

# JOURNAL OF THE SENATE

Friday, April 21, 1961

The Senate convened at 9:55 o'clock A.M., pursuant to adjournment on Thursday, April 20, 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	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:

"We ask Thee kind Master to bless these chosen servants in this last day's work of the week and make all things work together for the good of Thy people. In Thy loving care may we travel to our homes, may we also be concerned for the safety of others. As we go, we would fear God and keep His commandments. After giving us rest and worship on the Lord's day may we return in good health to our posts of duty. Amen."

The reading of the Journal was dispensed with.

The Senate daily Journal of Tuesday, April 11, 1961, was further corrected as follows:

Page 68, column 1, strike out lines 1 to 5, both inclusive.

And as further corrected was approved.

The Senate daily Journal of Wednesday, April 12, 1961, was further corrected as follows:

Page 104, column 2, strike out line 21, and insert in lieu thereof the following:

"By Senators Fraser, Johns, Connor and Kelly—"

And as further corrected was approved.

The Senate daily Journal of Monday, April 17, 1961, was further corrected as follows:

Page 200, column 1, line 19, counting from the bottom of the column, strike out the word and figure "subsection (2)" and insert in lieu thereof the word and figure "subsection (3)"

Also—

Page 201, column 1, line 3, strike out the letters and figures "N.B. No. 24" and insert in lieu thereof the letters and figures "H. B. No. 24"

Also—

Page 212, column 2, line 1, strike out the figures "9:00" and insert in lieu thereof the figures "10:00"

Also—

Page 214, column 1, line 22, counting from the bottom of the column, strike out the figures "(30,000-32,000);" and insert in lieu thereof the figures "(30,000-32,000);"

Also—

Page 235, column 1, line 2, strike out the figures "(350,00-" and insert in lieu thereof the figures "(350,000-"

Also—

Page 236, column 1, between lines 1 and 2 insert the following:

three hundred thousand (300,000) and not more than

Also—

Page 236, column 1, strike out line 3.

Also—

Page 236, column 2, strike out lines 8 and 9, counting from the bottom of the column, and insert in lieu thereof the following:

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

Also—

Page 240, column 2, between lines 30 and 31, insert the following:

"that plumbing contractors, limited plumbing contrac—"

Also—

Page 244, column 2, line 24, strike out the figures "18.890," and insert in lieu thereof the figures "18,890,"

Also—

Page 244, column 2, line 25, strike out the figures "21.552," and insert in lieu thereof the figures "21,552,"

Also—

Page 244, column 2, line 26, strike out the figures "29.507," and insert in lieu thereof the figures "29,507,"

Also—

Page 245, column 1, line 23, counting from the bottom of the column, strike out the figures "70,00" and insert in lieu thereof the figures "70,000"

Also—

Page 255, column 2, strike out line 17 and insert in lieu thereof the following:

"section 458.06 (3), (4), (5) and (6), Florida Statutes."

Also—

Page 257, column 1, line 24, counting from the bottom of the column, strike out the figures "103.017," and insert in lieu thereof the figures "103.071,"

And as further corrected was approved.

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

Page 260, column 1, between lines 18 and 19, counting from the bottom of the column, insert the following:

"And as further corrected was approved."

Also—

Page 260, column 2, line 14, strike out the letters and figures "S. B. No. 226—" and insert in lieu thereof the letters and figures "H. B. No. 226—"

Also—

Page 264, column 1, line 14, strike out the figures "9:00" and insert in lieu thereof the figures "10:00"

Also—

Page 265, column 1, line 3, counting from the bottom of the column, strike out the figures "537" and insert in lieu thereof the figures "357"

Also—

Page 265, column 1, line 9, counting from the bottom of the column, strike out the figures "537" and insert in lieu thereof the figures "357"

Also—

Page 266, column 2, line 15, counting from the bottom of the column, strike out the word "through"

Also—

Page 266, column 2, line 19, counting from the bottom of the column, strike out the figures "59-794," and insert in lieu thereof the figures "59-784,"

Also—

Page 271, column 2, at the end of line 24, counting from the bottom of the column, add the following:

"through four hundred fifty thousand"

Also—

Page 276, column 2, between lines 31 and 32, insert the following:

"section 1-A to change the population classification from"

Also—

Page 293, column 1, line 2, counting from the bottom of the column, strike out the figure "(3)" and insert in lieu thereof the letter "(e)"

Also—

Page 295, column 1, line 32, strike out the figures "(4,500-5,000)" and insert in lieu thereof the figures "(4,000-5,000)"

Also—

Page 295, column 2, strike out line 3, counting from the bottom of the column, and insert in lieu thereof the following:

"H. B. No. 436— A bill to be entitled An Act"

Also—

Page 296, column 2, line 28, counting from the bottom of the column, strike out the word "House" and insert in lieu thereof the word "Senate"

Also—

Page 297, column 1, line 12, counting from the bottom of the column, strike out the word "House" and insert in lieu thereof the word "Senate"

Also—

Page 297, column 1, strike out lines 32 and 33, and insert in lieu thereof the following:

"sand (150,000-240,000) to three hundred fifty thousand through three hundred eighty five thousand (350,000-385,000); providing an effective date."

Also—

Page 301, column 2, line 12, strike out the figures "56-731," and insert in lieu thereof the figures "59-731,"

Also—

Page 307, column 1, line 5, counting from the bottom of the column, strike out the word "House" and insert in lieu thereof the word "Senate"

Also—

Page 307, column 2, line 16, counting from the bottom of the column, strike out the word "House" and insert in lieu thereof the word "Senate"

Also—

Page 311, column 1, line 12, strike out the figures "1975," and insert in lieu thereof the figures "1957,"

Also—

Page 311, column 1, line 19, counting from the bottom of the column, strike out the word "pension," and insert in lieu thereof the following:

"appointment, qualifications, tenure, compensation, suspension,"

Also—

Page 311, column 1, line 27, counting from the bottom of the column, strike out the numerals "XIII," and insert in lieu thereof the numerals "XXIII,"

Also—

Page 314, column 2, line 20, counting from the bottom of the column, strike out the word "House" and insert in lieu thereof the word "Senate"

Also—

Page 315, column 1, line 28, strike out the word "House" and insert in lieu thereof the word "Senate"

Also—

Page 315, column 2, line 7, strike out the figures "69" and insert in lieu thereof the figures "769"

Also—

Page 317, column 2, line 13, strike out the figures "1955t," and insert in lieu thereof the figures "1959,"

Also—

Page 320, column 2, line 28, strike out the figures "27141," and insert in lieu thereof the figures "27151,"

And as further corrected was approved.

The Senate daily Journal of Wednesday, April 19, 1961, was further corrected as follows:

Page 333, column 1, line 7, counting from the bottom of the column, strike out the figures "710.12," and insert in lieu thereof the figures "710.02,"

Also—

Page 333, column 1, line 20, strike out the figures "665.1" and insert in lieu thereof the figures "665.15"

Also—

Page 342, column 1, line 14, following the word "city," and before the word "and" insert the following:

" , and by changing the powers of such city manager,"

And as further corrected was approved.

The Senate daily Journal of Thursday, April 20, 1961, was corrected as follows:

Page 348, column 2, line 27, counting from the bottom of the column, strike out the figures "633" and insert in lieu thereof the figures "663"

Also—

Page 354, column 2, strike out line 15 and insert in lieu thereof the following:

"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."

And as corrected was approved.

#### REPORTS OF COMMITTEES

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

**S. B. No. 137—** A Bill to be entitled An Act to authorize Kathleen B. Davis upon contributing the full amount she would have been required to contribute to the county officers and employees retirement system to receive credit for prior service to the state or county under such retirement system.

**S. B. No. 208—** A Bill to be entitled An Act for the relief of Joseph L. Frost of Tampa, Hillsborough County, Florida, making an appropriation from the state road department of Florida fund to compensate him for damages sustained because of the negligence of the state road department in failing to provide barricades and proper warning signs and signals and improper raising and lowering of said Lafayette Street draw bridge, Tampa, Hillsborough County, Florida.

**S. B. No. 460—** A Bill to be entitled An Act relating to state and county retirement system; adding subsection (9) to section 122.03, Florida Statutes; providing credit for contract school bus drivers; 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 Williams, Chairman of the Committee on Pensions and Claims, reported that the Committee had carefully considered the following Bill:

**S. B. No. 243—** A Bill to be entitled An Act for relief of Mark W. Leedy for damages sustained as a result of negligent maintenance of a drawbridge by employees of the state road department; providing an appropriation; 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 Williams, Chairman of the Committee on Pensions and Claims, reported that the Committee had carefully considered the following Bill:

**S. B. No. 308—** A Bill to be entitled An Act relating to the state and county retirement system; amending subsection (1) of section 122.03, Florida Statutes, by adding a second paragraph to provide for service to municipalities to apply toward state and county retirement under certain circumstances; 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. 159—** A Bill to be entitled An Act relating to trespass and injury to realty; prohibiting hunting on fenced lands unless permission is first secured; providing a penalty.

**S. B. No. 302—** A Bill to be entitled An Act relating to game and fresh water fish; providing that dove and quail season shall begin and run concurrently.

—and recommends that the same not pass.

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

Senator Sutton, Chairman of the Committee on Transportation and Highway Safety, reported that the Committee had carefully considered the following Bill:

**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.

—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 placed on the Calendar of Bills on Second Reading.

Senator Sutton, Chairman of the Committee on Transportation and Highway Safety, reported that the Committee had carefully considered the following Bills:

**S. B. No. 306—** A Bill to be entitled An Act relating to regulation of traffic on highways; amending sections 317.29, 317.40 and 317.42, Florida Statutes; prescribing regulations for changing lanes or course, prescribing regulations for entering certain highways and intersections.

**S. B. No. 445—** A Bill to be entitled An Act requiring all trailers and semi-trailers attached by trailer hitch to towing vehicles to have safety chains attached thereto; providing penalty for violation; amending Chapter 317 Florida Statutes by adding sub-sections two (2) and three (3) to section seventy-nine (79); 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 Sutton, Chairman of the Committee on Transportation and Highway Safety, reported that the Committee had carefully considered the following Bill:

**S. B. No. 472—** A Bill to be entitled An Act relating to pleasure motor vehicles; prohibiting persons from standing in moving motor vehicles; providing a penalty.

—and recommends that the same not pass.

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

Senator Sutton, Chairman of the Committee on Transportation and Highway Safety, reported that the Committee had carefully considered the following bills:

**H. B. No. 727—** A bill to be entitled An Act relating to the regulation of traffic on the highway, amending paragraph (1) (b) of section 317.30, Florida Statutes, by providing that the restriction against passing at an intersection shall not apply to unmarked intersections on state or county maintained highways outside city limits; and providing an effective date.

**H. B. No. 728—** A bill to be entitled An Act relating to driver's licenses; amending section 322.27 (1) (b), Florida Statutes; providing for suspension of such license only after conviction of a violation of a traffic law; and providing an effective date.

**H. B. No. 729—** A bill to be entitled An Act relating to drivers' licenses, amending paragraph (2) (e) of section 322.27, Florida Statutes, by eliminating half points in the point system; 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 Sutton, Chairman of the Committee on Transportation and Highway Safety, reported that the Committee had carefully considered the following bills:

**H. B. No. 730—** A bill to be entitled An Act relating to children and the juvenile court; amending sections 39.03 (6) and 39.12 (3), Florida Statutes; by providing that the names and traffic records of juvenile traffic violators shall no longer be included in the secrecy provisions which otherwise applies to juvenile offenses; and providing an effective date.

**H. B. No. 732—** A bill to be entitled An Act relating to the regulation of traffic on highways, amending section 317.12, Florida Statutes, by providing for the reporting of all accidents resulting in property damage of \$50 or more; 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 Sutton, Chairman of the Committee on Transportation and Highway Safety, reported that the Committee had carefully considered the following bill:

**H. B. No. 735—** A bill to be entitled An Act relating to motor vehicle license plates, amending section 320.07, Florida Statutes, by providing for the issuance of permanent license plates for government vehicles; and 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 Sutton, Chairman of the Committee on Transportation and Highway Safety, reported that the Committee had carefully considered the following bill:

**H. B. No. 736—** A bill to be entitled An Act relating to drivers' licenses; amending section 322.18, Florida Statutes, to provide for the issuance of two (2) year drivers' licenses to be issued during the month of

the applicant's birth month; providing a procedure therefor; providing a procedure for making the transition; amending sub-sections (1) and (4) of section 322.21, Florida Statutes, to prescribe the fees for such issuance and for failure to renew, and the portion thereof to be retained by the county judges.

—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.

**ENROLLING REPORTS**

Your Enrolling Clerk, to whom was referred—

- S. B. No. 133
- S. B. No. 136
- S. B. No. 143
- S. B. No. 169
- S. B. No. 170
- S. B. No. 171
- S. B. No. 172
- S. B. No. 173
- S. B. No. 174
- S. B. No. 175

—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 April 20, 1961, for his approval.

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

Your Enrolling Clerk, to whom was referred—

- S. B. No. 197
- S. B. No. 206
- S. B. No. 207
- S. B. No. 210
- S. B. No. 211
- S. B. No. 212
- S. B. No. 213
- S. B. No. 214
- S. B. No. 215

—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 April 20, 1961, for his approval.

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

Your Enrolling Clerk, to whom was referred—

- S. B. No. 209

—reports same has been properly enrolled, signed by the President and Secretary of the Senate, and by the

Speaker and Chief Clerk of the House of Representatives, and presented to the Governor on April 20, 1961, for his approval.

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

Your Enrolling Clerk to whom was referred—

H. B. No. 5  
H. B. No. 6  
H. B. No. 7  
H. B. No. 8  
H. B. No. 9  
H. B. No. 11  
H. B. No. 25  
H. B. No. 39  
H. B. No. 42  
H. B. No. 154  
H. B. No. 156  
H. B. No. 157  
H. B. No. 158  
H. B. No. 159  
H. B. No. 170  
H. B. No. 178  
H. B. No. 179  
H. B. No. 186  
H. B. No. 206  
H. B. No. 262  
H. B. No. 270  
H. B. No. 288  
H. B. No. 290  
H. B. No. 304  
H. B. No. 331  
H. B. No. 333

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

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

Your Enrolling Clerk to whom was referred—

H. B. No. 4  
H. B. No. 33  
H. B. No. 57  
H. B. No. 153  
H. B. No. 161  
H. B. No. 171  
H. B. No. 180

H. B. No. 181  
H. B. No. 182  
H. B. No. 183  
H. B. No. 185  
H. B. No. 188  
H. B. No. 189  
H. B. No. 315  
H. B. No. 405  
H. B. No. 408  
H. B. No. 414  
H. B. No. 415  
H. B. No. 416  
H. B. No. 418  
H. B. No. 421  
H. B. No. 422  
H. B. No. 423  
H. B. No. 425  
H. B. No. 427  
H. B. No. 428  
H. B. No. 429  
H. B. No. 430  
H. B. No. 431  
H. B. No. 432  
H. B. No. 434

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

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

Your Enrolling Clerk to whom was referred—

H. C. R. No. 1009

—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.

Pursuant to House Concurrent Resolution No. 1009 the Senate formed in processional order and marched in a body to the Chamber of the House of Representatives, in the order of length of service as Senators, with the President and President Pro Tempore of the Senate leading, who were preceded by the Secretary of the Senate, the way being opened to the Chamber of the House of Representatives by the Sergeant-At-Arms of the Senate.

By direction of the President, the Chief Clerk of the House of Representatives called the roll of the House of

Representatives and the following members answered to their names:

Mr. Speaker	Fagan	Matthews, C.	Saunders, S. D.
Allsworth	Frederick	Mattox	Scott, B. J.
Anderson	Fuqua	McAlpin	Scott, W. R.
Arrington	Griffin, B.H., Jr.	McClain	Sims
Askew	Griffin, J.J., Jr.	McDonald	Smith, K.
Askins	Hill	Miner	Smith, R. J.
Ayers	Hollahan	Mitchell	Smith, S. C.
Bass	Holley	Nash	Stallings
Beck	Horne	Nelson	Stone
Bedenbaugh	Hosford	Nichols	Strickland
Bennett	Inman	O'Neill	Sweeny
Boyd	Johnson	Papy	Thomas, A.J., Jr.
Byrom	Jones	Peavy	Thomas, J.
Carter	Karl	Peeples	Turlington
Chaires	Knowles	Pruitt	Usina
Chiles	Lancaster	Reedy	Vocelle
Cleveland	Land	Riddle	Wadsworth
Costin	Liles	Roberts, C. A.	Walker
Craig	Livingston	Roberts, E. S.	Westberry
Crews	Loeffler	Rowell	Whitaker
Daniel	Mann	Russ	Williams, J. J.
Ducker	Markham	Russell	Williams, R.
Eldredge	Marshburn	Ryan	Wise
Erickson	Mathews, J.	Saunders, J. A.	

—95.

A quorum of the House was declared present.

By direction of the President, the Secretary of the Senate called the roll of the Senate and the following members answered to their names:

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	

—38.

A quorum of the Senate was declared present.

The President announced a quorum of the Joint Session present.

Following the opening of the Joint Session, Speaker William Chappell recognized Representative Harry Westberry of Duval.

Representative Westberry addressed the joint assembly concerning the highway safety program.

Speaker Chappell then recognized Representative Hal Chaires of Dixie.

Representative Chaires also addressed the joint assembly concerning the highway safety program. Following his address Representative Chaires presented the following awards:

For the best editorial promoting highway safety in a school newspaper:

Third Place—Miss Pam Vaughan, Ft. Myers Junior High School, Ft. Myers Florida.

Second Place—Richard Mathews, Fletcher High School, Jacksonville, Florida.

First Place—Miss Sally Galbraith, Riverview High School, Sarasota, Florida.

For the best single story promoting highway safety in a school newspaper:

Third Place—Miss Ramona Kelley, Ft. Myers Junior High School, Ft. Myers, Florida.

Second Place—Miss Tana Neff and Miss Susan Magaha, Ft. Myers Junior High School, Ft. Myers, Florida.

First Place—Miss June Wester, Sanford Junior High School, Sanford, Florida.

**The President in the Chair.**

Senate President Hodges recognized Senator John A. Sutton.

Senator Sutton addressed the joint assembly concerning the highway safety program. He then presented the following awards:

For the best radio program promoting highway safety:

First Place—Radio Station WMDF, Mt. Dora, for the program "Safety First" as conducted by Mrs. Dorothy C. Lippmann and Don Tucker.

For the best editorial promoting highway safety in a weekly newspaper:

Third Place—Mrs. Frances Peabody McKay, editor of Beach Views, Clearwater Beach.

Second Place—Mrs. W. W. von Todenwarth, editor of Voice of Palm River, Tampa, Florida.

First Place—Hal Borden, editorial writer, The Largo Sentinel, Largo, Florida.

For the best single story promoting highway safety in a weekly newspaper:

First Place—Mrs. Betty Knight, city editor, Largo Sentinel, Largo, Florida.

For the best editorial promoting highway safety in a daily newspaper:

First Place—Harvey A. Call, editor, Pompano Beach Sun-Sentinel, Pompano Beach, Florida.

Second Place—Harvey A. Call, editor, Pompano Beach Sun-Sentinel, Pompano Beach, Florida.

For the best single story promoting highway safety in a daily newspaper:

Second Place—Gene Hagan, reporter, Lakeland Ledger, Lakeland, Florida.

First Place—Al Volker, columnist, Miami News, Miami, Florida.

**The Speaker in the Chair.**

Honorable William Chappell, Speaker of the House of Representatives, introduced the Reverend Fred Turner, Pastor of the First Presbyterian Church, Ocala, Florida, who in turn introduced Dr. Roy A. Burkhart, A.B., M.A., Ph.D., the guest speaker.

Dr. Burkhart was recognized by the Joint Session, standing.

Dr. Burkhart addressed the Joint Session.

Senator Davis, of the 10th Senatorial District, moved that the Senate withdraw from the Joint Assembly and resume its session in the Senate Chamber.

Which was agreed to.

The Senate returned to the Senate Chamber in processional order and resumed its session at 11:01 o'clock A. M.

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	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.

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

**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 pending roll call, having been read the third time in full on April 20, 1961.

The question was put on the passage of Senate Bill No. 177.

Upon the passage of Senate Bill No. 177 the roll was called and the vote was:

Yeas—25.

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

Nays—13.

Barron	Gresham	Rawls	Young
Beall	Johnson	Ripley	
Blank	Melton	Stratton	
Clarke	Parrish	Sutton	

So Senate Bill No. 177 passed, title as stated.

Senator Johns moved that the Senate reconsider the vote by which Senate Bill No. 177 passed the Senate this day.

Senator Davis moved that the rules be waived and the Senate do now take up and consider the motion made by Senator Johns that the Senate reconsider the vote by which Senate Bill No. 177 passed the Senate this day.

The question was put on the motion made by Senator Davis.

A roll call was demanded.

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

Yeas—24.

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

Nays—14.

Barron	Gresham	Parrish	Sutton
Beall	Johns	Rawls	Young
Blank	Johnson	Ripley	
Clarke	Melton	Stratton	

So the motion made by Senator Davis failed to receive the required two-thirds vote and therefore failed of adoption, and the motion made by Senator Johns went over under the rule.

Senator Williams, Chairman of the Committee on Pensions and Claims, moved that the rules be waived and the Committee on Pensions and Claims be allowed an additional ten days to report on Senate Bill No. 289, now referred to the Committee.

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

Senator Johns moved that Senate Bill No. 337, previously referred to the Committee on Judiciary "C", be also referred to the Committee on Appropriations.

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

Senator Stratton moved that Senate Bill No. 182 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.

By unanimous consent, Senator Pope withdrew Senate Bill No. 205 from the further consideration of the Senate.

Senator Davis moved that when the hour of adjournment arrives, the Senate go into Executive Session.

Which was agreed to and it was so ordered.

Senator Davis moved that the rules be waived and the Senate proceed to the consideration of Messages from the House of Representatives.

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

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages from the House of Representatives were received and read:

Tallahassee, Florida  
April 20, 1961

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

*Sir:*

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

By Senator David—

**S. B. No. 261—** A Bill to be entitled An Act to abolish the present municipal charter of the city of Miramar, Broward county, Florida, repealing chapter 31007, Laws of Florida, Special Acts of 1955; and to create and establish a municipal corporation to be known as the city of Miramar, Broward county, Florida; to prescribe and

fix the territorial limits and boundaries of said city; to provide a charter for said city; to prescribe the form of government of said city; to provide for the government of said city; to provide for the jurisdiction, powers and privileges of said city; to confer certain powers upon said city and the officers thereof; to limit the power of levying ad valorem taxes by said city: and to provide for the carrying into effect of the provisions of this act; providing referendum.

Also—

By Senator Parrish—

**S. B. No. 230—** A Bill to be entitled An Act relating to the North Brevard County Hospital District, amending sections 1, 2, 5, 6, and 7, chapter 28924, laws of Florida, 1953, as amended by chapter 57-2041, laws of Florida, 1957, and adding a new section to be numbered 10a relating to authority to establish, construct, equip, operate, maintain, repair, or lease a hospital or hospitals within the said district: relating to the appointment, qualifications, residence and terms of office of the members of the North Brevard County Hospital District Board; designating the hospital operated thereunder Jess Parrish Memorial Hospital and confirming the action of the North Brevard County Hospital District Board in heretofore adopting said name; and providing for an effective date thereof.

Proof of publication attached.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bills Nos. 261 and 230, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida  
April 20, 1961

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

Sir:

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

By Senator Parrish—

**S. B. No. 112—** A Bill to be entitled An Act amending chapter 57-553, Laws of Florida, 1957; adding section 1-A to change the population classification from twenty-three thousand six hundred twenty-five through twenty-four thousand (23,625-24,000) to eighty thousand through one hundred twenty thousand (80,000-120,000); providing an effective date.

Also—

By Senator Parrish—

**S. B. No. 114—** A Bill to be entitled An Act removing from within the corporate limits of any city, town or municipality, now established, or to be established in counties 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, all lands now owned by any port authority or port district, or lands which are now in the process of being acquired, or those which may be hereafter acquired by any such port authorities or port districts, shall be removed from, and shall not be within the corporate limits of any city, town or municipality, now established, or which may hereafter be established within said counties.

Also—

By Senator Parrish—

**S. B. No. 119—** A Bill to be entitled An Act amending chapter 57-469, Laws of Florida, 1957; adding section 1-A to change the population classification from twenty-three thousand six hundred fifty through twenty-four thousand five hundred (23,650-24,500) to eighty thousand through one hundred twenty thousand (80,000-120,000); providing an effective date.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bills Nos. 112, 114 and 119, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida  
April 20, 1961

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

Sir:

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

By Senator Parrish—

**S. B. No. 108—** A Bill to be entitled An Act to authorize all counties in 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, or any special road and bridge district of said counties, to maintain county or district fire control units; declaring the powers of the boards of county commissioners of said counties in relation thereto; empowering said boards of county commissioners to levy a tax therefor.

Also—

By Senator Parrish—

**S. B. No. 110—** A Bill to be entitled An Act amending chapter 28694, Laws of Florida, 1953; adding section 1-A to change the population classification from twenty-three thousand six hundred twenty-five through twenty-four thousand five hundred (23,625-24,500) to eighty thousand through one hundred twenty thousand (80,000-120,000); providing an effective date.

Also—

By Senator Parrish—

**S. B. No. 111—** A Bill to be entitled An Act authorizing the boards of county commissioners in counties 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, to use and expend moneys now deposited in or that may hereafter be deposited in the "Excess Fee" account for any lawful county purpose; providing an effective date.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bills Nos. 108, 110 and 111, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida  
April 20, 1961

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

Sir:

I am directed by the House of Representatives to in-

form the Senate that the House of Representatives has passed—

By Senator Parrish—

**S. B. No. 124—** A Bill to be entitled An Act amending chapter 19642, Laws of Florida, 1939; adding section 1-A to change the population classification from fourteen thousand five hundred two through fifteen thousand three hundred seventy (14,502-15,370) to eighty thousand through one hundred twenty thousand (80,000-120,000); providing an effective date.

Also—

By Senator Parrish—

**S. B. No. 125—** A Bill to be entitled An Act amending chapter 13574, Laws of Florida, 1929; adding section 1-A to change the population classification from twelve thousand eight hundred through thirteen thousand (12,800-13,000) to eighty thousand through one hundred twenty thousand (80,000-120,000); providing an effective date.

Also—

By Senator Parrish—

**S. B. No. 127—** A Bill to be entitled An Act fixing the annual salary of members of the board of county commissioners in 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.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bills Nos. 124, 125 and 127, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida  
April 20, 1961

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

Sir:

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

By Senator Parrish—

**S. B. No. 120—** A Bill to be entitled An Act amending chapter 30538, Laws of Florida, 1955; adding section 1-A to change the population classification from twenty-three thousand six hundred twenty-five through twenty-four thousand (23,625-24,000) to eighty thousand through one hundred twenty thousand (80,000-120,000); providing an effective date.

Also—

By Senator Parrish—

**S. B. No. 121—** A Bill to be entitled An Act amending chapter 28660, Laws of Florida, 1953; adding section 1-A to change the population classification from twenty-three thousand six hundred twenty-five through twenty-four thousand (23,625-24,000) to eighty thousand through one hundred twenty thousand (80,000-120,000); providing an effective date.

Also—

By Senator Parrish—

**S. B. No. 122—** A Bill to be entitled An Act amending chapter 57-530, Laws of Florida, 1957; adding

section 1-A to change the population classification from twenty-three thousand six hundred twenty through twenty-four thousand (23,620-24,000) to eighty thousand through one hundred twenty thousand (80,000-120,000); providing an effective date.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bills Nos. 120, 121 and 122, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida  
April 20, 1961

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

Sir:

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

By Senator Parrish—

**S. B. No. 128—** A Bill to be entitled An Act authorizing the county commissioners of 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, to expend county funds for publicity purposes.

Also—

By Senator Parrish—

**S. B. No. 129—** A Bill to be entitled An Act amending chapter 31429, Laws of Florida, 1956; adding section 1-A to change the population classification from twenty-three thousand six hundred twenty-five through twenty four thousand (23,625-24,000) to eighty thousand through one hundred twenty thousand (80,000-120,000); providing an effective date.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bills Nos. 128 and 129, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida  
April 20, 1961

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

Sir:

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

By Senator Ripley—

**S. B. No. 82—** A Bill to be entitled An Act relating to justice of the peace courts in all counties of the state not having home rule under the constitution and having a population of four hundred fifty thousand (450,000) or more inhabitants, according to the latest official state-wide decennial census; providing trial jurisdiction in certain misdemeanor cases; providing an effective date.

Also—

By Senator Ripley—

**S. B. No. 97—** A Bill to be entitled An Act relating to constables in all counties in the state not hav-

ing home rule under the constitution and having a population of four hundred fifty thousand (450,000) or more inhabitants according to the latest official statewide decennial census; authorizing each constable in said counties to employ deputies; providing the number and control of, and compensation for such deputies; providing an effective date.

Also—

By Senator Ripley—

**S. B. No. 105—** A Bill to be entitled An Act relating to compensation of justices of peace and constables in all counties in the state not having home rule under the constitution and having a population of four hundred fifty thousand (450,000) or more inhabitants according to the latest official state-wide decennial census; providing that the annual compensation of such offices shall not exceed nine thousand dollars (\$9,000.00); providing an effective date.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bills Nos. 82, 97 and 105, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida  
April 19, 1961

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

Sir:

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

By Senators Fraser, Connor, Pearce, Williams, Kelly, Gresham, Edwards, Roberts and Sutton—

**Senate Concurrent Resolution No. 444—**

A CONCURRENT RESOLUTION EXPRESSING GREETINGS TO THE ANNUAL GRAND COMMUNICATION OF THE MOST WORSHIPFUL GRAND LODGE F. & A. M. OF FLORIDA, MEETING IN ANNUAL CONVENTION IN JACKSONVILLE, FLORIDA.

WHEREAS, the 132nd annual Grand Communication of the Most Worshipful Grand Lodge F. & A. M. of Florida is holding their annual meeting in Jacksonville this week, April 17th, 18th and 19th and

WHEREAS, the Grand Master of the annual Grand Communication of Florida is the Honorable J. Edwin Larson, State Treasurer and Grand Orator is the Honorable J. Emory Cross of the Florida Senate and

WHEREAS, these two gentlemen have had a distinguished legislative career in public service both having been members of the House of Representatives and have served in the Senate of the State of Florida and

WHEREAS, many members of the Grand Lodge of Florida are vitally interested in the present legislature and the future growth of Florida, NOW, THEREFORE,

*Be It Resolved by the Senate of the State of Florida, the House of Representatives Concurring:*

That the Masonic Doctrines have been of great spiritual value to its members and has been a driving force for Democracy and active support of Constitutional Government, that the Legislature does send its greetings and best wishes for a most successful communication.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Concurrent Resolution No. 444, contained in the above message, was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida  
April 21, 1961

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

Sir:

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

By Senator Ripley—

**S. B. No. 346—** A Bill to be entitled An Act granting to Mary W. Highsmith, an employee of the city auditor's office of the city of Jacksonville, full credit in the employees' pension fund created by chapter 18610, laws of Florida, acts of 1937, for the time she was employed by said city from January 16, 1954, to December 15, 1954, during which time she was entitled to have been made a permanent employee, under certain conditions; providing an effective date.

Proof of publication attached.

Also—

By Senator Ripley—

**S. B. No. 347—** A Bill to be entitled An Act granting to Virginia Mynihan, an employee of the city auditor's office of the city of Jacksonville, full service credit for her prior years of service with the city for purposes of statutory service raises and seniority credits as if said service had been continuous within the meaning of the civil service laws of the city and the laws affecting statutory service raises; providing an effective date.

Proof of publication attached.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bills Nos. 346 and 347, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Senator Rawls, President Pro Tempore, presiding.

Tallahassee, Florida  
April 21, 1961

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

Sir:

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

By Senator Cross—

**S. B. No. 340—** A Bill to be entitled An Act to abolish the present municipal government of the city of High Springs, in the county of Alachua and state of Florida; repealing all laws relating to the municipality so abolished and to establish, a municipality to be known as the "City of High Springs"; to provide a charter for said city; to fix its territorial limits and boundaries; to provide for its government and prescribe its jurisdiction, powers and privileges; and requiring a referendum election as to the adoption of this act.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bill No. 340, contained in the above message, was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida  
April 21, 1961

Tallahassee, Florida  
April 21, 1961

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

*Sir:*

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

By Senator Boyd—

**S. B. No. 320—** A Bill to be entitled An Act to amend section 160 of chapter 9820, laws of Florida, special acts of 1923, being the charter of City of Leesburg, Florida, relating to the appointment, vacancies, term of office and compensation of members of the city planning commission; providing an effective date.

Proof of publication attached.

Also—

By Senator Boyd—

**S. B. No. 321—** A Bill to be entitled An Act amending and supplementing chapter 9820, laws of Florida, acts of 1923, being the charter of the City of Leesburg, Florida, by adding a new section thereto providing for the construction, acquisition, improvement, extension and operation of water systems, sewer systems, gas systems, electric systems, public parking systems and the issuance of revenue bonds to finance the cost of such systems and other revenue producing undertakings; providing for the issuance of excise tax bonds payable from utilities services taxes, cigarette taxes, franchise taxes, occupational license taxes, or other excise taxes; providing for the issuance of assessment bonds payable from the proceeds of special assessments levied against benefited lands and real estate; providing for the pledge of additional security for said revenue bonds, excise tax bonds and assessment bonds, including a pledge of the full faith and credit and taxing power of said city; providing for the rights, security and remedies of the holders of such revenue bonds, excise tax bonds or assessment bonds and for the sale thereof; and providing when this act shall take effect.

Proof of publication attached.

Also—

By Senator Young—

**S. B. No. 339—** A Bill to be entitled An Act to create a Pinellas County Civil Service Study Committee; providing for the composition and duties of the committee; naming the members thereof; authorizing and empowering the Board of County Commissioners of Pinellas County, Florida to budget and expend county funds for the expenses of the committee; declaring such budgeting and expenditure of funds to be a county purpose; providing an effective date.

Proof of publication attached.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bills Nos. 320, 321 and 339, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

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

*Sir:*

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

By Senator Boyd—

**S. B. No. 316—** A Bill to be entitled An Act to amend chapter 9820, laws of Florida, special acts of 1923, being the charter act of the City of Leesburg, Florida, as amended, by providing that all special assessments and levies heretofore made by the City of Leesburg be and the same are hereby validated and confirmed.

Proof of publication attached.

Also—

By Senator Boyd—

**S. B. No. 317—** A Bill to be entitled An Act amending and supplementing chapter 9820, laws of Florida, acts of 1923, being the charter of the City of Leesburg, Florida, by adding a section to permit the City of Leesburg to borrow funds for purposes of construction of a hospital. The funds to be used for construction only and to be replaced by funds when such funds become available from Hill-Burton or from pledged funds derived from subscriptions.

Proof of publication attached.

Also—

By Senator Boyd—

**S. B. No. 319—** A Bill to be entitled An Act to amend section 17 of chapter 9820, laws of Florida, special acts of 1923, being the charter act of the City of Leesburg, Florida, as amended by chapter 29242, laws of Florida, special acts of 1953, by providing that the city commission may by ordinance provide for compensation of the members of the city commission, not to exceed one hundred dollars, per member per month; providing when this act shall take effect.

Proof of publication attached.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bills Nos. 316, 317 and 319, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida  
April 21, 1961

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

*Sir:*

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

By Senator Gresham—

**S. B. No. 250—** A Bill to be entitled An Act amending Chapter 27240, Laws of Florida, 1951; adding Section 1-A to change the population classification from twenty-two thousand through twenty-three thousand five hundred (22,000-23,500) to fifty-two thousand through

fifty-four thousand eight hundred (52,000-54,800); providing an effective date.

Also—

By Senator Gresham—

**S. B. No. 251—** A Bill to be entitled An Act amending Chapter 30269, Laws of Florida, 1955; adding Section 1-A to change the population classification from twenty-one thousand through twenty-three thousand six hundred (21,000-23,600) to fifty-two thousand through fifty-four thousand eight hundred (52,000-54,800); providing an effective date.

Also—

By Senator Gresham—

**S. B. No. 254—** A Bill to be entitled An Act amending chapter 27150, laws of Florida, 1951; adding section 1-A to change the population classification from twenty-three thousand through twenty-three thousand five hundred (23,000-23,500) to fifty-two thousand through fifty-four thousand eight hundred (52,000-54,800); providing an effective date.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bills Nos. 250, 251 and 254, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida  
April 21, 1961

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

Sir:

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

By Senator Parrish—

**S. B. No. 228—** A Bill to be entitled An Act providing for certain fees of the sheriffs of counties in the state having a population of not less than eighty thousand (80,000) and not more than one hundred twenty thousand (120,000) according to latest official decennial census; providing fixed fees for certain costs of the sheriffs of such counties.

Also—

By Senator Gresham—

**S. B. No. 253—** A Bill to be entitled An Act amending Chapter 28754, Laws of Florida, 1953; adding Section 1-A to change the population classification from two hundred thousand (200,000) to two hundred sixty thousand (260,000); providing an effective date.

Also—

By Senator Gresham—

**S. B. No. 255—** A Bill to be entitled An Act amending chapter 30087, laws of Florida, 1955; adding section 1-A to change the population classification from twenty-two thousand through twenty-three thousand five hundred (22,000-23,500) to fifty-two thousand through fifty-four thousand eight hundred (52,000-54,800); providing an effective date.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bills Nos. 228, 253 and 255, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida  
April 21, 1961

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

Sir:

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

By Senator Gresham—

**S. B. No. 248—** A Bill to be entitled An Act amending Chapter 59-584, Laws of Florida, 1959; adding Section 1-A to change the population classification from twenty-three thousand through twenty-three thousand five hundred (23,000-23,500) to fifty-two thousand through fifty-four thousand eight hundred (52,000-54,800); providing an effective date.

Also—

By Senator Gresham—

**S. B. No. 252—** A Bill to be entitled An Act amending Chapter 59-964, Laws of Florida, 1959; adding Section 1-A to change the population classification from twenty-one thousand through twenty-three thousand six hundred (21,000-23,600) to fifty-two thousand through fifty-four thousand eight hundred (52,000-54,800); providing an effective date.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bills Nos. 248 and 252, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida  
April 21, 1961

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

Sir:

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

By Senator Gresham—

**S. B. No. 245—** A Bill to be entitled An Act amending chapter 59-1006, Laws of Florida, 1959; adding Section 1-A to change the population classification from twenty-one thousand through twenty-three thousand six hundred (21,000-23,600) to fifty-two thousand through fifty-four thousand eight hundred (52,000-54,800); providing an effective date.

Also—

By Senator Gresham—

**S. B. No. 246—** A Bill to be entitled An Act amending Chapter 59-690, laws of Florida, 1959; adding section 1-A to change the population classification from twenty-one thousand through twenty-three thousand six hundred (21,000-23,600) to fifty-two thousand through fifty-four thousand eight hundred (52,000-54,800); providing an effective date.

Also—

By Senator Gresham—

**S. B. No. 247—** A Bill to be entitled An Act amending Chapter 30175, Laws of Florida, 1955; adding

Section 1-A to change the population classification from twenty-one thousand through twenty-three thousand six hundred (21,000-23,600) to fifty-two thousand through fifty-four thousand eight hundred (52,000-54,800); providing an effective date.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bills Nos. 245, 246 and 247, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida  
April 21, 1961

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

Sir:

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

By Senator Mapoles—

**S. B. No. 224—** A Bill to be entitled An Act relating to all counties 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 census; authorizing the board of county commissioners of said counties to grant franchises for public utilities for subdivisions; providing no perpetual franchises shall be granted; providing an effective date.

Also—

By Senator Mapoles—

**S. B. No. 225—** A Bill to be entitled An Act relating to compensation of prosecuting attorneys for the county judge's court in connection with cash bond estreatures in such courts in all counties having a population of not less than twenty-nine thousand (29,000) nor more than thirty thousand (30,000) according to the last official state-wide federal census; providing an effective date.

Also—

By Senator Gresham—

**S. B. No. 249—** A Bill to be entitled An Act amending Chapter 28750, Laws of Florida, 1953; adding Section 1-A to change the population classification from twenty-two thousand through twenty-three thousand five hundred (22,000-23,500) to fifty-two thousand through fifty-four thousand eight hundred (52,000-54,800); providing an effective date.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bills Nos. 224, 225 and 249, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida  
April 21, 1961

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

Sir:

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

By Senator Johns—

**S. B. No. 222—** A Bill to be entitled An Act relating to the expenditure of gasoline tax funds accruing

to the State Road Department on request of Boards of County Commissioners of all counties having a population of not less than Twelve Thousand Four Hundred Forty-Six (12,446) nor more than Twelve Thousand Five Hundred (12,500) inhabitants according to the latest official state-wide decennial census, for the construction, reconstruction and maintenance of streets, roads and highways within incorporated areas of such counties; providing that such work shall be performed under the supervision of the State Road Department, and providing an effective date.

Also—

By Senator Mapoles—

**S. B. No. 223—** A Bill to be entitled An Act relating to all counties having a population of not less than twenty-nine thousand (29,000) nor more than thirty thousand (30,000) inhabitants according to the latest state-wide official census; providing distribution of race track funds in said counties; repealing conflicting laws; providing an effective date.

Also—

By Senator Gresham—

**S. B. No. 244—** A Bill to be entitled An Act amending Chapter 30219, Laws of Florida, 1955; adding Section 1-A to change the population classification from twenty-one thousand through twenty-three thousand six hundred (21,000-23,600) to fifty-two thousand through fifty-four thousand eight hundred (52,000-54,800); providing an effective date.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bills Nos. 222, 223 and 244, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida  
April 21, 1961

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

Sir:

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

By Senator Carraway—

**S. B. No. 176—** A Bill to be entitled An Act providing that no suit shall be maintained against the City of Tallahassee for injuries to or death of persons or damages to property arising by reason of any defect in or condition of any sidewalk, pavement, viaduct, bridge or street unless it shall be made to appear that written notice of such injury, death or damage was, within ninety (90) days after the occurrence of same, given to the City Manager of the City with reasonable specifications as to time and place as will enable the city officials to investigate the matter; and providing for the effective date of said act.

Proof of publication attached.

Also—

By Senator Pope—

**S. B. No. 204—** A Bill to be entitled An Act relating to St. Johns county; prohibiting the operation of motor vehicles on the southerly four (4) miles of the northerly six and one half (6½) miles of the highway created by chapter 21543, Laws of Florida, 1941; providing an effective date.

Proof of publication attached.

Also—

By Senator Ripley—

**S. B. No. 220—** A Bill to be entitled An Act to amend sections 2 and 5 of chapter 27524, Laws of Florida, special acts of 1951 entitled "an act providing for service raises for employees of Duval County, Florida; fixing the amount of such service raise for each employee coming under the act; establishing the number of years service for which such service raises shall be granted; providing for the employing authorities to include service raises in their yearly budgets; and the Budget Commission to approve all service raises as submitted by the various appointing authorities; and defining the employees eligible to receive such salary service raises", by providing that such service raises shall be in the amount of seven and 50/100 dollars (\$7.50) every other week for every five years of service.

Proof of publication attached.

Respectfully,  
**LAMAR BLEDSOE,**  
 Chief Clerk, House of Representatives.

And Senate Bills Nos. 176, 204 and 220, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida  
 April 20, 1961

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

Sir:

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

By Mr. Smith of DeSoto—

**House Concurrent Resolution No. 1419—**

A Concurrent Resolution requesting the Governor of the state of Florida to return to the house and senate for amendment, House Bill No. 115, relating to the annual salary of the superintendent of public instruction of DeSoto county.

*Be It Resolved by the House of Representatives of the State of Florida, the Senate concurring:*

Section 1. The House of Representatives respectfully requests Governor Farris Bryant, who now has in his possession for examination House Bill No. 115, to return House Bill No. 115 to the house and senate for certain important amendments thereto.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
**LAMAR BLEDSOE,**  
 Chief Clerk, House of Representatives.

And House Concurrent Resolution No. 1419, contained in the above message, was read the first time in full.

Senator Williams moved that the rules be waived and House Concurrent Resolution No. 1419 be read the second time in full and put upon its adoption.

Which was agreed to by a two-thirds vote.

And House Concurrent Resolution No. 1419 was read the second time in full.

The question was put on the adoption of the Concurrent Resolution.

Which was agreed to and House Concurrent Resolution No. 1419 was adopted and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Tallahassee, Florida  
 April 19, 1961

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

Sir:

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

By Messrs. Boyd and Knowles of Manatee, Fagan of Alachua, Allsworth of Broward, Hollahan and Matthews of Dade, Askew of Escambia, Miner of Hendry, Daniel and Reedy of Lake, Markham of Okeechobee, Thomas and Roberts of Palm Beach, Smith of St. Lucie, Cleveland and Frederick of Seminole, Pruitt of Brevard, Hill of Charlotte, Mathews and Westberry of Duval, McAlpin of Hamilton, Williams of Jackson, Russell, Holley and Loeffler of Pinellas, Nelson of Sarasota, Horne of Leon, O'Neill and Chappell of Marion, Ducker of Orange, Chiles, Mattox and Griffin of Polk and Mann of Hillsborough—

**House Concurrent Resolution No. 1294—**

A Concurrent Resolution directing the legislative council to set up a committee to study the mechanics' lien law with a view to improving and simplifying said law.

WHEREAS, an evaluation of all laws relating to mechanics' liens is necessary for the best interest of the people of Florida, and

WHEREAS, in order to effectively protect the people of Florida it is necessary that the mechanics' lien law be improved and simplified, NOW, THEREFORE,

*Be It Resolved by the House of Representatives of the state of Florida, the Senate concurring:*

Section 1. That the legislative council, through the legislative reference bureau, set up a committee to study the mechanics' lien law and make a report and recommendations to the 1963 session of the Legislature.

Section 2. The committee is authorized such help, both expert and lay, as is necessary to effectuate the purposes of the committee. The activities of the committee shall be coordinated as completely as possible with those affected and hearings shall be held to consider their views and suggestions in order to evolve a practical and workable mechanics' lien law.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
**LAMAR BLEDSOE,**  
 Chief Clerk, House of Representatives.

And House Concurrent Resolution No. 1294, contained in the above message, was read the first time in full and referred to the Committee on Labor and Industry.

Tallahassee, Florida  
 April 19, 1961

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

Sir:

I am directed by the House of Representatives to in-

form the Senate that the House of Representatives has passed—

By Mr. Roberts of Union—

**H. B. No. 938—** A bill to be entitled An Act relating to the boards of public instruction in all counties having a population of not less than five thousand eight hundred (5,800) and not more than six thousand one hundred (6,100) according to the latest official decennial census; providing for purchases of seven hundred fifty dollars (\$750.00) or less without bids or advertisement; providing an effective date.

Also—

By Messrs. Ryan and Allsworth of Broward—

**H. B. No. 950—** A bill to be entitled An Act relating to counties having a population of not less than three hundred thousand (300,000) nor more than three hundred and fifty thousand (350,000) according to the Federal census of 1961; providing additional beverage licenses; providing an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 938, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

And House Bill No. 950, contained in the above message, was read the first time by title only.

Senator David moved that the rules be waived and House Bill No. 950 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 950 was read the second time by title only.

Senator David moved that the rules be further waived and House Bill No. 950 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. 950 was read the third time in full.

Upon the passage of House Bill No. 950 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. 950 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Tallahassee, Florida  
April 20, 1961

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

Sir:

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

By Senator Parrish—

**S. B. No. 109—** A Bill to be entitled An Act authorizing the board of county commissioners of 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, to expend a sum not exceeding fifteen thousand dollars (\$15,000.00) from the general funds of said counties for the purpose of aiding and promoting flood control in said counties; validating certain prior expenditures by said board for the purposes of this act.

Which Amendments read as follows:

Amendment No. 1:

In Section 1, Paragraph 1, following the words "fifteen thousand dollars (\$15,000.00)" add the following: per annum.

Amendment No. 2:

In Title, following the words "fifteen thousand dollars (\$15,000.00)" add the following: per annum.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And Senate Bill No. 109, contained in the above message, was read by title, together with the House Amendments thereto.

Senator Parrish moved that the Senate concur in House Amendment No. 1 to Senate Bill No. 109.

Which was agreed to and the Senate concurred in House Amendment No. 1 to Senate Bill No. 109.

Senator Parrish moved that the Senate concur in House Amendment No. 2 to Senate Bill No. 109.

Which was agreed to and the Senate concurred in House Amendment No. 2 to Senate Bill No. 109.

And Senate Bill No. 109, as amended, was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing, and the action of the Senate was ordered certified to the House of Representatives.

Tallahassee, Florida  
April 19, 1961

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

Sir:

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

By Messrs. Hollahan, Eldredge and Matthews of Dade—

**H. B. No. 477—** A bill to be entitled An Act relating to landlords and tenants; amending sections 83.21 and 83.28, Florida Statutes; providing for the petition for removal of delinquent tenants to be executed by the attorney for the landlord.

Also—

By Mr. Fagan of Alachua—

**H. B. No. 707—** A bill to be entitled An Act relating to the plumbing control law; amending subsection (4) of section 553.12, Florida Statutes, to except from the operation of chapter 553, Florida Statutes, certain counties in the state; providing an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 477, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "C."

And House Bill No. 707, contained in the above message, was read the first time by title only and referred to the Committee on Labor and Industry.

Tallahassee, Florida  
April 19, 1961

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

Sir:

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

By Mr. Mann of Hillsborough—

H. B. No. 337— A bill to be entitled An Act relating to obstructing justice; amending section 843.01, Florida Statutes, providing penalty for resisting certain officers with violence to their person to include municipal police officers.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 337, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "A."

Tallahassee, Florida  
April 20, 1961

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

Sir:

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

By The Committee on Insurance—

H. B. No. 750— A bill to be entitled An Act amending sections 627.0403 and 627.0404 relating to group life insurance; repealing all laws in conflict herewith and providing for effective date of this Act.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 750, contained in the above message, was read the first time by title only and referred to the Committee on Insurance.

Tallahassee, Florida  
April 19, 1961

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

Sir:

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

By Messrs. Cleveland and Frederick of Seminole —

H. B. No. 284— A bill to be entitled An Act relating to elections; amending section 98.081, Florida Statutes; providing the time when names of electors may be restored to the books.

Also—

By Messrs. Hollahan, Eldredge and Matthews of Dade—

H. B. No. 475— A bill to be entitled An Act relating to forgery and uttering forged instruments; amending section 831.01, Florida Statutes, prescribing the punishment for altering or forging an order for money or other property; amending section 831.02, Florida Statutes, prescribing the punishment for uttering and publishing as true an altered or forged order for money or other property and providing an effective date.

Also—

By Messrs. Hollahan, Eldredge and Matthews of Dade—

H. B. No. 476— A bill to be entitled An Act relating to indecent exposure; amending section 800.03, Florida Statutes; providing a penalty; providing an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 284, contained in the above message, was read the first time by title only and referred to the Committee on Privileges and Elections.

And House Bill No. 475, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "A."

And House Bill No. 476, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "A."

Tallahassee, Florida  
April 20, 1961

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

Sir:

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

By Mr. Saunders of Monroe—

H. B. No. 523— A bill to be entitled An Act relating to elections; amending section 101.63, Florida Statutes; providing method for listing applicants for absentee ballots.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 523, contained in the above message, was read the first time by title only and referred to the Committee on Privileges and Elections.

Tallahassee, Florida  
April 20, 1961

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

Sir:

I am directed by the House of Representatives to inform

the Senate that the House of Representatives requests the return of—

By Mr. Walker of Collier—

**H. B. No. 203—** A bill to be entitled An Act relating to Collier County; regulating registration as a real estate salesman and as a real estate broker by requiring every applicant for registration as a real estate salesman or as a real estate broker to furnish certain proof to the Florida real estate commission relating to residence and qualification before being entitled to registration; providing severability clause; providing an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

Senator Gresham moved that the request of the House of Representatives, as contained in the foregoing message, be granted.

Which was agreed to and House Bill No. 203 was ordered returned to the House of Representatives immediately.

Tallahassee, Florida  
April 20, 1961

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

*Sir:*

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

By Messrs. Horne and Mitchell of Leon—

**H. B. No. 1127—** A bill to be entitled An Act to repeal Chapter 27177, Acts of 1951; Chapter 30358, Acts of 1955; Chapter 16889, Acts of 1935; Chapter 27072, Acts of 1951; Chapter 57-575, Acts of 1957; Chapter 28776, Acts of 1953; Chapter 28351, Acts of 1953; Chapter 17396, Acts of 1935; Chapter 28797, Acts of 1953; and providing an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

And House Bill No. 1127, contained in the above message, was read the first time by title only.

Senator Carraway moved that the rules be waived and House Bill No. 1127 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1127 was read the second time by title only.

Senator Carraway moved that the rules be further waived and House Bill No. 1127 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. 1127 was read the third time in full.

Upon the passage of House Bill No. 1127 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. 1127 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Tallahassee, Florida  
April 21, 1961

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

*Sir:*

I am directed by the House of Representatives to inform the Senate that the House of Representatives has granted the request of the Senate and returns herewith—

By Mr. Askins of Nassau—

**H. B. No. 343—** A bill to be entitled An Act authorizing and empowering the city of Fernandina Beach, Florida, to deliver to the clerk of the circuit court of Nassau County, Florida, all delinquent tax certificates on real and personal property levied or assessed by said city of Fernandina Beach, Florida, that were or became delinquent, for the year 1950 and subsequent years; authorizing said clerk of the circuit court for Nassau County, Florida, to collect said delinquent tax certificates for and on behalf of the city of Fernandina Beach; providing for the fees to be paid to said clerk for the collection of said delinquent tax certificates; authorizing the clerk of the circuit court of Nassau County, Florida, to issue tax deeds based upon said delinquent tax certificates; and providing the effective date of this act.

Proof of publication attached.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

Senator Stratton moved that the rules be waived and the Senate immediately reconsider the vote by which House Bill No. 343 passed the Senate on April 11, 1961.

The President put the question: "Will the Senate reconsider the vote by which House Bill No. 343 passed the Senate on April 11, 1961?"

Which was agreed to by a two-thirds vote.

So the Senate reconsidered the vote by which House Bill No. 343 passed the Senate on April 11, 1961.

The question recurred on the passage of House Bill No. 343.

Pending roll call on the passage of House Bill No. 343, Senator Stratton moved that the further consideration thereof be informally passed.

Which was agreed to and House Bill No. 343 was placed on the Calendar of Local Bills, pending roll call.

Tallahassee, Florida  
April 19, 1961

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

*Sir:*

I am directed by the House of Representatives to in-

form the Senate that the House of Representatives has passed—

By Mr. Lancaster of Gilchrist—

**H. B. No. 164—** A bill to be entitled An Act relating to compensation of prosecuting attorneys for county judges' courts in connection with estreated bail bonds; amending subsection (2) of section 125.041, Florida Statutes, by providing that said section shall have no application within Gilchrist county.

Also—

By Mr. Pruitt of Brevard—

**H. B. No. 184—** A bill to be entitled An Act relating to elections; amending section 98.231, Florida Statutes; requiring the supervisors of registration to furnish secretary of state number of registered electors.

Also—

By Mr. Turlington of Alachua—

**H. B. No. 276—** A bill to be entitled An Act relating to police officers' retirement fund, chapter 185, Florida Statutes; amending subsections (2) and (6) of section 185.02, defining "average final compensation" and relating to aggregate number of years of service; amending section 185.09, by deleting the requirement that every insurance company carrying on the business of casualty insuring, shall furnish to each city or town affected, a report of all premiums received by such insurer for casualty insurance on any property located within the corporate limits of such municipalities; amending section 185.12, relating to payment of municipal tax credit on state tax; amending section 185.14, relating to contributions; amending subsection (2) of section 185.16, relating to requirements for retirement; amending subsection (1) of section 185.18, relating to disability retirement; amending section 185.19, relating to separation from municipal service and refunds; adding section 185.37, relating to termination of plan and distribution of fund; and providing for an effective date.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
**LAMAR BLEDSOE,**  
 Chief Clerk, House of Representatives.

And House Bill No. 164, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "B."

And House Bill No. 184, contained in the above message, was read the first time by title only and referred to the Committee on Privileges and Elections.

And House Bill No. 276, contained in the above message, was read the first time by title only and referred to the Committee on General Legislation.

Tallahassee, Florida  
 April 19, 1961

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

Sir:

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

By Committee on Governmental Organization—Local—

**H. B. No. 807—** A bill to be entitled An Act repealing the following session laws of Florida enacted through a population classification, which are now in-

applicable, ineffective, obsolete, expired, superseded or undesirable for any county: Chapter 6944, 1915, chapter 7332, 1917, chapter 7333, 1917, chapter 7877, 1919, chapter 7879, 1919, chapter 7880, 1919, chapter 7882, 1919, chapter 7883, 1919, chapter 7884, 1919, chapter 7885, 1919, chapter 7886, 1919, chapter 8493, 1921, chapter 8494, 1921, chapter 8495, 1921, chapter 8496, 1921, chapter 8498, 1921, chapter 8545, 1921, chapter 8581, 1921, chapter 9140, 1923, chapter 9141, 1923, chapter 9163, 1923, chapter 9181, 1923, chapter 9254, 1923, chapter 9255, 1923, chapter 9256, 1923, chapter 9258, 1923, chapter 9259, 1923, chapter 9260, 1923, chapter 9261, 1923, chapter 9262, 1923, chapter 9279, 1923, chapter 9292, 1923, chapter 9295, 1923, chapter 9316, 1923, chapter 10043, 1925, chapter 10044, 1925, chapter 10045, 1925, chapter 10046, 1925, chapter 10047, 1925, chapter 10048, 1925, chapter 10051, 1925, chapter 10053, 1925, chapter 10054, 1925, chapter 10056, 1925, chapter 10059, 1925, chapter 10062, 1925, chapter 10064, 1925, chapter 10065, 1925, chapter 10069, 1925, chapter 10075, 1925, chapter 10081, 1925, chapter 10085, 1925, chapter 10088, 1925, chapter 10099, 1925, chapter 10107, 1925, chapter 10137, 1925, chapter 10139, 1925, chapter 10140, 1925, chapter 10145, 1925, chapter 10219, 1925, chapter 10234, 1925, chapter 10239, 1925, chapter 10246, 1925, chapter 10249, 1925, chapter 10250, 1925, chapter 10251, 1925, chapter 10252, 1925, chapter 10253, 1925, chapter 10255, 1925, chapter 10260, 1925, chapter 10261, 1925, chapter 10292, 1925, chapter 10294, 1925, chapter 10298, 1925, chapter 11338, 1925, chapter 11343, 1925, chapter 11345, 1925, chapter 11346, 1925, chapter 11347, 1925, chapter 11348, 1925, chapter 11349, 1925, chapter 11351, 1925, chapter 11353, 1925, chapter 11354, 1925, chapter 11355, 1925, chapter 11356, 1925, chapter 11358, 1925, chapter 11372, 1925, chapter 11373, 1925, chapter 11375, 1925, chapter 11376, 1925, chapter 11377, 1925, chapter 11378, 1925, chapter 11379, 1925, chapter 11380, 1925, chapter 11387, 1925, chapter 11388, 1925, chapter 11390, 1925, chapter 11391, 1925, chapter 11395, 1925, chapter 11858, 1927, chapter 11877, 1927, chapter 11898, 1927, chapter 11899, 1927, chapter 11904, 1927, chapter 11912, 1927, chapter 11915, 1927, chapter 11918, 1927, chapter 11920, 1927, chapter 11921, 1927, chapter 11922, 1927, chapter 11923, 1927, chapter 11925, 1927, chapter 11927, 1927, chapter 11928, 1927, chapter 11931, 1927, chapter 11932, 1927, chapter 11934, 1927, chapter 11935, 1927, chapter 11936, 1927, chapter 11937, 1927, chapter 11938, 1927, chapter 11940, 1927, chapter 11941, 1927, chapter 11942, 1927, chapter 11943, 1927, chapter 11945, 1927, chapter 11946, 1927, chapter 11947, 1927, chapter 11948, 1927, chapter 11950, 1927, chapter 11953, 1927, chapter 11955, 1927, chapter 11956, 1927, chapter 11957, 1927, chapter 11961, 1927, chapter 11963, 1927, chapter 11964, 1927, chapter 11965, 1927, chapter 11966, 1927, chapter 11967, 1927, chapter 11975, 1927, chapter 12020, 1927, chapter 12041, 1927, chapter 12043, 1927, chapter 12051, 1927, chapter 12063, 1927, chapter 12069, 1927, chapter 12082, 1927, chapter 12204, 1927, chapter 12207, 1927, chapter 12206, 1927, chapter 12208, 1927, chapter 12210, 1927, chapter 12211, 1927, chapter 12212, 1927, chapter 12263, 1927, chapter 12264, 1927, chapter 12265, 1927, chapter 12275, 1927, chapter 12276, 1927, chapter 12317, 1927, chapter 12318, 1927, chapter 12426, 1927, chapter 12430, 1927, chapter 12451, 1927, chapter 12452, 1927, chapter 11811, 1927, chapter 13566, 1929, chapter 13575, 1929, chapter 13585, 1929, chapter 13587, 1929, chapter 13588, 1929, chapter 13590, 1929, chapter 13591, 1929, chapter 13594, 1929, chapter 13595, 1929, chapter 13596, 1929, chapter 13597, 1929, chapter 13598, 1929, chapter 13601, 1929, chapter 13602, 1929, chapter 13605, 1929, chapter 13606, 1929, chapter 13615, 1929, chapter 13623, 1929, chapter 13624, 1929, chapter 13631, 1929, chapter 13635, 1929, chapter 13636, 1929, chapter 13637, 1929, chapter 13645, 1929, chapter 13646, 1929, chapter 13647, 1929, chapter 13689, 1929, chapter 13690, 1929, chapter 13692, 1929, chapter 13694, 1929, chapter 13695, 1929, chapter







1955, chapter 30530, 1955, chapter 30536, 1955, chapter 30539, 1955, chapter 31447, 1956, chapter 31448, 1956, chapter 57-439, chapter 57-523, chapter 57-561, chapter 57-562, chapter 57-598, chapter 57-600, chapter 57-629, chapter 57-630, chapter 57-631, chapter 57-632, chapter 57-635, chapter 57-636, chapter 57-639, chapter 57-682, chapter 57-691, chapter 57-705, chapter 57-712, chapter 57-717, chapter 57-720, chapter 57-840, chapter 57-847, chapter 57-851, chapter 57-868, chapter 57-890, chapter 57-896, chapter 57-897, chapter 57-906, chapter 57-916, chapter 57-917, chapter 57-922, chapter 57-935, chapter 57-941, chapter 57-963, chapter 57-980, chapter 57-997, chapter 57-1034, chapter 57-1093, chapter 57-1098, chapter 57-2000, chapter 57-2005, chapter 57-2016, chapter 57-2017, chapter 57-2019, chapter 57-2026, chapter 59-536, chapter 59-545, chapter 59-549, chapter 59-566, chapter 59-569, chapter 59-593, chapter 59-607, chapter 59-609, chapter 59-614, chapter 59-618, chapter 59-623, chapter 59-635, chapter 59-661, chapter 59-678, chapter 59-696, chapter 59-720, chapter 59-792, chapter 59-798, chapter 59-810, chapter 59-850, chapter 59-866, chapter 59-908, chapter 59-919, chapter 59-965, chapter 59-967, chapter 59-971, chapter 59-1023, chapter 59-1038, and chapter 59-1039, Laws of Florida.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
**LAMAR BLEDSOE,**  
 Chief Clerk, House of Representatives.

And House Bill No. 807, contained in the above message, was read the first time by title only and referred to the Committee on Constitutional Amendments and Governmental Reorganization.

Tallahassee, Florida  
 April 20, 1961

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

Sir:

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

By The Committee on Insurance—

**H. B. No. 747—** A bill to be entitled An Act relating to the insurance code; amending section 626.0515, Florida Statutes, relating to eligible surplus lines insurers; amending section 626.661, Florida Statutes, relating to surrender of license or permit of insurance agents and other insurance representatives; amending section 632.061, Florida Statutes, relating to license requirements of fraternal benefit societies; and providing an effective date.

Also—

By The Committee on Insurance—

**H. B. No. 748—** A bill to be entitled An Act relating to the insurance code and amending section 624.0200 pertaining to certificate of authority, and amending section 624.0318 pertaining to preemption of taxes by state; repealing all laws in conflict herewith and providing for effective date of this act.

Also—

By The Committee on Insurance—

**H. B. No. 749—** A bill to be entitled An Act relating to the insurance codes; amending section 625.121 Florida Statutes relating to standard valuation law and amending section 627.0225 Florida Statutes relating to standard nonforfeiture law and calculation of values; repealing all laws in conflict herewith and providing for an effective date of this act.

—and respectfully requests the concurrence of the Senate

therein.

Respectfully,  
**LAMAR BLEDSOE,**  
 Chief Clerk, House of Representatives.

And House Bills Nos. 747, 748 and 749, contained in the above message, were read the first time by title only and referred to the Committee on Insurance.

The President presiding.

Tallahassee, Florida  
 April 20, 1961

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

Sir:

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

By Mr. Ayers of Hernando—

**H. B. No. 1281—** A bill to be entitled An Act amending the city charter of Brooksville, Chapter 12550, Acts of 1927, as amended, by adding thereto Section 6A, to prohibit the city of Brooksville from operating an airport outside the city limits; authorizing the city to transfer all assets and cash presently held or received from the operation of any airport to the board of county commissioners to be by them transferred to a county airport authority when organized; providing for a referendum which shall be held on May 9, 1962.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
**LAMAR BLEDSOE,**  
 Chief Clerk, House of Representatives.

And House Bill No. 1281, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

Tallahassee, Florida  
 April 20, 1961

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

Sir:

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

By Mr. Russ of Wakulla—

**H. B. No. 1012—** A bill to be entitled An Act repealing Chapter 15044, 1931, Chapter 15635, 1931 and Chapter 16261, 1933, Laws of Florida, insofar as they may relate to Wakulla County.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
**LAMAR BLEDSOE,**  
 Chief Clerk, House of Representatives.

And House Bill No. 1012, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

Tallahassee, Florida  
 April 18, 1961

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

Sir:

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

By Mr. Vocelle of Indian River—

**H. B. No. 515—** A bill to be entitled An Act providing for the payment of an annual salary to the

Superintendent of Public Instruction of Indian River County, Florida in lieu of statutory compensation otherwise provided for, and providing for the manner of payment of such salary, and providing that the Board of Public Instruction of Indian River County, Florida may, in its discretion, provide for additional payments to supplement such salary, and providing an effective date.

Proof of publication attached.

Also—

By Mr. Hill of Charlotte—

**H. B. No. 576—** A bill to be entitled An Act authorizing and empowering the board of county commissioners of Charlotte county, to fix by resolution, fees to be charged by the county health unit for the issuance of certified copies of vital records, permits, and for other services performed; providing for the collection thereof; providing an effective date.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 515 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 515, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

Proof of publication of Notice was attached to House Bill No. 576 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 576, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

Tallahassee, Florida  
April 18, 1961

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

Sir:

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

By Mr. Bass of Hardee—

**H. B. No. 868—** A bill to be entitled An Act providing for the disposition by Hardee county of the race track funds; providing for the payment for construction of certain secondary schools; authorizing the issuance of revenue certificates and providing an effective date.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein—

Respectfully,  
LAMAR BLEDSOE,  
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 868 when it was introduced in the Senate, and evidence that such Notice has been published was established

by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 868, contained in the above message, was read the first time by title only.

Senator Williams moved that the rules be waived and House Bill No. 868 be read the second time by title only.

Which was agreed to by a two-thirds vote.

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

Senator Williams moved that the rules be further waived and House Bill No. 868 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 868 was read the third time in full.

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

Tallahassee, Florida  
April 20, 1961

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

Sir:

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

By Mr. Scott of Martin—

**H. B. No. 1158—** A bill to be entitled An Act to amend section 132, of Chapter 16692, special acts of 1933, Laws of Florida, being "an act to abolish the present municipal government of the city of Stuart, in Martin County, Florida, and to create, establish and organize a municipality to be known and designated as the city of Stuart, and to define its territorial boundaries and provide for its government, jurisdiction, powers, franchises and privileges", the substance of said amendment being to amend section 132 by adding a grant of power for the right of eminent domain outside the city limits for the purpose of drainage and any other municipal purpose.

Proof of publication attached.

Also—

By Mr. Scott of Martin—

**H. B. No. 1159—** A bill to be entitled An Act to amend section 137, of chapter 16692, special acts of 1933, Laws of Florida, being "an act to abolish the present municipal government of the city of Stuart, in Martin County, Florida, and to create, establish and organize a municipality to be known and designated as the city of Stuart, and to define its territorial boundaries and provide for its government, jurisdiction, powers, franchises and

privileges", the substance of said amendment being to include the right of the city commission to provide drainage and assess the costs thereof as a local improvement as defined in section 137.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
**LAMAR BLEDSOE,**  
 Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 1158 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1158, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

Proof of publication of Notice was attached to House Bill No. 1159 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1159, contained in the above message, was read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

Senator Rawls, President Pro Tempore, presiding.

Tallahassee, Florida  
 April 19, 1961

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

Sir:

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

By Messrs. Mitchell and Horne of Leon—

**H. B. No. 1030—** A bill to be entitled An Act relating to the regulation of milk and milk products in Leon County, Florida; defining milk and certain milk products, milk producer, pasteurization, etc.; prohibiting the sale of adulterated or misbranded milk or milk products; requiring permits for the sale of milk and milk products, regulating the inspection of dairy farms and milk plants, and the examination, grading, labeling, pasteurization, distribution, and the sale of milk and milk products; providing for the construction of future dairies and milk plants, the enforcement of this act; and the fixing of penalties.

Proof of publication attached.

Also—

By Messrs. Mitchell and Horne of Leon—

**H. B. No. 1031—** A bill to be entitled An Act relating to financing construction and maintenance of a community stadium in Leon County, Florida; authorizing the board of county commissioners of Leon County, Florida, the board of public instruction of Leon County, Florida, and the city of Tallahassee, Leon County, Florida, or any of them, to enter into an agreement providing for the financing, construction and maintenance of said stadium; and authorizing expenditures of funds by said board of county commissioners, board of public instruction and city of Tallahassee for such purposes.

Proof of publication attached.

Also—

By Messrs. Ryan and Allsworth of Broward—

**H. B. No. 1044—** A bill to be entitled An Act prescribing the compensation for the judges of the court of record of Broward County; prescribing the compensation of the county solicitor of Broward County; prescribing the compensation of the clerk of the court of record of Broward County; providing an effective date; repealing laws in conflict herewith.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
**LAMAR BLEDSOE,**  
 Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 1030 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1030, contained in the above message, was read the first time by title only.

Senator Carraway moved that the rules be waived and House Bill No. 1030 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1030 was read the second time by title only.

Senator Carraway moved that the rules be further waived and House Bill No. 1030 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. 1030 was read the third time in full.

Upon the passage of House Bill No. 1030 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	Kichter	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. 1030 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 1031 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1031, contained in the above message, was read the first time by title only.

Senator Carraway moved that the rules be waived and House Bill No. 1031 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1031 was read the second time by title only.

Senator Carraway moved that the rules be further waived and House Bill No. 1031 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. 1031 was read the third time in full.

Upon the passage of House Bill No. 1031 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. 1031 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 1044 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 1044, contained in the above message, was read the first time by title only.

Senator David moved that the rules be waived and House Bill No. 1044 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1044 was read the second time by title only.

Senator David moved that the rules be further waived and House Bill No. 1044 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. 1044 was read the third time in full.

Upon the passage of House Bill No. 1044 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. 1044 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Tallahassee, Florida  
April 17, 1961

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

Sir:

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

By Messrs. Karl and Sweeny of Volusia—

**H. B. No. 923—** A bill to be entitled An Act to amend chapter 19,768, Laws of Florida, special acts of 1939, as amended, the same being "an act to abolish the present municipality of the city of Daytona Beach in the county of Volusia and State of Florida, and to create, establish and organize a municipality to be known and designated as the city of Daytona Beach in Volusia county, state of Florida, to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges; and to provide for the appointment by the Governor of the first members of the city commission." by adding thereto section 190 providing that the terms of office of the present city commissioners and the mayor-commissioner of the city of Daytona Beach shall be extended to eight o'clock p.m. on the first Tuesday after the first Monday in November, A. D., 1963, providing that regular municipal elections shall be held every two years on the third Tuesday in October and the primary elections shall be held on the first Tuesday in October, beginning with the year 1963, providing that the terms of office of the city commissioners elected at the city election to be held on the third Tuesday in October, A. D., 1963, shall begin at eight o'clock p.m. on the first Tuesday after the first Monday in November, A. D., 1963, and providing that the said commissioners hereafter elected shall take office at eight o'clock p.m. on the first Tuesday after the first Monday in November following their election; repealing laws in conflict herewith and providing when this law shall take effect.

Proof of publication attached.

Also—

By Messrs. Karl and Sweeny of Volusia—

**H. B. No. 924—** A bill to be entitled An Act providing for alternative methods of extending the territorial limits of the city of Daytona Beach, Florida; granting said city the right to extend its territorial limits in accordance with the general laws of the State of Florida; and providing that such powers shall be cumulative and in addition to such powers already given said city by any other laws.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,

LAMAR BLEDSOE,

Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 923 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 923, contained in the above message, was read the first time by title only.

Senator Gautier moved that the rules be waived and House Bill No. 923 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 923 was read the second time by title only.

Senator Gautier moved that the rules be further waived and House Bill No. 923 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. 923 was read the third time in full.

Upon the passage of House Bill No. 923 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. 923 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 924 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 924, contained in the above message, was read the first time by title only.

Senator Gautier moved that the rules be waived and House Bill No. 924 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 924 was read the second time by title only.

Senator Gautier moved that the rules be further waived and House Bill No. 924 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. 924 was read the third time in full.

Upon the passage of House Bill No. 924 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. 924 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Tallahassee, Florida  
April 17, 1961

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

Sir:

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

By Messrs. Sweeny and Karl of Volusia—

**H. B. No. 921—** A bill to be entitled An Act amending chapter 29,003, Laws of Florida, special acts

of 1953, entitled "An act to amend chapter 19768 as amended, Laws of Florida, special acts of 1939, the same being 'An act to abolish the present municipality of the city of Daytona Beach, in the county of Volusia, and State of Florida, and to create, establish and organize a municipality to be known and designated as the city of Daytona Beach, in Volusia County, State of Florida; to define its territorial boundaries and to provide for its government, jurisdiction, powers, franchises and privileges; and to provide for the appointment by the Governor of the first members of the city commission'; establishing civil service requirements in certain positions in the service of the City of Daytona Beach, Florida; establishing a civil service board; providing rules and regulations for the operation of civil service; providing penalties and forfeitures; repealing laws in conflict herewith; and providing when this law shall take effect"; authorizing the civil service board to establish a uniform efficiency rating system for all employees in the competitive service, and to provide forms therefor; specifying the period of time to be covered by efficiency reports and the contents and use of such reports; repealing all laws in conflict herewith, and providing when this act shall take effect.

Proof of publication attached.

Also—

By Messrs. Karl and Sweeny of Volusia—

**H. B. No. 922—** A bill to be entitled An Act creating a charter advisory board of the city of Daytona Beach, a municipality organized and existing under the Laws of the State of Florida, for the purpose of recommending to the city commission of said city a plan for establishing five new city commission zones of said city as nearly equal in population as reasonably possible, and providing for the appointment of said board by the city commission of said city, and providing for the qualification, powers and duties of said board, and providing that the city commission of said city shall be ex officio members of said board, and providing that said five new city commission zones of said city when approved by a majority of said charter advisory board and approved by the unanimous vote of said city commission of said city shall become five new city commission zones of said city.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
**LAMAR BLEDSOE,**  
Chief Clerk, House of Representatives.

Proof of publication of Notice was attached to House Bill No. 921 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 921, contained in the above message, was read the first time by title only.

Senator Gautier moved that the rules be waived and House Bill No. 921 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 921 was read the second time by title only.

Senator Gautier moved that the rules be further waived and House Bill No. 921 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. 921 was read the third time in full.

Upon the passage of House Bill No. 921 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. 921 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Proof of publication of Notice was attached to House Bill No. 922 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

And House Bill No. 922, contained in the above message, was read the first time by title only.

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

Which was agreed to by a two-thirds vote.

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

Senator Gautier moved that the rules be further waived and House Bill No. 922 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 922 was read the third time in full.

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

Yeas—38.

Mr. President	Bronson	David	Gautier
Barron	Carraway	Davis	Getzen
Beall	Clarke	Edwards	Gibbons
Blank	Connor	Fraser	Gresham
Boyd	Cross	Galloway	Herrell

Johns	Melton	Rawls	Tucker
Johnson	Parrish	Ripley	Williams
Kelly	Pearce	Roberts	Young
Kicliter	Pope	Stratton	
Mapoles	Price	Sutton	

Nays—None.

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

Senator Davis, Chairman of the Committee on Rules and Calendar, moved that the rules be waived and beginning Tuesday, April 25, 1961, the hour for convening of the Senate be fixed at 10:00 o'clock A.M., daily.

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

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

Which was agreed to.

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

The Senate emerged from Executive Session at 1:02 o'clock P.M., and resumed its Session.

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	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 hour of adjournment having arrived a point of order was called and the Senate stood adjourned at 1:03 o'clock P.M., until 3:00 o'clock P.M., Monday, April 24, 1961, pursuant to the motion made by Senator Davis on Thursday, April 20, 1961.