Committee Substitute for House Bill No. 688 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Committee Substitute for House Bill No. 688 was read the second time by title only.

Senator Pope moved that the rules be further waived and Committee Substitute for House Bill No. 688 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Committee Substitute for House Bill No. 688 was read the third time in full.

Upon the passage of Committee Substitute for House Bill No. 688 the roll was called and the vote was:

Yeas—33.

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

Nays—None.

So Committee Substitute for House Bill No. 688 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Pope moved that the House of Representatives be requested to return Committee Substitute for Senate Bill No. 219 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,
May 13, 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. 432—A bill to be entitled An Act relating to weapons and firearms; amending Section 790.18, Florida Statutes, by adding a new subsection prohibiting dealers from selling bulk black powder or other explosives to any child under eighteen (18) years of age without written permission of parent or guardian of such child; renumbering subsections; 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. 432, 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 13, 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. Wise of Okaloosa, Sweeny of Volusia and Carney of Pinellas—

H. B. No. 725—A bill to be entitled An Act relating to Mosquito Control Districts; revising, amending and consolidating Sections 381.421-381.571 and Chapters 388, 389, and 390, Florida Statutes, to eliminate inoperative, obsolete and duplicate provisions by repealing Sections 381.421-381.571, 388.01-388.26, 389.01-389.12 and 390.01-390.24 and creating Sections 388.011-388.411, all Florida Statutes, to provide one uniform method for creating and governing special tax districts in this State for the control of mosquitoes and other arthropods and to provide for State Aid thereto; defining certain words and terms and amending the provisions relating to cooperation between legally constituted districts and other governmental units; providing a penalty.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 725, contained in the above message, was read the first time by title only and placed on the Calendar of Bills on Second Reading, without reference.

The following message from the House of Representatives was read:

Tallahassee, Florida,
May 13, 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. Edmondson of Sarasota—

H. B. No. 630—A bill to be entitled An Act relating to livestock; amending Section 585.42, Florida Statutes, by making said section inapplicable to calves less than four (4) weeks old slaughtered by establishments operating under state or federal meat inspection supervision; fixing an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,
Chief Clerk, House of Representatives.

And House Bill No. 630, contained in the above message, was read the first time by title only.

Senator Melton moved that the rules be waived and House Bill No. 630 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 630 was read the second time by title only.

Senator Melton moved that the rules be further waived and House Bill No. 630 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. 630 was read the third time in full.

Upon the passage of House Bill No. 630 the roll was called and the vote was:

Yeas—32.

Adams	Clarke	Edwards	Houghton
Belser	Connor	Gautier	Johns
Boyd	Cross	Getzen	Kelly
Branch	Davis	Gibbons	Kichter
Carlton	Dickinson	Gresham	Knight
Carraway	Eaton	Hodges	Melton

Pearce Price Ripley Stratton
Pope Rawls Stenstrom Tedder

Nays—2.

Mr. President Sutton

So House Bill No. 630 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Melton moved that the House of Representatives be requested to return Senate Bill No. 490 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,
May 13, 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 Public Roads and Highways—

H. B. No. 905—A bill to be entitled An Act relating to the Florida Highway Code, amending Subsection (3) of Section 335.04, Florida Statutes, by excluding the interstate system from the 11,000 mile limitation on the primary road system, 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. 905, contained in the above message, was read the first time by title only and placed on the Calendar of Bills on Second Reading, without reference.

Pursuant to the motion made by Senator Pearce on May 12, 1959, and the hour having arrived, the Senate took up for consideration Senate Joint Resolution No. 263, Senate Joint Resolution No. 392, Senate Bills Nos. 718, 370 and 372, and House Bill No. 52 as Special and Continuing Orders of Business.

SPECIAL AND CONTINUING ORDER

Senate Joint Resolution No. 263—

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 1, ARTICLE XII OF THE CONSTITUTION OF FLORIDA, RELATING TO THE PUBLIC SCHOOLS.

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

That the Legislature of Florida finds as a matter of fact that an emergency exists requiring an early decision by the electors of the State, in that it is the finding of the Legislature that to compel the attendance of children in public schools against their will and conscientious objections with others of a different race either by law or economic pressure would generate feelings of inferiority as to their status in the community that may affect their hearts and minds in a way unlikely ever to be undone and would result in unequal educational opportunity for the children concerned. The Legislature also finds that the public schools of the State are subject to severe or overcrowded conditions which would result in a serious impairment of the accredited standing as well as the operating efficiency of said schools.

WHEREAS, The Legislature finds that such emergency requires an amendment to the Constitution of Florida be submitted to the electors of the State for an early decision.

That the following amendment to Section 1, Article XII, of the Constitution of Florida is hereby agreed to and shall be submitted to the electors of the State of Florida for rati-

fication or rejection at a special election to be held ninety-two (92) days after adjournment and publication of notice thereof:

Section 1. **Uniform system of public free schools and financial assistance for education in private schools and institutions.**—The legislature shall provide for a uniform system of public free schools, and shall provide for the liberal maintenance of the same only so long as white and colored children are not taught in the same public school. The legislature may authorize financial assistance to any of the state's inhabitants for his education in private schools and institutions, as it may determine to be in the best interest of the state.

Was taken up.

Pending consideration of Senate Joint Resolution No. 263, Senator Stratton moved that Senate Joint Resolution No. 263 be withdrawn from the Calendar and re-referred to an appropriate committee for further study.

A roll call was demanded.

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

Yeas—26.

Mr. President	Cross	Houghton	Ripley
Adams	Dickinson	Kelly	Stenstrom
Beall	Eaton	Kicliter	Stratton
Boyd	Edwards	Melton	Sutton
Carlton	Gautier	Pope	Tedder
Carraway	Getzen	Price	
Clarke	Gibbons	Rawls	

Nays—12.

Belser	Bronson	Gresham	Johns
Brackin	Connor	Hair	Knight
Branch	Davis	Hodges	Pearce

So the motion made by Senator Stratton was adopted and Senate Joint Resolution No. 263 was recommitted to the Committee on General Legislation for further study.

Senate Joint Resolution No. 392—

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 1, ARTICLE XII, OF THE CONSTITUTION OF FLORIDA, RELATING TO THE PUBLIC SCHOOLS; TO AUTHORIZE THE LEGISLATURE TO PROVIDE FOR AN ALTERNATIVE PLAN FOR FINANCING EDUCATION; TO PROVIDE FOR A SPECIAL ELECTION.

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

That the Legislature of the State of Florida finds as a matter of fact that an emergency exists in that the public schools of the state are subject to severe overcrowded conditions which will result in a serious impairment of the accredited standing as well as the operating efficiency of said schools. Whereas, the Legislature finds that such emergency requires an amendment to the constitution of Florida be submitted to the electors of the state for an early decision.

That the following amendment to section 1, Article XII of the constitution of Florida is hereby agreed to and shall be submitted to the electors of Florida for ratification or rejection at a special election to be held.....days after adjournment and publication of notice thereof:

Section 1. The Legislature shall provide for a uniform system of free public schools with liberal maintenance for same; provided it may in the alternative authorize financial assistance to any of the state's inhabitants for their education by such other reasonable means, including education in private schools and institutions, as it may determine to be in the best interest of the state.

Was taken up and read the second time in full.

Senators Hodges and Rawls offered the following amendment to Senate Joint Resolution No. 392:

In the second paragraph, line 4, following the word "held" insert the following in the blank space: November 3, 1959, and strike out the words "days after adjournment" following said November 3, 1959.

Senator Hodges moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Pope offered the following amendment to Senate Joint Resolution No. 392:

In Section 1, line 3, page 1, strike out the words: "in the alternative" and insert in lieu thereof the following: also

Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Hodges moved that the rules be waived and Senate Joint Resolution No. 392, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Joint Resolution No. 392, as amended, was read the third time in full as follows:

Senate Joint Resolution No. 392—

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 1, ARTICLE XII, OF THE CONSTITUTION OF FLORIDA, RELATING TO THE PUBLIC SCHOOLS; TO AUTHORIZE THE LEGISLATURE TO PROVIDE FOR AN ALTERNATIVE PLAN FOR FINANCING EDUCATION; TO PROVIDE FOR A SPECIAL ELECTION.

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

That the Legislature of the State of Florida finds as a matter of fact that an emergency exists in that the public schools of the state are subject to severe overcrowded conditions which will result in a serious impairment of the accredited standing as well as the operating efficiency of said schools. Whereas, the Legislature finds that such emergency requires an amendment to the constitution of Florida be submitted to the electors of the state for an early decision.

That the following amendment to section 1, Article XII of the constitution of Florida is hereby agreed to and shall be submitted to the electors of Florida for ratification or rejection at a special election to be held November 3, 1959, and publication of notice thereof:

Section 1. The Legislature shall provide for a uniform system of free public schools with liberal maintenance for same; provided it may also authorize financial assistance to any of the state's inhabitants for their education by such other reasonable means, including education in private schools and institutions, as it may determine to be in the best interest of the state.

Upon the passage of Senate Joint Resolution No. 392, as amended, the roll was called and the vote was:

Yeas—35.

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

Nays—3.

Belser Cross Houghton

So Senate Joint Resolution No. 392 passed, as amended, by the required constitutional three-fourths vote of all members elected to the Senate for the 1959 Session of the Florida Legislature, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

S. B. No. 718—A bill to be entitled An Act relating to corporations; authorizing the incorporation and operation of private schools in the State of Florida; providing for the issuance of charters of incorporation for such schools; providing their officers, directors, powers, duties, limitations and the method of the operation of such schools; repealing all laws or parts of laws in conflict with this Act and providing an effective date.

Was taken up.

Senator Belser moved that the rules be waived and Senate Bill No. 718 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 718 was read the second time by title only.

Senator Belser moved that the rules be further waived and Senate Bill No. 718 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. 718 was read the third time in full.

Upon the passage of Senate Bill No. 718 the roll was called and the vote was:

Yeas—37.

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

Nays—1.

Houghton

So Senate Bill No. 718 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

S. B. No. 370—A bill to be entitled An Act to amend Section 232.01, Florida Statutes, relating to school attendance; providing for the withdrawal of a child from the school in which the races are commingled; providing for aid to such child; providing for an effective date.

Was taken up.

Senator Davis moved that the rules be waived and Senate Bill No. 370 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 370 was read the second time by title only.

Senator Davis offered the following amendment to Senate Bill No. 370:

In Title, lines 3 and 4, page 1, strike out the words: "providing for aid to such child;"

Senator Davis moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Davis moved that the rules be further waived and Senate Bill No. 370, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 370, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 370, 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 Senate Bill No. 370 passed, as amended, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

S. B. No. 372—A bill to be entitled An Act to amend Subsection (2) of Section 230.232, Florida Statutes, with respect to the assignment of pupils in the public schools; adding Subsection (7) of Section 230.232, Florida Statutes, to provide a severability clause.

Was taken up.

Senator Eaton moved that the rules be waived and Senate Bill No. 372 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 372 was read the second time by title only.

Senator Eaton moved that the rules be further waived and Senate Bill No. 372 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. 372 was read the third time in full.

Upon the passage of Senate Bill No. 372 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. 372 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

H. B. No. 52—A bill to be entitled An Act relating to the county school system; amending paragraph (b) of Subsection (6) of Section 230.23, Florida Statutes, by providing discretionary power in the county school boards to separate the sexes; providing an effective date.

Was taken up.

Senator Sutton moved that the rules be waived and House Bill No. 52 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 52 was read the second time by title only.

Senator Sutton moved that the rules be further waived and House Bill No. 52 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. 52 was read the third time in full.

Upon the passage of House Bill No. 52 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. 52 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 rules be waived and the Senate proceed to the consideration of House Bills on the Calendar.

Which was agreed to by a two-thirds vote.

CONSIDERATION OF HOUSE BILLS ON SECOND READING

H. B. No. 381—A bill to be entitled An Act relating to the Florida Board of Forestry; providing that the board may lease mineral interests within the Blackwater River State Forest to lessees of the United States' interest in said minerals, notwithstanding the provisions of Sections 253.51-253.61, Florida Statutes; providing that the concurrence of the Trustees of the Internal Improvement Fund shall not be required; and providing an effective date.

Was taken up in its order.

Senator Branch moved that the rules be waived and House Bill No. 381 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 381 was read the second time by title only.

Senator Branch moved that the rules be further waived and House Bill No. 381 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. 381 was read the third time in full.

Upon the passage of House Bill No. 381 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. 381 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

H. B. No. 382—A bill to be entitled An Act relating to the duties and powers of the Florida Board of Forestry; amending Section 589.011, Florida Statutes, by adding Subsections (5) and (6), granting additional powers; providing an effective date.

Was taken up in its order.

Senator Branch moved that the rules be waived and House Bill No. 382 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 382 was read the second time by title only.

Senator Branch moved that the rules be further waived and House Bill No. 382 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. 382 was read the third time in full.

Upon the passage of House Bill No. 382 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. 382 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

House Bill No. 383 was taken up in its order and the consideration thereof was informally passed, the Bill retaining its place on the Calendar of Bills on Second Reading.

H. B. No. 191—A bill to be entitled An Act relating to the Florida Highway Code; amending Subsection (3) of Section 335.05, Florida Statutes, by eliminating the prohibition against use of restricted or unrestricted State Road Department funds for improvement of city streets or subdivision streets; providing an effective date.

Was taken up in its order.

Senator Knight moved that the rules be waived and House Bill No. 191 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 191 was read the second time by title only.

Senator Knight moved that the rules be further waived and House Bill No. 191 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. 191 was read the third time in full.

Upon the passage of House Bill No. 191 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. 191 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

House Bill No. 292 was taken up in its order and the consideration thereof was informally passed, the Bill retaining its place on the Calendar of Bills on Second Reading.

H. B. No. 295—A bill to be entitled An Act amending Section 183.07 of Chapter 183, Florida Statutes, to provide for combining for financing purposes existing parking facilities of a municipality, parking facilities financed under the provisions of said Chapter 183 and on-street parking meters.

Was taken up in its order.

Senator Kicliter moved that the rules be waived and House Bill No. 295 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 295 was read the second time by title only.

The Committee on Cities and Towns offered the following amendment to House Bill No. 295:

In Title, line 6, page 1, strike out the period and insert in lieu thereof the following: ; and providing effective date.

Senator Kicliter moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Kicliter moved that the rules be further waived and House Bill No. 295, 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. 295, as amended, was read the third time in full.

Upon the passage of House Bill No. 295, as amended, the roll was called and the vote was:

Yeas—31.

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

Nays—4.

Connor	Hodges	Rawls	Ripley
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So House Bill No. 295 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

H. B. No. 170—A bill to be entitled An Act relating to Municipalities; authorizing municipalities to require the fencing of private swimming pools; providing an effective date.

Was taken up in its order.

Senator Edwards moved that the rules be waived and House Bill No. 170 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 170 was read the second time by title only.

The Committee on Cities and Towns offered the following amendment to House Bill No. 170:

In Section 1, following the words "the fencing of" strike out: "private" and insert the following in lieu thereof: "residential"

Senator Davis moved the adoption of the amendment.

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

The Committee on Cities and Towns also offered the following amendment to House Bill No. 170:

In the Title, following the words "the fencing of" strike out: "private" and insert the following in lieu thereof: "residential"

Senator Davis moved the adoption of the amendment.

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

Senator Edwards moved that the rules be further waived and House Bill No. 170 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. 170 was read the third time in full.

Upon the passage of House Bill No. 170 the roll was called and the vote was:

Yeas—31.

Mr. President	Brackin	Cross	Getzen
Adams	Bronson	Davis	Gibbons
Beall	Carlton	Dickinson	Gresham
Belser	Carraway	Eaton	Hair
Boyd	Connor	Edwards	Houghton

Johns	Knight	Rawls	Stratton
Kelly	Pope	Ripley	Tedder
Kicliter	Price	Stenstrom	

Nays—4.

Clarke	Hodges	Pearce	Sutton
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So House Bill No. 170 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Connor moved that Senate Bill No. 31 be recalled from the Secretary of the Senate as Ex Officio Enrolling Clerk of the Senate.

Which was agreed to and it was so ordered.

Senator Connor moved that the rules be waived and the Senate immediately reconsider the vote by which Senate Bill No. 31 passed the Senate on April 20, 1959.

S. B. No. 31—A bill to be entitled An Act relating to forfeitures of property to the Game and Fresh Water Fish Commission of the State; providing for methods and procedures for effecting such forfeitures; providing methods for filing claims for the recovery of such property by third parties and others; amending Section 372.31, Florida Statutes, relating to disposition of illegal fishing devices; and amending Chapter 372 by adding thereto additional sections to effectuate the intent of this Act.

The President put the question: "Will the Senate reconsider the vote by which Senate Bill No. 31 passed the Senate on April 20, 1959?"

Which was agreed to by a two-thirds vote and the Senate reconsidered the vote by which Senate Bill No. 31 passed the Senate on April 20, 1959.

By unanimous consent, Senator Connor withdrew Senate Bill No. 31 from the further consideration of the Senate.

By unanimous consent, Senator Beall withdrew Senate Bill No. 652 from the further consideration of the Senate.

Senator Beall moved that Senate Bill No. 632, previously referred to the Committee on Motor Vehicles, be also referred to the Committee on Transportation and Traffic.

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

House Bills Nos. 356 and 182 were taken up in their order and the consideration thereof was informally passed, the Bills retaining their respective places on the Calendar of Bills on Second Reading.

H. B. No. 388—A bill to be 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.

Was taken up in its order.

Senator Adams moved that the rules be waived and House Bill No. 388 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 388 was read the second time by title only.

Senator Adams moved that the rules be further waived and House Bill No. 388 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. 388 was read the third time in full.

Upon the passage of House Bill No. 388 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. 388 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

H. B. No. 590—A bill to be entitled An Act relating to Sale or Lease of Minerals in, on or under Certain Lands by State Boards; amending Section 253.45, Florida Statutes, by limiting such sale or lease of lands other than those hard-surfaced beaches used for bathing or driving and areas contiguous thereto; providing an effective date.

Was taken up in its order.

Senator Gautier moved that the rules be waived and House Bill No. 590 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 590 was read the second time by title only.

Senator Gautier moved that the rules be further waived and House Bill No. 590 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. 590 was read the third time in full.

Upon the passage of House Bill No. 590 the roll was called and the vote was:

Yeas—36.

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

Nays—None.

So House Bill No. 590 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

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.

Was taken up in its order.

Senator Pearce moved that the rules be waived and House Bill No. 174 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 174 was read the second time by title only.

Senator Pearce moved that the rules be further waived and House Bill No. 174 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. 174 was read the third time in full.

Upon the passage of House Bill No. 174 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. 174 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Davis moved that House Bill No. 192 be re-referred to an appropriate committee.

Which was agreed to by a two-thirds vote and House Bill No. 192 was recommitted to the Committee on Finance and Taxation.

H. B. No. 160—A bill to be entitled An Act relating to the Florida Highway Patrol; amending Section 321.04, Florida Statutes, by authorizing additional rank classifications of members of the highway patrol; limiting the total number of patrol personnel; amending Section 321.071, Florida Statutes, by authorizing additional special service officers; providing an effective date.

Was taken up in its order.

Senator Eaton moved that the rules be waived and House Bill No. 160 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 160 was read the second time by title only.

Senator Eaton moved that the rules be further waived and House Bill No. 160 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. 160 was read the third time in full.

Upon the passage of House Bill No. 160 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. 160 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

H. B. No. 234—A bill to be entitled An Act to amend Sections 239.41, 239.43 and 239.44, Florida Statutes, relating to scholarship loans in the institutions of higher learning of the State; collection or satisfaction of notes; and providing an effective date.

Was taken up in its order.

Senator Gibbons moved that the rules be waived and House Bill No. 234 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 234 was read the second time by title only.

Senator Gibbons moved that the rules be further waived and House Bill No. 234 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. 234 was read the third time in full.

Upon the passage of House Bill No. 234 the roll was called and the vote was:

Yeas—31.

Beall	Connor	Gibbons	Pearce
Belser	Cross	Gresham	Pope
Boyd	Davis	Hair	Price
Brackin	Dickinson	Houghton	Ripley
Bronson	Eaton	Kelly	Stenstrom
Carlton	Edwards	Kicliter	Stratton
Carraway	Gautier	Knight	Tedder
Clarke	Getzen	Melton	

Nays—None.

So House Bill No. 234 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Edwards moved that the House of Representatives be requested to return Senate Bill No. 88 to the Senate for further consideration.

Which was agreed to and it was so ordered.

H. B. No. 273—A bill to be entitled An Act relating to the licensing of aircraft and airports; amending Sections 330.10(3), 330.11(5), 330.13 and 330.23, Florida Statutes, to provide for the deposit of moneys collected incident to the licensing of aircraft and airports in the general revenue fund and for the payment of expenses of the Aviation Department of the Florida Development Commission therefrom; and repealing Sections 330.24 and 330.37, Florida Statutes, limiting the use of said moneys; providing an effective date.

Was taken up in its order.

Senator Adams moved that the rules be waived and House Bill No. 273 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 273 was read the second time by title only.

Senator Adams moved that the rules be further waived and House Bill No. 273 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. 273 was read the third time in full.

Upon the passage of House Bill No. 273 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. 273 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Adams moved that Senate Bill No. 162 be withdrawn from the Committee on Appropriations.

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

By unanimous consent, Senator Adams withdrew Senate Bill No. 162 from the further consideration of the Senate.

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.

Was taken up in its order.

Senator Belser moved that the consideration of House Bill No. 573 be informally passed, the Bill retaining its place on the Calendar of Bills on Second Reading.

A roll call was demanded.

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

Yeas—7.

Belser	Davis	Houghton	Pearce
Connor	Edwards	Melton	

Nays—28.

Mr. President	Clarke	Gresham	Price
Adams	Cross	Hair	Rawls
Beall	Dickinson	Hodges	Ripley
Boyd	Eaton	Johns	Stenstrom
Bronson	Gautier	Kicliter	Stratton
Carlton	Getzen	Knight	Sutton
Carraway	Gibbons	Pope	Tedder

So the motion failed of adoption.

Senator Gresham moved that the rules be waived and House Bill No. 573 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 573 was read the second time by title only.

Senator Stratton offered the following amendment to House Bill No. 573:

In Section 1, line 4, strike out the period and add a comma providing however the director shall have had 2 years or more successful prison experience in the Florida State Prison system.

Senator Stratton moved the adoption of the amendment.

Pending consideration of the foregoing amendment, Senator Carlton moved that the rules be waived and the hour of adjournment be extended until final disposition of House Bill No. 573.

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

The question recurred on the amendment offered by Senator Stratton.

A roll call was demanded.

Upon call of the roll on the amendment offered by Senator Stratton, the vote was:

Yeas—14.

Mr. President	Brackin	Edwards	Ripley
Adams	Clarke	Knight	Stratton
Beall	Connor	Melton	
Belser	Davis	Pearce	

Nays—24.

Boyd	Dickinson	Hair	Pope
Branch	Eaton	Hodges	Price
Bronson	Gautier	Houghton	Rawls
Carlton	Getzen	Johns	Stenstrom
Carraway	Gibbons	Kelly	Sutton
Cross	Gresham	Kicliter	Tedder

So the amendment failed of adoption.

Senator Gresham moved that the rules be further waived and House Bill No. 573 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. 573 was read the third time in full.

Upon the passage of House Bill No. 573, the roll was called and the vote was:

Yeas—26.

Adams	Dickinson	Hodges	Price
Boyd	Eaton	Houghton	Rawls
Brackin	Gautier	Johns	Stenstrom
Branch	Getzen	Kelly	Sutton
Bronson	Gibbons	Kicliter	Tedder
Carlton	Gresham	Knight	
Carraway	Hair	Pope	

Nays—12.

Mr. President	Clarke	Davis	Pearce
Beall	Connor	Edwards	Ripley
Belser	Cross	Melton	Stratton

So House Bill No. 573 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By permission the following Report of Committee was received:

REPORT OF COMMITTEE

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

S. B. No. 877—A bill to be entitled An Act relating to agriculture; providing for an inspection fee to be assessed by the Commissioner of Agriculture upon milk and milk products, to be paid by producers and distributors.

—and recommends that the same pass.

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

The hour of adjournment having arrived, a point of order was called and the Senate stood adjourned at 1:12 o'clock P.M., until 10:00 o'clock A. M., Friday, May 15, 1959, pursuant to the motion made by Senator Davis, Chairman of the Committee on Rules and Calendar, adopted by the Senate this day.