

JOURNAL OF THE SENATE

Thursday, April 20, 1961

The Senate convened at 11:00 o'clock A.M., pursuant to adjournment on Wednesday, April 19, 1961.

The President in the Chair.

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

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	

—38.

A quorum present.

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

"Our loving Father, we come humbly before Thee for our worship of the only living and true God. We offer thanks for all former blessings and privileges. Give unto these Senators the grace needed for today and supply all our needs according to Thy riches in grace by Christ Jesus. Amen."

The reading of the Journal was dispensed with.

The Senate daily Journal of Tuesday, April 18, 1961, was further corrected as follows:

Page 262, column 1, strike out lines 17 and 18 and insert in lieu thereof the following:

"And Senate Bill No. 266, contained in the above report, was referred to the Committee on Labor and Industry, under the dual reference.

"And Senate Bill No. 272, contained in the above report, was placed on the Calendar of Bills on Second Reading."

Also—

Page 327, column 1, line 15, strike out the figures "825" and insert in lieu thereof the figures "820"

And as further corrected was approved.

The Senate daily Journal of Wednesday, April 19, 1961, was corrected and as corrected was approved.

REPORTS OF COMMITTEES

Senator Gibbons, Chairman of the Committee on Drainage and Water Conservation, reported that the Committee had carefully considered the following Bills:

S. B. No. 239— A Bill to be entitled An Act amending sections 378.01(3), 378.15(3), 378.16(1), 378.28(1), (3), (4), creating section 378.451 and subsections (3) of section 378.16 and (6) of 378.46, Florida Statutes, relating to flood control district, providing authority to control waters within district; providing for travel expenses of members of governing board of district; clarifying power of eminent domain; providing for recreational development; providing for promotion, advertisement and improvement of district; providing for exemption from taxation in certain instances and providing for an effective date.

S. B. No. 241— A Bill to be entitled An Act relating to the creation of flood control districts; amending chapter 378, Florida Statutes, to delete the requirement of an authorized federal project as a condition to the establishment of a district pursuant to said chapter by deleting the several references to federal projects in the various sections of the chapter.

—and recommends that the same pass.

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

Senator Gibbons, Chairman of the Committee on Drainage and Water Conservation, reported that the Committee had carefully considered the following Bill:

S. B. No. 301— A Bill to be entitled An Act providing for an appropriation from the general revenue fund of the state for construction of a low level dam on the Suwannee river at Suwannee Springs.

—and recommends that the same pass.

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

Senator Gibbons, Chairman of the Committee on Drainage and Water Conservation, reported that the Committee had carefully considered the following Bill:

S. B. No. 352— A Bill to be entitled An Act relating to the state water resources department; repealing section 373.231, Florida Statutes, relating to water management districts created pursuant to chapter 378, Florida Statutes.

—and recommends that the same pass with committee amendments as attached thereto.

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

Senator Johns, Chairman of the Committee on Insurance, reported that the Committee had carefully considered the following Bill:

S. B. No. 190— A Bill to be entitled An Act relating to public property and public buildings; amending section 255.03, Florida Statutes; specifically exempting proceeds received from insurance carried by a lessee of donated property; providing an effective date.

—and recommends that the same pass with committee amendment as attached thereto.

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

Senator Johns, Chairman of the Committee on Insurance, reported that the Committee had carefully considered the following Bills:

S. B. No. 195— A Bill to be entitled An Act relating to title insurance; amending chapter 626, Florida Statutes, by adding thereto a new section 626.06131 prohibiting rebates of charges, except as to payment of fees to attorneys and payment of commissions to agents; amending subsection (1) of section 627.0950, Florida

Statutes, relating said section thereto and providing an effective date.

S. B. No. 203— A Bill to be entitled An Act providing for the organization and incorporation of non-profit educational, cooperative organizations to provide financial assistance to qualified member students; providing an effective date.

S. B. No. 298— A Bill to be entitled An Act relating to life and disability insurance; amending chapter 626, Florida Statutes; by adding a new section 626.06091 prohibiting coercion in the sale of life and disability insurance in connection with financing the purchase of property; and providing for an effective date.

—and recommends that the same pass.

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

Senator Johns, Chairman of the Committee on Insurance, reported that the Committee had carefully considered the following Bills:

S. B. No. 300— A Bill to be entitled An Act relating to liquefied petroleum gas, creating a new chapter 527, Florida Statutes, entitled liquefied petroleum gas, transferring thereto, renumbering, revising, and amending sections 526.12 through 526.22, Florida Statutes, and adding additional provisions, relating to the regulation, and licensing of dealers in liquefied petroleum gas appliances and equipment for use of such gas, and installation; procedure for suspension and revocation of license; cease and desist orders, and hearings; and providing for an effective date.

S. B. No. 336— A Bill to be entitled An Act relating to the insurance code; stock and mutual insurers, organizations, etc., chapter 628, Florida Statutes; amending section 628.451, relating to mergers and consolidations of stock insurers, providing that presentation of a proposal must be approved by two-thirds (2/3) of the directors or a majority of the stock and it may be adopted by seventy-five per cent (75%) of the stock after due notice; and providing an effective date.

—and recommends that the same pass.

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

Senator Price, Chairman of the Committee on Motor Vehicles, reported that the Committee had carefully considered the following Bills:

S. B. No. 148— A Bill to be entitled An Act relating to motor vehicle licenses; amending subsection (2) of section 320.08, Florida Statutes, by eliminating "T" tags and fixing the weight covered by "D" tags; providing an effective date.

S. B. No. 471— A Bill to be entitled An Act relating to motor vehicle tags; amending Section 320.131, F.S., to designate the tags "temporary tags" valid for five days and to also apply to trailer coach dealers or certificated common carriers and fixing an effective date.

—and recommends that the same pass.

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

Senator Connor, Chairman of the Committee on Banking, reported that the Committee had carefully considered the following Bill:

S. B. No. 449— A Bill to be entitled An Act relating to retail installment transactions of motor vehicles and the repossession of motor vehicles; amending

subsection (2) of section 520.02, F.S., by redefining the terms "retail buyer" and "buyer"; amending section 520.11, F.S., relating to repossession by establishing the right to retake possession of motor vehicles, prescribing the procedure to be followed upon repossession and the rights, duties and obligations of the buyer and the holder upon repossession, providing for redemption and for sale under certain circumstances, fixing the liabilities of the buyer and providing penalties for violation; amending section 520.13, F. S., relating to waiver; and fixing an effective date.

—and recommends that the same pass.

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

Senator Beall, Chairman of the Committee on County Organizations, reported that the Committee had carefully considered the following Bill:

S. B. No. 196— A Bill to be entitled An Act repealing chapter 30070, 1955, and chapter 17971, 1937, Laws of Florida, insofar as they may relate to Madison county.

—and recommends that the same pass.

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

Senator Pope, Chairman of the Committee on State Institutions, reported that the Committee had carefully considered the following Bills:

S. B. No. 453— A Bill to be entitled An Act relating to sunland training centers; amending sections 393.01, 393.011, 393.04, 393.051, 393.06, 393.08, 393.10, and 393.11, Florida Statutes, by deleting therefrom the word "epileptic" as used in chapter 393, Florida Statutes; providing effective date.

S. B. No. 464— A Bill to be entitled An Act relating to board of commissioners of state institutions; amending paragraph (a) of subsection (1) of section 965.01, Florida Statutes, deleting certain institution names and inserting in lieu thereof other institution names; amending subsection (1) of section 965.01 by deleting paragraphs (b), (c) and (d); providing an effective date.

—and recommends that the same pass.

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

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

H. B. No. 277— A bill to be entitled An Act to amend sections 394.09, 394.10, 394.11, and 394.13-394.18, inclusive, Florida Statutes, all relating to Florida state hospitals, by redesignating "insane asylums" as "hospitals for the mentally ill," "inmates" as "patients," "lunatics and insane persons" as "mentally ill persons," and "Florida farm colony for epileptic and feeble-minded" as "sunland training center"; and providing an effective date.

—and recommends that the same pass.

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

Senator Herrell, Chairman of the Committee on Welfare, reported that the Committee had carefully considered the following Bill:

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 in-

clude doctors of chiropractic as physicians who may refer patients for treatment under the provisions of this act.

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

And the Bill contained in the preceding report, with the recommended committee substitute attached thereto was referred to the Committee on Appropriations, under the original joint reference.

Senator Herrell, Chairman of the Committee on Welfare, reported that the Committee had carefully considered the following Bill:

S. B. No. 428— A Bill to be entitled An Act relating to old age assistance; amending the introductory paragraph of section 409.16, Florida Statutes; providing an appropriation; providing an effective date.

—and recommends that the same pass.

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

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

S. B. No. 115— A Bill to be entitled An Act relating to salt water fisheries and conservation in all counties of the state having a population of not less than eighty thousand (80,000) nor more than one hundred twenty thousand (120,000) according to the latest official decennial census; regulating the transportation of oysters; providing for such oysters to pass through licensed wholesale dealers; providing exception for private consumption; providing penalty for violation; providing an effective date.

S. B. No. 116— A Bill to be entitled An Act relating to the use of live mullet in all counties of the state having a population of not less than eighty thousand (80,000) nor more than one hundred twenty thousand (120,000) according to the latest official statewide decennial census; permitting use of live mullet for bait purposes; providing effective date.

S. B. No. 126— A Bill to be entitled An Act relating to Brevard County; prohibiting spearing of fish from motor boats; providing a penalty and an effective date.

—and recommends that the same pass.

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

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

S. B. No. 150— A Bill to be entitled An Act relating to fishing in all counties of the state having a population of not less than twenty-nine thousand (29,000) nor more than thirty thousand (30,000) inhabitants according to the latest official state-wide decennial census; Prohibiting the use of nets in certain waters within said counties.

S. B. No. 151— A Bill to be entitled An Act relating to the taking of shrimp for live bait in all counties in the state having a population of not less than twenty-nine (29,000) thousand nor more than thirty thousand (30,000) inhabitants, according to the latest official state-wide decennial census; regulating the taking of live bait shrimp; providing for the issuance of a permit; providing an effective date.

S. B. No. 205— A Bill to be entitled An Act relating to St. Johns county; regulating the taking of

marine turtle eggs for personal use; providing an effective date.

—and recommends that the same pass.

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

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

S. B. No. 424— A Bill to be entitled An Act relating to oyster bottom land grants; providing that all grants of land made by the several boards of county commissioners of the state pursuant to chapter 3293, Laws of Florida, 1881, shall be subject to certain portions of section 370.16, Florida Statutes; providing time for compliance and forfeiture for noncompliance; providing an effective date.

—and recommends that the same pass.

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

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

S. B. No. 443— A Bill to be entitled An Act giving the game and fresh water fish commission jurisdiction to provide for the gear, manner and method of taking fish, shell fish, crustacea, and other aquatic animal life from the fresh waters of the state of Florida; providing penalties for violations of laws and rules, regulations and resolutions of the game and fresh water fish commission promulgated under this act; providing for forfeiture of illegally used nets, boats, motors, and other fishing devices.

—and recommends that the same not pass.

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

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

H. B. No. 90— A bill to be entitled An Act relating to the number of undersized oysters in any one boat load or cargo taken in Franklin county; amending section 5 of chapter 18540, Laws of Florida, 1937; providing that the number of undersized oysters in any one boat load or cargo allowed by law shall be increased from ten (10) per hundred (100) to twenty-five (25) per hundred (100).

—and recommends that the same pass.

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

Senator Johnson, Chairman of the Committee on General Legislation, reported that the Committee had carefully considered the following Bills:

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.

S. B. No. 146— A Bill to be entitled An Act relating to structural pest control; amending subsections (1), (2) and (3) of section 482.101, Florida Statutes, prescribing number and qualifications of members of the structural pest control commission of Florida and providing for appointments thereon; amending subsection (1) of section 482.132, Florida Statutes, prescribing the quali-

fications for award of a pest control operator's certificate by said commission.

—and recommends that the same pass.

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

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

S. B. No. 101— A Bill to be entitled An Act relating to contracts for public work; requiring all public officials to specify and use Florida timber and forest products in state, county and municipal construction; providing an effective date.

—and recommends that the same pass with committee amendments as attached thereto.

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

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

S. B. No. 178— A Bill to be entitled An Act relating to municipal chiefs of police; providing that removal of chiefs of police serving a certain period of time shall be limited to certain causes; providing certain methods and procedures to be followed before removal; providing method of review; providing an effective date.

—and recommends that the same pass with committee amendment as attached thereto.

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

Senator Barron, Chairman of the Committee on Judiciary "B", reported that the Committee had carefully considered the following Bills:

S. B. No. 265— A Bill to be entitled An Act relating to damages, providing for separate assessment of punitive damages by jury.

S. B. No. 270— A Bill to be entitled An Act relating to oaths, affidavits and acknowledgments; providing that commissioned officers of armed forces may take oaths, affidavits and acknowledgments by members of armed forces, their spouses and persons whose duties require their presence with armed forces.

—and recommends that the same pass.

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

Senator Barron, Chairman of the Committee on Judiciary "B", reported that the Committee had carefully considered the following Bills:

S. B. No. 269— A Bill to be entitled An Act relating to confessions; prohibiting publication of information relating to confession of a crime by person charged prior to introduction of confession into evidence; providing a penalty.

S. B. No. 274— A Bill to be entitled An Act relating to venue of actions; amending section 46.01, Florida Statutes, by adding provision that court may transfer suit to county where cause of action arose if justice demands such transfer.

—and recommends that the same not pass.

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

ENGROSSING REPORT

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

S. B. No. 99— A Bill to be entitled An Act relating to chiropody; adding a new Section 461.20 to Chapter 461, Florida Statutes, providing that insurance companies, arrangements, non-profit medical, surgical, and hospital plan groups or corporations, shall include in their policies compensation for medical, surgical, and hospital services performed by chiropodists.

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

And Senate Bill No. 99, contained in the above report was ordered certified to the House of Representatives.

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

ENROLLING REPORT

Your Enrolling Clerk to whom was referred—

H. B. No. 611

—reports same has been properly enrolled, signed by the Speaker and Chief Clerk of the House of Representatives, and by the President and Secretary of the Senate, and presented to the Governor on April 20, 1961.

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

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

Unanimous consent was granted, and—

H. B. No. 663— A Bill to be entitled An Act amending chapter 30026, Laws of Florida, 1955; adding section 1-A to change the population classification from twelve thousand through thirteen thousand (12,000-13,000) to seventeen thousand through nineteen thousand (17,000-19,000); providing an effective date.

Was taken up.

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

Which was agreed to by a two-thirds vote.

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

Senator Stratton moved that the rules be further waived and House Bill No. 663 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 663 was read the third time in full.

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

Yeas—38.

Mr. President	Clarke	Galloway	Johnson
Barron	Connor	Gautier	Kelly
Beall	Cross	Getzen	Kicliter
Blank	David	Gibbons	Mapoles
Boyd	Davis	Gresham	Melton
Bronson	Edwards	Herrell	Parrish
Carraway	Fraser	Johns	Pearce

Pope	Ripley	Sutton	Young
Price	Roberts	Tucker	
Rawls	Stratton	Williams	

Senator Stratton moved that the rules be further waived and House Bill No. 664 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 664 was read the third time in full.

Upon the passage of House Bill No. 664 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	Kicliter	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 House Bill No. 663 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

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

Unanimous consent was granted, and—

H. B. No. 660— A bill to be entitled An Act relating to Nassau county; authorizing the board of county commissioners to pay two hundred fifty dollars (\$250.00) monthly toward salary of secretary to the county judge's court.

Was taken up.

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

Which was agreed to by a two-thirds vote.

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

Senator Stratton moved that the rules be further waived and House Bill No. 660 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 660 was read the third time in full.

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

Yeas—38.

Mr. President	David	Johns	Rawls
Barron	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	

Nays—None.

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

Senator Stratton requested unanimous consent of the Senate to take up and consider House Bill No. 664, out of its order.

Unanimous consent was granted, and—

H. B. No. 664— A bill to be entitled An Act amending Chapter 59-897, Laws of Florida, 1959; adding Section 1-A to change the population classification from twelve thousand through thirteen thousand (12,000-13,000) to seventeen thousand through nineteen thousand (17,000-19,000); providing an effective date.

Was taken up.

Senator Stratton moved that the rules be waived and House Bill No. 664 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 664 was read the second time by title only.

Nays—None.

So House Bill No. 664 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Gresham requested unanimous consent of the Senate to take up and consider House Bill No. 632, out of its order.

Unanimous consent was granted, and—

H. B. No. 632— A bill to be entitled An Act relating to Lee county; defining junk yards; authorizing the board of county commissioners to regulate junk yards; providing for penalty; providing an effective date.

Was taken up.

Senator Gresham moved that the rules be waived and House Bill No. 632 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 632 was read the second time by title only.

Senator Gresham moved that the rules be further waived and House Bill No. 632 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 632 was read the third time in full.

Upon the passage of House Bill No. 632 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	Kicliter	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 House Bill No. 632 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Gresham requested unanimous consent of the Senate to take up and consider House Bill No. 633, out of its order.

Unanimous consent was granted, and—

H. B. No. 633— A bill to be entitled An Act relating to Lee County; authorizing the board of county commissioners to require a franchise for the operation of waterworks, sewerage plants or trash and garbage collections; prescribing the manner in which franchise may be granted; providing an effective date.

Was taken up.

Senator Gresham moved that the rules be waived and House Bill No. 633 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 633 was read the second time by title only.

Senator Gresham moved that the rules be further waived and House Bill No. 633 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 633 was read the third time in full.

Upon the passage of House Bill No. 633 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 House Bill No. 633 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Gresham requested unanimous consent of the Senate to take up and consider House Bill No. 634, out of its order.

Unanimous consent was granted, and—

H. B. No. 634— A bill to be entitled An Act relating to Lee county; authorizing the board of county commissioners to make improvements and levy and collect special assessments against property benefited pursuant to the provisions of chapter 170, Florida Statutes; providing for an effective date.

Was taken up.

Senator Gresham moved that the rules be waived and House Bill No. 634 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 634 was read the second time by title only.

Senator Gresham moved that the rules be further waived and House Bill No. 634 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 634 was read the third time in full.

Upon the passage of House Bill No. 634 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 House Bill No. 634 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Gresham requested unanimous consent of the Senate to take up and consider House Bill No. 636, out of its order.

Unanimous consent was granted, and—

H. B. No. 636— A bill to be entitled An Act relating to Lee county; authorizing the board of county commissioners to contribute toward any state or federal project to be constructed in Lee county; providing an effective date.

Was taken up.

Senator Gresham moved that the rules be waived and House Bill No. 636 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 636 was read the second time by title only.

Senator Gresham moved that the rules be further waived and House Bill No. 636 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 636 was read the third time in full.

Upon the passage of House Bill No. 636 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 House Bill No. 636 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Gresham requested unanimous consent of the Senate to take up and consider House Bill No. 637, out of its order.

Unanimous consent was granted, and—

H. B. No. 637— A bill to be entitled An Act relating to Lee county prescribing the manner in which special elections shall be conducted by the board of county commissioners; providing for an effective date.

Was taken up.

Senator Gresham moved that the rules be waived and House Bill No. 637 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 637 was read the second time by title only.

Senator Gresham moved that the rules be further waived and House Bill No. 637 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 637 was read the third time in full.

Upon the passage of House Bill No. 637 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	Kicliter	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 House Bill No. 637 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Gresham requested unanimous consent of the Senate to take up and consider House Bill No. 746, out of its order.

Unanimous consent was granted, and—

H. B. No. 746— A bill to be entitled An Act relating to Lee County; prohibiting cattle, hogs, horses, mules, goats, sheep or other grazing animals from running at large; providing for the impounding of such livestock; providing the method of impounding and charging of fees; providing an effective date.

Was taken up.

Senator Gresham moved that the rules be waived and House Bill No. 746 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 746 was read the second time by title only.

Senator Gresham moved that the rules be further waived and House Bill No. 746 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 746 was read the third time in full.

Upon the passage of House Bill No. 746 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	Kicliter	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 House Bill No. 746 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Tucker requested unanimous consent of the Senate to take up and consider Senate Bill No. 459, out of its order.

Unanimous consent was granted, and—

S. B. No. 459— A Bill to be entitled An Act authorizing the board of county commissioners to make expenditures from county funds up to twenty-five hundred dollars (\$2,500.00) for emergency purposes in any county in the state having a population of not less than six thousand five hundred (6,500) and not more than six thousand six hundred (6,600), according to the latest official decennial census; providing that act shall be retroactive to January, 1960; providing an effective date.

Was taken up.

Senator Tucker moved that the rules be waived and Senate Bill No. 459 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 459 was read the second time by title only.

Senator Tucker moved that the rules be further waived and Senate Bill No. 459 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 459 was read the third time in full.

Upon the passage of Senate Bill No. 459 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	Kicliter	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 Bill No. 459 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Stratton moved that Senate Bill No. 417 be withdrawn from the Committee on Labor and Industry and placed on the Calendar of Bills on Second Reading.

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

Senator Stratton requested unanimous consent of the Senate to take up and consider Senate Bill No. 417, out of its order.

Unanimous consent was granted, and—

S. B. No. 417— A Bill to be entitled An Act relating to labor organizations; amending subsections (2) and (3) section 447.04, Florida Statutes, 1959; authorizing the secretary of state to conduct investigations of applicants for business agents' licenses and hold hearings when objections filed; setting an effective date.

Was taken up.

Senator Stratton moved that the rules be waived and Senate Bill No. 417 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 417 was read the second time by title only.

Senator Stratton moved that the rules be further waived and Senate Bill No. 417 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 417 was read the third time in full.

Upon the passage of Senate Bill No. 417 the roll was called and the vote was:

Yeas—38.

Mr. President	Davis	Johns	Rawls
Barron	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	

Nays—None.

So Senate Bill No. 417 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Davis, Chairman of the Committee on Rules and Calendar, moved that on and after Monday, April 24, 1961, when the order of INTRODUCTION OF DISTINGUISHED GUESTS UNDER SENATE RULE NO. 62 is passed in the regular order of business, that all introductions made thereafter during the session be made by the President at appropriate times upon memorandum sent to him by Senators wishing the introduction.

Which was agreed to and it was so ordered.

Senator Davis, Chairman of the Committee on Rules and Calendar, moved that the rules be waived and when the Senate adjourns at this Session, it adjourn to reconvene at 9:55 o'clock A. M., Friday, April 21, 1961.

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

Senator Davis, Chairman of the Committee on Rules and Calendar, moved that the rules be waived and when the Senate adjourns on Friday, April 21, 1961, it adjourn to reconvene at 3:00 o'clock P. M., Monday, April 24, 1961.

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

Senator Herrell moved that Senate Bill No. 64 be withdrawn from the Committee on Appropriations and placed on the Calendar of Bills on Second Reading.

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

Senator Ripley moved that Senate Bill No. 81 be withdrawn from the Committee on General Legislation and placed on the Calendar of Bills on Second Reading.

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

By unanimous consent, Senator Ripley withdrew Senate Bill No. 81 from the further consideration of the Senate.

INTRODUCTION OF RESOLUTIONS, MEMORIALS, BILLS AND JOINT RESOLUTIONS

By Senator Blank—

S. B. No. 479— A Bill to be entitled An Act relating to property subject to execution; amending section 55.20, Florida Statutes, providing for levy and sale under execution of personal property in possession of vendee under a retain title contract or conditional sale contract; providing an effective date.

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

By Senator Blank—

S. B. No. 480— A Bill to be entitled An Act relating to executions; amending section 55.21, Florida Statutes, providing for discovery of value of personal property in possession of vendee under a retain title contract or a conditional sale contract; providing an effective date.

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

By Senator Blank—

S. B. No. 481— A Bill to be entitled An Act for the relief of Henry A. Landry of Boca Raton, Florida; appropriating funds from the office of Motor Vehicle Commissioner; providing effective date.

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

By Senator Blank—

S. B. No. 482— A Bill to be entitled An Act relating to executions; amending section 55.22, Florida Statutes, providing for protection of mortgagee of personal property in possession of vendee under a retain title contract or conditional sale contract; providing an effective date.

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

By Senator Blank—

S. B. No. 483— A Bill to be entitled An Act relating to uniform limited partnership law; amending chapter 620, Florida Statutes, by adding a new section 620.011 to define persons qualified to form partnerships under the law; providing an effective date.

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

By Senator Connor—

S. B. No. 484— A Bill to be entitled An Act relating to revocation, countermand, and stop-payment orders concerning the payment of checks or drafts against bank accounts; providing requirements therefor to make the same effective; providing prerequisites for liability of banks and trust companies for failure to comply with revocations, countermands and stop-payment orders; providing maximum effective period and providing for renewal; amending section 659.32, Florida Statutes.

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

By Senators Gibbons, Connor, Getzen and Hodges—

S. B. No. 485— A Bill to be entitled An Act creating southwest Florida water management district in Florida; defining the boundaries of said district; imposing taxes on all property in said district; and providing that said district shall operate under chapter 378, Florida Statutes, with certain exceptions; providing for creation of basin water management boards within said district; providing for the abolishment of the Peace river valley water conservation and drainage district created by chapter 59-1002, Laws of Florida; providing for the discharge of its obligations and for the transfer of its assets to the district herein created; providing for the transfer of property from the Lake Apopka recreation and water conservation and control authority created by chapter 28325, Laws of Florida, 1953, and the Oklawaha

recreation and water conservation and control authority created by chapter 29222, Laws of Florida, 1953, and transferring certain functions.

Which was read the first time by title only and referred to the Committee on Drainage and Water Conservation.

Proofs of publication of Notices were attached to Senate Bill No. 485 when it was introduced in the Senate, and evidence that such Notices had been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

By Senator Sutton—

S. B. No. 486— A Bill to be entitled An Act relating to the unemployment compensation law; clarifying the definition of the term "employment"; providing that the term "employment" shall not include certain services the remuneration for which is solely by way of commission; amending paragraph (g) of subsection (5) of section 443.03, Florida Statutes, by adding thereto a new subparagraph 19.

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

By Senator Sutton—

S. B. No. 487— A Bill to be entitled An Act relating to the amendment of subsections one (1) and two (2) of section 561.34, Florida Statutes, with respect to the license fees imposed thereunder; providing for an effective date thereof.

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

By Senator Sutton—

S. B. No. 488— A Bill to be entitled An Act amending subsection (1) of section 99.161, Florida Statutes; prohibiting certain persons from making contributions to any political party or to any candidate for nomination or election to any political office in the state; and providing for an effective date thereof.

Which was read the first time by title only and referred to the Committee on Privileges and Elections and the Committee on Public Roads and Highways.

By Senators Bronson, Connor and Blank—

S. B. No. 489— A Bill to be entitled An Act amending section 74.01, Florida Statutes; relating to eminent domain proceedings; clarifying authority of flood control districts for declaration of taking; repealing section 74.16, Florida Statutes; providing for an effective date.

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

By Senators Bronson, Connor and Blank—

S. B. No. 490— A Bill to be entitled An Act relating to recordation of right-of-way maps; amending chapter 177, Florida Statutes, by adding section 177.17 to provide for recordation of right-of-way maps of flood control district; providing an effective date.

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

By Senators Bronson, Connor and Blank—

S. B. No. 491— A Bill to be entitled An Act amending section 74.05, Florida Statutes, relating to eminent domain; providing deposit for flood control right-of-way shall be not less than one hundred per cent (100%) of value; providing an effective date.

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

By Senator Beall—

S. B. No. 492— A Bill to be entitled An Act relating to ports and harbors; amending section 309.01, Florida Statutes, relating to the regulation of material deposited in tidewater, by adding a subsection to be numbered (2), to allow certain materials to be deposited in Pensacola bay in Escambia county to benefit fishing from the old Pensacola bay bridge; providing an effective date.

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

Senator Beall moved that Senate Bill No. 492 be withdrawn from the Committee on Game and Fisheries and placed on the Calendar of Bills on Second Reading, without reference.

Which was not agreed to.

By Senator Beall—

S. B. No. 493— A Bill to be entitled An Act to provide for simplification of fiduciary security transfers; to repeal all laws or parts of laws in conflict herewith; and providing for the effective date of the act.

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

By Senator Johnson—

S. B. No. 494— A Bill to be entitled An Act amending sections 8, 9, 18, 20 and 85 of chapter 9892, Laws of Florida, Acts of 1923, the same being an act entitled "An Act to abolish the present municipal government of the City of Quincy, in the County of Gadsden in the State of Florida, and to create, establish and organize a municipality to be known and designated as the City of Quincy, and to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges".

Which was read the first time by title only.

Senator Johnson moved that the rules be waived and Senate Bill No. 494 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 494 was read the second time by title only.

Senator Johnson moved that the rules be further waived and Senate Bill No. 494 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 494 was read the third time in full.

Upon the passage of Senate Bill No. 494 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	Kicliter	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 Bill No. 494 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Williams—

S. B. No. 495— A Bill to be entitled An Act relating to compensation of the superintendent of public instruction in any county in the state having a population of not less than eleven thousand nine hundred (11,900) and not more than twelve thousand four hundred (12,400) according to the latest official decennial census.

Which was read the first time by title only.

Senator Williams moved that the rules be waived and Senate Bill No. 495 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 495 was read the second time by title only.

Senator Williams moved that the rules be further waived and Senate Bill No. 495 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 495 was read the third time in full.

Upon the passage of Senate Bill No. 495 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	Kicliter	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 Bill No. 495 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senators Williams and David—

S. B. No. 496— A Bill to be entitled An Act relating to taxation; placing an excise tax on the severance of phosphate; providing penalties.

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

By Senator Boyd—

S. B. No. 497— A Bill to be entitled An Act to amend chapter 849, Florida Statutes, by adding a section thereto to be known as Section 849.092, exempting certain advertising undertakings from the provisions of Section 849.09, which prohibit lotteries; providing limitations thereon.

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

By Senators Gautier and Herrell—

S. B. No. 498— A Bill to be entitled An Act relating to fraud or attempted fraud of hospitals; making the furnishing of false information prima facie evidence of intent to defraud; providing a penalty; and providing an effective date.

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

By Senator Tucker—

S. B. No. 499— A Bill to be entitled An Act relating to the Department of Public Welfare; amending the introductory paragraph of Section 409.16, Florida Statutes, to increase the amount of monthly old age assistance; amending section 409.37, Florida Statutes, by adding subsection (3) to provide a minimum allowance for personal and a maximum allowance for household expenses and for shelter maintenance; providing an effective date.

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

By Senators Herrell, Sutton and Connor—

Senate Memorial No. 500—

A MEMORIAL TO THE CONGRESS OF THE UNITED STATES URGING THE CONSIDERATION OF THE CONSTITUTIONAL AMENDMENT CONCERNING EQUAL LEGAL RIGHTS FOR WOMEN.

WHEREAS, the women of our nation have enjoyed full civil rights since the adoption of the Nineteenth Amendment, and

WHEREAS, all citizens of our nation should not only share equal civil rights but also equal legal rights, and

WHEREAS, there exist many statutes discriminating against women, and

WHEREAS, such legal differentiations, merely because of sex, lower the nation's prestige and status in the world community, and

WHEREAS, both political parties announced support of equal legal rights in their respective platforms, and

WHEREAS, such a discriminating situation is outmoded and intolerable, NOW, THEREFORE,

Be It Resolved by the Legislature of the State of Florida:

That the Senate of the State of Florida petition and request the Congress of the United States that said Congress enact the required enabling legislation to present to the states for adoption the amendment to the United States Constitution:

"Equality of rights under the law shall not be denied or abridged by the United States or by any state on account of sex," and

BE IT FURTHER RESOLVED that copies of this memorial be dispatched by the Secretary of the State of Florida, to the President of the United States, to the President of the United States Senate, to the Speaker of the United States House of Representatives, to each member of the ablest congressional delegation in the United States Congress, the Florida Delegation, to the Governor of the State of Florida and that this memorial be spread upon the journal of the Senate and the House of Representatives of the Legislature of Florida.

Which was read the first time in full.

Senator Herrell moved that the rules be waived and Senate Memorial No. 500 be read the second time in full.

Which was agreed to by a two-thirds vote.

And Senate Memorial No. 500 was read the second time in full.

The question was put on the adoption of the Memorial.

Which was agreed to and the Senate Memorial No. 500 was adopted, and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Senator Davis moved that the rules be waived and the Senate do now proceed to the consideration of the Order of the Day.

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

**ORDER OF THE DAY
MOTION TO RECONSIDER**

The motion made by Senator Carraway on April 19, 1961, that the Senate reconsider the vote by which Senate Bill No. 260, as amended, failed to pass the Senate on April 19, 1961, was taken up.

S. B. No. 260— A Bill to be entitled An Act relating to running horse racing, harness or sulky horse racing, dog racing, and pari-mutuel wagering; amending subsection (1) of section 550.02, sections 550.04 and 550.05, subsection (3) of section 550.065, and subsection (6) of section 550.081, Florida Statutes, to fix the season, time, dates, distance from other pari-mutuel establishments, commission and taxes, and limitations for conducting harness horse racing at night only in the most populous areas; and providing an effective date.

The President put the question: "Will the Senate reconsider the vote by which Senate Bill No. 260, as amended, failed to pass the Senate on April 19, 1961?"

A roll call was demanded.

Upon call of the roll on the question, the vote was:

Yeas—18.

Mr. President	Davis	Johnson	Sutton
Bronson	Gautier	Parrish	Tucker
Carraway	Getzen	Pearce	Williams
Connor	Gresham	Rawls	
David	Johns	Ripley	

Nays—18.

Beall	Fraser	Kicliter	Roberts
Blank	Galloway	Mapoles	Stratton
Clarke	Gibbons	Melton	Young
Cross	Herrell	Pope	
Edwards	Kelly	Price	

So the Senate refused to reconsider the vote by which Senate Bill No. 260, as amended, failed to pass the Senate on April 19, 1961.

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

Senate Bill No. 425 was taken up in its order and the consideration thereof was informally passed, the Bill retaining its place on the Calendar of Bills on Second Reading.

S. B. No. 177— A Bill to be entitled An Act relating to rules of practice in the courts of Florida; providing that evidence of the violation of all felonies and any misdemeanors relating to lotteries, gambling, book-making, concealed weapons, narcotic drugs or habit forming drugs and alcoholic beverages, shall be admissible against any person charged with the commission of any felony or any such misdemeanor without regard to the validity of its obtention; providing for punishment of officer making unreasonable search or seizure; providing an effective date.

Was taken up in its order.

Senator Gresham moved that Senate Bill No. 177 be referred to the Committee on Constitutional Amendments and Governmental Reorganization for further study.

Pending consideration of the motion made by Senator Gresham, Senator Rawls moved as a substitute motion that Senate Bill No. 177 be recommitted to an appropriate committee for further study.

The question was put on the adoption of the substitute motion made by Senator Rawls.

A roll call was demanded.

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

Yeas—11.

Beall	Gresham	Parrish	Sutton
Blank	Johns	Rawls	Young
Clarke	Johnson	Ripley	

Nays—26.

Mr. President	Davis	Herrell	Price
Boyd	Edwards	Kelly	Roberts
Bronson	Fraser	Kicliter	Stratton
Carraway	Galloway	Mapoles	Tucker
Connor	Gautier	Melton	Williams
Cross	Getzen	Pearce	
David	Gibbons	Pope	

So the substitute motion failed of adoption.

By unanimous consent, Senator Gresham withdrew the motion that Senate Bill No. 177 be referred to the Committee on Constitutional Amendments and Governmental Reorganization for further study.

Senator Pearce moved that the rules be waived and Senate Bill No. 177 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 177 was read the second time by title only.

Pending further consideration of Senate Bill No. 177, Senator Pearce moved that the rules be waived and the hour of adjournment be extended until final roll call on Senate Bill No. 177.

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

Senator Pearce moved that the rules be further waived and Senate Bill No. 177 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 177 was read the third time in full.

Pending further consideration of Senate Bill No. 177, Senator Rawls moved that the Senate adjourn.

Which was agreed to.

And the Senate stood adjourned at 1:04 o'clock P. M., until 9:55 o'clock A. M., Friday, April 21, 1961, pursuant to the motion made by Senator Davis this day.