

# JOURNAL OF THE SENATE

Wednesday, April 5, 1961

The Senate convened at 11:00 o'clock A. M., pursuant to adjournment on Tuesday, April 4, 1961.

The President in the Chair.

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

Mr. President	David	Johns	Rawls
Arrington	Davis	Johnson	Ripley
Beall	Edwards	Kelly	Roberts
Blank	Fraser	Kicliter	Stratton
Boyd	Galloway	Mapoles	Sutton
Bronson	Gautier	Melton	Tucker
Carraway	Getzen	Parrish	Williams
Clarke	Gibbons	Pearce	Young
Connor	Gresham	Pope	
Cross	Herrell	Price	

—38.

A quorum present.

The following Prayer was offered by the Senate Chaplain, Reverend James H. Paddock:

"Oh God, the Creator of Heaven and Earth, give us of Thy spirit and inspiration that we be concerned for the greatest and best development of our state and for the just welfare of our people.

"May we strive to be self-supporting and self-governed.

"We pray that Thou wilt give to these chosen men the vision and ability for immediate and long range planning.

"May we remember that prosperity is a reward for hard work and faithfulness to Thee.

"In the name of the giver of all good gifts, we offer our prayer Amen."

The reading of the Journal was dispensed with.

The Senate daily Journal of Tuesday, April 4, 1961, was corrected and as corrected was approved.

## REPORT OF COMMITTEE

### REPORT OF THE COMMITTEE ON RULES AND CALENDAR

April 5, 1961

*The Honorable W. Randolph Hodges  
President of the Senate*

Sir:

Your Committee on Rules and Calendar recommends the adoption of the following Rules and Procedure to govern the Senate during the 1961 Session of the Legislature.

W. T. DAVIS  
Chairman

### RULES AND PROCEDURE OF THE SENATE

#### DUTIES OF THE PRESIDENT

##### Call to Order

Rule 1. The President shall take the chair on every legislative day at the hour to which the Senate shall have adjourned at the last sitting, immediately call the Senate to order and, on the appearance of a quorum, proceed to business.

#### Order and Decorum

Rule 2. He shall preserve order and decorum and in case of disturbance or disorderly conduct in the lobby or galleries may cause the same to be cleared.

#### Control of Chamber

Rule 3. He shall have the general control, except as provided by rule or law, of the Senate Chamber and of the corridors and passages and of the unappropriated room in that part of the Capitol assigned to the use of the Senate, until otherwise ordered.

#### Appointment of Committees

Rule 4. He shall appoint all standing committees and all select and conference committees which shall be ordered by the Senate from time to time.

#### Questions of Order

Rule 5. He shall sign all Acts, Resolutions, writs, warrants and subpoenas of or issued by order of the Senate; and decide the questions of order subject to an appeal by any Senator, on which appeal no Senator shall speak more than once, unless by permission of the Senate. He may speak to points of order in preference of other Senators.

#### Voting and Division

Rule 6. He shall put questions in this form, to wit: "As many as are in favor (as the question may be) say aye;" and after the affirmative voice is expressed, "As many as are opposed, say no;" if he doubts, or if a division is called for, the Senate shall divide; those in the affirmative of the question shall rise first from their seats, and then those in the negative, and the Secretary shall count the votes; if he still doubts, or a count is required by at least five Senators, he shall name one from each side of the question to tell the Senators in the affirmative and negative; which being reported he shall rise and state the decision.

#### Vacating Chair

Rule 7. He shall have the right to name any Senator to perform the duties of the chair but said substitutions shall not be extended beyond an adjournment; provided, however, that in case of his illness, absence or other inability to discharge his duties, the President Pro Tempore shall discharge the duties in all respects as the President himself might do, and the Journal shall show who is presiding at all times.

#### ROLL CALL AND VOTING

##### Roll Call

Rule 8. Upon every roll call the names of the Senators shall be called alphabetically by surname, except where two or more have the same surname, in which case the number of the Senatorial District shall be added. The President's name shall be called at the end of the roll call.

##### Compelling Attendance

Rule 9. In all calls of the Senate the doors shall be closed, the names of the Senators shall be called by the Secretary, and the absentees noted, and those for whom no sufficient excuse is made, may, by order of a majority

of those present, be sent for and arrested, wherever they may be found, by officers to be appointed by the President for that purpose, and their attendance secured and retained; and the Senate shall determine upon what conditions they shall be discharged.

#### Determining a Quorum

Rule 10. On the demand of any Senator, or at the suggestion of the President, the names of Senators sufficient to make a quorum in the Chamber of the Senate but who do not vote shall be noted by the Secretary and recorded in the Journal, and reported to the President with the names of the Senators voting, and be counted and announced in determining the presence of a quorum to do business.

#### Voting

Rule 11. Every Senator shall be present within the Chamber of the Senate during its sitting, unless excused or necessarily prevented, and shall vote on each question put, unless he has a direct, personal or pecuniary interest in the event of such question, or is excused from voting by the Senate.

#### Pairing

Rule 12. Pairs shall be announced by the Secretary after the completion of the roll call, from a written statement sent to the desk by one Senator of the pair announcing how he and the Senator with whom he is paired would vote were they both voting.

#### Explanation of Vote

Rule 13. Any Senator shall be permitted to explain his vote after roll call, by reducing his explanation to writing and filing the same with the Secretary, who shall cause the same to be spread upon the Journal immediately following the results of the vote.

### BUSINESS OF THE SENATE

#### Sessions

Rule 14. The Senate shall meet daily except Sundays. The hour for convening for the morning session shall be 11:00 A.M., and the hour for adjournment for said morning session shall be 1:00 P.M. When the Senate shall determine to hold morning and afternoon sessions, the hour for convening for the afternoon session shall be 3:00 P.M., and the hour for adjournment shall be 5:00 P.M.

#### Daily Order

Rule 15. The daily order of business shall be as follows:

1. Roll Call.
2. Prayer by Chaplain.
3. Introduction of distinguished guests under Rule 62.
4. Reading of Journal.
5. Correction and approval of the Journal.
6. Reports of Committees.
7. Introduction of Resolutions, Memorials, Bills and Joint Resolutions.
8. Consideration of Senate Resolutions.
9. Consideration of other Resolutions.
10. Messages from the Governor.
11. Messages from the House of Representatives.
12. Order of the Day.
13. Special Order.
14. Consideration of Bills and Joint Resolutions on Third Reading.
15. Consideration of Bills and Joint Resolutions on Second Reading.
16. Miscellaneous business.

#### 17. Petitions and Memorials.

A vote of two-thirds of the members present shall be required to set a Special Order.

#### Governor's Messages, Reports, Communications, Etc.

Rule 16. Messages from the Governor shall be referred to the appropriate committee without debate. Reports and communications from the heads of departments, and other communications addressed to the Senate, and Bills, Resolutions and messages from the House of Representative may be referred to the appropriate committee in the same manner and with the same right of correction as Bills presented by Senators; but Senate Bills, with House Amendments may be at once disposed of as the Senate may determine; and House Bills and House Joint Resolutions favorably reported by a committee of the Senate may be substituted for such Senate Bill or Joint Resolution on motion of any Senator.

#### Unfinished Business

Rule 17. The unfinished business in which the Senate was engaged at the time of the last adjournment shall have the preference in the Order of the Day after motions to reconsider have been disposed of.

### DECORUM AND DEBATE

#### Recognition

Rule 18. When any Senator desires to speak or deliver any matter to the Senate, he shall rise at his desk and respectfully address himself to "Mr. President," and on being recognized, may address the Senate from any place on the floor, and shall confine himself to the question under debate, avoiding personalities. When two or more members arise at once, the President shall name the Senator who is first to speak.

#### Speaking Out of Order

Rule 19. If any Senator, in speaking or otherwise shall transgress the rule of the Senate, the President shall, or any Senator may, call him to order; in which case he shall immediately sit down, unless permitted, on motion of another Senator, to explain, and the Senate shall, if appealed to, decide on the case without debate; if the decision is in favor of the Senator called to order, he shall be at liberty to proceed, but not otherwise; and if the case require it, he shall be liable to censure or such punishment as the Senate may deem proper.

#### Time of Speaking

Rule 20. No Senator shall speak more than once on one question, to the prevention of any other who has not spoken and is desirous to speak; nor more than twice without obtaining leave of the Senate nor for any longer period of time than thirty minutes, without yielding the floor, except by consent of a majority of the Senators present.

#### Decorum

Rule 21. While the President is putting a question no member shall walk out or across the hall, nor when a Senator is speaking pass between him and the Chair, and during the session of the Senate no Senator shall remain by the Secretary's desk during the calling of the roll or the counting of the ballots, and the Sergeant-At-Arms is charged with strict enforcement of this clause.

#### Order and Privilege

Rule 22. No Senator speaking shall be interrupted by another but by rising to call order, or a question of privilege, without the consent of the Senator speaking, and no Senator shall speak on a question after it is put to vote.

## MOTIONS AND QUESTIONS OF PRIVILEGE

## Motions Made

Rule 23. Every motion made to the Senate and entered by the President shall be reduced to writing on the demand of any member, and shall be entered on the Journal with the name of the Senator making it unless it is withdrawn the same day.

## Motions Stated

Rule 24. When a motion has been made, the President shall state it, or (if it be in writing), cause it to be read aloud by the Secretary before being debated, and it shall remain in possession of the Senate, and may be withdrawn any time before a decision or amendment.

Rule 25. When any motion or proposition is made, the question "Will the Senate now consider it?" shall not be asked unless demanded by a member.

## Precedence of Motions

Rule 26. When a question is pending no motion shall be received but:

- (a) To adjourn
- (b) To suspend rules
- (c) To adjourn to a time certain
- (d) To take a recess
- (e) To proceed to the consideration of Executive Business
- (f) To postpone to a day certain
- (g) To commit
- (h) To amend or substitute
- (i) To postpone indefinitely

Which several motions shall have precedence as they stand arranged; and the motion relative to adjournment, to take a recess, to proceed to the consideration of Executive Business, shall be decided without debate.

## Substitute Motions

Rule 27. When a substitute is offered and taken up for consideration it shall be subject to amendment in the same manner as the original proposition and the effect of rejection of the substitute as amended, shall be to reinstate the original for consideration.

## Division of Motion

Rule 28. On the demand of any Senator before a question is put, the question shall be divided if it includes propositions so distinct in substance that one being taken away, the substantive proposition shall remain.

## Motion to Suspend Rules

Rule 29. Pending a motion to suspend the rules, the President may entertain one motion that the Senate adjourn, but after the result thereon is announced he shall not entertain any other dilatory motion until the vote is taken on suspension. A motion to suspend the rules shall be decided without debate; provided, however, that the mover shall be allowed to speak for one minute on explaining the reason for said motion.

## Questions of Privilege

Rule 30. Questions of privilege shall be first, those affecting the rights of the Senate collectively, its safety, dignity and the integrity of its proceedings; second, the rights, reputation and conduct of Senators individually, in their respective capacity only; and shall have precedence of all other questions, except motions to adjourn.

## Legislative Expenditures

Rule 31. All questions, motions or Resolutions involving legislative expenditures shall be referred to the Committee on Legislative Management and Population.

## BILLS AND RESOLUTIONS

## Introduction

Rule 32. An original and five exact and legible copies (6 altogether) of a Bill — general or local — are required for introduction.

A bill must contain a title prefaced by the words "A Bill To Be Entitled An Act"—and must contain an enacting clause reading "Be It Enacted By The Legislature of the State of Florida:"

A Bill shall be typewritten in pica type, or larger, using a black typewriter ribbon, or mimeographed or printed in black, according to prescribed form without erasures or interlineations on plain white paper of legal size (8½ x 14 inches).

Six (6) title sheets are required to be attached by paper clip to the top of the *original copy* of each bill. Title sheets are furnished by the Sergeant At Arms of the Senate with carbons already inserted. *Do not remove the carbons from the title sheets.*

A full, true, and exact copy of the title of the bill word for word, every comma, semicolon and period, must be typed on the title sheet. *The title on the title sheet must be typed in lower case, double spaced and proofread for accuracy. Capitalize only the first letter of a sentence, name of person, city, state or county. Lower case all other words in the title. The title sheets with carbons unseparated must be attached by paper clips to the top of the original copy of the bill before bill can be introduced or filed.*

A Senate Resolution, Concurrent Resolution, Memorial or Joint Resolution shall be prepared in the same manner as a Bill except that in lieu of attaching a title sheet in quadruplicate, as hereinabove mentioned, two exact and complete copies (not in jackets) must be attached by paper clip to the inside of the original of the Senate Resolution, Concurrent Resolution, Memorial or Joint Resolution.

A Senate Resolution shall contain a resolving clause "BE IT RESOLVED BY THE SENATE:"

A Joint Resolution shall contain a resolving clause "BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:"

A Concurrent Resolution shall contain a resolving clause "BE IT RESOLVED BY THE SENATE, THE HOUSE OF REPRESENTATIVES CONCURRING:"

A Memorial shall contain a resolving clause "BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:"

The original and five copies (6 altogether) of a Bill, Resolution, Concurrent Resolution, Memorial or Joint Resolution must be 'backed', that is, securely stapled in a Senate jacket form which shall contain in the spaces provided therefor a copy of the title of the Bill or, if the title is too lengthy to be typed in full in the space provided, an abbreviation of the title sufficient to identify the Bill, with the name and the district of the Senator introducing same.

The original and five copies (6 altogether) must have clearly stamped on the jacket of each, above the space provided for the number, "Original, Duplicate, Third Copy, Fourth Copy, Fifth Copy, House Copy."

The President of the Senate shall refer the Bill, Resolution or Memorial to the appropriate committee or commit-

tees for consideration. Should a Senator desire the Bill, Resolution or Memorial referred to a particular or special committee or committees, he shall make such motion and such motion must be adopted by a two-thirds affirmative vote to be effective in determining the reference. In all cases the title and reference thereof shall be entered in the Journal. The Secretary shall keep a file of the original copy of all Bills, Resolutions and Memorials and separate file for duplicate copies thereof. The third (3rd) copy shall be delivered to the press for its use, the fourth (4th) copy to the Sergeant-At-Arms who shall keep the same in a file in his office for the use and benefit of the public, the fifth (5th) copy shall be delivered to the Legislative Reference Bureau for use in preparing the daily summary, and the House copy shall be delivered to the House of Representatives for the use of the members thereof.

A standing committee may introduce Bills, Joint Resolutions, Concurrent Resolutions, Memorials and Resolutions, and when so introduced by a standing committee, and if the subject thereof properly relates to the business of such committee, then the same shall be referred to the Calendar without committee reference.

No original Bill, while in the custody of the Senate, shall be taken from the Secretary's file except when in the custody of the chairman of the committee to which the bill was referred. No duplicate shall be removed from the Secretary's file by anyone other than a Senator or a proper committee to which such Bill has been referred. Upon release of any original as aforesaid, the Secretary shall obtain the receipt of the Senator, the chairman of the committee to which the Bill was referred, or the authorized secretary of the committee.

The President shall require the Secretary to so identify and mark the original copy of each Bill, Joint Resolution, Memorial, Resolution, or Concurrent Resolution introduced as Senate Legislation, as will insure its identification, and each page thereof, as the item introduced in order to prevent unauthorized or improper substitutions therefor. The means of identification shall be determined by the President and the Secretary and may be by the use of machines as used in banks for validating or canceling checks or other documents, or by the use of any other device to accomplish the purpose of this rule. Any such device so used shall be used by and at all time shall be in the custody of the Secretary or some person authorized therefor by the President and the Secretary and its use by any person not authorized by this rule shall be prohibited.

All Bills to be introduced shall be presented to the Secretary by 5:00 o'clock, P. M., on the legislative day immediately preceding the day of introduction.

#### By Request

Rule 33. When a Bill, Resolution or Memorial is introduced "by request" these words shall be entered upon the Journal.

#### Local Bills

Rule 34. All local Bills which require publication shall, when introduced have proof of publication securely attached to the original copy of the Bill as the first or front page thereof and the words "Proof of Publication Attached" clearly typed or stamped on the jacket or the same shall be rejected by the Secretary.

#### Population Acts

Rule 35. All "population acts" shall be referred to a special committee of seven members to be appointed by the President whose duty shall be to report the county or counties affected by said Bill.

## PROCEDURE

### Introductions Out of Order

Rule 36. No Bill or Joint Resolution shall be introduced by a member without special leave, except under the regular order of business, and all Bills and Joint Resolutions when so introduced shall be committed before they are passed to Second Reading.

### Reading

Rule 37. Any Bill or Resolution shall be read in full at the request of any Senator, unless objection be made when the question shall be determined by the Senate without debate.

### Reading on Separate Days

Rule 38. No Bill or Joint Resolution shall pass to be engrossed without two separate readings on two separate days.

### Reference for Engrossing

Rule 39. All Bills and Joint Resolutions after second reading shall be committed for engrossing, and when the same are correctly engrossed they shall be so endorsed by the Secretary as Ex Officio Engrossing Secretary; provided, that any Bill or Joint Resolution which has passed second reading without amendment shall be placed on the Calendar of Bills on Third Reading without reference for engrossing, unless the Senate shall order otherwise, and shall be considered as engrossed.

### Amending After Engrossed

Rule 40. No engrossed Bills or Joint Resolutions shall be amended without the unanimous consent of the members present, and when so amended shall be re-engrossed unless it is otherwise ordered by the Senate and shall not lose its place on the Calendar.

### Concurrent Resolutions and Memorials

Rule 41. Before being put upon adoption, which shall be by viva voce vote unless a roll call is requested by five Senators, every Resolution or Memorial in which concurrence by the House of Representatives is necessary shall receive two readings which, unless two-thirds of the members present shall decide otherwise, shall be upon different days. Upon proceeding thereto the Reading Secretary shall announce whether the reading be the first or second reading.

### Resolutions Requiring Information

Rule 42. All orders or Resolutions requiring information from the Governor, Cabinet Officers or action of a committee shall be read to the Senate and acted upon as in case of motions, and shall be spread upon the Journal of the Senate.

### Absence of Introducer

Rule 43. Whenever the Senator who introduced any Bill or Resolution is absent from the chamber when such Bill or Resolution is reached in its regular order on any of its readings, such Bill or Resolution shall be passed and placed at the foot of the Calendar, and shall not be taken up out of order or its place on the Calendar changed against the order of progress, except by unanimous consent; and if such Bill or Resolution shall not be finally voted upon when for the third time it is reached in regular order it shall be automatically tabled.

## AMENDMENT

Rule 44. No Amendment shall be offered to any Bill or Resolution (requiring more than one reading) except on second reading or by unanimous consent. No Amendment shall be offered which in effect substitutes a new Bill or

Resolution for the Bill or Resolution under consideration. This shall not be construed to prevent a committee from offering a Committee Substitute Bill or Resolution, or the offering of an Amendment of any scope germane to the subject matter by a joint conference committee.

**Further Amendment**

Rule 45. When a motion or proposition is under consideration a motion to amend and a motion to amend that amendment shall be in order; and it shall also be in order to offer a further Amendment by way of substitute, to which one Amendment may be offered, but which shall not be voted on until the original matter is perfected, but either may be withdrawn before the Amendment or decision is had thereon.

**Motion to Strike**

Rule 46. A motion to strike out and insert is indivisible, but a motion to strike out being lost shall neither preclude Amendment nor motion to strike out and insert, and no motion or proposition on a subject different from that under consideration shall be admitted under color of Amendment.

**Reconsiderations**

Rule 47. When a question has been decided by the Senate, any Senator voting with the prevailing side may, on the same Legislative day or the next Legislative day move a reconsideration thereof, and such motion may be made pending a motion to adjourn, and the making of such motion shall be in order though the time of adjournment has arrived or passed, and such motion shall be a special and continuing order of business for the Legislative day succeeding that on which the motion was made and unless acted on on said day it shall be considered abandoned, and if the Senate shall refuse to consider, or upon consideration, shall confirm its first decision, no further motion to reconsider shall be in order, unless by unanimous consent, provided that during the last five days of the session a motion to reconsider shall be made and acted on the same day that the question is decided.

**COMMITTEES**

**Standing Committees**

Rule 48. Unless otherwise specifically ordered by the Senate, the President shall appoint, at the commencement of the Session, the following standing committees, viz.:

- Agriculture, Oil and Natural Resources, to consist of nine members.
- Appropriations, to consist of fifteen members.
- Banking, to consist of nine members.
- Building and Loan Associations, to consist of seven members.
- Cities and Towns, to consist of seven members.
- Citrus Fruits, to consist of thirteen members.
- Constitutional Amendments and Governmental Reorganization, to consist of thirteen members.
- Corporations, to consist of seven members.
- County Organizations, to consist of nine members.
- Drainage and Water Conservation, to consist of seven members.
- Education, to consist of eleven members.
- Finance and Taxation, to consist of fifteen members.
- Forestry and Parks, to consist of eleven members.
- Game and Fisheries, to consist of nine members.
- General Legislation, to consist of nine members.
- Industrial and Atomic Energy, to consist of nine members.
- Insurance, to consist of nine members.
- Judiciary "A", to consist of seven members.
- Judiciary "B", to consist of seven members.
- Judiciary "C", to consist of seven members.

- Labor and Industry, to consist of nine members.
- Legislative Management and Population, to consist of seven members.
- Livestock, to consist of nine members.
- Miscellaneous Legislation, to consist of thirteen members.
- Motor Vehicles, to consist of seven members.
- Pensions and Claims, to consist of seven members.
- Prisons and Convicts, to consist of seven members.
- Privileges and Elections, to consist of nine members.
- Public Health, to consist of eleven members.
- Public Roads and Highways, to consist of thirteen members.
- Public Utilities, to consist of nine members.
- Publicity and Advertising, to consist of nine members.
- Rules and Calendar, to consist of thirteen members.
- State Institutions, to consist of nine members.
- Temperance, to consist of eleven members.
- Transportation and Highway Safety, to consist of nine members.
- Veterans Affairs, Aviation, Radio and Television, to consist of seven members.
- Welfare, to consist of eleven members.

**Chairmen**

Rule 49. The first named member of the committee shall be the Chairman, and in his absence, or being excused by the Senate, the next named member, and so on, as often as the case may happen.

**Meetings**

Rule 50. No committee, except the Committee on Rules and Calendar, shall sit during the meeting of the Senate, without special leave.

**Reports**

Rule 51. Every Bill or Resolution referred to a committee, other than the Committee on Appropriations, shall be reported back within ten days from the date of its reference, unless otherwise ordered by the Senate. Reports of committees on Bills and Joint Resolutions shall be filed in triplicate.

**Conference Committees**

Rule 52. Presentation of reports of committees of conference shall always be in order, except when the Journal is being read, while the roll is being called or the Senate is dividing on any point; and there shall accompany every such report a detailed statement sufficiently explicit to inform the Senate of the effect any amendments or modifications will have upon the measure to which such report relates.

**Multiple Reference**

Rule 53. In case of multiple reference of a Bill, Resolution or Memorial to two or more committees said Bill, Resolution or Memorial shall be considered by each committee separately in the order in which the multiple reference is made.

**Form of Committee Reports**

Rule 54. Standing committee reports shall be in the following form: "Senator \_\_\_\_\_, Chairman of the Committee on \_\_\_\_\_, reported that the Committee had carefully considered the following Bills: (Title to Bills) and recommends that the same pass; or do not pass; or that the same pass with Committee Amendments as attached thereto; or that the Committee reports same without recommendation; or that the Committee recommends that the Committee Substitute, as reported herewith, pass."

**Favorable Reports**

Rule 55. All favorable reports of Committees on Bills and Joint Resolutions shall be delivered to the Secretary

for reference to the Calendar under the direction of the President in accordance with the provisions of Rule 63, and the titles thereof shall be entered on the Journal together with the statement that the same are reported favorably.

#### Unfavorable Reports

Rule 56. All Bills and Joint Resolutions reported unfavorably by one or more committees shall be laid on the table unless upon motion of a Senator, passed by a two-thirds vote, same shall be placed on the Calendar, in which event it shall be the duty of the Secretary to place the same on the Calendar. When such Bills are reached on Second Reading it shall be the duty of the chairman of the committee making unfavorable report thereon to move for indefinite postponement and in such case the entry on the Journal shall be: "Senator \_\_\_\_\_, Chairman of the Committee on \_\_\_\_\_, as required by the rule, moved that \_\_\_\_\_ Bill No. \_\_\_\_\_ be indefinitely postponed."

#### Expenses of Special Committees

Rule 57. All expenses incurred by any special committee shall be certified, with the items thereof, under oath, to the Chairman of the Committee on Legislative Management and Population, who shall keep on file all certificates made to him under this rule.

#### Pay to Witnesses

Rule 58. The rule of paying witnesses subpoenaed to appear before the Senate or either of its committees shall be as follows: for each day a witness shall attend, the sum of Five Dollars; and Five Cents per mile for each mile he shall travel coming to and going from the place of examination, but nothing shall be paid for travel when the witness has been summoned at the place of hearing.

#### Committee of the Whole

Rule 58A. The Senate may resolve itself into a Committee of the Whole only by a two-thirds affirmative vote of all members of the Senate.

### RULES OF THE FLOOR

#### Persons Entitled to Admission

Rule 59. No person not a member of the Senate shall be admitted inside of the bar, or on the main floor of the Senate while the Senate is in session except Senators, members of the families of the Senators, the Governor and his official representative, his Cabinet Officers, ex-Governors, United States Senators, and ex-United States Senators, Members or former Members of the House of Representatives of the United States and of this State, and Judges of the Supreme Court, Circuit Courts and Federal Courts and former State Senators of Florida.

#### Admission by President

Rule 60. The President shall admit to the floor, under such regulations as he may prescribe, stenographers and reporters wishing to take down the debates and proceedings unless otherwise ordered by the Senate, provided, however, this rule shall not be construed to permit dictation while the Senate is in session, and the provisions of this rule shall not be subject to waiver except by unanimous consent.

#### Talking Across Bar

Rule 61. No Senator or other person shall talk across the bar or rail of the Senate floor.

#### Introductions

Rule 62. Daily following prayer by the Chaplain, Senators will be recognized to make brief introductions

of visitors to the Senate. Thereafter during the day recognition of Senators to make introductions shall be only after advance application to the President, in writing and at such times as the President may permit. Visitors will be recognized wherever they may be seated in the Chamber and, except with prior approval of the President no person except a former State Senator shall be escorted to the rostrum for recognition.

### CALENDAR

#### Divisions

Rule 63. There shall be four divisions of the Calendar as to Bills and Joint Resolutions as follows:

#### Senate General Bills

(a) A list of Senate Bills of a general nature and of Joint Resolutions, by title only, which shall be taken up and considered only in their regular order, except by unanimous consent, unless otherwise provided by the Senate.

#### Senate Local Bills

(b) A list of Senate Bills of local nature, which have been requested by the introducer to be printed on the Calendar, and which shall be taken up and considered only in regular order at such time as may from time to time be designated by the Committee on Rules and Calendar.

#### House General Bills

(c) A list of House Bills of general nature and of House Joint Resolutions, by title only, which shall be taken up and considered only in their regular order except by unanimous consent, unless otherwise provided by a special rule reported by the Committee on Rules and Calendar and approved by the Senate.

#### House Local Bills

(d) A list of House Bills of local nature, which have been requested by the Senator from the Senatorial District involved to be printed on the Calendar, which shall be taken up and considered only in their regular order at such time as may be designated by the Committee on Rules and Calendar.

#### Preparing

Rule 64. In making up the Calendar the Secretary shall list all Bills and Resolutions under appropriate headings with reference to their origin, whether in the Senate or House, whether general or local, and whether on second or third reading.

#### Publishing

Rule 65. The Calendar of the Local Bills shall be published only on the days when sessions have been set aside for the consideration of such Bills, and on the preceding day.

#### Special Order Calendar

Rule 66. The Committee on Rules and Calendar may, from day to day, during the last ten working days of the session, submit a Special Order Calendar fixing the priority of business to be transacted before the Senate which shall be constituted of general measures of major importance and no other matters shall be considered until such Special Order Calendar has been disposed of; provided, however, that any Bill or Resolution appearing in such Special Order Calendar may be removed therefrom or any Bill may be placed thereon by a two-thirds vote of the Senate.

### MESSAGES

#### To the House

Rule 67. After final passage or adoption by the Senate all Bills, Joint Resolutions, Concurrent Resolutions, or Memorials shall, upon expiration of the time for reconsid-

ation thereof as provided by Rule 47, be transmitted by the Secretary to the House of Representatives without the necessity of a motion or other action by the Senate. The Secretary shall previously endorse thereon the final determination of the Senate thereon.

**From the House**

Rule 68. Messages received from the House of Representatives and the Governor giving notice of Bills passed and approved, shall be entered in the Journal of the day's proceedings.

**JOURNAL**

**Official Journal**

Rule 69. The Secretary of the Senate shall, as soon as practicable after sine die adjournment of the Senate, bind together and file with the Secretary of State corrected copies of the Journals of the Senate for each day of the regular or any extraordinary session of the Legislature.

**Hour of Adjournment Noted**

Rule 70. The hour at which the Senate adjourns shall be entered on the Journal.

**ATTACHES AND OTHER EMPLOYEES**

**Attaches**

Rule 71. Each odd numbered Senatorial District shall be entitled to two attaches, and each even numbered Senatorial District shall be entitled to four attaches, but the appointment and selection of said attaches shall be determined by the Committee on Legislative Management and Population on the approval of the Senator of the District involved.

**Additional Attaches**

Rule 72. Should there be the necessity for additional attaches they shall be appointed by the Committee on Legislative Management and Population and only then with the approval of the President of the Senate who shall not approve the same unless the necessity for such work is shown. A list of attaches approved and recommended by each Senator shall be furnished the Committee on Legislative Management and Population and attaches shall be assigned and reassigned under the supervision of this Committee. Attaches unable to efficiently perform the duties assigned to them shall be replaced on recommendation of the Committee on Legislative Management and Population with other attaches appointed and selected by the Committee with the approval of the Senator of the District involved.

**Special Appointments**

Rule 73. The President of the Senate shall have the authority to appoint the Senate Chaplain, a Secretary to the President and a Bill Clerk.

**Enrolling and Engrossing**

Rule 74. The Secretary of the Senate shall be Ex Officio Enrolling Clerk of the Senate, and Ex Officio Engrossing Clerk of the Senate, and with the consent of the Committee on Legislative Management and Population and the consent of the President is authorized to employ from time to time such clerical help and other assistance as may be necessary to properly perform the duties of Enrolling and Engrossing. As Ex Officio Enrolling Clerk, and as Ex Officio Engrossing Clerk the Secretary shall designate an Assistant Enrolling Clerk and an Assistant Engrossing Clerk to be in charge of the enrolling and engrossing of Bills, etc., under the supervision of the Secretary.

**Attendance of Employees**

Rule 75. All employees and attaches, except regular committee clerks and stenographers, shall remain in attendance at all times while the body is in session and, when not in session, shall observe the same hours of employment as regular Capitol employees. Committee clerks and stenographers shall keep themselves available to suit the convenience of the several committees and individual members of the Senate. All employees of the Senate shall stay on the job at all times the Senate is in session, and at other times when required. If attaches miss a day without permission they shall be dropped from the payroll or their compensation reduced as the Committee on Legislative Management and Population may decide.

**Supervision of Officers and Employees**

Rule 76. The Secretary of the Senate and the Sergeant-At-Arms shall be under the supervision of the President of the Senate.

The Assistant Sergeant-At-Arms, doorkeepers, janitors, pages and other attaches, except where otherwise specifically provided in these rules, shall be under the supervision of the Sergeant-At-Arms. Stenographers, typists and verifiers, and all clerical assistants employed in the enrolling and engrossing of Bills, except as otherwise provided in these rules, shall be under the supervision of the Secretary.

**Lobbying of Attaches**

Rule 77. Attaches guilty of lobbying for or against any question before the Senate or House of Representatives shall be discharged immediately.

**PARLIAMENTARY RULES**

**Jefferson's Manual**

Rule 78. The rules of parliamentary practice comprised in Jefferson's Manual shall govern the Senate in all cases to which they are applicable, and in which they are not inconsistent with the Standing Rules and Orders of the Senate.

Whenever the presiding officer is in doubt with reference to procedure involving any rule or motion, he shall have authority to temporarily suspend business relating thereto and refer the question to a special parliamentary committee composed of the Chairman of the Rules Committee, the Secretary of the Senate and an Assistant Attorney General. Such Committee shall research the problem and make a report to the President of the Senate.

**Changes of Rules**

Rule 79. No rule of the Senate shall be changed, amended, altered, suspended, rescinded, waived, or repealed, except by vote of two-thirds of the Senate, provided that unanimous consent shall be necessary to change, modify, waive, or suspend or repeal any rule specifically requiring unanimous consent for such change, modification, waiver or suspension, or any rule providing for its own suspension or waiver by special rule reported by the Committee on Rules and Calendar and approved by the Senate. No Bill can be taken up for consideration out of order without unanimous consent, unless otherwise provided by special rule reported out by the Committee on Rules and Calendar and approved by the Senate.

**RULES COVERING EXECUTIVE SESSION**

**Nominations**

Rule 80. Where nominations shall be made by the Governor to the Senate, they shall, unless otherwise ordered by the Senate, lie over for action until the day succeeding the day upon which they are made; and the final question of every nomination shall be "Will the Sen-

ate advise and consent to this nomination?" which question shall not be put on the day on which the nomination is received.

#### Nominations Not Acted Upon

Rule 81. Nominations neither approved nor rejected, during the session at which they are made, shall not be acted upon at any succeeding session without again being made by the Governor; and if the Senate shall adjourn sine die, all nominations pending and not finally acted upon at the time of taking such adjournment shall be returned to the Governor and shall not be acted upon afterwards, unless again submitted to the Senate by the Governor; and all motions pending to reconsider a vote upon nomination shall fail on such adjournment.

#### Secret Information

Rule 82. All information or remarks concerning the character or qualification, or the vote upon the confirmation of any person nominated by the Governor to office, shall be kept a secret, but the fact that a nomination has been made shall not be regarded as a secret after time has expired when a motion to reconsider may be made, and it shall be considered a breach of privilege for any Senator to break this rule.

#### Executive Business

Rule 83. When acting on executive business the Chamber shall be cleared of all persons except the Secretary of the Senate, who shall be sworn to keep the secrets of the Senate.

#### Separate Books

Rule 84. The Legislative proceedings and executive proceedings of the Senate shall be kept in separate books.

#### Nominations Acted Upon

Rule 85. Nominations approved or definitely acted upon by the Senate shall not be returned by the Secretary of the Senate to the Governor until the expiration of the time limit for making a motion to reconsider the same, or while a motion to consider is pending, unless otherwise ordered by the Senate.

#### Executive Records

Rule 86. No transcript of the executive record shall be furnished unless by special order of the Senate.

#### Suspensions or Removals

Rule 87. Communications from the Governor as to the suspension or removal of officers shall be considered in Executive Session, and, unless otherwise ordered, shall lie over for action to the Executive Session next succeeding that at which they are laid before the Senate.

The final question on every suspension or removal of officers shall be, "Will the Senate consent to the suspension and removal of said officer?" or, "Will the Senate, upon the recommendation of the Governor, remove said officer?" as the case may require.

#### Confidential Communications

Rule 88. ALL CONFIDENTIAL COMMUNICATIONS MADE BY THE GOVERNOR SHALL BE BY THE MEMBERS AND OFFICERS OF THE SENATE KEPT SECRET.

#### Violation of Secrecy Rules

Rule 89. VIOLATION OF THE ABOVE RULES AS TO THE SECRECY OF THE PROCEEDINGS OF EXECUTIVE SESSIONS SHALL BE CONSIDERED BY THE SENATE AS SUFFICIENT GROUNDS FOR THE UNSEATING OF THE OFFENDING SENATOR.

### DUTIES OF THE SERGEANT-AT-ARMS

Rule 90. There shall be a Sergeant-At-Arms and on Deputy Sergeant-At-Arms of the Senate and it shall be the duty of said officers to attend the Senate during its sittings to maintain order under the direction of the President or other presiding officer in the chair; to execute the commands of the President of the Senate and of the Senate, and all processes issued by authority thereof directed to him; to have charge of all property of the Senate, to disburse the expendable materials of the Senate to members of the Senate for their official use; to cause to be printed the number of Journals and Calendars of the Senate certified to him by the Committee on Legislative Management and Population and to comply with any orders or Resolutions of the Senate; to have general charge of the gallery of the Senate provided for the public, and maintain order therein; to provide drinking water for the comfort of members of the Senate and ice for the same when necessary; to make requisition for all materials in the form of blanks and printed stationery which may be required by the Senate and distribute the same on request of the members; to purchase for the use of the Senate, unless otherwise ordered, all articles which shall be ordered by the Senate to be provided for the use of the Senate which are to be purchased, and rent or otherwise secure any articles which are to be rented or provided under the direction of the Senate Committee on Legislative Management and Population and so ordered by the Senate; and to perform any special duty which may be required by order or Resolution of the Senate, or the President of the Senate in the exercise of his lawful authority; and to police the Senate Chamber and committee rooms and be responsible therefor.

The Sergeant-At-Arms shall assign to the members of the Senate the offices as selected by such members, priority of such selection to be governed by the length of service as a member of the Senate. All such selections must be made by the members in writing at least sixty days prior to the convening of the Legislature.

### TRANSMISSION OF BILLS, JOINT RESOLUTIONS, CONCURRENT RESOLUTIONS AND MEMORIALS BETWEEN HOUSES

Rule 91. While Bills, Joint Resolutions, Concurrent Resolutions and Memorials are being transmitted between the two Houses they shall be on paper and under the signature of the Secretary of the Senate or the Chief Clerk of the House of Representatives.

### ENROLLMENT

Rule 92. After a Senate Bill, Joint Resolution, Concurrent Resolution or Memorial shall have passed both Houses it shall be enrolled as provided by Chapter 7346, Laws of Florida, Acts of 1917 (Section 11.07, Florida Statutes), under the direction and supervision of the Secretary of the Senate as Ex Officio Enrolling Clerk.

### SIGNING OF ENROLLED BILLS

Rule 93. Upon being enrolled as provided in the preceding paragraph, the enrolled Bill, Joint Resolution, Concurrent Resolution or Memorial shall be signed first by the President and Secretary of the Senate, if it originated in the Senate, and by the Speaker and the Chief Clerk of the House of Representatives, if it originated in the House of Representatives. After being signed by said officers of the House in which the Bill, Joint Resolution, Concurrent Resolution or Memorial originated the same shall then be presented to the corresponding officers of the other House for signature.

### PRESENTATION TO GOVERNOR

Rule 94. After a Senate Bill, Joint Resolution, Concurrent Resolution or Memorial shall have been thus en-

rolled and signed by the officers of each House to show the House in which the same originated and the dates on which it passed the respective Houses, the same shall be transmitted to the Governor by the Secretary of the Senate.

Upon delivery of a Senate Bill, Joint Resolution, Concurrent Resolution or Memorial to the Governor by the Secretary the fact and date of delivery thereof shall be reported to both Houses which report shall be entered upon the Journal of each House.

Rule 95. The form of report to be made by the Secretary of the Senate as required by Rule 92 shall be as follows:

Your Enrolling Clerk to whom was referred—(Here list the Bills, Joint Resolutions, Concurrent Resolutions or Memorials by numbers but do not show titles)—reports same have been properly enrolled, signed by the President and Secretary of the Senate, and by the Speaker and Chief Clerk of the House of Representatives, and presented to the Governor on \_\_\_\_\_, 19\_\_\_\_\_, for his approval.

\_\_\_\_\_  
Secretary of the Senate as  
Ex Officio Enrolling Clerk  
of the Senate.

Senator Davis moved the adoption of the Report of the Committee on Rules and Calendar.

Which was agreed to and the Report of the Committee on Rules and Calendar was adopted.

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

By Senators Johns, Fraser, Price, Roberts, Gibbons, Herrell, Cross, Gautier, Melton and Kicliter—

**S. B. No. 1—** A Bill to be entitled An Act relating to public libraries; creating a state library board; promulgating rules and regulations; providing grants to qualifying counties; providing an appropriation; providing effective date.

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

By Senators Connor, Johnson, Blank, Sutton, Pope, Gibbons, Price, Gautier, Cross, Carraway, Edwards, David, Kicliter, Kelly, Mapoles, Galloway, Johns, Herrell, Fraser, Williams, Tucker, Parrish, Barron and Roberts—

**S. B. No. 2—** A Bill to be entitled An Act relating to and defining abandoned property, providing methods for same to be taken into the custody of the state, for its recovery by the rightful owner, and for relieving the holder of liability for such property; providing an administrator; and providing an effective date.

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

By Senators Johns, Davis, Williams, Gibbons, Fraser, Gresham, Blank, Mapoles, Galloway, Sutton, Price and Young—

**S. B. No. 3—** A Bill to be entitled An Act relating to obscene, lewd, lascivious, filthy, indecent, immoral, sadistic and masochistic materials, matters, articles and things; making it unlawful to knowingly possess, sell, lend, give away, distribute, transmit, show, transmute, prepare, publish or manufacture any such material, matter, article or thing or any advertisement thereof, or offer to do so, or procure or permit another to do so or to assist in doing so; making tie-in sales and consignments unlawful; making it unlawful to penalize or threaten to penalize another for failing to accept, or for returning, any of the foregoing; prescribing methods of proving

that a defendant knowingly committed any act or engaged in any conduct made unlawful by this act; providing for seizure and destruction; providing for injunctive relief; authorizing temporary restraining orders without bond, and exempting the state and relator prosecuting attorneys from liability for costs and from liability for damages sustained by reason of such restraining orders; providing that a defendant is charged with knowledge of the contents and character of anything prohibited by this act after he is served with a summons and complaint in an injunction suit; providing for speedy hearings, trials and decisions and prescribing practice and procedure in injunction suits; requiring vigorous enforcements by sheriffs, constables and prosecuting attorneys; exempting the exhibition of motion picture films permitted by Section 521.02, Florida Statutes; prescribing the test of obscenity; prescribing penalties for the violation of this act; providing a severability clause; repealing Section 847.01, Florida Statutes 1959; and providing an effective date.

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

By Senators Johns, Williams, Gibbons, Fraser, Gresham, Mapoles and Galloway—

**S. B. No. 4—** A Bill to be entitled An Act relating to lending, leasing, displaying, exhibiting, and promulgating motion picture films; adding a new Section 521.011, Florida Statutes, stating the legislative intent; amending Section 521.02, Florida Statutes, by making it unlawful to lend, lease, display, exhibit, or promulgate a motion picture film not approved or licensed by newly designated authorities, by prescribing criteria for determining which films shall be considered to be so approved or licensed, by placing upon a defendant charged with violating said section the burden of establishing the required approval or licensing, by making it unlawful to exhibit a motion picture film licensed, or claimed to have been licensed, in accordance with said section without having in his possession a prescribed photostatic copy of certificate, and establishing a prima facie rule of evidence; adding a new Section 521.021, Florida Statutes, providing for injunctive relief, authorizing temporary restraining orders without bond, exempting the state and the relator prosecuting attorney from liability for costs and from liability for damages sustained by reason of such restraining orders, providing for speedy hearings, trials and decisions and prescribing practice and procedure in injunction suits, and placing upon the defendant in an injunction suit the burden of showing the approval or licensing required by this act; amending Section 521.03, Florida Statutes, by providing additional exceptions to the operation of this act; amending Section 521.04, Florida Statutes, by providing increased penalties for second and subsequent offenses against this act; adding a new Section 521.041, Florida Statutes, defining the word "person" for the purposes of this act; and providing an effective date.

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

By the Committee on Legislative Management and Population—

**Senate Resolution No. 5—**

A RESOLUTION PROVIDING FOR PAY OF OFFICERS AND ATTACHES INCLUDING INDEXERS OF THE SENATE; AND MILEAGE FOR MEMBERS.

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

Section 1. That all officers and attaches, including indexers of the Senate shall receive twelve dollars (\$12.00) per day except messengers and pages who shall receive eight dollars (\$8.00) per day.

Section 2. That all attaches including indexers of the Senate shall be entitled to and receive additional compensation for additional services they perform both before and after the 1961 session of the legislature upon their names and amounts therefor being certified to the comptroller by the chairman of the legislative management of the Senate.

Section 3. That each member of the Senate shall receive payment for mileage between their homes and the seat of government for nine (9) round trips during the 1961 session of the legislature as provided by section 11.13, Florida Statutes, irrespective of the number of trips actually traveled.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Upon the adoption of Senate Resolution No. 5 the roll was called and the vote was:

Yeas—38.

Mr. President	David	Johns	Rawls
Barron	Davis	Johnson	Ripley
Beall	Edwards	Kelly	Roberts
Blank	Fraser	Kieliter	Stratton
Boyd	Galloway	Mapoles	Sutton
Bronson	Gautier	Melton	Tucker
Carraway	Getzen	Parrish	Williams
Clarke	Gibbons	Pearce	Young
Connor	Gresham	Pope	
Cross	Herrell	Price	

Nays—None.

So Senate Resolution No. 5 was adopted.

By Senator Gautier—

Senate Resolution No. 6—

**A RESOLUTION FOR COMMENDATION AND CONGRATULATION TO THE FUTURE HOMEMAKERS OF AMERICA FOR THE EXCEPTIONALLY FINE WORK THE ORGANIZATION AND ITS MEMBERS ARE PERFORMING IN FURTHERANCE OF THE DEMOCRATIC PRINCIPLE THAT THE FAMILY UNIT IS THE PENDULUM AROUND WHICH OUR SOCIETY EVOLVES.**

WHEREAS, the family is the basic and fundamental unit of society in America, and

WHEREAS, the family fosters the attitudes, appreciations, and values which are compatible with democratic principles, and

WHEREAS, there is need for providing a home environment in which all members of the family will have an opportunity for optimal physical, mental, social, emotional, and spiritual development, and

WHEREAS, the rapid technological changes, the great increase in population, the mobility of the family, the increasing number of mothers working outside of the home, and the variety of consumer goods from which the homemaker must choose, have placed upon the American family greater responsibility for maintaining and promoting effective family living, and

WHEREAS, the Future Homemakers of America, a national organization of pupils studying home economics in junior and senior high schools in the United States, Puerto Rico, and the Virgin Islands, has as its purpose the improvement of family and community living by promoting a growing appreciation of the joys and satisfactions of homemaking, by emphasizing the importance of worthy home membership, by encouraging democracy in home and community life, by working for good home and family life for all, by promoting international good will, by fostering the development of creative leadership in

home and community life, by providing wholesome individual and group recreation, and by furthering interest in home economics, and

WHEREAS, the organization provides further opportunity for the development of leadership in a democratic society through activities which are initiated and directed by youth, and by working with other educational and civic organizations with the guidance of the adults who serve as their advisers, and

WHEREAS, the Florida Association of Future Homemakers of America, sponsored by the home economics section, state department of education, through its home economics classes, reaches and influences eleven thousand seven hundred seventy-eight (11,778) members in two hundred fifty-three (253) local chapters of schools in sixty-seven (67) counties of our state, and through its program of planned activities provides opportunity for its members to carry out the purposes and goals of this organization, NOW, THEREFORE,

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

Section 1. That the Senate of the 1961 Legislature extends to the Future Homemakers of America, in Annual Convention session in Clearwater, greetings.

Section 2. That the Senate is aware of the tremendously important and efficient work the Future Homemakers of America are doing and wishes to express its warm congratulations for a worthy undertaking and job well done.

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. 6 was adopted.

By Senator Carraway—

S. B. No. 7— A Bill to be entitled An Act relating to payments to the general revenue fund from certain state moneys and trust funds; amending subsection (2) of section 210.20 and sections 215.20 and 215.22, Florida Statutes; repealing subsection (3) of section 215.24 and sections 215.21, 215.241, and 215.242, Florida Statutes; and providing an effective date.

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

By Senator Carraway—

S. B. No. 8— A Bill to be entitled An Act relating to salt water fisheries and the state board of conservation; amending subsection (12) of section 370.02 and subsections (19), (22), (30), (32), and (36) of section 370.16, Florida Statutes; creating the oyster and clam rehabilitation trust fund and the marine biological research trust fund; and providing an effective date.

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

By Senator Carraway—

S. B. No. 9— A Bill to be entitled An Act relating to the Florida Statutes and the printing and distribution of same; amending section 16.48, Florida Statutes, to remove conflicting language; amending subsection (1) of section 16.501, Florida Statutes, to remove certain persons from list of those eligible to receive free copies of said statutes; and providing an effective date.

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

By Senator Carraway—

**S. B. No. 10—** A Bill to be entitled An Act relating to per diem and traveling expenses of state officers and employees; amending paragraph (a) of subsection (4) of section 112.061, Florida Statutes, to provide for out-of-state per diem of district court of appeal judges.

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

By Senator Carraway—

**S. B. No. 11—** A Bill to be entitled An Act relating to the board of pensions; amending section 291.21, Florida Statutes, to remove obsolete provisions relative to employees of said board.

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

By Senator Carraway—

**S. B. No. 12—** A Bill to be entitled An Act relating to the Florida arts commission; amending paragraph (f) of subsection (3) and subsection (4) of section 272.21, Florida Statutes, to provide for an appropriation and budgetary procedure.

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

By Senator Carraway—

**S. B. No. 13—** A Bill to be entitled An Act relating to the milk commission; amending section 501.09, Florida Statutes; repealing section 501.12, Florida Statutes; and providing an effective date.

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

By Senator Carraway—

**S. B. No. 14—** A Bill to be entitled An Act relating to the state department of agriculture; amending sections 581.191, 584.041, subsection (5) of section 585.32 and section 585.661, Florida Statutes, to remove obsolete or conflicting provisions relating to appropriations; repealing subsection (1) of section 282.03 and subsection (3) of section 570.03, Florida Statutes; and providing an effective date.

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

By Senator Carraway—

**S. B. No. 15—** A Bill to be entitled An Act relating to the state board of conservation-division of salt water products; amending subsection (8) of section 370.02, subsection (1) of section 370.07, and subsection (20) of section 370.16, Florida Statutes, to remove obsolete or conflicting provisions relative to the state conservation fund.

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

By Senator Carraway—

**S. B. No. 16—** A Bill to be entitled An Act relating to the state auditing department, by changing the words "legislative auditing committee" and "legislative audit committee" to "legislative appropriations and auditing committee" and the words "legislative reference council and bureau" to "legislative council and reference bureau"; amending sections 21.061(3), 21.121(3), 21.18, 21.19(1), (2), (3), (4) and (8) and 21.23, Florida Statutes, to conform thereto.

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

By Senator Carraway—

**S. B. No. 17—** A Bill to be entitled An Act relating to the Florida commission on constitutional government; amending section 13.24, Florida Statutes, to clarify the provisions for compensation and expenses of members and appropriations therefor; and repealing section 13.25, Florida Statutes.

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

By Senator Carraway—

**S. B. No. 18—** A Bill to be entitled An Act relating to the state budget commission; amending section 216.15, Florida Statutes, to remove obsolete provisions; and repealing sections 216.161 and 282.10, Florida Statutes.

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

By Senator Carraway—

**S. B. No. 19—** A Bill to be entitled An Act relating to the state board of health; amending sections 401.03 and 403.21, Florida Statutes, to remove obsolete provisions relating to appropriations to the said board for the hospital service for the indigent program and for the Florida air pollution control commission.

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

By Senator Carraway—

**S. B. No. 20—** A Bill to be entitled An Act relating to the Florida industrial commission; amending subsection (7) of section 215.19, Florida Statutes, to remove obsolete provisions relating to appropriations and to provide for budgetary procedure in the prevailing wage law.

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

By Senator Carraway—

**S. B. No. 21—** A Bill to be entitled An Act relating to moneys of the examining and licensing (minor regulatory) boards; providing for the disposition of fees, budgetary procedure, ten per cent service charge, and appropriation of said moneys by amending section 215.37, Florida Statutes; amending sections 456.17, 458.04, 458.10, 459.06, 459.21, 460.18, 460.21, 461.15, 462.09, 463.18, 464.051(4), 464.071(3), 464.121(3), 466.20(4), 467.04, 470.06, 470.19, 471.15, 471.29, 473.21, 474.06, 475.11, 475.12, 476.19, 477.21, 480.15(1), 480.16, 482.111(8), 483.14, 483.17, 484.08, 486.051(2), 489.03(3), 490.03(2), and 491.16, Florida Statutes, and adding new sections 464.172, 465.171, 486.072, and 490.10, Florida Statutes, to conform to section 215.37, Florida Statutes; and providing an effective date.

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

By Senator Carraway—

**S. B. No. 22—** A Bill to be entitled An Act relating to the annual registration with the state board of health of persons licensed to practice medicine, osteopathic medicine, chiropractic, chiropody, naturopathy, and physical therapy; amending section 381.401, Florida Statutes, to require that fees collected be deposited in the general revenue fund; amending sections 458.06(2), 459.17, 460.28, 461.19, 462.20 and 486.131, Florida Statutes, to remove obsolete provisions therefrom and to relate said sections to section 381.401, Florida Statutes; and repealing section 458.06(3), (4), (5) and (6), Florida Statutes.

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

By Senator Carraway—

**S. B. No. 23—** A Bill to be entitled An Act relating to the creation of funds in the state treasury; amending section 215.32, Florida Statutes; adding, correcting and revising certain sections of the Florida Statutes to conform thereto; amending section 208.08, Florida Statutes, to create the gasoline tax clearing trust fund; amending section 209.03, Florida Statutes, to create the special motor vehicle fuel tax clearing trust fund; repealing section 215.30, Florida Statutes; and providing an effective date.

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

By Senator Carraway—

**S. B. No. 24—** A Bill to be entitled An Act relating to the Florida educational television commission; amending section 246.15, Florida Statutes, to remove obsolete provisions.

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

By Senator Carraway—

**S. B. No. 25—** A Bill to be entitled An Act relating to the mediation and conciliation service; amending subsection (5) of section 448.06, Florida Statutes, to remove obsolete provisions of appropriation therefrom.

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

By Senator Carraway—

**S. B. No. 26—** A Bill to be entitled An Act relating to the governor's mansion commission and the board of commissioners of state institutions; amending paragraph (c) of subsection (1) and subsection (3) of section 272.18, Florida Statutes, to provide for expenses to be paid from appropriations to be made by the legislature and to provide for budgets and vouchers to be approved by said board.

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

By Senator Carraway—

**S. B. No. 27—** A Bill to be entitled An Act relating to condemnation and sale of foods, drugs and cosmetics; amending subsection (1) of section 500.43, Florida Statutes, to provide for disposition of proceeds therefrom.

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

By Senator Carraway—

**S. B. No. 28—** A Bill to be entitled An Act relating to presidential electors; amending section 103.071, Florida Statutes, to remove a continuing appropriation therefrom.

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

By Senator Carraway—

**S. B. No. 29—** A Bill to be entitled An Act relating to the registration of hospitals with the state board of health, amending section 395.04, Florida Statutes, to provide for fees to be deposited in the general revenue fund and for expenses of the advisory hospital

council; abolishing the state board of health—advisory hospital council fund; and providing an effective date.

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

By Senator Carraway—

**S. B. No. 30—** A Bill to be entitled An Act relating to the registration of medical technologists with the state board of health; amending section 483.16, Florida Statutes, to provide for fees to be deposited in the general revenue fund; abolishing the state board of health—medical laboratories fund; and providing an effective date.

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

By Senator Carraway—

**S. B. No. 31—** A Bill to be entitled An Act relating to the registration of pharmacists with the state board of health; amending section 465.121, Florida Statutes, by amending subsection (2), and adding subsection (4); abolishing the state board of health—drug store inspection fund, and providing an effective date.

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

By Senator Carraway—

**S. B. No. 32—** A Bill to be entitled An Act relating to bedding inspection by the state board of health; amending section 556.03, Florida Statutes, to provide for fees to be deposited in the general revenue fund; abolishing the state board of health—bedding inspection administration fund; and providing an effective date.

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

By Senator Carraway—

**S. B. No. 33—** A Bill to be entitled An Act relating to private employment agencies and the Florida industrial commission; amending section 449.11, Florida Statutes, to provide that moneys be deposited in the general revenue fund and costs of administration of this activity be paid from said fund; abolishing the private employment agency fund; and providing an effective date.

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

By Senator Carraway—

**S. B. No. 34—** A Bill to be entitled An Act relating to salaries of state attorneys and assistant state attorneys; amending section 27.231, Florida Statutes, to fix the amount of annual salary to be paid by the state; and repealing sections 27.222 and 27.223, Florida Statutes, and all other laws in conflict, with exceptions; and providing an effective date.

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

By Senator Carraway—

**S. B. No. 35—** A Bill to be entitled An Act relating to appropriations for publishing reports of the supreme court and district courts of appeal; amending sections 25.401 and 35.18, Florida Statutes, to remove continuing appropriations; and providing an effective date.

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

By Senator Carraway—

**S. B. No. 36—** A Bill to be entitled An Act relating to circuit judges; amending section 26.51, Flor-

a Statutes, to fix the salary of each circuit judge; amending section 26.52, Florida Statutes, to remove amount of traveling expenses of each circuit judge; repealing all other laws in conflict, with exceptions; and providing an effective date.

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

By Senator Carraway—

**S. B. No. 37—** A Bill to be entitled An Act relating to the judicial retirement trust fund; amending section 123.16, Florida Statutes, to remove a continuing appropriation for costs of administration; and providing an effective date.

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

By Senator Carraway—

**S. B. No. 38—** A Bill to be entitled An Act relating to the state board of conservation—department of water resources; amending subsection (2) of section 373.291, Florida Statutes, to provide for the disposition of licensing fees collected under the weather modification law.

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

By Senator Carraway—

**S. B. No. 39—** A Bill to be entitled An Act relating to scholarships awarded by the state for professional and practical nursing, and for mental health; amending sections 239.46, 239.48, 239.52 and 402.07, Florida Statutes, to remove obsolete provisions therefrom and to provide for the disposition of moneys received as repayments on the loans or interest thereon.

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

By Senator Carraway—

**S. B. No. 40—** A Bill to be entitled An Act relating to the University of Florida medical center; amending section 241.471, Florida Statutes, by adding subsection (4) thereto.

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

By Senator Carraway—

**S. B. No. 41—** A Bill to be entitled An Act relating to municipalities; requiring books of account and annual financial reports; providing for postaudit under the supervision of the state auditor at the expense of such municipality; providing an appropriation; prescribing a penalty; amending section 167.61, Florida Statutes; and providing an effective date.

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

By Senator Carraway—

**S. B. No. 42—** A Bill to be entitled An Act relating to payment of court costs in proceedings against state convicts imprisoned in a state prison; amending section 58.10, Florida Statutes, to clarify said section and to provide moneys for payment of such expenses.

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

By Senator Carraway—

**S. B. No. 43—** A Bill to be entitled An Act relating to the state auditing department; amending

subsection (8) of section 21.19, Florida Statutes, to provide for certain fees and expenses to be paid from appropriations to the state auditing department.

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

By Senator Carraway—

**S. B. No. 44—** A Bill to be entitled An Act relating to the Florida educational television commission; amending section 246.12, Florida Statutes, to create a trust fund for the said commission and to appropriate moneys therein, and providing an effective date.

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

By Senator Carraway—

**S. B. No. 45—** A Bill to be entitled An Act relating to the Florida commission on interstate cooperation; amending subsection (3) of section 13.01 and subsection (7) of section 13.08, Florida Statutes, to provide for expenses of members and of secretary.

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

By Senator Carraway—

**S. B. No. 46—** A Bill to be entitled An Act relating to the Florida state fire college; amending section 242.56, Florida Statutes, to require fees to be deposited in the general revenue fund and abolishing the incidental fund of said college; and providing an effective date.

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

By Senator Carraway—

**S. B. No. 47—** A Bill to be entitled An Act relating to confederate pensions; amending section 291.37, Florida Statutes, to provide a continuing appropriation for this purpose; and repealing subsection (5) of section 291.04, Florida Statutes.

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

By Senator Carraway—

**S. B. No. 48—** A Bill to be entitled An Act relating to retirement of supreme court justices; amending chapter 123, Florida Statutes, by adding section 123.22 to provide an appropriation for such justices who elected to remain under the retirement provisions of chapter 25, Florida Statutes, 1959; repealing sections 25.101, 25.112, 25.122, 25.131, 25.141, 25.151 and 25.161, Florida Statutes; and providing an effective date.

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

By Senator Carraway—

**S. B. No. 49—** A Bill to be entitled An Act relating to the judicial disability retirement fund; amending section 123.18, Florida Statutes, to abolish said fund and require that certain contributions be transferred to the general revenue fund; amending section 123.21, Florida Statutes, to remove a continuing appropriation for costs of administration; and providing an effective date.

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

By Senator Carraway—

**S. B. No. 50—** A Bill to be entitled An Act

relating to legislative expenses; amending sections 11.11 and 11.17, Florida Statutes, to remove obsolete provisions relating to appropriations, and to clarify procedure to be used in processing vouchers for payment; repealing section 11.18, Florida Statutes; and providing an effective date.

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

By Senator Carraway—

**S. B. No. 51—** A Bill to be entitled An Act relating to retirement of certain circuit judges; amending chapter 123, Florida Statutes, by adding section 123.23, to provide that certain contributions be deposited in the general revenue fund and to provide an appropriation for such judges who elected to remain under the retirement provisions of chapter 38, Florida Statutes, 1959; repealing sections 38.14, 38.15, 38.16, 38.17, 38.18 and 38.19, Florida Statutes; and providing an effective date.

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

By Senator Carraway—

**S. B. No. 52—** A Bill to be entitled An Act relating to teachers' pensions under chapter 231, Florida Statutes; amending section 231.53, Florida Statutes, to remove obsolete provisions relating to appropriations, and to include a continuing appropriation for such pensions; and providing an effective date.

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

By Senator Carraway—

**S. B. No. 53—** A Bill to be entitled An Act relating to the state personnel board and the merit system council; amending section 110.10, Florida Statutes, to remove a continuing appropriation from the general revenue fund, to provide for a method of allocation of administrative costs, to create the Florida merit system trust fund and to provide a continuing appropriation of moneys in said fund; and providing an effective date.

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

By Senator Carraway—

**S. B. No. 54—** A Bill to be entitled An Act relating to Florida national guard retirement; amending section 250.22, Florida Statutes, by amending subsection (3) to remove a continuing appropriation therefrom, and by adding subsection (5) to provide a continuing appropriation from the general revenue fund.

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

By Senator Carraway—

**S. B. No. 55—** A Bill to be entitled An Act relating to the Florida sheriffs' bureau; amending section 30.38, Florida Statutes, to change the words executive secretary to director; amending section 30.40, Florida Statutes, to create the Florida sheriffs' bureau trust fund and appropriating the moneys therein; and providing an effective date.

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

By Senator Carraway—

**S. B. No. 56—** A Bill to be entitled An Act relating to the department of public safety; amending sec-

tion 321.15 and subsection (5) of section 321.221, Florida Statutes, to remove obsolete provisions relating to appropriations, and to include continuing appropriations therefor; and providing an effective date.

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

By Senator Carraway—

**S. B. No. 57—** A Bill to be entitled An Act relating to commercial driving schools and the department of public safety; amending section 488.03, Florida Statutes, to provide for fees to be deposited in the general revenue fund; abolishing the department of public safety commercial driving school license fund; and providing an effective date.

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

By Senators Gautier, Connor, David, Young and Price—

**S. B. No. 58—** A Bill to be entitled An Act relating to intangible personal property taxation; amending subsections (2) and (3) of Section 199.11, Florida Statutes; reducing the annual levy on class B and class C intangible personal property tax to one (1) mill on the dollar; providing an effective date.

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

By Senator Carraway—

**S. B. No. 59—** A Bill to be entitled An Act relating to the state tuberculosis board; amending subsection (4) of section 392.07, Florida Statutes, by removing any reference to the hospitals maintenance account, and providing for disposition of moneys paid by counties and patients; abolishing the hospitals maintenance account, and providing an effective date.

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

By Senator Carraway—

**S. B. No. 60—** A Bill to be entitled An Act relating to the teachers' retirement system; amending paragraph (a) of subsection (3) and paragraph (c) of subsection (5) of section 238.09, and paragraph (a) of subsection (2) of section 238.11, Florida Statutes, to remove obsolete provisions relating to appropriations, and to cross-reference each of said sections to the other section.

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

By Senator Carraway—

**S. B. No. 61—** A Bill to be entitled An Act relating to the state and county officers and employees retirement system; amending sections 122.26 and 122.30, Florida Statutes, to remove obsolete provisions relating to appropriations and to abolish the board of trustees of said system; and providing an effective date.

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

By Senator Carraway—

**S. B. No. 62—** A Bill to be entitled An Act relating to the state textbook program and the department of education; amending sections 233.01, 233.06, 233.07, 233.12 and 233.15, subsections (3) and (4) of section 233.16, sections 233.24, 233.36, 233.37, 233.39, 233.40 and 233.41, subsections (5) and (6) of section 233.46, and section 233.48, Florida Statutes, by removing obsolete provisions relating to appropriations and to the

ate textbook fund, and including limitations on per diem and traveling expenses of committee members; repealing section 236.14, Florida Statutes; abolishing the free textbook trust fund; and providing an effective date.

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

By Senator Carraway—

**S. B. No. 63—** A Bill to be entitled An Act repealing sections 120.17, 215.17, 229.40, 230.55, 236.072, 241.472, 241.473, 241.474, 241.61, 241.64, and 241.65, subsection (4) of section 241.66, sections 242.40, 242.63, 255.18, 255.19 and 272.17, subsection (2) of section 282.02, sections 282.03, 287.091, 324.261, 350.251 and 373.251, subsection (1) of section 393.011, sections 409.29, 519.16 and 559.48, subsection (11) of section 608.60, section 617.27, subsection (2) of section 944.19, section 945.24 and subsection (3) of section 955.011, Florida Statutes, which contain appropriations which have expired or obsolete provisions relating to appropriations; and providing an effective date.

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

By Senator Carraway—

**S. B. No. 64—** A Bill to be entitled An Act to amend section 401.02(7) and section 401.06(1), Florida Statutes, 1959, being sections 2 and 6, chapter 29957, acts of 1955, relating to hospital service for the indigent, to include doctors of chiropractic as physicians who may refer patients for treatment under the provisions of this act.

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

By Senator Ripley—

**S. B. No. 65—** A Bill to be entitled An Act for the relief of Berry F. Finch; providing compensation for him for time which he served in the state prison under an erroneously imposed sentence; and prescribing an effective date.

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

By Senator Ripley—

**S. B. No. 66—** A Bill to be entitled An Act relating to speed limits in school zones; providing that such limits apply only during times set by the county superintendent of public instruction.

Which was read the first time by title only and referred to the Committee on Transportation and Highway Safety.

By Senator Ripley—

**Senate Joint Resolution No. 67—**

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 12, DECLARATION OF RIGHTS OF THE CONSTITUTION OF FLORIDA; PROVIDING THAT PUBLIC OFFICERS OR EMPLOYEES MUST TESTIFY BEFORE A GRAND JURY CONCERNING CONDUCT OF OFFICE OR PERFORMANCE OF OFFICIAL DUTIES, AND REFUSAL TO SIGN A WAIVER OF IMMUNITY AGAINST SUBSEQUENT CRIMINAL PROSECUTION OR FAILURE TO ANSWER QUESTIONS CONCERNING THE OFFICE SHALL DISQUALIFY THE PERSON FROM HOLDING PUBLIC OFFICE OR PUBLIC EMPLOYMENT.

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

That the following amendment to section 12, Declaration of Rights of the Constitution of Florida, be submitted to the electors of the state of Florida for ratification or rejection at the next general election to be held in 1962, as follows:

**SECTION 12.** No person shall be subject to be twice put in jeopardy for the same offense, nor compelled in any criminal case to be a witness against himself, nor be deprived of life, liberty, or property without due process of law; nor shall private property be taken without just compensation, provided, however, that any public officer or public employee who, upon being called before a grand jury to testify concerning the conduct of his office or the performance of his official duties, refuses to sign a waiver of immunity against subsequent criminal prosecution or to answer relevant questions concerning such matters before the grand jury, shall, by virtue of such refusal, be disqualified from holding any public office or public employment, and shall be removed from office or employment by the appropriate authority or shall forfeit it at suit to be prosecuted by the attorney general. The right of persons to work shall not be denied or abridged on account of membership or nonmembership in any labor union, or labor organization; provided, that this clause shall not be construed to deny or abridge the right of employees by and through a labor organization or labor union to bargain collectively with their employer.

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

By Senator Ripley—

**S. B. No. 68—** A Bill to be entitled An Act relating to sentences in criminal cases and to the correction and reduction thereof; providing that a court may at any time correct an illegal sentence imposed by it in a criminal case; and enlarging and fixing the time within which a court may reduce a legal sentence imposed by it in a criminal case; and providing an effective date hereof.

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

By Senators Ripley and Pope—

**S. B. No. 69—** A Bill to be entitled An Act relating to small loans; amending subsection (1) of section 516.14, Florida Statutes; providing special interest rate on loans secured by first mortgages on real estate.

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

By Senator Ripley—

**S. B. No. 70—** A Bill to be entitled An Act relating to courts; repealing section 43.15, Florida Statutes and abolishing the judicial council of Florida.

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. 71—** A Bill to be entitled An Act relating to child welfare; repealing chapter 417, Florida Statutes, creating the Florida children's commission.

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

By Senator Ripley—

**S. B. No. 72—** A Bill to be entitled An Act relating to divorce, alimony and custody of children; re-

pealing section 65.20, Florida Statutes, relating to delay period for taking of testimony before entry of final divorce decree.

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

By Senator Ripley—

**S. B. No. 73—** A Bill to be entitled An Act providing for the eligibility of Nathan B. Fouraker to participate in the state and county officers and employees retirement system.

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

By Senator Ripley—

**S. B. No. 74—** A Bill to be entitled An Act relating to confederate flags; amending chapter 256, Florida Statutes, by adding section 256.10, prohibiting any person from mutilating, defacing, defying, trampling upon, defiling or casting contempt upon the flags of the confederacy or replicas thereof.

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

By Senator Price—

**S. B. No. 75—** A Bill to be entitled An Act creating a special interim committee to be known as the abolition of the death penalty in capital cases study committee; providing for appointment of members and committee expenses; defining the duties and responsibilities of said committee.

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

By Senator Gibbons—

**S. B. No. 76—** A Bill to be entitled An Act relating to child training schools; providing for an after-care program, an advisory committee to develop policy and program, an administrative assistant to the director of child training schools, after-care counselors to provide supervision so that time in training schools may be reduced; providing for furloughs; providing for an appropriation for implementing such a program; providing effective date.

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

By Senator Cross—

**S. B. No. 77—** A Bill to be entitled An Act enlarging and extending the corporate limits of the city of Gainesville so as to include therein additional lands in Alachua county; providing for the exercise by said city of jurisdiction, powers, and duties over the area defined in said act; regulating trades, occupations, businesses, and professions in the annexed territory; providing for city occupational license taxes in the annexed territory; fixing the qualification of electors re-

siding in the annexed territory; relating to the application of certain codes and ordinances regulating construction and the installation of machinery or equipment; providing for the continuing authority of said city to annex contiguous lands; providing the manner in which such continuing authority to annex shall be exercised; and providing an effective date.

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

Proof of publication of Notice was attached to Senate Bill No. 77 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 II of the Constitution of the State of Florida.

By Senator Beall—

**S. B. No. 78—** A Bill to be entitled An Act relating to the fireman's retirement fund; providing a comprehensive revision and consolidation of chapter 175 Florida Statutes, providing for the imposition of license fees and taxes, and for the disposition thereof; providing for the supervision and regulation of the fireman's retirement fund; providing for retirement benefits to firemen; providing for penalties for the violation of this act; repealing sections 175.01 through 175.27, Florida Statutes, 1959; providing an effective date.

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

By Senator Ripley—

**S. B. No. 79—** A Bill to be entitled An Act relating to the office of county solicitors of all criminal courts of record in all counties of the state which have now or may hereafter have a population of four hundred fifty thousand (450,000) or more according to the last preceding federal or state census, whichever may be the later; and which do not have a metropolitan form of government, authorizing said county solicitors to employ an "Administrative Assistant," and providing for the qualifications and compensation of such office; providing for such office to be classified in the county Civil Service Merit System and for appointments of such "Administrative Assistant," to be made on the basis of merit and fitness to be ascertained by competitive examination.

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

Senator Tucker moved that all bills relating to fishing and hunting introduced during the 1961 Session, general or local, be referred to the Committee on Game and Fisheries.

Which was agreed to and it was so ordered.

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

Which was agreed to.

And the Senate stood adjourned at 11:57 o'clock A. M., until 11:00 o'clock A. M., Thursday, April 6, 1961.