

# JOURNAL OF THE SENATE

Monday, May 1, 1961

The Senate convened at 4:00 o'clock P.M., pursuant to adjournment on Friday, April 28, 1961.

The President in the Chair.

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

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

—37.

A quorum present.

Senator Beall was excused from attendance upon the Session.

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

"Our Father, as Thou art interested in good government for all people, we ask Thee to bless these Senators with Divine guidance, for which no man should be ashamed. Give unto them the assurance that good work well done is not in vain. May we appreciate the form of government we now have and support it faithfully and protect it loyally. Help us to cherish our freedom and to have faith in God. Amen."

The reading of the Journal was dispensed with.

The Senate daily Journal of Monday, April 24, 1961, was further corrected as follows:

Page 385, column 2, line 33, strike out the word "and" and insert in lieu thereof the word "add"

Also—

Page 407, column 1, line 7, counting from the bottom of the column, strike out the figures "1959," and insert in lieu thereof the figures "1956,"

Also—

Page 471, column 2, strike out line 20, counting from the bottom of the column.

Also—

Page 490, column 2, between lines 12 and 13 in the third column of the roll call, insert the name "Price"

And as further corrected was approved.

The Senate daily Journal of Tuesday, April 25, 1961, was further corrected as follows:

Page 503, column 2, line 11, strike out the figures "23609," and insert in lieu thereof the figures "28609,"

Also—

Page 503, column 2, line 11, counting from the bottom of the column, strike out the figures "57-728," and insert in lieu thereof the figures "57-726,"

Also—

Page 504, column 1, line 8, strike out the figures "57-1063," and insert in lieu thereof the figures "57-1053,"

Also—

Page 508, column 2, line 5, counting from the bottom of the column, strike out the word and figures "April 25, 1961" and insert in lieu thereof the word and figures "April 24, 1961"

Also—

Page 514, column 2, line 3, counting from the bottom of the column, strike out the word "charter" and insert in lieu thereof the word "chapter"

Also—

Page 526, column 2, line 33, strike out the word "certain" and insert in lieu thereof the words "creation of"

Also—

Page 527, column 2, line 23, counting from the bottom of the column, strike out the word "operations" and insert in lieu thereof the word "portions"

Also—

Page 528, column 2, line 1, counting from the bottom of the column, following the word "of" and before the word "legislators" insert the word "the"

Also—

Page 532, column 1, strike out line 4, counting from the bottom of the column.

Also—

Page 532, column 2, line 15, counting from the bottom of the column, strike out the word "and" and insert in lieu thereof the word "to"

Also—

Page 536, column 1, line 5, counting from the bottom of the column, following the word "event" and before the word "or" insert the following:

"he be declared incompetent and the release of the person"

Also—

Page 536, column 2, between lines 21 and 22, insert the following:

"Nays—None."

Also—

Page 541, column 1, line 2, counting from the bottom of the column, following the word "lowering" and before the word "said" insert the word "of"

Also—

Page 547, column 1, between lines 33 and 34, insert the following:

"Unanimous consent was granted, and —"

And as further corrected was approved.

The Senate daily Journal of Wednesday, April 26, 1961 was further corrected as follows:

Page 555, column 2, strike out lines 1 to 22, both inclusive, counting from the bottom of the column, and insert in lieu thereof the following:

By Senator Gibbons—

S. B. No. 580— A Bill to be entitled An Act repealing the following session laws of Florida enacted through a population classification, which are now inapplicable, ineffective, obsolete, expired, superseded or undesirable for any county: chapter 27113, 1951, chapter 23912, 1947, chapter 22953, 1945, chapter 27119, 1951, chapter 27099, 1951, chapter 27197, 1951, chapter 28608, 1953, chapter 28611, 1953, chapter 30035, 1955, chapter 30519, 1955, chapter 28864, 1953, chapter 28693, 1953, chapter 17815, 1937, chapter 27102, 1951, chapter 27103, 1951, chapter 30479, 1955, chapter 59-834, chapter 59-837, chapter 57-927, chapter 17852, 1937, chapter 57-1052, chapter 24196, 1947, chapter 26520, 1951, chapter 20908, 1941, chapter 22548, 1945, chapter 23733, 1947, chapter 27124, 1951, chapter 27125, 1951, chapter 28856, 1953, chapter 30034, 1955, chapter 57-686, chapter 23703, 1947, chapter 25550, 1949, chapter 28612, 1953, chapter 28766, 1953, chapter 30032, 1955, chapter 30356, 1955, chapter 24032, 1947, chapter 30236, 1955, chapter 28807, 1953, chapter 30003, 1955, chapter 30259, 1955, chapter 30258, 1955, chapter 25557, 1949, chapter 30066, 1955, chapter 30084, 1955, chapter 23615, 1947, chapter 28423, 1953, chapter 21074, 1945, chapter 57-466, chapter 17093, 1935, chapter 28607, 1953, chapter 57-843, chapter 26997, 1951, chapter 28697, 1953, chapter 30349, 1955, chapter 30549, 1955, chapter 30033, 1955, chapter 9181, 1923, chapter 28863, 1953, chapter 25576, 1949, chapter 26489, 1951, chapter 27152, 1951, chapter 27004, 1951, chapter 27105, 1951, chapter 25552, 1949, chapter 26487, 1951, chapter 59-669, chapter 7333, 1917, chapter 20706, 1941, chapter 7886, 1919, chapter 8581, 1921, chapter 8494, 1921, chapter 9261, 1923, chapter 10139, 1925, chapter 7332, 1917, chapter 7880, 1919, chapter 8493, 1921, chapter 10219, 1925, chapter 17995, 1937, chapter 22906, 1945, chapter 14652, 1931, chapter 14640, 1931, chapter 15052, 1931, chapter 16821, 1935, chapter 15783, 1931, chapter 12276, 1927, chapter 18128, 1937, chapter 17261, 1935, chapter 17248, 1935, chapter 18137, 1937, chapter 19388, 1937, chapter 14646, 1931, chapter 14827, 1931, chapter 17264, 1935, chapter 16935, 1935, chapter 57-1015, chapter 30446, 1955, chapter 19248, 1939, chapter 59-1001, chapter 30363, 1955, Laws of Florida.

Also—

Page 556, column 1, strike out lines 1 to 20, both inclusive.

Also—

Page 568, column 1, line 4, following the word "article" and before the word "be" insert the figure "8"

Also—

Page 568, column 1, line 23, strike out the words "by title only" and insert in lieu thereof the words "in full"

Also—

Page 568, column 1, line 27, strike out the figures "1061" and insert in lieu thereof the figures "1961"

Also—

Page 579, column 2, line 32, strike out the word "to" and insert in lieu thereof the word "be"

Also—

Page 580, column 1, line 16, strike out the figures "279" and insert in lieu thereof the figures "297"

Also—

Page 581, column 2, between lines 6 and 7, insert the following:

"So Committee Substitute for Senate Bill No. 66 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives."

And as further corrected was approved.

The Senate daily Journal of Thursday, April 27, 1961, was further corrected as follows:

Page 592, column 1, strike out lines 15 and 16, and insert in lieu thereof the following:

"Which was read the first time by title only."

Also—

Page 600, column 1, line 11, counting from the bottom of the column, strike out the word "relating" and insert in lieu thereof the word "repealing"

Also—

Page 602, column 2, strike out line 27, counting from the bottom of the column and insert in lieu thereof the following:

"April 26, 1961"

Also—

Page 613, column 1, between lines 24 and 25, insert the following:

"By Mr. Pruitt of Brevard—"

Also—

Page 621, column 1, strike out lines 1 to 34, both inclusive, counting from the bottom of the column.

Also—

Page 621, column 2, strike out lines 1 to 6, both inclusive.

Also—

Page 626, column 2, line 2, counting from the bottom of the column, strike out the words "said City" and insert in lieu thereof the words "shall not be"

And as further corrected was approved.

The Senate daily Journal of Friday, April 28, 1961, was corrected as follows:

Page 632, column 1, line 6, strike out the word "Engrossing" and insert in lieu thereof the word "Enrolling"

Also—

Page 632, column 1, line 16, strike out the word "Engrossing" and insert in lieu thereof the word "Enrolling"

Also—

Page 632, column 1, line 26, strike out the word "Engrossing" and insert in lieu thereof the word "Enrolling"

Also—

Page 632, column 1, line 36, strike out the word "Engrossing" and insert in lieu thereof the word "Enrolling"

Also—

Page 635, column 2, line 23, strike out the figures "611" and insert in lieu thereof the figures "616"

Also—

Page 640, column 1, between lines 6 and 7, insert the following:

"Which was agreed to by a two-thirds vote."

Also—

Page 640, column 2, strike out lines 1 to 22, both inclusive, counting from the bottom of the column.

Also—

Page 641, column 1, strike out lines 1 to 15, both inclusive.

Also—

Page 643, column 1, between lines 19 and 20, insert the following:

Tallahassee, Florida  
April 28, 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 Gautier—

**S. B. No. 535—** A Bill to be entitled An Act relating to the East Volusia County anti-mosquito district; amending Chapter 18963, Laws of Florida, 1937; providing for a change in the name of the district; providing compensation and per diem for commissioners and employees of said district; providing for the payment of health, accident and life insurance premiums for district employees or officers.

Proof of publication attached.

Which amendments read as follows:

Amendment No. 1—

In Section 3, Sub-section 28, Line 5, following the words "or agents to provide group" strike out: "Life,"

Amendment No. 2—

In Section 3, Sub-section 28, Line 13, following the words "such employees or officers." strike out: The remainder of the section and insert the following in lieu thereof: "The participation of such group insurance shall be entirely voluntary at all times."

Amendment No. 3—

In The Title, following the words "the payment of" strike out: "Health, Accident and Life" and insert the following in lieu thereof: "Health and Accident"

—and respectfully requests the concurrence of the Senate therein.

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

Also—

Page 651, column 2, line 2, counting from the bottom of the column, strike out the figures "1554" and insert in lieu thereof the figures "1544"

Also—

Page 656, column 1, line 5, strike out the word "House" and insert in lieu thereof the word "Senate"

Also—

Page 660, column 1, line 3, counting from the bottom of the column, strike out the figures "325" and insert in lieu thereof the figures "324"

And as corrected was approved.

#### ENGROSSING REPORTS

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

**S. B. No. 2—**

A Bill to be entitled An Act relating to and defining abandoned property, providing methods for same to be taken into the custody of the state, for its recovery by the rightful owner, and for relieving the holder of liability for such property; providing an administrator; and providing an effective date.

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

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

And Senate Bill No. 2, contained in the above report was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk of the Senate, for enrolling.

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

**Senate Joint Resolution No. 218—**

A JOINT RESOLUTION PROPOSING AN AMENDMENT TO SECTION 9A, OF ARTICLE V, OF THE STATE CONSTITUTION RELATING TO THE DUVAL COUNTY CRIMINAL COURT OF RECORD.

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

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

And Senate Joint Resolution No. 218, contained in the above report, was ordered certified to the House of Representatives.

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

**S. B. No. 323—** A Bill to be entitled An Act relieving the Florida board of forestry of any obligation to collect from the quadricentennial commission of Pensacola and relieving such commission of any obligation to pay said board \$2,475.00, the purchase price of second-hand telephone poles from dismantled forest telephone lines for which Florida board of forestry had no further use and which said poles are now erected on public property of the county of Escambia as part of the replica of a Spanish fort of 1723.

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

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

And Senate Bill No. 323, contained in the above report was ordered certified to the House of Representatives.

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

**S. B. No. 535—** A Bill to be entitled An Act relating to the East Volusia County anti-mosquito district; amending chapter 18963, Laws of Florida, 1937; providing for a change in the name of the district; providing compensation and per diem for commissioners and employees of said district; providing for the payment of health and accident insurance premiums for district employees or officers.

—begs leave to report that the amendments have been

incorporated in the Bill and the same is returned herewith, as engrossed.

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

And Senate Bill No. 535, contained in the above report was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk of the Senate, for enrolling.

**ENROLLING REPORTS**

Your Enrolling Clerk, to whom was referred—

- S. B. No. 4
- S. B. No. 336

—reports same have been properly enrolled, signed by the President and Secretary of the Senate, and by the Speaker and Chief Clerk of the House of Representatives, and presented to the Governor on May 1, 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. 97
- S. B. No. 105
- S. B. No. 108
- S. B. No. 110
- S. B. No. 111
- S. B. No. 112
- S. B. No. 114
- S. B. No. 119
- S. B. No. 120

—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 28, 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. 109

—reports same has been properly enrolled, signed by the President and Secretary of the Senate, and by the Speaker and Chief Clerk of the House of Representatives, and presented to the Governor on April 28, 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. 121 | S. B. No. 128 |
| S. B. No. 122 | S. B. No. 129 |
| S. B. No. 124 | S. B. No. 176 |
| S. B. No. 125 | S. B. No. 204 |
| S. B. No. 127 | S. B. No. 220 |

—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 28, 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. 152 | S. B. No. 366 |
| S. B. No. 153 | S. B. No. 367 |
| S. B. No. 157 | S. B. No. 368 |
| S. B. No. 229 | S. B. No. 369 |
| S. B. No. 354 | S. B. No. 370 |
| S. B. No. 355 | S. B. No. 371 |
| S. B. No. 356 | S. B. No. 372 |
| S. B. No. 357 | S. B. No. 373 |
| S. B. No. 358 | S. B. No. 374 |
| S. B. No. 359 | S. B. No. 375 |
| S. B. No. 360 | S. B. No. 376 |
| S. B. No. 361 | S. B. No. 377 |
| S. B. No. 362 | S. B. No. 378 |
| S. B. No. 363 | S. B. No. 379 |
| S. B. No. 364 | S. B. No. 380 |
| S. B. No. 365 |               |

—reports same have been properly enrolled, signed by the President and Secretary of the Senate, and by the Speaker and Chief Clerk of the House of Representatives, and presented to the Governor on May 1, 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—

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|---------------|---------------|
| S. B. No. 222 | S. B. No. 230 |
| S. B. No. 223 | S. B. No. 244 |
| S. B. No. 224 | S. B. No. 245 |
| S. B. No. 225 | S. B. No. 246 |
| S. B. No. 228 | S. B. No. 247 |

—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 28, 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. 586 | H. B. No. 592 |
| H. B. No. 587 | H. B. No. 593 |
| H. B. No. 588 | H. B. No. 594 |
| H. B. No. 589 | H. B. No. 596 |
| H. B. No. 590 | H. B. No. 599 |
| H. B. No. 591 | H. B. No. 600 |

H. B. No. 601	H. B. No. 607
H. B. No. 602	H. B. No. 608
H. B. No. 603	H. B. No. 609
H. B. No. 604	H. B. No. 610
H. B. No. 605	H. B. No. 612
H. B. No. 606	H. B. No. 613

—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 28, 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. 614	H. B. No. 684
H. B. No. 615	H. B. No. 686
H. B. No. 619	H. B. No. 687
H. B. No. 620	H. B. No. 692
H. B. No. 621	H. B. No. 693
H. B. No. 622	H. B. No. 694
H. B. No. 623	H. B. No. 695
H. B. No. 626	H. B. No. 696
H. B. No. 627	H. B. No. 701
H. B. No. 672	H. B. No. 702
H. B. No. 674	H. B. No. 703
H. B. No. 682	H. B. No. 704
H. B. No. 683	

—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 28, 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. 194	H. B. No. 567
H. B. No. 198	H. B. No. 568
H. B. No. 230	H. B. No. 569
H. B. No. 236	H. B. No. 572
H. B. No. 239	H. B. No. 573
H. B. No. 447	H. B. No. 574
H. B. No. 520	H. B. No. 577
H. B. No. 552	H. B. No. 578
H. B. No. 562	H. B. No. 579
H. B. No. 563	H. B. No. 580
H. B. No. 564	H. B. No. 582
H. B. No. 565	H. B. No. 585
H. B. No. 566	

—reports same have been properly enrolled, signed by the Speaker and Chief Clerk of the House of Representatives,

and by the President and Secretary of the Senate, and presented to the Governor on May 1, 1961.

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

Senator Davis Presiding

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

By Senators Rawls and Johnson—

Senate Joint Resolution No. 640—

A JOINT RESOLUTION PROPOSING REVISION OF  
THE PREAMBLE OF THE CONSTITUTION OF THE  
STATE OF FLORIDA.

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

The following proposed revision of the Preamble of the Constitution of Florida is hereby agreed to and shall be submitted to the electors of the State for approval or rejection at the next general election, that is to say:

#### PREAMBLE

We, the people of the State of Florida, being grateful to Almighty God for freedom, liberty, and other blessings we enjoy, and desiring to preserve them, do ordain and establish this constitution.

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

By Senators Rawls and Johnson—

Senate Joint Resolution No. 641—

A JOINT RESOLUTION PROPOSING REVISION OF  
THE UNNUMBERED ARTICLE OF THE CONSTITUTION  
OF THE STATE OF FLORIDA ENTITLED  
DECLARATION OF RIGHTS.

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

The following proposed revision of the unnumbered Article of the Constitution of the State of Florida entitled Declaration of Rights is hereby agreed to and shall be submitted to the electors of the State for approval or rejection at the next general election, that is to say:

#### DECLARATION OF RIGHTS

Section 1. *Equality; inalienable rights; property of persons ineligible for citizenship.*—All persons are equal before the law and have inalienable rights. Among these are the right to enjoy and defend life and liberty, to obtain safety, to pursue happiness, to be rewarded for industry, and to acquire, possess, and protect property; but the legislature may regulate or prohibit the ownership, inheritance, disposition, or possession of real property by persons ineligible for citizenship.

Section 2. *Political power; government.*—All political power is inherent in the people. Government is instituted for their protection, security, and benefit. They have the right to regulate their government and to amend or repeal this constitution. The enumeration herein of certain rights shall not be construed to deny or impair others retained by the people.

Section 3. *Military subordinate to civil; quartering.*—The military power is in strict subordination to the civil.

No member of the military shall be quartered on private property in time of peace without the consent of the owner, and in time of war all quartering shall be as prescribed by law.

Section 4. *Access to courts.*—The courts shall be open to every person for redress of any injury, and justice shall be administered without sale, denial or delay.

Section 5. *Religious freedom.*—The free exercise and enjoyment of religious opinion and worship shall never be abridged, but this freedom shall not be construed to justify licentiousness or practices inconsistent with peace and safety. No person shall be incompetent as a witness or ineligible for jury duty or public office because of religious opinion. No preference shall be given by law to any religious denomination or mode of worship, and no public funds shall be granted directly or indirectly in aid of any religious denomination or sectarian institution.

Section 6. *Right to work; collective bargaining.*—The right of persons to work shall not be denied or abridged on account of membership or non-membership in any labor union or labor organization. This section shall not be construed to deny or abridge the right of employees by and through a labor organization or labor union to bargain collectively with their employer.

Section 7. *Habeas corpus.*—The writ of habeas corpus shall be granted as of right, promptly and without cost.

Section 8. *Excessive fines; cruel punishment; attainder; detention of witnesses.*—Excessive fines, cruel or unusual punishment, attainder, indefinite imprisonment, and unreasonable detention of witnesses are forbidden.

Section 9. *Bail.*—Until adjudged guilty, every person is entitled to release on reasonable bail with sufficient surety unless charged with a capital offense and the proof of guilt is evident or the presumption is great.

Section 10. *Indictment; information; plea; sentence.*—No person shall be tried for a capital crime without presentment or indictment by a grand jury, or for other felony without such presentment or indictment or an information under oath filed by the prosecuting officer of the court. A person charged with any crime not capital may be arraigned and may plead thereto in term or vacation, and the court may at any time pronounce judgment and sentence on a plea of guilty.

Section 11. *Jury trial; right of accused.*—The right of trial by jury in criminal and civil proceedings as heretofore established shall be secured to all and remain inviolate. The accused shall have the right of trial by jury in all prosecutions, including those in municipal and metropolitan courts, for any violation of a statute or ordinance that is punishable by death, imprisonment for a term exceeding thirty days, or fine exceeding three hundred dollars.

Section 12. *Rights of accused.*—In all criminal prosecutions the accused shall have the right to demand the nature and cause of the accusation, to be furnished with a copy of the charges, to have compulsory process for attendance of witnesses in his favor, to be confronted in any trial with the witnesses against him, to be heard in person or by counsel or both, and to have a speedy, public, and impartial trial by jury in the county where the crime was committed, if such county is known. If such county is not known, the indictment or information may charge venue in two or more counties conjunctively and proof that the crime was committed in such area shall be sufficient, but the accused may before pleading elect the county within that area in which to be tried. No person shall be compelled to pay costs until convicted on final trial.

No person shall be put in jeopardy twice in the same or any other court for the same offense, or be compelled in any criminal case to be a witness against himself.

Section 13. No person shall be deprived of life, liberty, or property without due process of law.

Section 14. *Condemnation; preliminary taking.*—Private property shall not be taken without full compensation determined by a jury of twelve. Interim possession may be obtained after commencement of suit upon securing payment by deposit of money, an equitable part of which shall be released upon application of the party entitled. Benefits resulting from improvements proposed to be made by an individual or a private or public corporation shall not be applied in reduction of compensation; provided, the legislature may authorize governmental agencies acquiring road or canal rights of way to offset benefits resulting from proposed improvements against severance damages to property not taken. The legislature may provide for drainage of private land over or through that of another upon payment of full compensation.

Section 15. *Freedom of speech and press.*—Every person may freely speak, write, and publish his sentiments on any subject, being responsible for the abuse of this right, and no law shall restrain or abridge the freedom of speech or of the press. In criminal prosecution and civil actions for defamation, the truth may be given in evidence to the jury, and proof of the truth of the matter published and good motive in publishing it shall constitute a complete defense.

Section 16. *Searches and seizures.*—The people shall be secure in their persons, houses, papers, and effects against unreasonable searches and seizures; and no warrant to search any place or seize any person or thing shall issue except upon oath or affirmation showing probable cause and particularly describing the place to be searched and the persons or things to be seized.

Section 17. *Assembly; petition.*—The people shall have the right to assemble peaceably to consult for the common good, to instruct their representatives, and to petition for redress of grievances.

Section 18. *Involuntary servitude; imprisonment for Debt.*—No person shall be subject to imprisonment or involuntary servitude except as punishment for crime. No person shall be imprisoned for debt without fraud.

Section 19. *Attainder; ex post facto law; impairment of contract.*—No bill of attainder, ex post facto law, or law impairing the obligation of contracts shall be passed.

Section 20. *Penalties imposed by administrative agencies.*—No administrative agency shall impose a sentence of imprisonment. Any penalty imposed by an administrative agency shall be prescribed by law and its imposition shall be subject to judicial review as prescribed by law.

Section 21. *Treason.*—Treason against the state consists only of levying war against it or of adhering to or aiding its enemies; and no person shall be convicted thereof without confession in open court or the testimony of two witnesses to the same overt act.

Section 22. *Right to bear arms.*—Every person may keep and bear arms in defense of his home, person, property, and the lawful authority of the state, but the legislature may prescribe the manner of bearing them.

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

By Senators Rawls and Johnson—

Senate Joint Resolution No. 642—

A JOINT RESOLUTION PROPOSING REVISION OF ARTICLE I OF THE CONSTITUTION OF THE STATE OF FLORIDA.

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

The following proposed revision of Article I of the Constitution of Florida is hereby agreed to and shall be submitted to the electors of the State for approval or rejection at the next general election, that is to say:

ARTICLE I  
BOUNDARIES

The state boundaries are: Begin at the mouth of the Perdido River, which for the purposes of this description is defined as the point where latitude 30°16'53" north and longitude 87°31'06" west intersect; thence to the point where latitude 30°17'02" north and longitude 87°31'06" west intersect; thence to the point where latitude 30°18'00" north and longitude 87°27'08" west intersect; thence to the point where the center line of the Intracoastal Canal (as the same existed on June 12, 1953) and longitude 87°27'00" west intersect; the same being in the middle of the Perdido River; thence up the middle of the Perdido River to the point where it intersects the south boundary of the State of Alabama, being also the point of intersection of the middle of the Perdido River with latitude 31°00'00" north; thence east, along the south boundary line of the State of Alabama, the same being latitude 31°00'00", north to the middle of the Chattahoochee River; thence down the middle of said river to its confluence with the Flint River; thence in a straight line to the head of the St. Marys River; thence down the middle of said river to the Atlantic Ocean, and extending therein to a point three (3) geographic miles from the Florida coast line, meaning the line of ordinary low water along that portion of the coast which is in direct contact with the open sea and the line marking the seaward limit of inland waters; thence southeastwardly following a line three (3) geographic miles distant from the Atlantic coast line of the state and three (3) leagues distant from the Gulf of Mexico coast line of the state to and around the Tortugas Islands; thence northeastwardly, three (3) leagues distant from the coast line, to a point three (3) leagues distant from the coast line of the mainland; thence north and northwestwardly, three (3) leagues distant from the coast line, to a point west of the mouth of the Perdido River, three (3) leagues from the coast line, as measured on a line bearing 0°01'00" west from the point of beginning; thence along said line to the point of beginning.

The legislature may extend the coastal boundaries to such limits as the laws of the United States or international law may permit.

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

By Senators Rawls and Johnson—

Senate Joint Resolution No. 643—

A JOINT RESOLUTION PROPOSING REVISION OF  
ARTICLE II OF THE CONSTITUTION OF THE  
STATE OF FLORIDA.

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

The following proposed revision of Article II of the Constitution of Florida is hereby agreed to and shall be submitted to the electors of the State for approval or rejection at the next general election, that is to say:

ARTICLE II  
DIVISION OF POWERS

The powers of the government of the State shall be divided into three departments: Legislative, Executive, and Judicial. No person properly belonging to one of these departments shall exercise any powers appertaining to either

of the other departments, except in cases expressly provided by this constitution.

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

By Senators Rawls and Johnson—

Senate Joint Resolution No. 644—

A JOINT RESOLUTION PROPOSING REVISION OF  
ARTICLE III OF THE CONSTITUTION OF THE  
STATE OF FLORIDA.

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

The following proposed revision of Article III of the Constitution of Florida is hereby agreed to and shall be submitted to the electors of the State for approval or rejection at the next general election, that is to say:

ARTICLE III  
LEGISLATIVE DEPARTMENT

Section 1. *Composition.*—The legislative power of the state shall be vested in a Legislature of the State of Florida, consisting of a Senate and a House of Representatives, whose sessions shall be held at the seat of government.

Section 2. *Regular sessions; extensions.*—A regular legislative session shall be convened on the first Tuesday after the first Monday in April of each odd-numbered year for not more than sixty consecutive days; provided, by three-fifths vote of the membership of each house it may be extended from time to time for periods not exceeding in the aggregate thirty calendar days, not necessarily consecutive but not extending beyond the following August, during which no new legislation may be introduced without the consent of two-thirds of the membership of the house in which it originates.

Section 3. *Extra sessions; call by legislature.*—When within sixty days from the filing of the first certificate one-fifth of the membership of each house of the legislature shall have filed with the secretary of state their certificates that an extra session of the legislature is required for the common good, he shall within seven days thereafter give notice thereof to all legislators by registered mail and poll them on the question: "Shall such session be held?" If three-fifths of the membership of each house shall within fifteen days after such mailing file with him their affirmative votes thereon, he shall call such session to convene on a date fixed by him not less than fourteen nor more than twenty-one days after such mailing. Such session shall not exceed thirty consecutive days.

Section 4. *Special Sessions; call by governor.*—The governor may by proclamation, stating the purpose, convene the legislature in special session not to exceed twenty consecutive days, during which only such legislative business may be transacted as is within the purview of the proclamation or of a communication from the governor, or is introduced by consent of two-thirds of the membership of each house.

Section 5. *Organization; expenses.*—The legislature may provide for its organization, expenses, and other incidental matters.

Section 6. *Terms of legislators; vacancies.*—Each representative shall be elected for a term of two years and, except as otherwise provided in Article VII hereof, each senator for a term of four years, by electors of the county or district within which he qualifies, at a general election held in the year in which the term of the in-

cumbent expires. He shall take office upon election. Vacancies shall be filled only by special election as provided by law.

Section 7. *Qualifications of legislators.*—Each legislator shall be at least twenty-one years of age and be an elector and resident of the county or district from which elected. If he fails to maintain such residence during his term of office his seat shall become vacant.

Section 8. *Eligibility for other office.*—Except as provided herein, no legislator shall during the term for which elected be appointed to any appointive state civil office created by the legislature during such term.

Section 9. *Compensation; allowances.*—Each legislator shall receive compensation, payable monthly, and travel and per diem allowances as provided by law.

Section 10. *Organization; officers.*—Each house shall be the sole judge of the qualifications and elections of its members. After each regular biennial general election each house, independent of the other, shall convene at such time and place in the state as may be designated by a majority of the written votes of its members filed with the secretary of state within ten days after such election, shall elect a permanent presiding officer who shall be designated in the senate as President of the Senate and in the house as Speaker of the House of Representatives, and may designate other officers and fix its rules of procedure, but shall transact no other legislative business. At its organization session or at such other time when in session as it shall determine, each house shall elect such other officers as it may deem necessary and the Senate shall designate a Secretary to serve at its pleasure and the House of Representatives shall designate a Chief Clerk to serve at its pleasure; and the legislature may designate an auditor, to serve at its pleasure, to post-audit state accounts and any others prescribed by law.

Each house of the legislature shall provide a liaison representative to the budgeting authority. He shall be responsible to his appointive house only, shall have access to all records and information available to the budgeting authority, and may sit with it at any time.

Section 11. *Procedure; adjournment; open doors, journal; discipline; compelling attendance.*—Except as provided herein, each house shall determine its rules of procedure. Neither house may adjourn for more than three days without the consent of the other. The senate may close its doors to the public while sitting in executive session. Other sessions of each house shall be public. Each house shall keep and publish a journal of its proceedings, in which the yeas and nays of the members on any question shall be entered upon request of five members present. Each house may punish a member for contempt and by vote of two-thirds of the membership may expel him. A majority of the members elected to each house shall constitute a quorum, but less than a quorum may adjourn from day to day, compel attendance of absent members, and prescribe penalties for failure to attend.

Section 12. *Attendance of witnesses; production of evidence; contempt and penalties.*—Each house may when in session compel attendance of witnesses and production of public and private documents and other evidence upon any matter under investigation before it or any of its committees, and may punish by fine not exceeding one thousand dollars or imprisonment not exceeding ninety days any person not a member who has been guilty of disorderly or contemptuous conduct in its presence or has refused to obey its lawful summons or to answer lawful questions. For making investigations between sessions the legislature may confer such powers upon any committee of legislators by a law limited to the committee

designated, to a stated period of operation, and to the matters specifically assigned. The manner of exercising such powers, including the fixing of witness fees and expenses and appropriate right of appeal, shall be prescribed by law.

Section 13. *Ineligibility to state office.*—No person holding or exercising the functions of any office under a foreign government, the United States, or another state, shall hold any office of honor or profit under the government of this state; except that the legislature may authorize temporary service by state or county officers in the armed forces or other defense agencies of the United States and provide for the performance of the duties of their offices during such service. No person shall at the same time hold or perform the functions of more than one office under the government of this state; provided, notaries public and officers of the state militia may be elected or appointed to fill any office.

Section 14. *Form of bill; one subject; title; amendment; enacting clause.*—Every law shall embrace but one subject and matter properly connected therewith, which subject shall be briefly expressed in the title. No law shall be revised or amended by reference to its title only. Laws to revise or amend shall set out in full the revised act or amended section, subsection, or paragraph of a subsection. The enacting clause of every law shall read: "Be it enacted by the Legislature of the State of Florida:"

Section 15. *Passage of bills.*—Any bill may originate in either house and after passage in one may be amended in the other. In each house it shall be read on three separate days unless two-thirds of the members present waive this rule. Its first reading shall be by title only unless one-third of the members present order it read in full. Its second reading shall be in full unless two-thirds of the members present order it read by title only. Its third reading shall be in full, unless it is a general revision of the entire laws, in which instance two-thirds of the members present may order it read by title only. Passage of a bill shall require a majority vote of the members present in each house. On final passage the vote in each house shall be taken by yeas and nays and entered on its journal. Every bill or joint resolution upon passage shall be signed by the presiding officers of the respective houses and by the secretary of the senate and the chief clerk of the house of representatives.

Section 16. *Effective date of laws.*—Each law shall take effect on the sixtieth day from the day it is filed in the office of the secretary of state unless otherwise provided therein.

A census shall become operative, for the purpose of determining whether a county, municipality, or district falls within a general law applicable according to population, thirty days after the adjournment of the regular session of the legislature next convening after certification of the census.

Section 17. *Types of special and local laws prohibited.*—The legislature shall not pass any special or local laws pertaining to:

- (a) Practice, jurisdiction, or venue in any court except municipal courts, unless otherwise provided in Article V;
- (b) Rules of evidence in any court;
- (c) Punishment for crime;
- (d) Grand or petit juries, including compensation of jurors, except establishment of jury commissions;
- (e) Conditions precedent to bringing any civil or criminal proceedings, or limitations of time therefor;
- (f) Refund of money legally paid or remission of fines, penalties, or forfeitures;

(g) Election, including the opening and conducting thereof and the designation of places of voting, of any officers except municipal officers;

(h) Assessment or collection of taxes for state or county purposes, including extension of time therefor, relief of tax officers from due performance of their duties, and relief of their sureties from liability;

(i) Vacation of roads;

(j) Fishing or hunting;

(k) Incorporation or grant of privilege to a private association or company, except as to a ship or barge canal across the state;

(l) Divorce or annulment of marriage;

(m) Legitimation or adoption of persons;

(n) Relief of minors from legal disabilities;

(o) Transfer of any property interest of persons under legal disabilities or of estates of decedents;

(p) Effectuation of invalid deeds, wills, or other instruments, or change in the law of descent;

(q) Change of name of any person;

(r) Liens, except liens levied or imposed by districts or municipalities;

(s) Fixing of interest rates on private contracts;

(t) Disposal of state property, including any interest therein;

(u) Jurisdiction, duties, or fees of county and state officials other than those for special county purposes;

(v) Regulation of any profession that has a state regulatory board.

The legislature may by general law prohibit special or local laws on any other subject and repeal or amendment thereof shall be by general law only.

Section 18. *Special and local laws; requisites for enactment.*—No special or local law or law relating to a single municipality shall be passed unless notice of intention to seek enactment thereof has been published in the manner provided by law, in each county in the area to be affected thereby, not less than thirty days nor more than ninety days prior to introduction in the legislature. The fact that publication has been made shall be recited on the journal of each house and the evidence of publication shall be preserved with the bill in the office of the secretary of state. Such notice shall not be necessary when the law is conditioned to become effective only upon approval by vote of the electors.

Section 19. *Executive approval of legislation; veto; item veto of appropriations; repassage.*—Every bill passed by the legislature shall be presented to the governor for his approval and shall become a law if he approves and signs it, or fails to sign or veto it within seven days after presentation; provided, if during such period the legislature finally adjourns or takes a recess of more than thirty days he shall have twenty days from the day of adjournment or recess to act on the bill. In all cases except general appropriation bills, the veto shall extend to the entire bill. The governor may veto specific items of a general appropriation bill except the expression of legislative policy as to expenditures.

When a bill or any item of a general appropriation bill has been vetoed by the governor, he shall transmit his signed objections thereto to the house in which the bill originated. If that house is not in session he shall

file them with the secretary of state, who shall lay them before that house for consideration at its next regular, extra, or special session, and they shall be entered on its journal.

If each house shall reenact the bill or reinstate a vetoed item of an appropriation bill by two-thirds vote of the members present, the yeas and nays shall be entered on the respective journals, and the bill shall become law or the item reinstated, the veto notwithstanding.

Section 20. *Impeachment; effect; filling office during trial.*—The governor, lieutenant governor, justices of the supreme court, members of the cabinet, judges of district courts of appeal, and judges of the circuit court may be removed from office only by conviction on impeachment. The house of representatives by two-thirds vote of the members present shall have the sole power of impeachment. Impeachments shall be tried by the senate, whose members shall be upon oath or affirmation when sitting for that purpose, and conviction shall require concurrence by two-thirds vote of the members present. The senate may adjourn to a fixed date for the trial, which date shall be not more than six months from the time articles of impeachment are preferred. The house of representatives need not be in session during the trial. The chief justice or an associate justice designated by him shall preside at the trial unless the chief justice is on trial, in which event the governor shall preside. Judgment shall extend only to removal from office and disqualification to hold any office of honor, trust, or profit under the state, and shall not affect the criminal or civil liability of the convicted officer.

An impeached officer shall immediately be disqualified from performing any duties until acquitted by the senate, and unless the governor is impeached, the governor may by appointment fill the office until completion of trial.

Section 21. *State and county officers; election; appointment.*—The legislature shall provide for the election by the people or appointment by the governor of all state and county officers not otherwise provided for herein and shall fix by law their duties and compensation.

Section 22. *Appropriation bills.*—Laws making appropriations for salaries of public officers and other current expenses of the state shall contain provisions on no other subject.

Section 23. *Reports to legislature on request.*—Each state, county, district, or municipal executive officer, agency head, or employee shall furnish information regarding his department, office, or employment upon the request of either house of the legislature.

Section 24. *Suits against state.*—The legislature may provide by general law for suits against the state or any public body therein.

Section 25. *Civil actions; restrictions on statutes of limitation.*—The time for bringing a civil action on any existing cause of action shall not be reduced without providing a reasonable period for bringing it.

Section 26. *Criminal statutes; repeal or modification.*—Repeal or amendment of a criminal statute shall not affect prosecution or punishment for any crime committed prior thereto.

Section 27. *Lotteries prohibited.*—All lotteries are prohibited.

Section 28. *Incorporation of companies and associations; special and local laws.*—The legislature shall provide by general law for incorporating such educational, agricultural, mechanical, mining, transportation, mercantile and other useful companies or associations as may

be deemed necessary; but it shall not pass any special law on any such subject.

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

By Senators Rawls and Johnson—

**Senate Joint Resolution No. 645—**

**A JOINT RESOLUTION PROPOSING REVISION OF ARTICLE IV OF THE CONSTITUTION OF THE STATE OF FLORIDA.**

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

The following proposed revision of Article IV of the Constitution of Florida is hereby agreed to and shall be submitted to the electors of the State for approval or rejection at the next general election, that is to say:

**ARTICLE IV**

**EXECUTIVE DEPARTMENT**

**Section 1. Governor; chief executive; commander-in-chief; grants; commissions.**—The supreme executive power shall be vested in the governor. He shall require the laws to be faithfully executed, be commander-in-chief of all state armed forces not in the active service of the United States, transact all executive business with state civil and military officers, and sign all grants. He shall issue each state and county officer a commission in the name of the state, bearing its great seal attested by the secretary of state, and, unless otherwise provided by law, shall sign it.

**Section 2. Cabinet; membership; lieutenant governor; election; term; qualifications.**—The Governor shall be assisted by a cabinet consisting of the Secretary of State, Attorney General, Comptroller, Treasurer, Superintendent of Education, and Commissioner of Agriculture who shall perform such duties as may be prescribed herein or by law. There shall be a Lieutenant Governor who shall be an executive officer and shall perform the duties prescribed herein. The governor, each cabinet member and the lieutenant governor shall be elected every four years at the same state-wide general election and shall begin their terms of four years at noon on the first Tuesday after the first Monday of the following January. The governor, each cabinet member, and the lieutenant governor shall be at least twenty-five years of age when elected, and for the ten immediately preceding years shall have been a citizen and resident of the state. The legislature shall provide the method and requirements by which in primary and general elections candidates for the offices of governor and lieutenant governor shall form a joint candidacy. No person who has become governor or lieutenant governor by election or succession shall be eligible to be elected governor or lieutenant governor until three years from the termination of such service.

**Section 3. Secretary of state; duties.**—The secretary of state shall keep the records of official acts of the legislative and executive departments and when requested by either house of the legislature shall lay them and all related matters before it. He shall attest and affix the great seal of the state to all grants and commissions and be custodian of the great seal of the state.

**Section 4. Attorney general; duties.**—The attorney general shall be an attorney at law. He shall be the legal advisor to each state officer of the executive department.

**Section 5. Comptroller; duties.**—The comptroller shall examine, preaudit, adjust, and settle all state accounts. He shall be responsible for collecting all taxes due the state except as provided by law.

**Section 6. Treasurer; duties.**—The treasurer, in the manner prescribed by law, shall keep all funds and securities and make all disbursements, but he shall not disburse funds without the order of the comptroller, countersigned by the governor.

**Section 7. Superintendent of education; duties.**—The state superintendent of education shall perform the duties prescribed by law relating to the supervision of the public school system.

**Section 8. Commissioner of agriculture; duties.**—The commissioner of agriculture shall perform the duties prescribed by law relating to agriculture.

**Section 9. Board of commissioners of state institutions.**—The governor and the cabinet shall constitute the Board of Commissioners of State Institutions, which shall supervise state institutions in the manner prescribed by law.

**Section 10. Succession to office of governor; service as acting governor.**—The lieutenant governor shall become governor upon failure of the governor-elect to qualify, or upon death, resignation, or removal of the governor. Further succession to the office of governor shall devolve first upon the president of the senate, next upon the speaker of the house of representatives, and thereafter as prescribed by law. A successor shall serve for the remainder of the term.

Upon written direction of the governor filed with the secretary of state, the lieutenant governor shall perform those duties of the governor specified in the directive for the time therein limited.

Upon impeachment of the governor and until completion of trial thereon, or during his physical or mental incapacity, the lieutenant governor shall act as governor. Further succession as acting governor shall devolve first upon the president of the senate, next upon the speaker of the house of representatives and thereafter as prescribed by law. Incapacity to serve as governor shall be determined only by the supreme court upon due notice after docketing of written suggestion thereof by four cabinet members, and restoration of capacity shall be similarly determined after docketing of written suggestion thereof by the governor, the legislature, or four cabinet members; provided, by certificate filed with the secretary of state the governor may declare his incapacity for physical reasons to serve as governor, and, in such event, may declare when his physical incapacity has ceased.

**Section 11. State and county officers; election; appointment.**—The legislature shall provide for the election by the people or appointment by the governor of all state and county officers not otherwise provided for herein and shall fix by law their duties and compensation.

**Section 12. State and county offices; filling vacancies.**—When vacancy in appointive state or county office occurs, it shall be filled by appointment for the unexpired term. When vacancy in elective state or county executive or judicial office occurs, the governor shall, subject to confirmation by the senate, appoint a successor to serve until the first Tuesday after the first Monday in January following the next general election, at which election the office shall be filled for the portion of the unexpired term, if any, remaining after the first Tuesday after the first Monday in January next following the election.

Vacancy in office occurs upon death, failure to qualify within fifteen days from commencement of the term of office to which elected, or, after qualification upon removal, impeachment, resignation, succession to another office, failure to maintain residence within area from which selected or unexplained absence for six months.

If confirmation of appointment to an office is required and the senate disapproves the appointment, the person

proposed shall be ineligible for appointment to that office for four years from refusal of confirmation.

Section 13. *Governor; suspensions; removal.*—By executive order stating the ground and filed with the secretary of state, the governor may suspend from office any public officer elected by the people or appointed by the governor and not subject to impeachment, or any officer of the militia not in the active service of the United States, for malfeasance, misfeasance, neglect of duty, drunkenness, incompetence, permanent inability to perform his official duties, or commission of a felony, and may fill the office by appointment for the period of suspension.

The suspended officer shall be deemed to have acquiesced in the suspension and surrendered all claim to the office unless within thirty days from the filing of the suspension order he shall file with the secretary of state a written demand for a hearing, which shall be accorded promptly before the governor or a disinterested cabinet member designated in writing by the governor. All evidence supporting the suspension, and such evidence as the officer may desire to offer in his defense, shall be presented and recorded at the hearing, and a transcript thereof and all documentary evidence shall be filed with the secretary of state. The governor shall thereupon file with the secretary of state a further order stating his findings and finally confirming or revoking the suspension. If the order does not revoke the suspension and reinstate the officer, the secretary of state shall transmit to the senate, on the next day it is in regular session, certified copies of the orders and of the record of the hearing; provided, if these copies are not submitted prior to the forty-sixth day of the session the senate may postpone consideration until the next session. The senate may take further evidence and shall sustain or disapprove the suspension. If it sustains the suspension or fails to act or postpone consideration before adjourning, the officer shall be removed from office as of the date of the original order of suspension. If it disapproves before adjourning, the officer shall be reinstated and shall receive compensation from the state to the date of reinstatement or to the date or expiration of his term of office, whichever is earlier. The proceedings hereunder shall not affect his criminal or civil liability.

Section 14. *Appointment of officers of militia.*—The governor shall appoint to serve at his pleasure all commissioned officers of the militia, including an adjutant general. The appointment of all general officers shall be with the consent of the senate. Officers shall take rank according to the dates of their commissions. The personnel of the state militia, when uniformed, shall wear the uniform prescribed by law.

Section 15. *Reports.*—The governor may require information in writing from any state executive or administrative officer and from any county officer regarding his executive or administrative duties. At the beginning of each regular session of the legislature, and at such other times as the governor may request, each state executive officer shall report in writing his official acts and the receipts, expenditures, and requirements of his office to the governor, who shall lay the reports before the legislature at the beginning of the session.

Section 16. *Governor; message to legislature.*—At least once in each regular session the governor shall by message inform the legislature concerning the condition of the state and recommend measures in the public interest.

Section 17. *Special sessions; call by the governor.*—The governor may by proclamation, stating the purpose, convene the legislature in special session not to exceed twenty consecutive days, during which only such legislative business may be transacted as is within the purview

of the proclamation or of a communication from the governor, or is introduced by consent of two-thirds of the membership of each house.

Section 18. *Adjournment of legislature by governor.*—If during any session the two houses cannot agree upon a time for adjournment, the governor may adjourn the session sine die or to any date within the period authorized for such session; provided, at least two legislative days before adjourning the session he shall give each house while it is not in recess formal written notice of his intention to do so, and agreement reached within that period by both houses on a time for adjournment shall prevail.

Section 19. *Executive approval of legislation; veto; item veto of appropriations; repassage.*—Every bill passed by the legislature shall be presented to the governor for his approval and shall become a law if he approves and signs it, or fails to sign or veto it within seven days after presentation; provided, if during such period the legislature finally adjourns or takes a recess of more than thirty days he shall have twenty days from the day of adjournment or recess to act on the bill. In all cases except general appropriation bills, the veto shall extend to the entire bill. The governor may veto specific items of a general appropriation bill except the expression of legislative policy as to expenditures.

When a bill or any item of a general appropriation bill has been vetoed by the governor, he shall transmit his signed objections thereto to the house in which the bill originated. If that house is not in session he shall file them with the secretary of state, who shall lay them before that house for consideration at its next regular, extra, or special session, and they shall be entered on its journal.

If each house shall reenact the bill or reinstate a vetoed item of an appropriation bill by two-thirds vote of the members present, the yeas and nays shall be entered on the respective journals, and the bill shall become law or the item reinstated, the veto notwithstanding.

Section 20. *Executive clemency.*—

(a) *Pardon board; application for pardon.*—The governor and the cabinet shall constitute the Pardon Board. In all cases except treason the governor and any three others may grant full or conditional pardons, restore civil rights, commute punishment, and remit fines and forfeitures. The legislature shall prescribe the manner of applying for pardons.

(b) *Governor; reprieves; remissions or suspensions of fines.*—The governor may suspend collection of fines and forfeitures and grant reprieves not exceeding sixty days in all cases except treason and impeachment. In cases of treason the reprieve may extend to the next legislative session, and at the commencement thereof the governor shall report the treason cases to the legislature, which may direct execution of the sentence or grant a pardon or further reprieve. If it adjourns without disposing of the case the governor shall enforce the sentence. A record of each pardon, commutation, remission, reprieve, and suspension granted shall be filed with the secretary of state.

(c) *Parole commission.*—The legislature may create a Parole Commission, prescribe the qualifications, method of selection, and terms of its members, and empower it to supervise persons on probation and to grant parole or conditional releases to persons under sentence for crime.

Section 21. *Public utilities commission.*—The legislature shall establish a Public Utilities Commission and prescribe its membership, duties, and powers, including quasi-judicial powers.

Section 22. *Game and fresh water fish commission; powers, duties, etc.*—(a) The management, restoration, conservation, and regulation, of the birds, game, fur-

bearing animals, and fresh water fish, of the State of Florida, and the acquisition, establishment, control, and management, of hatcheries, sanctuaries, refuges, reservations, and all other property now or hereafter owned or used for such purposes by the State of Florida, shall be vested in the game and fresh water fish commission. Such commission shall consist of five members, one from each congressional district, as existing on January 1, 1941, who shall be appointed by the governor, subject to confirmation by the senate. The members so appointed shall annually select one of their members as chairman of the commission.

(b) The members of the commission shall be appointed and shall serve on staggered terms. At the expiration of each of such terms, a successor shall be appointed to serve for a term of five years.

(c) The members of the commission shall receive no compensation for their services as such, but each commissioner shall receive his necessary traveling or other expenses incurred while engaged in the discharge of his official duties, but such shall not exceed the sum of six hundred dollars in any one year.

(d) Among the powers granted to the commission by this section shall be the power to fix bag limits and to fix open and closed seasons, on a state-wide, regional or local basis, as it may find to be appropriate, and to regulate the manner and method of taking, transporting, storing and using birds, game, fur-bearing animals, fresh water fish, reptiles, and amphibians. The commission shall also have the power to acquire by purchase or gift, all property necessary, useful, or convenient, for the use of the commission in the exercise of its powers hereunder.

(e) The commission shall appoint, fix the salary of, and at pleasure remove, a suitable person, as director, and such director shall have such powers and duties as may be prescribed by the commission in pursuance of its duties under this section. Such director shall, subject to the approval of the commission, appoint, fix the salaries of, and at pleasure remove, assistants, and other employees who shall have such powers and duties as may be assigned to them by the commission or the director. No commissioner shall be eligible for any such appointment or employment.

(f) The funds resulting from the operation of the commission and from the administration of the laws and regulations pertaining to birds, game, fur-bearing animals, fresh water fish, reptiles, and amphibians, together with any other funds specifically provided for such purpose shall constitute the state game fund and shall be used by the commission as it shall deem fit in carrying out the provisions hereof and for no other purposes. The commission may not obligate itself beyond the current resources of the state game fund unless specifically so authorized by the legislature.

(g) The legislature may enact any laws in aid of, but not inconsistent with, the provisions of this section, and all existing laws inconsistent herewith shall no longer remain in force and effect. All laws fixing penalties for the violation of the provisions of this amendment and all laws imposing license taxes, shall be enacted by the legislature from time to time.

Section 23. *Advisory opinions of justices.*—The governor may request in writing the opinion of the justices of the supreme court as to the interpretation of any portion of this constitution upon any question affecting his executive powers and duties. The justices shall, subject to their rules of procedure, permit interested persons to be heard on the questions presented. They shall render their written opinion not earlier than ten days from the filing and

docketing of such request, unless in their judgment such delay would cause public injury.

Section 24. *Governor and cabinet; exercise of powers.*—When authority is vested in the governor and the cabinet it shall be exercised by a majority vote, the governor and each member of the cabinet having a vote.

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

By Senators Rawls and Johnson—

Senate Joint Resolution No. 646—

A JOINT RESOLUTION PROPOSING REVISION OF ARTICLE VI OF THE CONSTITUTION OF THE STATE OF FLORIDA.

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

The following proposed revision of Article VI of the Constitution of Florida is hereby agreed to and shall be submitted to the electors of the State for approval or rejection at the next general election, that is to say:

#### ARTICLE VI

##### SUFFRAGE AND ELIGIBILITY

Section 1. *Secret vote; direct vote; choice by plurality; regulation of elections.*—Unless otherwise provided herein, all elections by the people shall be by secret and direct vote and, except for primary elections, shall be determined by a plurality of the votes cast. The conduct of elections, requirements for absentee voting, methods of voting, determination of election returns, and procedure in election contests shall be prescribed by law. Recognition, regulation, and nominating procedure of political parties shall be provided by law.

Section 2. *Electors; qualifications; disqualifications.*—Every citizen of the United States who is twenty-one years of age, and who immediately preceding registration has been a permanent resident for one year of the state and for six months of the county in which he applies to register, shall upon registering be a qualified elector of such county at all elections.

The legislature may provide a method by which bona fide citizens of the state with shorter residence as fixed by law may be permitted to register and vote in general elections for presidential electors.

No person convicted of a felony or judicially determined to be of unsound mind, or under judicial guardianship because of mental disability, shall be qualified to vote or hold public office until his civil rights are restored or his disability removed.

Section 3. *Registration.*—The legislature shall provide for registration of all electors, and may provide for registration of electors outside the territorial limits of the state, and no person may vote unless registered according to law. A naturalized citizen shall exhibit his certificate of naturalization or a duly certified copy thereof to the registration officer when applying for registration.

Section 4. *Oath of electors.*—Each elector shall take the following oath upon registering: "I do solemnly swear (or affirm) that I will protect and defend the Constitution of the United States and the Constitution of the State of Florida, that I am of legal voting age, that I have been a resident of the State of Florida for one year and of the county for six months, and that I am qualified to vote under the Constitution and laws of the State of Florida." This oath shall be appropriately modified for persons registering under the second paragraph of Section 2 of this Article.

Section 5. *General and special elections.*—A general election shall be held in each county on the first Tuesday after the first Monday in November of each even numbered year to choose a successor to each elective state or county officer whose term will expire before the next general election and, except as provided herein, to fill each vacancy in elective office for the unexpired portion of the term. The month and day of general elections may be changed by law.

Special elections shall be held at the time and in the manner provided by law.

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

By Senators Rawls and Johnson—

Senate Joint Resolution No. 647—

A JOINT RESOLUTION PROPOSING REVISION OF ARTICLE VIII OF THE CONSTITUTION OF THE STATE OF FLORIDA.

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

The following proposed revision of Article VIII of the Constitution of Florida is hereby agreed to and shall be submitted to the electors of the State for approval or rejection at the next general election, that is to say:

#### ARTICLE VIII

##### LOCAL GOVERNMENT

Section 1. *Counties; municipalities; special districts; powers and functions.*—All powers of local government shall be exercised by counties, municipalities, and special districts, and shall be limited to those delegated herein or by the legislature. They shall also perform such state functions as the legislature may provide.

Section 2. *Counties as political subdivisions; county seats.*—The state shall be divided into political subdivisions called counties. The counties and their respective county seats as now established are recognized, and no county seat may be changed except by vote of the electors; provided, in the formation of new counties the county seat may be temporarily established by law.

Section 3. *Establishment of new counties; changing county lines.*—The legislature shall have power to establish new counties and to change county lines. Each county acquiring territory shall assume the existing liabilities of the county losing it in the ratio, as of the time of the transfer, that the assessed valuation of the taxable real and personal property in that territory bears to the total assessed valuation of all taxable real and personal property in the county losing that territory.

Section 4. *Location of county offices; public records.*—The principal offices and permanent records of all county officers shall be at the county seat; provided, branch offices for the conduct of county business and facilities for court proceedings including jury trials in civil cases may be established by law elsewhere in the county. No instrument shall be deemed recorded until filed at the county seat according to law.

Section 5. *County officers.*

(a) *Commissioner districts; decennial revision; county commission.*—Each county shall be divided into five commissioner districts numbered consecutively, and its governing body shall be a Board of County Commissioners, consisting of five members, one from each commissioner district. Upon certification of each decennial federal census the board of county commissioners shall forthwith revise the boundaries of the commissioner districts

so that according thereto they will be approximately equal in population, giving consideration to geographic area.

(b) *County officers; election; terms of office.*—The electors of each county shall elect the following officers from its electors for a term of four years: One member of the Board of County Commissioners from each commissioner district, as provided herein, Clerk of the Circuit Court, Sheriff, Tax Assessor, Tax Collector, and Supervisor of Registration; provided, that as to any county a local law, subject to referendum, may require that each member of the board of county commissioners shall be elected by the electors of the district in which he resides. Such a local law may be repealed only by local law, subject to referendum, enacted not less than four years after the law being repealed. Each member of the board of county commissioners shall reside in the district from which elected.

(c) *County school board members; school superintendent; election.*—There shall be elected by and from among the electors of each county for a term of four years one member of the County School Board from each commissioner district, and a County School Superintendent; provided, that as to any county a local law, subject to referendum, may require, either or both, that (1) each member of the county school board shall be elected by and from among the electors of the district from which he is elected, and (2) the county school superintendent shall be appointed by and serve at the pleasure of the county school board. Such a local law may be repealed only by local law, subject to referendum, enacted not less than four years after the law being repealed. Each member of the county school board shall reside in the district from which elected.

(d) *Dade county school board.*—In the county of Dade there shall be two additional members of the county school board, who shall be elected by and from among the electors of the county at large and who shall maintain their residences in the county but may reside in any commissioner district.

(e) *County officers; duties and powers.*—The powers and duties of county officers shall be prescribed by law.

Section 6. *County ordinances; legislative grant of authority to enact.*—The legislature, by local law only, may authorize the board of county commissioners of a county to enact county ordinances on any subject on which their enactment is not forbidden by general law. Each such local law shall specify precisely the subjects to which the county ordinances shall be confined and no county ordinance which conflicts with any general, special, or local law shall be valid. The legislature may amend or repeal any county ordinance.

Section 7. *Welfare.*—Counties shall provide in the manner prescribed by law for residents having claim upon the aid and sympathy of society by reason of age, infirmity, or misfortune.

Section 8. *Alcoholic beverages; county option.*—Upon petition of one-fourth of the electors of a county the board of county commissioners shall provide for a special election to determine, either or both (1) whether sale of all intoxicating beverages shall be prohibited therein, (2) the method of such sale where permitted; and in like manner an election shall be held in a county prohibiting their sale to determine whether such prohibition shall be removed. The election shall be held within sixty days from presentation of the petition unless a regular, primary or general election falls within such period, in which event it shall be held within sixty days thereafter. Not more than one such election shall be held in any two year period.

Section 9. *Criminal cases; costs and fines.*—In all criminal cases prosecuted in the name of the state when the defendant is insolvent or discharged, all legal costs of prosecution shall be paid by the county in which the prosecution occurs under regulations prescribed by law. All fines and forfeitures collected in each county under the state penal laws shall be applied to payment of costs and expenses of criminal prosecutions therein.

Section 10. *Municipalities; establishment; abolition; government; protection of creditors.*—Municipalities may be established and abolished by local law or pursuant to general law. They shall be governed in such manner and may exercise such jurisdiction and powers including such powers of home rule as may from time to time be provided by applicable local law or general law. Whenever a municipality is abolished, provision shall be made for the protection of its creditors.

Section 11. *Municipal taxes; assessment and collection by county officers.*—Subject to approval by vote of the municipal electors at a special election held separately or with any other election the legislature may by general or local law provide for assessment and collection of the taxes of any municipality by the tax assessor and tax collector respectively of the county in which it is situated and for payment by the municipality of reasonable compensation to these county officers for performance of these additional duties.

Section 12. *Special districts lying in one county; governing board.*—Unless otherwise provided by law, the governing board of special districts lying wholly within a county shall be the board of county commissioners of the county. The legislature may provide by law for the appointment of such governing board by the governor or by the board of county commissioners, or for election thereof by the electors.

Section 13. *Special districts lying in more than one county; government.*—The legislature by local law may for special purposes create special districts that include territory lying in more than one county and may prescribe the composition, powers, and duties of their governing bodies.

Section 14. *Local governmental units; cooperation with other governmental units.*—Any local governmental unit may contract and cooperate with other local governmental units, with the state, or with the United States in the exercise of any of its authorized proprietary functions for the planning, development, construction, acquisition, or operation of any public improvement or facility or for a common service.

Section 15. *County funds and property.*—The legislature shall provide by law for the care of county funds and property and shall prescribe the method of reporting and paying out all county funds.

#### Section 16. *Officers.*

(a) *Terms.*—All persons in office at the time of the adoption of this revised article shall hold their respective offices for the remainder of the term unless removed from office as herein provided.

(b) *County commissioners; adjustment of terms.*—The terms of members of the boards of county commissioners shall be staggered with the members from even-numbered districts being elected in 1962 and the members from odd-numbered districts being elected in 1964 and thereafter their respective successors shall be elected at four year intervals.

(c) *Members county school board; adjustment of terms.*—The terms of members of the county school board shall be staggered with the members from the odd-numbered

districts being elected in 1962 and the members from even-numbered districts being elected in 1964 and thereafter their respective successors shall be elected at four year intervals.

(d) *Dade County; additional school board members; election.*—In Dade County the additional school board members at large shall be elected in the year 1962 and each four years thereafter.

(e) *Titles of offices.*—The County School Board shall succeed to the powers and duties of the County Board of Public Instruction. The title of the office of Member of the County Board of Public Instruction is changed to Member of the County School Board. The title of the office of County Superintendent of Public Instruction is changed to County School Superintendent.

Section 17. *Dade County home rule.*—(1) The electors of Dade County are granted power to adopt, revise, and amend from time to time a home rule charter of government for Dade County, under which the board of county commissioners of Dade County shall be the governing body. This charter:

(a) Shall fix the boundaries of each county commission district, provide a method for changing them from time to time, and fix the number, terms and compensation of the commissioners, and their method of election.

(b) May grant full power and authority to the board of county commissioners of Dade County to pass ordinances relating to the affairs, property, and government of Dade County and provide suitable penalties for the violation thereof; to levy and collect such taxes as may be authorized by general law and no other taxes, and to do everything necessary to carry on a central metropolitan government in Dade County.

(c) May change the boundaries of, merge, consolidate, and abolish and may provide a method for changing the boundaries of, merging, consolidating and abolishing from time to time all municipal corporations, county or district governments, special taxing districts, authorities, boards, or other governmental units whose jurisdiction lies wholly within Dade County, whether such governmental units are created by the constitution or the legislature or otherwise, except the Dade County Board of County Commissioners as it may be provided for from time to time by this home rule charter and the county school board of Dade County.

(d) May provide a method by which any and all of the functions or powers of any municipal corporation or other governmental unit in Dade County may be transferred to the board of county commissioners of Dade County.

(e) May provide a method for establishing new municipal corporations, special taxing districts, and other governmental units in Dade County from time to time and provide for their government and prescribe their jurisdiction and powers.

(f) May abolish and may provide a method for abolishing from time to time all county offices provided herein or by the legislature except the county school superintendent and may provide for the consolidation and transfer of the functions of such offices, provided, however, that there shall be no power to abolish or impair the jurisdiction of the circuit court or to abolish any other court provided for by this constitution or by general law, or the judges or clerks thereof although such charter may create new courts and judges and clerks thereof with jurisdiction to try all offenses against ordinances passed by the board of county commissioners of Dade County and none of the other courts provided for by this constitution or by general law shall have original jurisdiction to try such offenses, although the charter may confer appellate jurisdiction on such courts, and provid-

ed further that if said home rule charter shall abolish any county office or offices as authorized in this section, that said charter shall contain adequate provision for the carrying on of all functions of said office or offices as are now or may hereafter be prescribed by general law.

(g) Shall provide a method by which each municipal corporation in Dade County shall have the power to make, amend or repeal its own charter. Upon adoption of this home rule charter by the electors this method shall be exclusive and the legislature shall have no power to amend or repeal the charter of any municipal corporation in Dade County.

(h) May change the name of Dade County.

(i) Shall provide a method for the recall of any commissioner and a method for initiative and referendum, including the initiation of and referendum on ordinances and the amendment or revision of the home rule charter, provided, however, that the power of the governor and senate relating to the suspension and removal of officers provided for herein shall not be impaired, but shall extend to all officers provided for in said home rule charter.

(2) Provision shall be made for the protection of the creditors of any governmental unit which is merged, consolidated, or abolished or whose boundaries are changed or functions or powers transferred.

(3) This home rule charter shall be prepared by a Metropolitan Charter Board created by the legislature and shall be presented to the electors of Dade County for ratification or rejection in the manner provided by the legislature. Until a home rule charter is adopted the legislature may from time to time create additional charter boards to prepare charters to be presented to the electors of Dade County for ratification or rejection in the manner provided by the legislature. Such charter, once adopted by the electors, may be amended only by the electors of Dade County and this charter shall provide a method for submitting future charter revisions and amendments to the electors of Dade County.

(4) The county commission shall continue to receive its pro rata share of all revenues payable by the state from whatever source to the several counties and the state shall pay to the commission all revenues which would have been paid to any municipality in Dade County which may be abolished by or in the method provided by this home rule charter; provided, however, the commission shall reimburse the state comptroller for the expense incurred if any, in the keeping of separate records to determine the amounts of money which would have been payable to any such municipality.

(5) Nothing in this section shall limit or restrict the power of the legislature to enact general laws which shall relate to Dade County and any other one or more counties or to any municipality in Dade County and any other one or more municipalities of the state, and the home rule charter provided for herein shall not conflict with any provision hereof or of any applicable general laws now applying to Dade County and any other one or more counties except as expressly authorized in this section, nor shall any ordinance enacted pursuant to said home rule charter conflict with this constitution or any such applicable general law except as expressly authorized in this section, nor shall the charter of any municipality in Dade County conflict with this constitution or any such applicable general law except as expressly authorized in this section, provided however that said charter and said ordinances enacted in pursuance thereof may conflict with, modify or nullify any

existing local, special or general law applicable only to Dade County.

(6) Nothing in this section shall be construed to limit or restrict the power of the legislature to enact general laws which shall relate to Dade County and any other one or more counties or to any municipality in Dade County and any other one or more municipalities relating to county or municipal affairs and all such general laws shall apply to Dade County and to all municipalities therein to the same extent as if this section had not been adopted and such general laws shall supersede any part or portion of the home rule charter provided for in this section in conflict therewith and shall supersede any provision of any ordinance enacted pursuant to said charter and in conflict therewith, and shall supersede any provision of any charter of any municipality in Dade County in conflict therewith.

(7) Nothing in this section shall be construed to limit or restrict the power and jurisdiction of the public utilities commission or of any other state agency, bureau or commission now or hereafter provided for herein or by general law and said state agencies, bureaus and commissions shall have the same powers in Dade County as shall be conferred upon them in regard to other counties.

(8) If any section, subsection, sentence, clause, or provision of this section is held invalid as violative of the provisions hereof relating to amendments the remainder of this section shall not be affected by such invalidity.

(9) It is declared to be the intent of the legislature and of the electors of the state to provide by this section home rule for the people of Dade County in local affairs and this section shall be liberally construed to carry out such purpose, and it is further declared to be the intent of the legislature and of the electors of the state that the provisions hereof and of general laws which shall relate to Dade County and any other one or more counties of the state or to any municipality in Dade County and any other one or more municipalities of the state enacted pursuant thereto by the legislature shall be the supreme law in Dade County, except as expressly provided in this section and this section shall be strictly construed to maintain such supremacy hereof and of the legislature in the enactment of general laws pursuant hereto.

Section 18. *Cities of Jacksonville and Key West.*—Subject to vote of the county electors the legislature may establish or abolish, and without such vote may amend the laws governing, two municipalities, to be named the City of Jacksonville and the City of Key West, extending respectively throughout the present territory of Duval and Monroe Counties, superseding all governmental agencies therein, and succeeding to the ownership of all property thereof and of municipalities therein. Subject to the provisions hereof governing special and local laws other than provisions relating to jurisdiction and duties of any class of officers, summoning and empanelling of grand and petit juries, assessment and collection of taxes for county purposes, and regulation of fees and compensation of county officers, the legislature may prescribe the functions, powers, and jurisdiction of each municipality, may divide it into districts, may determine what portion of it is rural and subject to the limitations on rural homestead realty, and may prescribe the system of taxation and liabilities of the municipality and its districts; provided, upon establishment of each municipality the respective properties taxable for debts then existing shall be solely liable therefor.

Each municipality may exercise all municipal powers herein granted and shall perform all functions and enjoy all powers and privileges of a county, including representation in the legislature. County offices shall not be abol-

ished or consolidated without providing for performance of state functions assigned thereto. The legislature shall not abolish the offices of clerk of the circuit court and sheriff but may prescribe special methods and times of filling them.

Section 19. *Assessment and collection of taxes in certain counties.*—In Broward, Hillsborough, Monroe, Pinellas, Saint Lucie, and Volusia Counties the county tax assessor shall assess all property therein upon which ad valorem taxes are levied by the county or any other taxing authority, and the county tax collector of each of these counties except Monroe shall collect all taxes; provided, no law relating thereto shall become effective in Saint Lucie until approved by vote of the electors and in Broward the county tax assessor and county tax collector shall respectively assess and collect the taxes of only those municipalities that by ordinance so request. The legislature shall prescribe additional compensation corresponding to the additional functions performed.

Section 20. *Escambia county fees.*—All charges collected by the officers of Escambia County shall be paid into its general fund and disbursed as provided by law, and the compensation and expenses of its officers shall be provided for by local law.

Section 21. *Bonds; public officers.*—Each public officer shall give bond as provided by law and shall not be surety upon the official bond of another public officer. His compensation shall be payable monthly upon his own requisition.

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

By Senators Rawls and Johnson—

Senate Joint Resolution No. 648—

A JOINT RESOLUTION PROPOSING REVISION OF ARTICLE IX OF THE CONSTITUTION OF THE STATE OF FLORIDA.

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

The following proposed revision of Article IX of the Constitution of Florida is hereby agreed to and shall be submitted to the electors of the State for approval or rejection at the next general election, that is to say:

#### ARTICLE IX

##### TAXATION AND FINANCE

Section 1. *Uniform and equal rate; no state ad valorem tax except on intangibles.*—

(a) The legislature shall provide for raising sufficient revenue for each fiscal year to defray the expenses of the state, including state appropriations for state institutions of higher learning and the uniform system of free public schools, but no ad valorem tax shall be levied for any state purpose on any property except intangible personal property.

(b) The legislature may levy on intangible personal property, in lieu of all other state, county, district, and municipal taxes, a tax at special rates not exceeding two mills of the assessed valuation, but any such intangible tax relating to an obligation secured by lien evidence by writing shall be imposed only once. The instrument shall not be entitled to record until the tax is paid.

(c) The legislature may apportion the proceeds of intangible taxes.

Section 2. *Levy of tax pursuant to law; surrender of taxing power prohibited.*—No tax shall be levied except

as provided by law, and the power of taxation shall never be surrendered, suspended, or contracted away.

Section 3. *Drawing money from treasury.*—No money shall be drawn from the treasury except in pursuance of appropriations made by law; provided, expenses of legislative members of interim legislative committees as provided by concurrent resolution, may be drawn as legislative expense as provided by law.

Section 4. *Local taxation.*—The legislature shall make adequate provision for the assessment of property for taxation and the levying of taxes and of assessments for special benefits by counties and municipalities and by or for districts, for their respective purposes and for no other purpose. The legislature shall prescribe regulations that will insure a just valuation of all taxable real and personal property, and all assessments shall be subject to review, equalization, or adjustment as provided by law. The rate of local taxation except special assessments shall be uniform and equal throughout the taxing unit.

Section 5. *Bonds; state, county.*—State bonds shall not be issued for any purpose. No county, municipality, or district shall issue any bonds other than refunding bonds without prior approval by a majority of the votes cast in an election in which a majority of the freeholders who are qualified electors residing therein participate. This election may be held as a special election on that subject only or by the use of separate ballots in conjunction with any special or general election.

Section 6. *Illegal tax; prerequisite to relief.*—Each taxpayer shall pay into court the portion of his taxes admitted to be regularly assessed and legally imposed before he can seek judicial relief from payment of the remainder, and before that relief is granted he shall pay any additional amount found to be due.

Section 7. *Motor vehicle license tax.*—Motor vehicles as defined by law for taxation purposes shall be subject to a license tax on an annual basis for their operation in lieu of all ad valorem taxation of them as personal property.

Section 8. *Credit and taxing power; limitations.*—The credit of the state shall not be pledged or loaned, directly or indirectly, to any individual, company, corporation, partnership, or association. The state shall not become a joint owner or stockholder in any company, partnership, association, or corporation. No tax shall be levied for the benefit of any chartered company. The legislature shall not authorize any county, municipality, special district, or agency of any of them to become a joint owner or stockholder in any company, partnership, association, or corporation, or to obtain or appropriate money for, or to pledge or loan its credit to, any individual, company, corporation, partnership, or association.

Section 9. *Exemption; head of family; widow; disabled resident.*—No tax shall be levied on one thousand dollars of the assessed valuation of household goods and personal effects of the head of a family residing in this state. No tax shall be levied on five hundred dollars of the assessed valuation of property of a widow residing in this state or of a resident who has lost a limb or been disabled by war or other misfortune. These exemptions may be claimed cumulatively.

Section 10. *Exemption; governmental; religious, charitable, and other institutions.*—Property held and used exclusively for state, county, or municipal purposes shall be exempt from taxation, and the legislature may exempt from taxation property held and used exclusively for religious, charitable, educational, literary, or scientific purposes, and property of a corporation authorized to construct a ship or barge canal across the state.

Section 11. *Exemptions prohibited.*—No tax exemption shall be granted unless authorized herein.

Section 12. *Income tax prohibited; limit on inheritance or estate tax.*—No tax shall be levied by the state or under its authority upon the income, or estates of citizens or residents of the state, or upon inheritances; provided, the legislature may provide for the assessment, levy, and collection of a tax upon inheritances or estates of decedents not exceeding in the aggregate the amounts which may by any law of the United States be credited against or deducted from any similar tax on inheritances, or taxes on estates, assessed or levied by the United States on the same subject. The legislature may apportion all taxes collected hereunder to any state, county, or municipal purposes.

Section 13. *Allocation of pari-mutuel taxes.*—The legislature shall have the power to allocate and distribute to the counties, in equal amounts, and at such time as it shall determine, any portion or all of the proceeds of state excise taxes on the operation of pari-mutuel pools.

Section 14. *Board of administration; gasoline and like taxes; distribution and use.*—

(a) Until January 1, 1993, the proceeds of two cents per gallon of the total tax levied by state law upon gasoline and other like products of petroleum, now known as the Second Gas Tax, and upon other fuels used to propel motor vehicles, shall as collected be placed monthly in the State Roads Distribution Fund in the state treasury and divided into three equal parts which shall be distributed monthly among the several counties as follows:

One part according to area, one part according to population, and one part according to the counties contributions to the cost of state road construction in the ratio of distribution as provided in Chapter 15659, Laws of Florida, Acts of 1931, and for the purpose of the apportionment based on the counties' contributions for the cost of state road construction, the amount of the contributions established by the certificates made in 1931, pursuant to said Chapter 15659, shall be taken and deemed conclusive in computing the monthly amounts distributable according to said contributions. Such funds so distributed shall be administered by the State Board of Administration as hereinafter provided.

(b) The governor as chairman, the state treasurer, and the state comptroller shall constitute a body corporate to be known as the State Board of Administration. Said board shall have, in addition to such powers as may be conferred upon it by law, the management, control, and supervision of the proceeds of said two cents of said taxes and all moneys and other assets which on January 1, 1943, are applicable or may become applicable to the bonds of the several counties of this state, or any special road and bridge district, or other special taxing district thereof, issued prior to July 1, 1931, for road and bridge purposes. The word "bonds" as used herein shall include bonds, time warrants, notes, and other forms of indebtedness issued for road and bridge purposes by any county or special road and bridge district or other special taxing district, outstanding on July 1, 1931, or any refunding issues thereof. Said board shall have the statutory powers of boards of county commissioners and bond trustees and of any other authority of special road and bridge districts, and other special taxing districts thereof with regard to said bonds (except that the power to levy ad valorem taxes is expressly withheld from said board) and shall take over all papers, documents, and records concerning the same. Said board shall have the power from time to time to issue refunding bonds to mature prior to January 1, 1993, for any of said outstanding bonds or interest thereon, and to secure them by a pledge of anticipated receipts from such gasoline or other fuel taxes to be distributed to such coun-

ty as herein provided, but not at a greater rate of interest than said bonds now bear; and to issue, sell or exchange on behalf of any county or unit for the sole purpose of retiring said bonds issued by such county, or special road and bridge district, or other special taxing district thereof, gasoline or other fuel tax anticipation certificates bearing interest at not more than three per cent per annum in such denominations and maturing at such time prior to January 1, 1993, as the board may determine. In addition to exercising the powers now provided by statute for the investment of sinking funds, said board may use the sinking funds created for said bonds of any county or special road and bridge district, or other unit hereunder, to purchase the matured or maturing bonds participating herein of any other county or any other special road and bridge district, or other special taxing district thereof, provided that as to said matured bonds, the value thereof as an investment shall be the price paid therefor, which shall not exceed the par value plus accrued interest, and that said investment shall bear interest at the rate of three per cent per annum.

(c) The said board shall annually use said funds in each county account, first, to pay current principal and interest maturing, if any, of said bonds and gasoline or other fuel tax anticipation certificates of such county or special road and bridge district, or other special taxing district thereof; second, to establish a sinking fund account to meet future requirements of said bonds and gasoline or other fuel tax anticipation certificates where it appears the anticipated income for any year or years will not equal scheduled payments thereon; and third, any remaining balance out of the proceeds of said two cents of said taxes shall monthly during the year be remitted by said board as follows: Eighty per cent to the State Road Department for the construction or reconstruction of state roads and bridges within the county, or for the lease or purchase of bridges connecting state highways within the county, and twenty per cent to the board of county commissioners of such county for use on roads and bridges therein.

(d) Said board shall have the power to make and enforce all rules and regulations necessary to the full exercise of the powers hereby granted and no legislation shall be required to render this section of full force and operating effect from and after January 1, 1943. The legislature shall continue the levies of said taxes during the life of this section, and shall not enact any law having the effect of withdrawing the proceeds of said two cents of said taxes from the operation of this section. The board shall pay refunding expenses and other expenses for services rendered specifically for, or which are properly chargeable to, the account of any county from funds distributed to such county; but general expenses of the board for services rendered all the counties alike shall be prorated among them and paid out of said funds on the same basis said tax proceeds are distributed among the several counties; provided, report of said expenses shall be made to each regular session of the legislature, and the legislature may limit the expense of the board.

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

By Senators Rawls and Johnson—

Senate Joint Resolution No. 649—

A JOINT RESOLUTION PROPOSING REVISION OF ARTICLE X OF THE CONSTITUTION OF THE STATE OF FLORIDA.

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

The following proposed revision of Article X of the Constitution of Florida is hereby agreed to and shall be submitted to the electors of the State for approval or rejection at the next general election, that is to say:

ARTICLE X  
HOMESTEAD

Section 1. *Homestead; exemption from forced sale; freedom from liens; exceptions; limitations on disposition.*—The following property, owned by the head of a family residing on the realty in this state, shall be exempt from forced sale under process of any court for all obligations incurred by him or imposed thereon, and no judgment, decree, or execution shall be a lien thereon, except for payment of (a) taxes and assessments thereon, (b) obligations contracted for the purchase thereof, (c) obligations contracted for erection or repair of improvements on the realty, or (d) obligations contracted for house, field, or other labor performed on the realty:

(1) A homestead to the extent of one hundred sixty acres of contiguous land and improvements thereon located outside a municipality, which area shall not be reduced without the owner's consent by reason of subsequent inclusion in a municipality, or one-half acre of contiguous land located within a municipality, which exemption within a municipality shall not extend to more improvements or buildings than the residence and business house of the owner;

(2) Personal property of the value of one thousand dollars.

These exemptions shall inure to the surviving spouse and lineal descendants of the owner claiming by descent or devise.

Section 2. *Alienation; encumbrance; devise.*—The homestead realty shall be subject to devise. If the owner is married the homestead realty shall not be alienated, encumbered, or devised without consent of the spouse given as provided by law. If the owner or spouse is incompetent the method of alienation, encumbrance, or consent to alienation, encumbrance, or devise shall be as provided by law.

Section 3. *Exemption of homestead from taxation.*—Every person who has the legal title or beneficial title in equity to real property in this state and who resides thereon and in good faith makes the same his or her permanent home, or the permanent home of another or others legally or naturally dependent upon said person, shall be entitled to an exemption from all taxation, except for assessments for special benefits, up to the assessed valuation of five thousand dollars on the said home and contiguous real property, as defined in Section 1 of this Article. Said title may be held by the entireties, jointly, or in common with others, and said exemption may be apportioned among such of the owners as shall reside thereon, as their respective interests shall appear, but no such exemption of more than five thousand dollars shall be allowed to any one person or on any one dwelling house, nor shall the amount of the exemption allowed any person exceed the proportionate assessed valuation based on the interest owned by such person. The legislature may prescribe appropriate and reasonable laws regulating the manner of establishing the right to said exemption.

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

By Senators Rawls and Johnson—

Senate Joint Resolution No. 650—

A JOINT RESOLUTION PROPOSING REVISION OF ARTICLE XII OF THE CONSTITUTION OF THE STATE OF FLORIDA.

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

The following proposed revision of Article XII of the Constitution of Florida is hereby agreed to and shall be submitted to the electors of the State for approval or rejection at the next general election, that is to say:

ARTICLE XII  
EDUCATION

Section 1. *Uniform system of free public schools and higher institutions.*—The legislature shall provide for the establishment, maintenance, and operation of a uniform system of free public schools, and for institutions of higher learning.

Section 2. *State board of education; powers; duties.*—The governor and members of the cabinet shall constitute the State Board of Education, which shall be a body corporate and have the management and investment of all state school funds pursuant to applicable law and such supervision of public schools and institutions of higher learning as may be provided by law.

Section 3. *County school officers.*—

(a) *County school board members; school superintendent; election.*—There shall be elected by and from among the electors of each county for a term of four years one member of the County School Board from each commissioner district, and a County School Superintendent; provided, as to any county a local law, subject to referendum, may require, either or both, that (1) each member of the county school board shall be elected by the electors of the district from which he is elected, and (2) the county school superintendent shall be appointed by and serve at the pleasure of the county school board. Such a local law may be repealed only by local law, subject to referendum, enacted not less than four years after the law being repealed. Each member of the county school board shall reside in the district from which elected.

(b) *Dade County school board.*—In the County of Dade there shall be two additional members of the county school board, who shall be elected by and from among the electors of the county at large and who shall maintain their residence in the county but may reside in any commissioner district.

Section 4. *County school boards; membership; duties.*—In each county the school board members shall constitute the county school board, which shall operate, control, and supervise all public schools within the county, levy the county school taxes, appoint the county school superintendent in those counties in which appointment is authorized, and perform other duties prescribed by law.

Section 5. *State School fund; derivation; use.*—The State School Fund shall consist of the proceeds of all lands granted to the state by the United States for public school purposes, twenty-five per cent of the proceeds of sale of other public lands now or hereafter owned by the state, proceeds from escheats and forfeitures, state appropriations, and donations to this fund or to the state without specification of purpose. The principal of this fund shall remain inviolate, except only that it may be expended on behalf of capital outlay for state institutions of higher learning, and interest derived from investment thereof shall be applied exclusively to the support of free public schools. Such interest and all other state means provided for the support and maintenance of free public schools shall be apportioned and distributed among the counties according to a principle of classification prescribed by general law.

Section 6. *County school fund; sources; apportionment; restrictions on use.*—Each county school board shall levy annually for the support of the free public schools of

the county a tax of not less than three nor more than ten mills of the assessed valuation of all taxable property therein, and, upon vote of the electors who pay a tax on real or personal property biennially as may be provided by law, it may levy annually an additional tax not exceeding ten mills. The county school fund shall consist of the proceeds of these taxes, its share of the interest derived from the state school fund, any state appropriations distributed to it, and revenue derived from any other source for support and maintenance of free public schools. The county school board shall disburse these proceeds solely for the support and maintenance of free public schools as prescribed by general law, but no law shall be enacted authorizing the diversion or lending of such funds or the use of any part for support of any sectarian school.

Section 7. *School bonds for capital outlay; issuance.*—

(a) Beginning January 1, 1953, and for thirty years thereafter, the first proceeds of the revenues derived from the licensing of motor vehicles to the extent necessary to comply with the provisions of this section shall, as collected, be placed monthly in the County Capital Outlay and Debt Service School Fund in the state treasury, and used only as provided in this section. Such revenue shall be distributed annually among the several counties in the ratio of the number of instruction units in each county in each year computed as provided herein. The amount of the first revenues derived from the licensing of motor vehicles to be so set aside in each year and distributed as provided herein shall be an amount equal in the aggregate to the product of four hundred dollars multiplied by the total number of instruction units in all the counties of the state. The number of instruction units in each county in each year for the purposes of this section shall be the greater of (1) the number of instruction units in each county for the school fiscal year 1951-52 computed in the manner heretofore or hereafter provided by general law, or (2) the number of instruction units in such county for the preceding school fiscal year computed in the manner heretofore or hereafter provided by general law and approved by the state board of education (hereinafter called the state board).

Such funds so distributed shall be administered by the state board as now created and constituted by Section 2 of the present Article. For the purposes of this section, the state board, as now constituted, shall continue as a body corporate during the life of this section and shall have all the powers provided in this section in addition to all other constitutional and statutory powers related to the purposes of this section heretofore or hereafter conferred upon the state board.

(b) The state board shall, in addition to its other constitutional and statutory powers, have the management, control, and supervision of the proceeds of the first part of the revenues derived from the licensing of motor vehicles provided for in subsection (a) hereof. The state board shall also have power, for the purpose of obtaining funds for the use of any county school board in acquiring, building, constructing, altering, improving, enlarging, furnishing, or equipping capital outlay projects for school purposes, to issue bonds or motor vehicle tax anticipation certificates, and also to issue such bonds or motor vehicle tax anticipation certificates to pay, fund, or refund any bonds or motor vehicle tax anticipation certificates theretofore issued by said state board. All such bonds shall bear interest at not exceeding four and one-half per cent per annum and shall mature serially in annual installments commencing not more than three years from the date of issuance thereof and ending not later than January 1, 1983, and each annual installment shall not be less than three per cent of the total amount of

the issue. All such motor vehicle tax anticipation certificates shall bear interest at not exceeding four per cent per annum and shall mature prior to January 1, 1983. The state board shall have power to determine all other details of said bonds or motor vehicle tax anticipation certificates and to sell at public sale after public advertisement, or exchange said bonds or motor vehicle tax anticipation certificates, upon such terms and conditions as the state board shall provide.

The state board shall also have power to pledge for the payment of the principal of and interest on such bonds or motor vehicle tax anticipation certificates, including refunding bonds or refunding motor vehicle tax anticipation certificates, all or any part from the anticipated revenues to be derived from the licensing of motor vehicles provided for in this section and to enter into any covenants and other agreements with the holders of such bond or motor vehicle tax anticipation certificates at the time of the issuance thereof concerning the security thereof and the rights of the holders thereof, all of which covenants and agreements shall constitute legally binding and irrevocable contracts with such holders and shall be fully enforceable by such holders in any court of competent jurisdiction.

No such bonds or motor vehicle tax anticipation certificates shall ever be issued by the state board until after the adoption of a resolution requesting the issuance thereof by the county school board of the county on behalf of which such obligations are to be issued. The state board shall limit the amount of such bonds or motor vehicle tax anticipation certificates which can be issued on behalf of any county to seventy-five per cent of the amount which it determines can be serviced by the revenue accruing to the county under the provisions of this section. All such bonds or motor vehicle tax anticipation certificates shall be issued in the name of the state board but shall be issued for and on behalf of the county school board requesting the issuance thereof, and no election or approval of qualified electors or freeholders shall be required for the issuance thereof.

(c) The state board shall in each year use the funds distributable pursuant to this section to the credit of each county only in the following manner and order of priority:

(1) To pay all amounts of principal and interest maturing in such year on any bonds or motor vehicle tax anticipation certificates issued under the authority hereof, including refunding bonds or motor vehicle tax anticipation certificates, issued on behalf of the county school board of such county; subject, however, to any covenants or agreements made by the state board concerning the rights between holders of different issues of such bonds or motor vehicle tax anticipation certificates, as herein authorized.

(2) To establish and maintain a sinking fund or funds to meet future requirements for debt service, or reserves therefor, on bonds or motor vehicle tax anticipation certificates issued on behalf of the county school board of such county, under the authority hereof, whenever the state board shall deem it necessary or advisable, and in such amounts and under such terms and conditions as the state board shall in its discretion determine.

(3) To distribute annually to the several county school boards for use in payment of debt service on bonds heretofore or hereafter issued by any such board where the proceeds of the bonds were used, or are to be used, in the construction, acquisition, improvement, enlargement, furnishing, or equipping of capital outlay projects in such county, and which capital outlay projects have been approved by the county school board pursuant to a survey or surveys conducted subsequent to July 1, 1947, in the county,

under regulations prescribed by the state board to determine the capital outlay needs of the county.

The state board shall have power at the time of issuance of any bonds by any county school board to covenant and agree with such board as to the rank and priority of payments to be made for different issues of bonds under this subsection (3), and may further agree that any amounts to be distributed under this subsection (3) may be pledged for the debt service on bonds issued by any county school board and for the rank and priority of such pledge. Any such covenants or agreements of the state board may be enforced by any holders of such bonds in any court of competent jurisdiction.

(4) To distribute annually to the several county school boards for the payment of the cost of the construction, acquisition, improvement, enlargement, furnishing, or equipping of capital outlay projects for school purposes in such county as shall be requested by resolution of the county school board of such county.

(5) When all major capital outlay needs of a county have been met as determined by the state board, on the basis of a survey made pursuant to regulations of the state board and approved by the state board, all such funds remaining shall be distributed annually and used for such school purposes in such county as the county school board shall determine, or as may be provided by general law.

(d) Capital outlay projects of a county shall be eligible to participate in the funds accruing under this section and derived from the proceeds of bonds and motor vehicle tax anticipation certificates and from the motor vehicle license taxes, only in the order of priority of needs, as shown by a survey or surveys conducted in the county under regulations prescribed by the state board, to determine the capital outlay needs of the county and approved by the state board; provided, the priority of such projects may be changed from time to time upon the request of the county school board and with the approval of the state board; and provided further, this subsection (d) shall not in any manner affect any covenant, agreement, or pledge made by the state board in the issuance by the state board of any bonds or motor vehicle tax anticipation certificates, or in connection with the issuance of any bonds of any county school board.

(e) The state board may invest any sinking fund or funds created pursuant to this section in direct obligations of the United States or in the bonds or motor vehicle tax anticipation certificates, matured or to mature, issued by the state board on behalf of any county school board.

(f) The state board shall have power to make and enforce all rules and regulations necessary to the full exercise of the powers herein granted and no legislation shall be required to render this section of full force and operating effect from and after January 1, 1953; provided, the legislature may by general law of state-wide application, but not by any law based on population, repeal or amend rules and regulations promulgated under this section. The legislature shall not reduce the levies of said motor vehicle license taxes during the life of this section to any degree which will fail to provide the full amount necessary to comply with the provisions of this section and pay the necessary expenses of administering the laws relating to the licensing of motor vehicles, and shall not enact any law having the effect of withdrawing the proceeds of such motor vehicle license taxes from the operation of this section and shall not enact any law impairing or materially altering the rights of the holders of any bonds or motor vehicle tax anticipation certificates issued pursuant to this section or impairing or altering any covenant or agreement of the state

board as provided in such bonds or motor vehicle tax anticipation certificates.

The state board shall have power to appoint such persons and fix their compensation for the administration of the provisions of this section as it shall deem necessary, and the expenses of the state board in administering the provisions of this section shall be prorated among the various counties and paid out of the proceeds of the bonds or motor vehicle tax anticipation certificates or from the funds distributable to each county on the same basis as such motor vehicle license taxes are distributable to the various counties under the provisions of this section. Interest or profit on sinking fund investments shall accrue to the counties in proportion to their respective equities in the sinking fund or funds.

Section 8. *County school bonds; issuance; payment; restrictions.*—The legislature may authorize county school boards to issue bonds to raise funds for the exclusive use of the free public schools of the county whenever the issuance of such bonds is approved by a majority of the votes cast in an election in which a majority of the freeholders who are qualified electors therein shall participate; provided, no election shall be necessary to issue refunding bonds. A special tax on all taxable property in the county shall be levied at a rate sufficient to meet and shall be applied exclusively to the payment of the installments of principal and interest on such bonds. Such bonds shall become payable within thirty years from the date of issuance in annual installments commencing not more than three years after the date of issuance. After the first three years from date of issuing, each annual installment shall be not less than three per cent of the total amount of the issue. The principal of such bonds, together with the principal of the existing indebtedness of the county incurred for public school purposes and unpaid bonds of special tax school districts thereof shall not exceed twenty per cent of the assessed valuation of all taxable property of the county.

Section 9. *White and colored; separate schools.*—White and colored children shall not be taught in the same school, but impartial provision shall be made for both.

Section 10. *Special tax school districts; bonds.*—Each special tax school district existing and having any outstanding indebtedness on the effective date of this revision shall continue in existence until its debts are paid with the county school board as its governing authority, and all taxes necessary to meet its obligations shall be levied and assessed upon all taxable property within the district.

Section 11. *Local school officials.*—

(a) *Members County School Board; adjustment of terms.*—The terms of members of the county school board shall be staggered with the members from the odd-numbered districts being elected in 1962 and the members from even-numbered districts being elected in 1964 and thereafter their respective successors shall be elected at four year intervals.

(b) *Dade County; additional school board members; election.*—In Dade County the additional school board members at large shall be elected in the year 1962 and each four years thereafter.

(c) *Titles of offices.*—The County School Board shall succeed to the powers and duties of the County Board of Public Instruction. The title of the office of Member of the County Board of Public Instruction is changed to Member of the County School Board. The title of the office of County Superintendent of Public Instruction is changed to County School Superintendent.

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

By Senators Rawls and Johnson—

**Senate Joint Resolution No. 651—**

**A JOINT RESOLUTION PROPOSING REVISION OF ARTICLE XVI OF THE CONSTITUTION OF THE STATE OF FLORIDA.**

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

The following proposed revision of Article XVI of the Constitution of Florida is hereby agreed to and shall be submitted to the electors of the State for approval or rejection at the next general election, that is to say:

**ARTICLE XVI**

**MISCELLANEOUS PROVISIONS**

Section 1. *Definitions and rules of construction.*—Unless qualified in the text the following definitions and rules of construction shall apply to this constitution:

(a) "Herein," "hereby," and "hereof" refer to the entire constitution.

(b) The singular includes the plural.

(c) The masculine includes the feminine and the neuter.

(d) The term "felony" as used herein and in the laws of this state shall mean any criminal offense that is punishable under the laws of this state, or that would be punishable if committed in this state, by death or by imprisonment in the state penitentiary.

(e) "Vote of the electors" means the vote of the majority of those voting on the matter in an election, general or special, in which those participating are limited to the qualified electors of the governmental unit referred to in the text.

(f) "Vote or other action of a legislative house or other governmental body" means the vote or action of a majority or other specified percentage of those members voting on the matter.

(g) Unless the contrary is clearly indicated the terms "office," "public office," "officer," and "public officer" shall not include municipal office or municipal officer.

(h) Titles and subtitles shall not be used in construction.

(i) Article number and section number shall not be construed as part of any section except for purposes of identification.

Section 2. *Seat of government; location of offices.*—The seat of government shall be at the city of Tallahassee, in Leon county, where the offices of the executive officers and of the supreme court shall be maintained; provided, when necessary because of invasion or grave emergency the governor, by proclamation, may for the period necessary transfer the seat of government to another place. Administrative agencies shall maintain their offices at the places prescribed by law.

Section 3. *Continuity of government.*—The legislature, in order to insure continuity of state and local governmental operations in periods of emergency resulting from disasters caused by enemy attack, shall have the power and the immediate duty (1) to provide for prompt and temporary succession to the powers and duties of public offices, of whatever nature and whether filled by election or appointment, the incumbents of which may become unavailable for carrying on the powers and duties of

such offices, and (2) to adopt such other measures as may be necessary and proper for insuring the continuity of governmental operations. In the exercise of the powers hereby conferred the legislature shall in all respects conform to the requirements of this constitution except to the extent that in the judgment of the legislature so to do would be impracticable or would admit of undue delay.

Section 4. *State seal and flag.*—The design of the great seal and flag of the state shall be prescribed by the legislature.

Section 5. *Determination of choice at elections.*—A plurality of votes given at an election of officers shall constitute a choice when not otherwise provided by this constitution.

Section 6. *Amendments to United States Constitution; prerequisite to state action.*—No state convention or legislature shall take action on any proposed amendment to the constitution of the United States unless a majority of the members thereof shall have been elected after its submission to the states.

Section 7. *Parole commission.*—The legislature may create a Parole Commission, prescribe the qualifications, method of selection, and terms of its members, and empower it to supervise persons on probation and to grant parole or conditional releases to persons under sentence for crime.

Section 8. *Conservation of salt water fish, shellfish, and products.*—The legislature shall establish an agency to conserve and supervise the salt water fish, salt water shellfish, and salt water products of the state and shall empower it to make regulations relating thereto, which need not apply uniformly throughout the state and may be repealed or modified by law. Should the game and fresh water fish commission be established as the agency, it shall thereupon be designated Game and Fish Commission.

Section 9. *Civil service systems and boards.*—The legislature may create or abolish civil service systems and boards for state, county, district, or municipal employees, and also for such officers thereof as are not appointed by the governor or elected, and may authorize such boards to prescribe the qualifications, methods of selection, and tenure of these employees and officers.

Section 10. *Oath of office of state officials.*—Each officer of this state, including the members of the legislature, and each county officer, shall before entering upon the discharge of his official duties take the following oath of office: "I do solemnly swear (or affirm) that I will support, protect, and defend the Constitution and Government of the United States and of the State of Florida; that I am duly qualified to hold office under the Constitution of the State, and that I will well and faithfully perform the duties of (title of office) on which I am now about to enter. So help me God."

Section 11. *Sureties and official bonds.*—Each public officer shall give bond as provided by law and shall not be surety upon the official bond of another public officer. His compensation shall be payable monthly on his own requisition.

Section 12. *Ineligibility to state office.*—No person holding or exercising the functions of any office under a foreign government, the United States, or another state, shall hold any office of honor or profit under the government of this state; except that the legislature may authorize temporary service by state or county officers in the armed forces or other defense agencies of the United States and provide for the performance of the duties of their offices during such service. No person shall at the same time hold or perform the functions

of more than one office under the government of this state; provided, notaries public and officers of the state militia may be elected or appointed to fill any office.

Section 13. *Officers to hold until successor qualified.*—All state, county, and municipal officers shall continue in office after the expiration of their official terms until their successors are duly qualified.

Section 14. *Donation of public lands to settlers.*—The legislature may provide for the donation of the public lands to actual settlers, but such donation shall not exceed eighty acres to any one person.

Section 15. *Condemnation; preliminary taking.*—Private property shall not be taken without full compensation determined by a jury of twelve. Interim possession may be obtained after commencement of suit upon securing payment by deposit of money, an equitable part of which shall be released upon application of the party entitled. Benefits resulting from improvements proposed to be made by an individual or a private or public corporation shall not be applied in reduction of compensation; provided, the legislature may authorize governmental agencies acquiring road or canal rights of way to offset benefits resulting from proposed improvements against severance damages to property not taken. The legislature may provide for drainage of private land over or through that of another upon payment of full compensation.

Section 16. *Military subordinate to civil; quartering.*—The military power is in strict subordination to the civil.

No member of the military shall be quartered on private property in time of peace without the consent of the owner, and in time of war all quartering shall be as prescribed by law.

Section 17. *Miscegenation prohibited.*—Marriage between a white person and a person of negro descent through the fourth generation is prohibited.

Section 18. *Mechanics liens.*—The legislature shall provide for giving to mechanics and other laborers adequate liens on the subject matter of their labor.

Section 19. *Exemption; governmental; religious, charitable, and other institutions.*—Property held and used exclusively for state, county, or municipal purposes shall be exempt from taxation, and the legislature may exempt from taxation property held and used exclusively for religious, charitable, educational, literary, or scientific purposes, and property of a corporation authorized to construct a ship or barge canal across the state.

Section 20. *Extra compensation; claims.*—No extra compensation shall be paid to any officer, agent, or employee after the service is rendered, or to any contractor except in accordance with the terms of the contract. No money shall be appropriated for or paid on any claim not specifically identified and provided for by law in force when the claim accrues unless the compensation or claim has been allowed by bill passed by two thirds of the membership of each house of the legislature.

Section 21. *Location of county offices; public records.*—The principal offices and permanent records of all county officers shall be at the county seat; provided, branch offices for the conduct of county business and facilities for court proceedings including jury trials in civil cases may be established by law elsewhere in the county. No instrument shall be deemed recorded until filed at the county seat according to law.

Section 22. *Terms of offices created by legislature.*—The legislature shall not create any civil office having a term longer than four years except as expressly authorized herein.

Section 23. *Criminal cases; costs and fines.*—In all criminal cases prosecuted in the name of the state when the defendant is insolvent or discharged, all legal costs of prosecution shall be paid by the county in which the prosecution occurs under regulations prescribed by law. All fines and forfeitures collected in each county under the state penal laws shall be applied to payment of costs and expenses of prosecuting crimes therein.

Section 24. *Publication of laws; judicial decisions.*—The legislature shall provide for the speedy publication and distribution of all laws it may enact. Judicial decisions shall be free for publication by any person.

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

By Senators Rawls and Johnson—

Senate Joint Resolution No. 652—

A JOINT RESOLUTION PROPOSING REVISION OF ARTICLE XVII OF THE CONSTITUTION OF THE STATE OF FLORIDA.

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

The following proposed revision of Article XVII of the Constitution of Florida is hereby agreed to and shall be submitted to the electors of the State for approval or rejection at the next general election, that is to say:

#### ARTICLE XVII

#### AMENDMENTS

Section 1. *Amendments.*

(a) *Amendment of this constitution; proposing.*—The legislature may by joint resolution adopted as provided in this section propose an amendment to or revision of this constitution. A resolution proposing an amendment may relate to one or more subjects but shall not seek to amend more than one article hereof. A resolution proposing revision shall relate to not less than one entire article and may relate to the entire constitution. The resolution shall be processed in the manner provided herein for enactment of laws, except that:

(1) It shall be forthwith entered in full on the journal of the house in which introduced and a copy furnished to the other house and entered on its journal.

(2) The house in which it is introduced shall forthwith furnish a copy to the attorney general, who shall consider it and within fifteen days transmit to each house recommendations or suggestions as to its effect upon other provisions hereof and as to its form and substance, but his failure to act shall not affect legislative action thereon.

(3) No vote upon the adoption of the joint resolution shall be taken before the eighteenth day after its introduction. Amendments thereto shall be by majority of those voting thereon, but final adoption shall require affirmative vote of three fifths of the membership of each house, the yeas and nays to be entered on the journal; and if the resolution is amended it shall be entered on the journals as finally adopted.

(4) The resolution shall not be subject to veto.

(b) *Submission to electors.*—A proposed amendment to or revision of a single article shall be submitted to the electors for approval or rejection at the next general election held more than seventy days after the adoption of the resolution unless by vote of three fourths of the membership of each house the legislature shall provide for its submission at a special election at an earlier date. If the resolution proposes revision of two or more articles or of the en-

tire constitution, it shall be submitted to the electors for approval or rejection at the second general election following its adoption, and in the interim the resolution may be amended by vote of three fifths of the membership of each house. The secretary of state shall cause the proposed amendment or revision, together with a notice of the date of the election thereon, to be published twice in one newspaper in each county where a newspaper is published, the first publication to be not more than ten nor less than eight weeks before the election, and the second publication to be at least one week after the first and not less than six weeks before the election.

(c) *Approval by electors; effective date.*—If a majority of the electors of the state voting upon the question shall vote in favor of the proposed amendment or revision, it shall take effect at noon on the first Tuesday after the first Monday in January next after the election if voted upon in a general election, and on the sixtieth day after the election if voted upon at a special election, or in either case at such other date as the joint resolution shall provide.

A proposed amendment or revision that applies to fewer than all the counties of the state shall not become a part of this constitution unless approved by a majority of the electors voting thereon in the county or counties to which applicable and also by a majority of the electors voting thereon in the state.

Section 2. *Amendments to correct mechanical defects.*—When the meaning hereof will not be affected a section or subsection hereof may be deleted, a section or subsection may be transferred from one article to another, the sections of an article may be rearranged and renumbered, an article, all sections of which have been deleted or transferred elsewhere, may be deleted and the numbers of other articles changed accordingly, in the following manner:

(a) The legislature, by the affirmative vote of three fifths of the members elected to each house, may adopt a joint resolution providing for such deletion, transfer, rearrangement, and renumbering.

(b) This joint resolution, together with the yeas and nays of all members voting thereon, shall be entered upon the journal of each house. It shall be signed by the president and secretary of the senate and the speaker and chief clerk of the house of representatives and presented to the supreme court.

(c) The supreme court shall determine and endorse on the resolution whether each change provided for in the resolution affects the meaning hereof and file the joint resolution and its findings with the secretary of state.

(d) All changes provided for in the resolution found by the supreme court not to affect the meaning hereof shall thereupon take effect; those that the supreme court finds would affect the meaning hereof shall be void.

Section 3. *Revision by convention.*—Whenever the legislature, by vote of three fifths of the membership of each house with the yeas and nays entered on the journals, determines that revision of this constitution by convention is necessary, it shall provide for a convention, to be convened within six months thereafter, to adopt and submit a revision to it for its consideration. The convention membership shall be equal to and apportioned among the counties in the same manner as the membership of the senate and house of representatives. Vacancies shall be filled by the governor. The legislature shall provide for election of delegates and notice of election. A legislator or any other public officer may be elected delegate. The convention shall determine its own organization, discipline, and rules of procedure; provided, a majority shall be required

for all action other than compelling attendance of absent members.

The legislature shall at its next regular session, or at a special session called for the purpose, act upon the revision submitted, which may be amended by vote of three fifths of the membership of each house. If the revision is approved by vote of three fifths of the membership of each house it shall be submitted to the electors for approval or rejection at the next general election held more than seventy days after adoption of the resolution, unless by vote of three fourths of the membership of each house the legislature provides for its submission at an earlier special election.

In either event the secretary of state shall cause the proposed revision and a notice of the election date to be published twice in one newspaper in each county where a newspaper is published, the first publication to be not more than ten nor less than eight weeks before the election, and the second to be at least one week after the first and not less than six weeks before the election.

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

By Senators Rawls and Johnson—

Senate Joint Resolution No. 653—

A JOINT RESOLUTION PROPOSING REVISION OF ARTICLE XVIII OF THE CONSTITUTION OF THE STATE OF FLORIDA.

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

The following proposed revision of Article XVIII of the Constitution of Florida is hereby agreed to and shall be submitted to the electors of the State for approval or rejection at the next general election, that is to say:

#### ARTICLE XVIII

##### SCHEDULE

Section 1. *Amendments and revisions; effect upon rights, obligations, statutes and offices.*—No amendment to or revision of this constitution or any part of it shall:

(a) Impair or affect any vested right, cause of action or contract existing under the constitution before such amendment or revision.

(b) Release or discharge any debt, fine, tax, penalty or forfeiture due or owing to the state, any agency or subdivision thereof or any municipality.

(c) Affect any statute unless and only to the extent that it is in conflict with the constitution as amended or revised.

(d) Affect the term of any person holding public office unless the office be dispensed with.

Section 2. *Terms of appointees to fill vacancies.*—The terms of office of all appointees to fill vacancies in elective executive offices shall extend to and their elected successors shall take office at noon on the first Tuesday after the first Monday in January next after the election of the successor.

Section 3. *Superintendent of education; title to office.*—The title of the office of State Superintendent of Public Instruction is changed to Superintendent of Education.

Section 4. *General and special elections.*—A general election shall be held in each county on the first Tuesday after the first Monday in November of each even numbered year to choose a successor to each elective state or county officer whose term will expire before the next general election and, except as provided herein, to fill each

vacancy in elective office for the unexpired portion of the term. The month and day of general elections may be changed by law.

Special elections shall be held at the time and in the manner provided by law.

Section 5. *Commencement of terms of office.*—The terms of office of all county officers, unless otherwise provided by law, shall commence at noon on the first Tuesday after the first Monday in January next after their election.

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

By Senator Rawls—

**S. B. No. 654—** A Bill to be entitled An Act for the relief of Odell Miles; to reimburse him for medical expenses for injuries incurred as a member of the Florida highway patrol auxiliary.

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

By Senator Parrish—

**S. B. No. 655—** A Bill to be entitled An Act relating to the taking of fish and marine life by the use of certain nets from the waters of the Atlantic Ocean which be adjacent to and within one-quarter mile of the public beaches of Brevard County, providing a penalty for the violation thereof, and providing an effective date thereof.

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

Proof of publication of Notice was attached to Senate Bill No. 655 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.

By Senator Parrish—

**S. B. No. 656—** A Bill to be entitled An Act relative to the larceny of citrus fruit, or any citrus fruit tree or budwood from any citrus fruit tree from a grove, orchard or farm, providing penalties; and fixing an effective date.

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

By Senators Johnson, Tucker, Barron, Blank, Kicliter, Getzen and David—

**S. B. No. 657—** A Bill to be entitled An Act relating to the sale of goods made by convicts and the use of prison made products, amending Section 945.14 and subsection 945.16(1) Florida Statutes, repealing laws in conflict and providing an effective date.

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

By Senator Johns—

**S. B. No. 658—** A Bill to be entitled An Act relating to the insurance code, amending section 624.0119, Florida Statutes, relating to insurers examination expense; providing for method and amount of payment by insurer to the insurance commissioner; creating insurer examination revolving trust fund; providing for compensation, traveling expenses and per diem for examiners; amending paragraph (b) of subsection (5) of section 624.0320, Florida Statutes, to include such fund; and providing an effective date.

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

By Senator Johns—

**S. B. No. 659—** A Bill to be entitled An Act appropriating three hundred thousand dollars (\$300,000) from the first gas tax funds of the state road department for the purpose of transferring prison camps from the state road department to the department of corrections; and providing an effective date.

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

By Senator Johns—

**S. B. No. 660—** A Bill to be entitled An Act relating to horse and dog racing; amending the second unnumbered paragraph of section 550.09, Florida Statutes, restricting the issuance of complimentary and tax free passes; providing a penalty; providing an effective date.

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

By Senator Barron—

**S. B. No. 661—** A Bill to be entitled An Act relating to the completion of assessment roll, equalizing the assessment and meetings to hear complaints; amending section 193.25, Florida Statutes, by providing written notice of increased assessments to owner or agents of property together with written notice of meetings; providing an effective date.

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

By Senator Barron—

**S. B. No. 662—** A Bill to be entitled An Act relating to privilege taxes on the sale, use and storage for use or consumption of tangible personal property, on admissions and the rental of tangible personal property and certain real property; amending subsection (4) of Section 212.15, Florida Statutes, by providing for appeals from Comptroller's decision to certain circuit courts and giving the taxpayer the choice of venue; providing an effective date.

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

By Senator Barron—

**S. B. No. 663—** A Bill to be entitled An Act relating to repayment of funds paid into state treasury through error; amending sub-section (2) of Section 215.26, Florida Statutes, by providing that application for refunds be filed with the Comptroller within three (3) years after refund shall have accrued; providing an effective date.

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

By Senator Melton—

**S. B. No. 664—** A Bill to be entitled An Act creating a governor's committee to investigate, study, report and recommend necessary changes in the public school system of Florida; providing for the qualifications and appointment of its members; setting forth the purpose and duties of said committee; providing an appropriation; providing an effective date.

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

By Senator Bronson—

**S. B. No. 665—** A Bill to be entitled An Act for the relief of Grady Cantrell; providing an appropriation to compensate him for loss of his property caused by two boys from the Florida school for boys at Okeechobee.

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

**The President Presiding**

By Senator Galloway—

**Senate Resolution No. 666—**

**A RESOLUTION REQUESTING THE GOVERNOR TO DISCHARGE CERTAIN EMPLOYEES FOR UNAUTHORIZED LOBBYING.**

WHEREAS, it has come to the attention of the Senate of the state of Florida that certain state employees are engaged in lobbying and in other ways attempting to influence legislation, particularly Senate Bill No. 259 and Senate Bill No. 312, and

WHEREAS, said state employees are not authorized to, in any way, take part to influence such legislation in this capacity as state employees; NOW, THEREFORE,

*Be It Resolved by the Senate of the State of Florida:*

That the Governor of the state of Florida is requested to summarily discharge any state employee or employees caught lobbying for or against any legislation unless such employee or employees are directed to do so in the interest of the state and have met the formal requirement of lobbyists.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

Which was agreed to and Senate Resolution No. 666 was adopted.

By Senator Gibbons—

**S. B. No. 667—** A Bill to be entitled An Act authorizing and empowering the Board of county commissioners of Hillsborough county, Florida to purchase or condemn lands to be used as a building site for the Hillsborough county health unit, including lands to be used for automobile parking in connection with the use of such building; to pay or contribute to the cost of erecting a building to house said Hillsborough county health unit; authorizing and empowering said board of county commissioners, with the concurrence of the Hillsborough county budget commission, to levy a tax not to exceed one-half mill per annum for not more than five (5) years, consecutively or otherwise, for the purpose of raising funds for such purposes; authorizing the issuance of interest-bearing certificates of indebtedness to be paid from the proceeds of such tax; and authorizing and empowering said board of county commissioners to contribute county funds to meet matching funds of the federal government under the Hill-Burton act, or from any other source, and to participate in the payment of the cost of construction of hospitals, clinics or public health centers under any federal or state law.

Which was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 667 when it was introduced in the Senate, and evidence that such Notice has been published was established by the Senate, as required by Section 21, Article III of the Constitution of the State of Florida.

Senator Gibbons moved that the rules be waived and Senate Bill No. 667 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 667 was read the second time by title only.

Senator Gibbons moved that the rules be further waived and Senate Bill No. 667 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 667 was read the third time in full.

Upon the passage of Senate Bill No. 667 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So Senate Bill No. 667 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Sutton—

**S. B. No. 668—** A Bill to be entitled An Act relating to the trial jurisdiction of justice of the peace courts in all counties of the state having a population of not less than two hundred thirty thousand (230,000) and not more than three hundred thousand (300,000); providing trial jurisdiction of certain traffic violations constituting misdemeanors; and providing for an effective date.

Which was read the first time by title only.

Senator Sutton moved that the rules be waived and Senate Bill No. 668 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 668 was read the second time by title only.

Senator Sutton moved that the rules be further waived and Senate Bill No. 668 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 668 was read the third time in full.

Upon the passage of Senate Bill No. 668 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So Senate Bill No. 668 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Kicliter—

**S. B. No. 669—** A Bill to be entitled An Act directing that taxes on gasoline and like products, accruing under section 208.44, Florida Statutes, to any county in the state with a population of not less than thirty-seven thousand (37,000) and not more than thirty-nine thousand nine hundred (39,900), according to the latest official decennial census, be distributed to certain funds of the county.

Which was read the first time by title only.

Senator Kicliter moved that the rules be waived and Senate Bill No. 669 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 669 was read the second time by title only.

Senator Kicliter moved that the rules be further waived and Senate Bill No. 669 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 669 was read the third time in full.

Upon the passage of Senate Bill No. 669 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So Senate Bill No. 669 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Cross—

**S. B. No. 670—** A Bill to be entitled An Act relating to the retirement system for school teachers; amending subsections (15) and (18) of section 238.01, paragraphs (a), (b) and (c) of subsection (7) of section 238.07, paragraph (b) of subsection (1) of section 238.09, Florida Statutes, providing for the inclusion of a new plan "F"; eliminating reference to members employed at state-supported institutions of higher learning from retirement allowance of and contributing to plan "E"; amending chapter 238, Florida Statutes, by adding new sections 238.021, 238.19-238.30 thereto; providing for creation of new plan "F", activation thereof, applicable law, membership therein, referendum therefor; providing for contributions and benefits under said plan; maintaining records for said plan; providing appropriations therefor; effect of said plan; providing for disposition of said plan in event referendums fail; and providing an effective date.

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

By Senator Price—

**S. B. No. 671—** A Bill to be entitled An Act relating to annual salaries of county commissioners; amending paragraph (h) of subsection (1) of section 125.161, Florida Statutes; providing for the salaries of coun-

ty commissioners of Charlotte county; providing an effective date.

Which was read the first time by title only.

Senator Price moved that the rules be waived and Senate Bill No. 671 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 671 was read the second time by title only.

Senator Price moved that the rules be further waived and Senate Bill No. 671 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 671 was read the third time in full.

Upon the passage of Senate Bill No. 671 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So Senate Bill No. 671 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

By Senator Stratton—

**S. B. No. 672—** A Bill to be entitled An Act relating to retirement and transfer of certain state employees; providing authority for agencies to retire employees with tenure rights or place them in less demanding positions under certain conditions; providing the manner and method of such retirement or transfer; providing an effective date.

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

By Senator Carraway—

**S. B. No. 673—** A Bill to be entitled An Act relating to fiscal affairs of state government and legislative spending philosophy; amending chapter 282, Florida Statutes, by adding sections 282.011 to provide for definitions, 282.021 to provide for construction, 282.031 to provide for disbursement of state moneys, 282.041 to provide for limitations on appropriations, 282.051 to provide for transfers of appropriations, 282.061 to provide for reappropriation of federal money, 282.071 to provide for unexpended balances of appropriations, and 282.081 to provide that agencies shall not make contracts for expenditures in excess of amounts appropriated; repealing sections 111.01, 215.14, 216.171, 216.23 and 216.24, Florida Statutes; and providing an effective date.

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

**MESSAGE FROM THE GOVERNOR**

The following message from the Governor was received:

STATE OF FLORIDA  
OFFICE OF THE GOVERNOR  
Tallahassee

May 1, 1961

*The Honorable W. Randolph Hodges*  
*President of the Senate*  
*State Capitol*  
*Tallahassee, Florida*

Dear Sir:

I have today transmitted to the office of the Secretary of State, Senate Concurring Resolution No. 444, Regular Session, 1961, extending greetings to Masons.

Respectfully,  
FARRIS BRYANT  
Governor

Senator Blank moved that the House of Representatives be requested to return House Bill No. 448 to the Senate for further action.

Which was agreed to and the action of the Senate was ordered certified to the House of Representatives.

MESSAGES FROM THE  
HOUSE OF REPRESENTATIVES

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

Tallahassee, Florida  
May 1, 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. 507—** A Bill to be entitled An Act amending chapter 59-717, Laws of Florida, 1959, by changing the population requirements thereof and by adding provisions for the obtaining by the counties affected thereby of overhead flashing lights and equipment pertaining thereto in school zones designated by the sheriffs of said counties; and providing an effective date.

Also—

By Senator Ripley—

**S. B. No. 508—** A Bill to be entitled An Act providing for compensation increase in monthly salaries to official court reporters for criminal courts of record in counties having a population of four hundred fifty thousand (450,000) inhabitants or more according to the last official decennial census, and not having a home rule charter under the constitution.

Also—

By Senator Ripley—

**S. B. No. 509—** A Bill to be entitled An Act providing for compensation to official court reporters for furnishing transcripts of testimony and proceedings in trials of civil and criminal cases in the circuit court in all judicial circuits embracing three or more counties, one of which counties has a population in excess of four hundred thousand (400,000) inhabitants according to the latest official census; and providing for their compensation for transcripts of testimony and proceedings in other state courts of said circuits.

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

And Senate Bills Nos. 507, 508 and 509, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida  
May 1, 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. 116—** A Bill to be entitled An Act relating to the use of live mullet in all counties of the state having a population of not less than eighty thousand (80,000) nor more than one hundred twenty thousand (120,000) according to the latest official statewide decennial census; permitting use of live mullet for bait purposes; providing effective date.

Also—

By Senator Johns—

**S. B. No. 221—** 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 Six Thousand Forty-Three (6,043) nor more than Six Thousand Four Hundred (6,400) 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 Ripley—

**S. B. No. 469—** A Bill to be entitled An Act amending chapter 59-808, Laws of Florida 1959, relating to the compensation of sheriffs in the state of Florida in counties having a population of at least three hundred thousand (300,000) inhabitants by amending section 1 thereof so as to make such Act apply to the same counties having at least four hundred fifty thousand (450,000) inhabitants and so as to increase the salary of the sheriffs of said counties; repealing sections 2 and 3 thereof; and, providing an effective date.

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

And Senate Bills Nos. 116, 221 and 469, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida  
May 1, 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. 561—** A Bill to be entitled An Act to abolish the present municipal government of the city of

Hawthorne, Alachua county and to establish, organize and constitute a new municipality to be known and designated as the city of Hawthorne in the county of Alachua and state of Florida, and to define its territorial boundaries and provide for its jurisdiction, powers and privileges; and providing for a referendum election.

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

And Senate Bill No. 561, contained in the above message, was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida  
 May 1, 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 Gibbons—

**S. B. No. 537—** A Bill to be entitled An Act relating to the office of state attorney in all judicial circuits in the state of Florida comprising only one county, having a population of not less than three hundred and ninety thousand (390,000) nor more than four hundred and fifty thousand (450,000) inhabitants according to the latest official state-wide decennial census; providing for assistant state attorneys, investigators, court reporters, secretaries, stenographers, typists, and other clerical and administrative assistants; method of appointment and employment of same qualification, powers and duties, amount and manner of payment of salaries and compensation therefor; fixing salary and compensation of state attorney and manner of payment of same; providing for office supplies, stationery, printing, equipment, furniture and furnishings, law books, telephone and telegraph service, incidentals and sundries, and maintenance of office equipment, and manner of payment of same, prohibiting the state attorney from practicing law and prohibiting his assistants from practicing in certain areas of law; providing for annual budgeting of salaries, compensation and expense of state attorney's office; appropriating monies out of the county general fund, compensation and expenses of state attorney's office as provided in said act; repealing all laws or parts of laws in conflict therewith and providing an effective date.

Also—

By Senator Gibbons—

**S. B. No. 539—** A Bill to be entitled An Act creating and establishing the office of an additional judge of the criminal court of record in each county of this state having a population of not less than three hundred ninety thousand (390,000) nor more than four hundred fifty thousand (450,000) inhabitants, according to the latest official state-wide decennial census; providing for the appointment, election and compensation of such additional judge; providing for a method of succession to any vacancy which might occur in the office of any such additional judge; providing for a presiding judge of the criminal court of record in all counties affected in this act and defining his responsibility; authorizing the adoption of rules of practice and procedure to be followed in the criminal court of record in any county affected by this act; prohibiting any such additional judge from engaging in the practice of law; repealing all conflicting laws and providing an effective date thereof.

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

And Senate Bills Nos. 537 and 539, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida  
 May 1, 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. 557—** A Bill to be entitled An Act creating and establishing a municipality to be known as the city of Gulf Breeze; providing boundaries and providing for and authorizing the extension of boundaries hereby established; providing for powers, rights and liabilities of said city; providing for city government of elected city council and mayor; providing for powers, duties and term of office of city council and mayor; providing for elections; providing for candidacy for office; providing for oath of office; providing for recall elections; providing for municipal court and jurisdiction, powers, duties, and procedure of said court; prohibiting contracts with city by city officers or employees; providing for tax power of city council; providing severability clause; providing for referendum.

Proof of publication attached.

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

And Senate Bill No. 557, contained in the above message, was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida  
 May 1, 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. 527—** A Bill to be entitled An Act fixing the salaries of the judges of the juvenile court in those counties of the state not having home rule under the Florida constitution and having a population in excess of four hundred fifty thousand (450,000) inhabitants according to the last official decennial census; prohibiting such judges from engaging in any other business or profession during the term of their office; repealing all laws in conflict herewith; providing for an effective date.

Also—

By Senator Gibbons—

**S. B. No. 536—** A Bill to be entitled An Act relating to the office of official court reporter for the criminal courts of record in counties having a population not less than three hundred ninety thousand (390,000) nor more than four hundred fifty thousand (450,000) inhabitants according to the latest official state-wide decennial census; creating the office of official court reporter for the criminal courts of record; providing for the appointment, tenure, compensation and fees to be allowed such reporter; prescribing the duties of said reporter and

providing for the appointment of deputy reporters; fixing the compensation and duties of said deputy reporters; repealing Chapter 30446, Acts of 1955 and any other laws or parts of laws inconsistent therewith; and providing an effective date.

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

And Senate Bills Nos. 527 and 536, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida  
May 1, 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. 579—** A Bill to be entitled An Act granting to William A. Pinkerton, an employee in the signal bureau of the city of Jacksonville and a member of the pension fund created by chapter 18610, laws of Florida, acts of 1937, full credit in said pension fund for a prior period of service with the city as if said service had been continuous within the meaning of said pension fund law, under certain conditions; providing an effective date.

Proof of publication attached.

Also—

By Senator Gibbons—

**S. B. No. 575—** A Bill to be entitled An Act relating to the imposition of fines and sentences by the municipal court of the city of Tampa; providing for stays of execution, conditional suspension of sentences, granting of probation by such municipal court; providing for and adopting a city administered probation system for city of Tampa; providing for appointment of probation officers, their duties, powers, and functions; providing for discharge of probationers, their re-arrest without a warrant for violation of terms and conditions of probation; providing for hearing on charges of violation of terms and conditions of probation, and imprisonment because of such violation; permitting appeal from judgment adjudging guilt; and fixing an effective date thereof.

Proof of publication attached.

Also—

By Senator Gibbons—

**S. B. No. 576—** A Bill to be entitled An Act providing the appointment of a deputy or deputies by the city clerk of the city of Tampa, providing for their powers and further providing an effective date.

Proof of publication attached.

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

And Senate Bills Nos. 579, 575 and 576, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida  
May 1, 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 Gibbons—

**S. B. No. 573—** A Bill to be entitled An Act effecting the government, jurisdiction, powers and duties of the city of Tampa, Florida; providing that the city council of the city of Tampa shall have the power to license privileges, businesses, occupations and professions carried on and engaged in within the city limits of the city of Tampa; providing that the amount of such license tax or taxes shall not be dependent upon the general state law; providing for the repeal of that part of section 3, chapter 7714, laws of Florida, acts of 1917, which places a limitation upon the amount of the license or occupational tax fixed or assessed against certain utilities and businesses; amending section 3, chapter 7714, laws of Florida, acts of 1917; and prescribing the effective date hereof.

Proof of publication attached.

Also—

By Senator Gibbons—

**S. B. No. 574—** A Bill to be entitled An Act authorizing the city council of the city of Tampa to determine by ordinance the amount to be credited to city prisoners as gain time or allowance for good conduct or work performed because of non-payment of fines and costs, and providing an effective date.

Proof of publication attached.

Also—

By Senator Mapoles—

**S. B. No. 558—** A Bill to be entitled An Act to incorporate, establish, organize and constitute a municipality to be known as the city of Pace, county of Santa Rosa, state of Florida; providing boundaries, providing for powers, rights and liabilities of said city; providing for city government of elected city council, and mayor; providing for powers, duties and term of office of city council and mayor; providing for registration and qualification of office; providing for oath of office; providing for municipal court and jurisdiction; powers, duties, and procedure of said court; prohibiting contracts with city by city officers or employees; providing for tax powers of city council; providing severability clause; providing for contracting or expansion of city boundaries; providing for referendum.

Proof of publication attached.

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

And Senate Bills Nos. 573, 574 and 558, contained in the above message, were referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida  
May 1, 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. Miner of Hendry—

**H. C. R. No. 2014**—A Concurrent Resolution requesting the Governor of the State of Florida to return to the House and Senate for amendment, House Bill No. 396, relating to cemetery maintenance trust funds in Hendry 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. 396, to return House Bill No. 396 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. 2014, contained in the above message, was read the first time in full.

Senator Gresham moved that the rules be waived and House Concurrent Resolution No. 2014 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. 2014 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. 2014 was adopted and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

Tallahassee, Florida  
May 1, 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. Ryan and Allsworth of Broward—

**House Concurrent Resolution No. 2016**—

A Concurrent Resolution requesting the Governor of the State of Florida to return to the house and senate for amendment, House Bill No. 388, relating to swimming pools.

*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. 388, to return House Bill No. 388 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. 2016, contained in the above message, was read the first time in full.

Senator David moved that the rules be waived and House Concurrent Resolution No. 2016 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. 2016 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. 2016 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 28, 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. Erickson and Nelson of Sarasota—

**House Concurrent Resolution No. 1926**—

A CONCURRENT RESOLUTION REQUESTING THE GOVERNOR OF THE STATE OF FLORIDA TO RETURN TO THE HOUSE AND SENATE FOR AMENDMENT, HOUSE BILL NO. 554, RELATING TO THE CITY OF SARASOTA.

*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. 554, to return House Bill No. 554 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. 1926, contained in the above message, was read the first time in full.

Senator Price moved that the rules be waived and House Concurrent Resolution No. 1926 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. 1926 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. 1926 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 28, 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. Williams and Sims of Jackson—

**H. B. No. 1075—** A bill to be entitled An Act relating to Sunland Training Centers for mentally retarded children; providing for the selection and acquisition of such a center at a site west of the Tallahassee Meridian by the board of commissioners of state institutions; requiring the board of county commissioners or any municipality located within the county so selected to convey to the state title to suitable and adequate property for the location of such center; authorizing the expenditure of county or municipal funds for such purpose.

—and respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 1075, contained in the above message, was read the first time by title only.

Senator Rawls moved that the rules be waived and House Bill No. 1075 be placed on the Calendar of Bills on Second Reading, without reference.

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

Tallahassee, Florida  
April 28, 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. Thomas and Roberts of Palm Beach, Turlington and Fagan of Alachua, Bennett of Bay, Thomas of Bradford, Allsworth and Ryan of Broward, Fuqua of Calhoun, Hill of Charlotte, Walker of Collier, Hollahan, Eldredge and Matthews of Dade, Smith of DeSoto, Mathews and Stallings of Duval, Askew and Stone of Escambia, Wadsworth of Flagler, Miner of Hendry, Liles and Mann of Hillsborough, Vocelle of Indian River, Sims and Williams of Jackson, Reedy of Lake, Scott of Lee, O'Neill of Marion, Scott of Martin, Saunders of Monroe, Markham of Okeechobee, Ducker of Orange, Griffin of Osceola, Russell, Holley and Loeffler of Pinellas, Chiles and Griffin of Polk, Usina of St. Johns, Byrom of Santa Rosa, Erickson of Sarasota, Rowell of Sumter, Smith of Taylor, Roberts of Union, Karl of Volusia, Russ of Wakulla, Riddle of Walton, Carter of Washington and Mrs. Johnson of Orange—

**H. B. No. 279—** A bill to be entitled An Act relating to sale of securities; repealing subsection (9) of section 517.05, Florida Statutes, exempting from the provisions of chapter 517, Florida Statutes, certain negotiable promissory notes and commercial papers; renumbering subsections (10) and (11) of said section.

Also—

By Messrs. Wise and Nichols of Okaloosa, Turlington of Alachua, Crews of Baker, Pruitt of Brevard, Ryan of Broward, Hill of Charlotte, Strickland of Citrus, Saunders of Clay, Walker of Collier, Hollahan, Eldredge and Matthews of Dade, Chaires of Dixie, Westberry and Stallings of Duval, Askew and Stone of Escambia, Wadsworth of Flagler, Inman of Gadsden, Peeples of Glades, Costin of Gulf, McAlpin of Hamilton, Miner of Hendry, Ayers of Hernando, Livingston of Highlands, Liles of Hillsborough, Williams of Holmes, Vocelle of Indian River, Land of Lafayette, Daniel and Reedy of Lake, Scott of Lee, Horne and Mitchell of Leon, Marshburn of Levy, Hosford of Liberty, Peavy of Madison, O'Neill of Marion, Scott of Martin, Askins of Nassau, Mark-

ham of Okeechobee, Ducker of Orange, Thomas and Roberts of Palm Beach, Mattox and Griffin of Polk, Beck of Putnam, Erickson of Sarasota, Cleveland and Frederick of Seminole, Rowell of Sumter, McDonald of Suwannee, Smith of Taylor, Roberts of Union, Karl and Sweeny of Volusia, Russ of Wakulla, Riddle of Walton and Mrs. Johnson of Orange—

**H. B. No. 295—** A bill to be entitled An Act to provide for the establishment of a state institution for the care and treatment of mentally retarded children known as a Sunland Training Center in Okaloosa County, Florida, on lands to be deeded to the state by Okaloosa County; and repealing all laws and parts of laws in conflict herewith.

—and respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 279, contained in the above message, was read the first time by title only and referred to the Committee on Banking.

And House Bill No. 295, contained in the above message, was read the first time by title only and referred to the Committee on State Institutions.

Senator Mapoles moved that the rules be waived and House Bill No. 295 be withdrawn from the Committee on State Institutions and placed on the Calendar of Bills on Second Reading, without reference.

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

A roll call was demanded.

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

Yeas—29.

Mr. President	Fraser	Kelly	Stratton
Bronson	Galloway	Mapoles	Sutton
Carraway	Gautier	Melton	Tucker
Clarke	Getzen	Pearce	Williams
Connor	Gibbons	Pope	Young
Cross	Gresham	Rawls	
Davis	Herrell	Ripley	
Edwards	Johns	Roberts	

Nays—7.

Barron	Boyd	Kicliter	Price
Blank	David	Parrish	

So the motion was adopted and House Bill No. 295 was placed on the Calendar of Bills on Second Reading.

Tallahassee, Florida  
April 28, 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 Judiciary C—

**Committee Substitute for H. B. No. 945—**A bill to be entitled An Act relating to false pretenses and frauds in advertising; amending chapter 817, Florida Statutes, by adding section 817.411, prohibiting advertising which represents that commodities are covered by nonexistent or insufficient insurance guaranties.

—and respectfully requests the concurrence of the Senate therein.

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

And Committee Substitute for House Bill No. 945, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "C".

Tallahassee, Florida  
 April 28, 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. Griffin of Polk—

**H. B. No. 349—** A bill to be entitled An Act relating to citrus; amending Chapter 601, Florida Statutes by adding a new Section designated Section 601.152 relating to the marketing and handling of citrus fruit grown in the State of Florida, and delegating additional and supplemental powers to the Florida Citrus Commission involving the expenditures of funds for advertising, promotion, merchandising and research of citrus fruits and products thereof; providing for hearings on and the issuance, administration and enforcement of marketing orders; providing for referendum on marketing orders; prescribing the powers, duties and jurisdiction of the Florida Citrus Commission of the State of Florida and authorized committees in relation thereto; prescribing remedies, rights, duties and penalties with respect to violations of this act or any marketing order, rule or regulation promulgated thereunder; providing for assessments to be levied and collected by the Florida Citrus Commission of the State of Florida from producers through handlers and processors to pay the expenses incurred in the formulation, issuance, administration and enforcement of such marketing orders; and providing an effective date for this Act.

—and respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 349, contained in the above message, was read the first time by title only and referred to the Committee on Citrus Fruits.

Tallahassee, Florida  
 May 1, 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. Peeples of Glades—

**H. B. No. 188—** A bill to be entitled An Act to amend sections 133, 134, 135, 136, 137, 138, 139, 140, 141, and 142 of chapter 10923 of the Laws of Florida, acts of 1925, the Municipal Charter of the City of Moore Haven, in Glades County, Florida, relating to franchises, manner and condition of granting.

Also—

By Mr. Peeples of Glades—

**H. B. No. 189—** A bill to be entitled An Act to amend Section 23 of Chapter 10923 of the Laws of Florida, Acts of 1925, the Municipal Charter of the City of Moore Haven, in Glades County, Florida, relating to the appointment of a City Judge by the City Commission; substitutes in event of his absence or disability, provisions for a salary and court sessions.

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

Senator Williams moved that the rules be waived and the Senate immediately reconsider the vote by which House Bill No. 188, contained in the above message, passed the Senate on April 11, 1961.

The President put the question: "Will the Senate reconsider the vote by which House Bill No. 188 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. 188 passed the Senate on April 11, 1961.

The question recurred on the passage of House Bill No. 188.

Pending roll call on the passage of House Bill No. 188, Senator Williams moved that House Bill No. 188 be placed on the Calendar of Local Bills.

Which was agreed to and House Bill No. 188 was placed on the Calendar of Local Bills, pending roll call.

Senator Williams moved that the rules be waived and the Senate immediately reconsider the vote by which House Bill No. 189, contained in the above message, passed the Senate on April 11, 1961.

The President put the question: "Will the Senate reconsider the vote by which House Bill No. 189 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. 189, contained in the above message, passed the Senate on April 11, 1961.

The question recurred on the passage of House Bill No. 189.

Pending roll call on the passage of House Bill No. 189, Senator Williams moved that House Bill No. 189 be placed on the Calendar of Local Bills.

Which was agreed to and House Bill No. 189 was placed on the Calendar of Local Bills, pending roll call.

Tallahassee, Florida  
 April 28, 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. 774—** A bill to be entitled An Act to dissolve the Indian River County Public Hospital established by special election held in Indian River county on November 4, 1958 under the authority and provisions of chapter 155, Florida Statutes, and providing for the transfer of its property, duties and powers and providing an effective date.

Proof of publication attached.

Also—

By Messrs. Saunders and Papy of Monroe—

**H. B. No. 1502—** A bill to be entitled An Act designating the sheriff of Monroe County, Florida, as the custodian of the tangible personal property of the office of said sheriff, and designating said sheriff a "governmental unit" for such purpose.

Proof of publication attached.

Also—

By Messrs. Saunders and Papy of Monroe—

**H. B. No. 1503—** A bill to be entitled An Act to provide a budget procedure for the sheriff of Monroe County, Florida; setting the salary of said sheriff; providing for the procedures for paying salaries and expenses of the office; providing for appropriate review of the budget; providing for the disposition of fees and commissions collected and for the records thereof; providing for the severability of invalid portions; repealing all laws inconsistent herewith; 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. 774 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. 774, contained in the above message, was read the first time by title only.

Senator Kicliter moved that the rules be waived and House Bill No. 774 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 774 was read the second time by title only.

Senator Kicliter moved that the rules be further waived and House Bill No. 774 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. 774 was read the third time in full.

Upon the passage of House Bill No. 774 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 774 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. 1502 when it was introduced in the Senate, and evidence that such Notice has been published was estab-

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

And House Bill No. 1502, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "B".

Proof of publication of Notice was attached to House Bill No. 1503 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. 1503, contained in the above message, was read the first time by title only.

Senator Gresham moved that the rules be waived and House Bill No. 1503 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1503 was read the second time by title only.

Senator Gresham moved that the rules be further waived and House Bill No. 1503 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. 1503 was read the third time in full.

Upon the passage of House Bill No. 1503 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1503 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Tallahassee, Florida  
April 28, 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. 1699—** A bill to be entitled An Act amending Chapter 59-1955, Laws of Florida, Special Acts of 1959, entitled: "An act authorizing and empowering the board of county commissioners of Volusia County, Florida, to appoint a zoning commission for each county commissioner's district in said county or any of said districts therein, providing for the powers and duties of said zoning commissions and limiting the zoning jurisdiction of said zoning commissions to territory in said county outside the corporate limits of any city or town or special zoning districts having zoning commissions therein and providing an effective date" by providing for a penalty for the violation of the provisions of said Chapter 59-1955 or any zoning regulation adopted pursuant thereto.

Proof of publication attached.

Also—

By Messrs. Karl and Sweeny of Volusia—

**H. B. No. 1720—** A bill to be entitled An Act relating to the creation of County Pounds in Volusia County, Florida; the appointment of an Impounding Officer or Officers, and defining their rights, authorities and duties; and to provide for the impounding and disposition of unlicensed dogs or dogs believed to be strays, or believed to be infected with rabies or other diseases; prescribing and conferring certain rights, duties and powers on the Board of County Commissioners of said County in relation thereto; declaring the inoculation of dogs to be necessary to the public health, welfare and inhabitants of Volusia County, Florida; authorizing agreements with municipalities and others in said County and for the financing of the purposes of this Act; and providing said Act shall take effect and apply only to such County Commissioner's District or Districts as said Board of County Commissioners shall deem it advisable; and providing for a penalty for violation thereof.

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. 1699 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. 1699, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "A".

Proof of publication of Notice was attached to House Bill No. 1720 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. 1720, contained in the above message, was read the first time by title only and referred to the Committee on Judiciary "A".

Tallahassee, Florida  
 April 28, 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. Chiles, Griffin and Mattox of Polk—

**H. B. No. 1736—** A bill to be entitled An Act recognizing the proud history of Polk County; declaring the year 1961 to be the Centennial Year for Imperial Polk County; authorizing the expenditure of county and municipal funds in observance thereof, ratifying prior expenditures; and providing an effective date for this Act.

Proof of publication attached.

Also—

By Mr. Nash of Franklin—

**H. B. No. 1137—** A bill to be entitled An Act authorizing the State Road Department and the Board of County Commissioners of Franklin County to expend certain funds for the construction of certain waterway

projects; repealing conflicting acts 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. 1736 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. 1736, contained in the above message, was read the first time by title only.

Senator Kelly moved that the rules be waived and House Bill No. 1736 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1736 was read the second time by title only.

Senator Kelly moved that the rules be further waived and House Bill No. 1736 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. 1736 was read the third time in full.

Upon the passage of House Bill No. 1736 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1736 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. 1137 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. 1137, 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 28, 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. Byrom of Santa Rosa—

**H. B. No. 1733—** A bill to be entitled An Act relating to Santa Rosa County; authorizing the Board of County Commissioners to employ an attorney for said

board; prescribing his duties; providing for the Board of County Commissioners to fix the salary of said attorney; providing an effective date.

Proof of publication attached.

Also—

By Mr. Byrom of Santa Rosa—

**H. B. No. 1734—** A bill to be entitled An Act relating to Santa Rosa County; authorizing the Santa Rosa Beach administration of Santa Rosa County to employ an attorney; prescribing his duties; authorizing the Santa Rosa Beach Administration of Santa Rosa County to fix the salary of said attorney; providing an effective date.

Proof of publication attached.

Also—

By Mr. Carter of Washington—

**H. B. No. 1735—** A bill to be entitled An Act relating to Washington County; authorizing the Board of Public Instruction of Washington County to issue certificates of indebtedness in an amount not to exceed three hundred thousand dollars (\$300,000.00) for certain school purposes; providing that a certain amount of race track funds allocated to the board of public instruction of Washington County is pledged to pay for said certificates; 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. 1733 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. 1733, contained in the above message, was read the first time by title only.

Senator Mapoles moved that the rules be waived and House Bill No. 1733 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1733 was read the second time by title only.

Senator Mapoles moved that the rules be further waived and House Bill No. 1733 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. 1733 was read the third time in full.

Upon the passage of House Bill No. 1733 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1733 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. 1734 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. 1734, contained in the above message, was read the first time by title only.

Senator Mapoles moved that the rules be waived and House Bill No. 1734 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1734 was read the second time by title only.

Senator Mapoles moved that the rules be further waived and House Bill No. 1734 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. 1734 was read the third time in full.

Upon the passage of House Bill No. 1734 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1734 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. 1735 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. 1735, 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 28, 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. 1718—** A bill to be entitled An Act to amend chapter 11-272, laws of Florida, acts of 1925, entitled "An Act creating and incorporating a special tax district in Volusia County, Florida, to be known as the 'Halifax Hospital District', fixing and prescribing the boundaries of said district; providing for the governing and administration of the same; providing and defining the powers and purposes of said district and the board of commissioners thereof; authorizing and empowering such board to establish, contract, operate and maintain

such hospital or hospitals as may be established and constructed by said board in said district; authorizing and providing for the issuance and sale of bonds of said district; authorizing and empowering such board to borrow money on the note or notes of said district; authorizing and providing for the levy and collection of taxes for the payment of said bonds and the interest thereon, and authorizing and providing for the levy and collection of additional taxes for the repair and maintenance of said hospital or hospitals; authorizing and providing generally the powers and duties of said board on its behalf" as amended, by adding thereto section fourteen-F (14-F); authorizing the board of commissioners of said district to build an addition or additions to said hospital known as the Halifax District Hospital and to levy against the taxable property within said district a tax not to exceed two (2) mills on the dollar for three (3) years during the years 1961, 1962 and 1963, to be collected and paid into the district building fund and used for the construction of said addition or additions to said hospital, and reducing the authority of said board of commissioners of said district to levy an annual tax of four (4) mills for the maintenance, operation and repair of said hospital by the amount of millage levied for said addition or additions to said hospital during the years said levy for said addition or additions are made and to authorize said board of commissioners of said district to transfer any surplus or other unobligated funds or assets into said building fund for the construction of said addition or additions and to authorize said board of commissioners to borrow in the course of current governmental budgetary operations money not to exceed the sum of three hundred thousand (\$300,000.00) dollars for a period of time not to exceed three (3) years and to issue building fund notes payable within three (3) years solely from said building fund and providing that the holder or holders of said building fund notes shall have no right, remedy or lien to collect the same or the unpaid balance thereof from the taxpayers of said district or said board of commissioners, and providing that said act shall take effect immediately upon its becoming a law.

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. 1718 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. 1718, 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. 1718 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1718 was read the second time by title only.

Senator Gautier moved that the rules be further waived and House Bill No. 1718 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. 1718 was read the third time in full.

Upon the passage of House Bill No. 1718 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1718 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Tallahassee, Florida  
 April 28, 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. 1707—** A bill to be entitled An Act ratifying, confirming and validating all acts and proceedings of the Board of County Commissioners of Volusia County, Florida, and the clerk of said board heretofore done and taken in connection with the affairs of said county and providing for the repealing of all laws in conflict therewith; providing an effective date.

Proof of publication attached.

Also—

By Messrs. Sweeny and Karl of Volusia—

**H. B. No. 1709—** A bill to be entitled An Act authorizing the Halifax Hospital District to allow a discount on the cost of drugs, laboratory, X-Ray Work and other Hospital Services to Employees of the Halifax District Hospital.

Proof of publication attached.

Also—

By Mr. Byrom of Santa Rosa—

**H. B. No. 1732—** A bill to be entitled An Act relating to Santa Rosa County; repealing Chapter 59-1820, Laws of Florida, relating to the dredging or dragging of oysters from the waters of East Bay in Santa Rosa County; providing an effective date.

Proof of publication attached.

—and respectfully requests the concurrence of the Senate therein.

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

Proof of publication of Notice was attached to House Bill No. 1707 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. 1707, 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. 1707 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1707 was read the second time by title only.

Senator Gautier moved that the rules be further waived and House Bill No. 1707 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. 1707 was read the third time in full.

Upon the passage of House Bill No. 1707 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1707 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. 1709 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. 1709, 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. 1709 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1709 was read the second time by title only.

Senator Gautier moved that the rules be further waived and House Bill No. 1709 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. 1709 was read the third time in full.

Upon the passage of House Bill No. 1709 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1709 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. 1732 when it was introduced in the Senate, and evidence that such Notice has been published was estab-

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

And House Bill No. 1732, contained in the above message, was read the first time by title only.

Senator Mapoles moved that the rules be waived and House Bill No. 1732 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1732 was read the second time by title only.

Senator Mapoles moved that the rules be further waived and House Bill No. 1732 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. 1732 was read the third time in full.

Upon the passage of House Bill No. 1732 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1732 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Tallahassee, Florida  
April 28, 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. Allsworth and Ryan of Broward—

**H. B. No. 1685—** A bill to be entitled An Act relating to the City of Oakland Park in the county of Broward, amending chapter 59-1622, Special Acts of 1959, as follows: amending section 2, article II, to create the office of mayor of the City of Oakland Park, to provide a time for taking office and to provide a term of office; amending section 8, article II, creating a city council, to provide a time for taking office and to provide a term of office; amending section 11, Article II, to provide for the election of president and president pro tempore of the council; amending section 14, article II, to provide for the forfeiture of office of councilmen for absence; amending section 9, article XXVI, to provide for the manner of discharge of non-elected officials or employees, and to provide for the manner of employment of all non-elected officials or employees; amending section 5, article XVII, to provide the date for general elections, the term of elective officers, to provide for beginning of the term of elective officers, specifying the elective officers, and to provide for staggered terms; amending section 8, article XVII, to provide the manner of calling special elections for purposes other than the nomination or election of city council and specifying the matters which may be submitted to the electors of the city at a special election; amending section 11, article XVII, to provide for the arrangements for holding all city elections, to pro-

vide for the appointment of inspectors and clerks and to provide for the notice of elections to be published.

Proof of publication attached.

Also—

By Messrs. Allsworth and Ryan of Broward—

**H. B. No. 1686—** A bill to be entitled An Act redefining the present city limits of the City of Wilton Manors; annexing certain additional lands to the city of Wilton Manors; and providing for authority to permit annexation by special referendum.

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. 1685 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. 1685, 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. 1685 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1685 was read the second time by title only.

Senator David moved that the rules be further waived and House Bill No. 1685 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. 1685 was read the third time in full.

Upon the passage of House Bill No. 1685 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1685 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. 1686 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. 1686, 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. 1686 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1686 was read the second time by title only.

Senator David moved that the rules be further waived and House Bill No. 1686 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. 1686 was read the third time in full.

Upon the passage of House Bill No. 1686 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1686 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Tallahassee, Florida  
 April 28, 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. 1697—** A bill to be entitled An Act authorizing the Board of County Commissioners of Volusia County, Florida, to expend a sum not to exceed one thousand dollars annually out of the general fund or any other available fund for publicizing and advertising Volusia County, Florida, and providing that the same shall be additional authority to said board and shall not repeal any other advertising or publicity law affecting said county or any part thereof.

Proof of publication attached.

Also—

By Messrs. Sweeny and Karl of Volusia—

**H. B. No. 1702—** A bill to be entitled An Act authorizing the Halifax Hospital District and the Board of Commissioners thereof to pay all or any part of insurance premiums on their respective employees' insurance covering injuries received after working hours or covering illness of such employees, or both, and providing an effective date.

Proof of publication attached.

Also—

By Messrs. Sweeny and Karl of Volusia—

**H. B. No. 1704 —** A bill to be entitled An Act providing that all race track funds of Volusia County, Florida, heretofore allocated by law to the Board of Public Instruction or teachers of Volusia County, Florida, shall be paid directly to the Board of Public Instruction of Volusia County, Florida, to be used as provided by law.

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. 1697 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. 1697, 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. 1697 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1697 was read the second time by title only.

Senator Gautier moved that the rules be further waived and House Bill No. 1697 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. 1697 was read the third time in full.

Upon the passage of House Bill No. 1697 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1697 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. 1702 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. 1702, 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. 1702 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1702 was read the second time by title only.

Senator Gautier moved that the rules be further waived and House Bill No. 1702 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. 1702 was read the third time in full.

Upon the passage of House Bill No. 1702 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1702 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. 1704 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. 1704, 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 28, 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. Nichols and Wise of Okaloosa—

**H. B. No. 1667—** A bill to be entitled An Act relating to Okaloosa County; fixing the compensation of members of the Okaloosa County jury commission.

Proof of publication attached.

Also—

By Messrs. Nichols and Wise of Okaloosa—

**H. B. No. 1668—** A bill to be entitled An Act relating to Okaloosa County; authorizing the Board of County Commissioners to expend a portion of the race track funds allocated to Okaloosa County to maintain and beautify certain county buildings.

Proof of publication attached.

Also—

By Messrs. Karl and Sweeny of Volusia—

**H. B. No. 1696—** A bill to be entitled An Act withdrawing Volusia County, Florida, from the effect of any population act of the State of Florida passed prior to the year 1960.

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. 1667 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. 1667, contained in the above message, was read the first time by title only.

Senator Mapoles moved that the rules be waived and House Bill No. 1667 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1667 was read the second time by title only.

Senator Mapoles moved that the rules be further waived and House Bill No. 1667 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. 1667 was read the third time in full.

Upon the passage of House Bill No. 1667 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1667 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. 1668 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. 1668, 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. 1696 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. 1696, 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. 1696 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1696 was read the second time by title only.

Senator Gautier moved that the rules be further waived and House Bill No. 1696 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. 1696 was read the third time in full.

Upon the passage of House Bill No. 1696 the roll was called and the vote was:

Yeas—37.

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

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

Nays—None.

So House Bill No. 1696 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Tallahassee, Florida  
April 28, 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. Wise and Nichols of Okaloosa—

**H. B. No. 1661—** A bill to be entitled An Act relating to Okaloosa county; authorizing the board of county commissioners to grant franchises for waterworks systems in unincorporated communities of Okaloosa county; providing procedure for granting and forfeiture of such franchises.

Proof of publication attached.

Also—

By Messrs. Wise and Nichols of Okaloosa—

**H. B. No. 1662—** A bill to be entitled An Act relating to Okaloosa county; repealing chapter 7104, Laws of Florida, Special Acts of 1915, regulating the salt water fishing industry in that portion of Santa Rosa Sound known as the "narrows" and Garner's Bayou, Five Mile Bayou, Don Bayou, Niger Bayou and Little Bayou connecting or tributary to Choctawhatchee Bay, and that portion of Choctawhatchee Bay lying west of townships 1 and 2 south, range 22 west, insofar as said law affects the waters of Okaloosa county.

Proof of publication attached.

Also—

By Messrs. Nichols and Wise of Okaloosa—

**H. B. No. 1663 —** A bill to be entitled An Act relating to Okaloosa county; authorizing the board of county commissioners to construct and equip offices for county officers; authorizing levy of a tax to provide financing.

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. 1661 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. 1661, 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. 1662 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. 1662, contained in the above message, was read the first time by title only.

Senator Mapoles moved that the rules be waived and House Bill No. 1662 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1662 was read the second time by title only.

Senator Mapoles moved that the rules be further waived and House Bill No. 1662 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. 1662 was read the third time in full.

Upon the passage of House Bill No. 1662 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1662 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. 1663 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. 1663, 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 28, 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. Wise and Nichols of Okaloosa—

**H. B. No. 1658—** A bill to be entitled An Act relating to Okaloosa county; directing the board of county commissioners to allocate and expend at its discretion a portion of the race track funds, authorized by law to be distributed to it, to purchase materials for and to construct secondary roads in Okaloosa county.

Proof of publication attached.

Also—

By Messrs. Nichols and Wise of Okaloosa—

**H. B. No. 1659—** A bill to be entitled An Act relating to Okaloosa county; authorizing the board of county commissioners to employ life guards at any public beach in Okaloosa county.

Proof of publication attached.

Also—

By Messrs. Wise and Nichols of Okaloosa—

**H. B. No. 1660—** A bill to be entitled An Act relating to city of Niceville, Okaloosa county, Florida, amending section 40, of chapter 31034, Special Acts of 1955, as amended.

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. 1658 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. 1658, contained in the above message, was read the first time by title only.

Senator Mapoles moved that the rules be waived and House Bill No. 1658 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1658 was read the second time by title only.

Senator Mapoles moved that the rules be further waived and House Bill No. 1658 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. 1658 was read the third time in full.

Upon the passage of House Bill No. 1658 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1658 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. 1659 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. 1659, contained in the above message, was read the first time by title only.

Senator Mapoles moved that the rules be waived and House Bill No. 1659 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1659 was read the second time by title only.

Senator Mapoles moved that the rules be further waived and House Bill No. 1659 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. 1659 was read the third time in full.

Upon the passage of House Bill No. 1659 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1659 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. 1660 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. 1660, contained in the above message, was read the first time by title only.

Senator Mapoles moved that the rules be waived and House Bill No. 1660 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1660 was read the second time by title only.

Senator Mapoles moved that the rules be further waived and House Bill No. 1660 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. 1660 was read the third time in full.

Upon the passage of House Bill No. 1660 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1660 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Tallahassee, Florida  
April 28, 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. Beck of Putnam—

**H. B. No. 1644—** A bill to be entitled An Act relating to Putnam county; providing for platting of lands

in Putnam county; and defining the same; requiring the approval and recording of plats in certain cases; authorizing the board of county commissioners of Putnam county to prescribe the width of roads, streets, alleys, ditches and thoroughfares and setbacks therefrom; making certain requirements a prerequisite to the approval of plats; authorizing said board of county commissioners to adopt, prescribe and promulgate rules and regulations to effectuate the provisions and purposes of this act and to prescribe specifications and requirements for construction of roads, streets, alleys, drainage facilities, minimum lot sizes, maximum block sizes, building lines, names of streets and roads, bridge construction, water supply, sewage disposal and other related matters involving lands to be platted; requiring streets, roads and alleys designated on plats to be paved or security deposited by the owner to insure such paving as a prerequisite to approval of and recording such plat; repealing all laws in conflict; providing for effective date.

Proof of publication attached.

Also—

By Mr. Beck of Putnam—

**H. B. No. 1656—** A bill to be entitled An Act relating to Putnam county; providing for payment to county commissioners for travel expense within the county; providing an effective date.

Proof of publication attached.

Also—

By Messrs. Nichols and Wise of Okaloosa—

**H. B. No. 1657—** A bill to be entitled An Act relating to Okaloosa county; authorizing the board of county commissioners to pay to medical hospitals located in Okaloosa county medical and hospital bills of paupers and charity patients.

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. 1644 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. 1644, contained in the above message, was read the first time by title only.

Senator Pearce moved that the rules be waived and House Bill No. 1644 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1644 was read the second time by title only.

Senator Pearce moved that the rules be further waived and House Bill No. 1644 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. 1644 was read the third time in full.

Upon the passage of House Bill No. 1644 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1644 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. 1656 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. 1656, contained in the above message, was read the first time by title only.

Senator Pearce moved that the rules be waived and House Bill No. 1656 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1656 was read the second time by title only.

Senator Pearce moved that the rules be further waived and House Bill No. 1656 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. 1656 was read the third time in full.

Upon the passage of House Bill No. 1656 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1656 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. 1657 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. 1657, contained in the above message, was read the first time by title only.

Senator Mapoles moved that the rules be waived and House Bill No. 1657 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1657 was read the second time by title only.

Senator Mapoles moved that the rules be further waived and House Bill No. 1657 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. 1657 was read the third time in full.

Upon the passage of House Bill No. 1657 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1657 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Tallahassee, Florida  
April 28, 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. Beck of Putnam—

**H. B. No. 1641—** A bill to be entitled An Act relating to Putnam County; authorizing and empowering the Board of County Commissioners to fix set-back lines, along all county and state roads in Putnam County, for building purposes.

Proof of publication attached.

Also—

By Mr. Beck of Putnam—

**H. B. No. 1642—** A bill to be entitled An Act to amend Chapter 9875, Acts of 1923, Laws of Florida, being the charter of the city of Palatka, Florida, by repealing section 80 of said section and substituting in lieu thereof a new section 80 to provide that land sold for taxes shall be struck off to the low bidder.

Proof of publication attached.

Also—

By Mr. Beck of Putnam—

**H. B. No. 1643—** A bill to be entitled An Act relating to Putnam county; providing that all the proceeds of the county road and bridge tax levies collected in the city of Palatka be paid to the board of county commissioners of Putnam county; providing use of such taxes; 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. 1641 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. 1641, contained in the above message, was read the first time by title only.

Senator Pearce moved that the rules be waived and House Bill No. 1641 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1641 was read the second time by title only.

Senator Pearce moved that the rules be further waived and House Bill No. 1641 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. 1641 was read the third time in full.

Upon the passage of House Bill No. 1641 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1641 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. 1642 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. 1642, contained in the above message, was read the first time by title only.

Senator Pearce moved that the rules be waived and House Bill No. 1642 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1642 was read the second time by title only.

Senator Pearce moved that the rules be further waived and House Bill No. 1642 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. 1642 was read the third time in full.

Upon the passage of House Bill No. 1642 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None

So House Bill No. 1642 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. 1643 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. 1643, contained in the above message, was read the first time by title only.

Senator Pearce moved that the rules be waived and House Bill No. 1643 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1643 was read the second time by title only.

Senator Pearce moved that the rules be further waived and House Bill No. 1643 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. 1643 was read the third time in full.

Upon the passage of House Bill No. 1643 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1643 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Tallahassee, Florida  
April 28, 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 Mrs. Johnson and Mr. Ducker of Orange—

**H. B. No. 1618—** A bill to be entitled An Act relating to all counties in the State having a population of not less than two hundred and thirty thousand (230,000) and not more than three hundred thousand (300,000) according to the latest official decennial census; providing for deputy constables in district one (1) of each of said counties; providing for the number, compensation and control of such deputy constables; providing an effective date.

Also—

By Messrs. Nelson and Erickson of Sarasota—

**H. B. No. 712—** A bill to be entitled An Act amending chapter 57-924, Laws of Florida, 1957; adding section 1-A to change the population classification from twenty-eight thousand through twenty-nine thousand (28,000-29,000) to seventy-five thousand through eighty thousand (75,000-80,000); 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. 1618, contained in the above message, was read the first time by title only.

Senator Sutton moved that the rules be waived and House Bill No. 1618 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1618 was read the second time by title only.

Senator Sutton moved that the rules be further waived and House Bill No. 1618 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. 1618 was read the third time in full.

Upon the passage of House Bill No. 1618 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1618 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

And House Bill No. 712, 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 28, 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. Wadsworth of Flagler—

**H. B. No. 1608** — A bill to be entitled An Act authorizing the board of county commissioners in all counties having a population of not less than four thousand five hundred fifty-five (4,555) nor more than four thousand six hundred (4,600), according to the latest official decennial census, to purchase, lease and to contract for purchase or lease of materials, personal property, projects and lands offered for sale or lease by the United States, and thereafter to sell or lease such materials, personal property, projects and lands so acquired by said county.

Also—

By Messrs. Holley, Russell, and Loeffler of Pinellas—

**H. B. No. 1617**— A bill to be entitled An Act providing that the provisions of section 8 of chapter 125, Florida Statutes shall not apply to any county in the State having a population of not less than three hundred

red fifty thousand (350,000) and not more than three hundred eighty-five thousand (385,000) according to the latest official decennial census, in those cases involving repair and replacement of parts of machinery and equipment belonging to such county; providing for ratification of prior acts; providing for repeal of conflicting laws; 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 Bills Nos. 1608 and 1617, contained in the above message, were read the first time by title only and placed on the Calendar of Local Bills on Second Reading.

Tallahassee, Florida  
April 28, 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. Westberry and Mathews of Duval—

**H. B. No. 1244**— A bill to be entitled An Act relating to the compensation of the tax collector in all counties of the State of Florida now or hereafter having a population of at least 450,000 inhabitants, except those counties the electors of which have by the Florida Constitution, as now or hereafter in effect, been granted power to adopt a home rule charter of government; providing effective date.

—and respectfully requests the concurrence of the Senate therein.

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

And House Bill No. 1244, 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 28, 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. Roberts and Thomas of Palm Beach—

**H. B. No. 1169**— A bill to be entitled An Act relating to advertising and selling land for unpaid taxes in Palm Beach County, Florida, and repealing all laws in conflict therewith; and providing an effective date.

Proof of publication attached.

Also—

By Mr. Beck of Putnam—

**H. B. No. 1638**— A bill to be entitled An Act amending Chapter 9875, Acts of 1923, Laws of Florida, by adding to section three thereof the boundaries of Country Club Heights subdivision and other lands contiguous to the City of Palatka heretofore annexed to said city and providing for an effective date.

Proof of publication attached.

Also—

By Mr. Beck of Putnam—

H. B. No. 1640— A bill to be entitled An Act relating to Putnam County, Florida; declaring the providing of an adequate library for and the care thereof, and the maintenance and clerical staff for the circuit court chambers in the county court house be declared a county purpose; authorizing the Clerk of the Circuit Court to collect a fee on each civil suit filed, and continuously appropriating said fees so collected to the general revenue fund of said county, and providing that such moneys shall not revert as an unexpended balance at the end of any budget, calendar or fiscal year, 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. 1169 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. 1169, contained in the above message, was read the first time by title only.

Senator Blank moved that the rules be waived and House Bill No. 1169 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1169 was read the second time by title only.

Senator Blank moved that the rules be further waived and House Bill No. 1169 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. 1169 was read the third time in full.

Upon the passage of House Bill No. 1169 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1169 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. 1638 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. 1638, contained in the above message, was read the first time by title only.

Senator Pearce moved that the rules be waived and House Bill No. 1638 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1638 was read the second time by title only.

Senator Pearce moved that the rules be further waived and House Bill No. 1638 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. 1638 was read the third time in full.

Upon the passage of House Bill No. 1638 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1638 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. 1640 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. 1640, contained in the above message, was read the first time by title only.

Senator Pearce moved that the rules be waived and House Bill No. 1640 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1640 was read the second time by title only.

Senator Pearce moved that the rules be further waived and House Bill No. 1640 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. 1640 was read the third time in full.

Upon the passage of House Bill No. 1640 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1640 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Tallahassee, Florida  
April 28, 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. 1578—** A bill to be entitled An Act relating to Wakulla County; fixing the compensation of the tax assessor; providing an effective date.

Proof of publication attached.

Also—

By Mr. Russ of Wakulla—

**H. B. No. 1579—** A bill to be entitled An Act relating to Wakulla County; fixing the compensation of the tax collector; providing an effective date.

Proof of publication attached.

Also—

By Messrs. Allsworth and Ryan of Broward—

**H. B. No. 1492—** A bill to be entitled An Act authorizing, empowering and directing the board of county commissioners of Broward County to pay the County Judge of Broward County a fee as compensation for services rendered to said board and Broward County, and fixing the time of payment and the fund or funds from which said fee shall be paid.

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. 1578 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. 1578, contained in the above message, was read the first time by title only.

Senator Tucker moved that the rules be waived and House Bill No. 1578 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1578 was read the second time by title only.

Senator Tucker moved that the rules be further waived and House Bill No. 1578 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. 1578 was read the third time in full.

Upon the passage of House Bill No. 1578 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1578 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. 1579 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. 1579, contained in the above message, was read the first time by title only.

Senator Tucker moved that the rules be waived and House Bill No. 1579 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1579 was read the second time by title only.

Senator Tucker moved that the rules be further waived and House Bill No. 1579 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. 1579 was read the third time in full.

Upon the passage of House Bill No. 1579 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1579 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. 1492 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. 1492, 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. 1492 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1492 was read the second time by title only.

Senator David moved that the rules be further waived and House Bill No. 1492 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. 1492 was read the third time in full.

Upon the passage of House Bill No. 1492 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1492 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Tallahassee, Florida  
April 28, 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 concurred in Senate amendment to—

By The Committee on Public Safety and Mr. Mann of Hillsborough—

**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.

Which amendment reads as follows:

In Section 1, line 23, page 1, strike out the following words: "Florida Statutes" add the following: "and"

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

Tallahassee, Florida  
May 1, 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 Messrs. Mathews, Westberry and Stallings of Duval—

**H. B. No. 474—** A bill to be entitled An Act providing a supplemental and alternative method for extending the city limits of the city of Jacksonville; providing a procedure for the annexation of contiguous territory to said city when the same has been approved by a majority of the votes cast by the qualified electors of such territory to be annexed and also approved by a majority of the votes cast by the qualified electors of the city at an election to determine whether said territory shall be annexed to said city; providing an effective date.

—and respectfully requests the concurrence of the Senate therein.

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

Senator Ripley 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. 474 was ordered returned to the House of Representatives.

Tallahassee, Florida  
May 1, 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 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.

—and respectfully requests the concurrence of the Senate therein.

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

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

Which was agreed to and Senate Bill No. 82 was ordered returned to the House of Representatives.

Tallahassee, Florida  
April 28, 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 concurred in Senate amendment to—

By Mr. Nash of Franklin—

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

Proof of publication attached.

Which amendment reads as follows:

In Section 1, lines 5 and 6, strike out the words: "the natural oyster bars" and insert in lieu thereof the following: "from any source"

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

Tallahassee, Florida  
April 28, 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 concurred in Senate amendment to—

By The Committee on Public Safety and Mr. Mann of Hillsborough—

**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 subsections (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.

Which amendment reads as follows:

In Section 1, line 16, page one, strike out the words: "319.02" and insert in lieu thereof the following: "219.02"

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

Tallahassee, Florida  
April 28, 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 concurred in Senate amendment to—

By Mr. Roberts of Union—

**H. B. No. 1069—** 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 five thousand eight hundred (5,800) nor more than six thousand one hundred (6,100), according to the federal census of 1960 to budget and expend county general funds for the payment of clerical help employed by the clerk of the circuit court, including deputy clerks; repealing all laws in conflict herewith; and providing an effective date.

Which amendment reads as follows:

In Title line 6, page 1, strike out the words: "federal census of 1960" and insert in lieu thereof the following: "latest official decennial census"

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

Tallahassee, Florida  
May 1, 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. Fagan of Alachua—

**House Concurrent Resolution No. 2012—**

A concurrent resolution of the Florida Legislature commending Professor James W. Day of the University of Florida, College of Law.

WHEREAS, The legal profession in Florida, both Bench and Bar, has chosen Law Day, May 2, 1961, as the occasion for honoring and expressing appreciation to Professor James W. Day for his long and distinguished service as law

teacher and dedicated public servant of the State of Florida, and

WHEREAS, All Floridians may justly take great pride in the exceptional accomplishments of Professor Day, who has profoundly influenced the administration of justice in Florida, and whose scholarship and leadership have enriched the legal profession in the State of Florida and the nation, and

WHEREAS, Two generations of Florida attorneys have been inspired by Professor Day's lucid teaching and incisive writing, and have been uplifted by his ideals of honor and fair play, and

WHEREAS, It is fitting that the Legislature of Florida should add its tribute to this deserving Professor of Law, James W. Day, whose unique professional and personal character has won him the love, esteem and gratitude of countless friends, students and colleagues in the law, NOW, THEREFORE,

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

Section 1. That the Legislature of Florida salutes and warmly commends Professor James W. Day for his distinguished contribution to the legal profession and to the life and progress of our State.

BE IT FURTHER RESOLVED that the Legislature joins in the ceremonies honoring this outstanding law teacher and scholar by proclaiming May 2, 1961, to be

"Professor James W. Day" day in Florida

AND BE IT FURTHER RESOLVED that a copy of this resolution, signed by the President of the Senate and the Speaker of the House with the Great Seal of the State of Florida attached thereto, and appropriate for framing, be presented to Professor Day as a tangible token of the sentiments expressed herein and a lasting symbol of the appreciation and gratitude of his fellow Floridians.

—and respectfully requests the concurrence of the Senate therein.

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

And House Concurrent Resolution No. 2012, contained in the above message, was read the first time in full.

Senator Cross moved that the rules be waived and House Concurrent Resolution No. 2012 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. 2012 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. 2012 was adopted and the action of the Senate was ordered certified to the House of Representatives immediately, by waiver of the rule.

#### ORDER OF THE DAY

##### SENATE BILLS ON SECOND READING

Senate Bill No. 239 was taken up in its order and the consideration thereof was informally passed, the Bill retaining its place on the Calendar of Bills on Second Reading.

**S. B. No. 203—** A Bill to be entitled An Act providing for the organization and incorporation of non-profit educational, cooperative organizations to provide

financial assistance to qualified member students; providing an effective date.

Was taken up in its order, having been read the second time by title and amended on April 27, 1961, and retained on Second Reading on motion of Senator David.

Senator David offered the following amendment to Senate Bill No. 203:

In Section 12, page 12, strike out Entire Subparagraph (1)

Senator David moved the adoption of the amendment. Which was agreed to and the amendment was adopted.

Senator David also offered the following amendment to Senate Bill No. 203:

In Section 12, line 5, strike out: "(2)"

Senator David moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Pending further consideration of Senate Bill No. 203, Senator Connor moved that the rules be waived and Senate Bill No. 203, as amended, be referred to the Committee on Banking for study.

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

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

Was taken up in its order.

Senator Carraway moved that the rules be waived and Senate Bill No. 64 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 64 was read the second time by title only.

The following Committee Substitute for Senate Bill No. 64:

By the Committee on Welfare—

**Committee Substitute for S. B. No. 64—**A Bill to be entitled An Act to amend section 401.02(7) and section 401.06(1), Florida Statutes, 1959, relating to hospital and out-patient services for the indigent, to include doctors of chiropractic as physicians who may render out-patient treatment under the provisions of this act.

Was read the first time by title only.

Senator Carraway moved that the rules be waived and the Committee Substitute for Senate Bill No. 64 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And the Committee Substitute for Senate Bill No. 64 was read the second time by title only.

Senator Carraway moved the adoption of the Committee Substitute for Senate Bill No. 64.

Which was agreed to and the Committee Substitute for Senate Bill No. 64 was adopted.

Senator Carraway moved that the rules be further waived and Committee Substitute for Senate Bill No. 64 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Committee Substitute for Senate Bill No. 64 was read the third time in full.

Upon the passage of Committee Substitute for Senate Bill No. 64 the roll was called and the vote was:

Yeas—32.

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

Nays—5.

Barron	Kieliter	Price
Herrell	Pope	

So Committee Substitute for Senate Bill No. 64 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

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

Was taken up in its order.

Senator Stratton moved that the rules be waived and Senate Bill No. 146 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 146 was read the second time by title only.

Senator Stratton offered the following amendment to Senate Bill No. 146:

Following Section 2 following line 26, page 2 add the following section:

Section 3. Subsection (1) of section 482.191, Florida Statutes, is amended to read:

482.191 *Violation and penalty.*—

(1) It is unlawful to solicit, practice, perform or advertise in structural pest control except as provided by this measure and each application of an insecticide and/or a poison shall be recorded such record making note of the type insecticide used, the date, and the address where applied. These records shall be kept for a period of one (1) year at the licensee's business location.

Senator Stratton moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Stratton also offered the following amendment to Senate Bill No. 146:

In title, line 10, page 1, following the words: by said commission, strike out the period (.) and add the following: ; amending subsection (1) of section 482.191, Florida Statutes, relating to violation and penalty.

Senator Stratton moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Stratton moved that the rules be further waived and Senate Bill No. 146, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 146, as amended, was read the third time in full.

Upon the passage of Senate Bill No. 146, as amended, the roll was called and the vote was:

Yeas—18.

Mr. President	Connor	Johns	Sutton
Barron	Edwards	Johnson	Tucker
Bronson	Fraser	Rawls	Young
Carraway	Getzen	Roberts	
Clarke	Gibbons	Stratton	

Nays—18.

Blank	Gautier	Mapoles	Price
Boyd	Gresham	Melton	Ripley
Cross	Herrell	Parrish	Williams
David	Kelly	Pearce	
Davis	Kicliter	Pope	

So Senate Bill No. 146, as amended, failed to pass.

Senator Tucker requested unanimous consent of the Senate to take up and consider Senate Bill No. 613, out of its order.

Unanimous consent was granted, and—

**S. B. No. 613—** A Bill to be entitled An Act relating to Wakulla county; fixing the compensation of the supervisor of registration; providing an effective date.

Was taken up.

Senator Tucker moved that the rules be waived and Senate Bill No. 613 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 613 was read the second time by title only.

Senator Tucker moved that the rules be further waived and Senate Bill No. 613 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 613 was read the third time in full.

Upon the passage of Senate Bill No. 613 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So Senate Bill No. 613 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Pope requested unanimous consent of the Senate to take up and consider House Bill No. 1272, out of its order.

Unanimous consent was granted, and—

**H. B. No. 1272—** A bill to be entitled An Act relating to the municipal government of the City of Bunnell, Flagler County; amending Section 21 of Chapter 28955, Laws of Florida, 1953, providing for compensation for city

commissioners of the City of Bunnell; providing an effective date.

Was taken up.

Senator Pope moved that the rules be waived and House Bill No. 1272 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1272 was read the second time by title only.

Senator Pope offered the following amendment to House Bill No. 1272:

In Section 2, strike out the last sentence: and insert in lieu thereof the following: "This act shall become effective when approved by a majority of the voters of the city of Bunnell at the next special or regular election."

Senator Pope moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Pope moved that the rules be further waived and House Bill No. 1272, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1272, as amended, was read the third time in full.

Upon the passage of House Bill No. 1272, as amended, the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1272 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

Senator Young requested unanimous consent of the Senate to take up and consider House Bill No. 1346, out of its order.

Unanimous consent was granted, and—

**H. B. No. 1346—** A bill to be entitled An Act relating to the office of the state attorney of the sixth judicial circuit of the state of Florida authorizing the state attorney in such judicial circuit to employ two (2) additional secretaries; providing for compensation for such secretaries; authorizing the county commission of the county having the largest population in such judicial circuit according to the latest official state-wide decennial census to pay such salaries from the general fund of such county under certain conditions; providing an effective date.

Was taken up.

Senator Young moved that the rules be waived and House Bill No. 1346 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1346 was read the second time by title only.

Senator Young moved that the rules be further waived

and House Bill No. 1346 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. 1346 was read the third time in full.

Upon the passage of House Bill No. 1346 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1346 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Young requested unanimous consent of the Senate to take up and consider House Bill No. 1347, out of its order.

Unanimous consent was granted, and—

**H. B. No. 1347—** A bill to be entitled An Act to amend section 79 of Chapter 9710, special acts of Florida, 1923, and section 1, Chapter 15671, Special acts of Florida, 1931, of the municipal charter of the city of Clearwater, Pinellas County, Florida, relating to authority of city commission, establishment of city zoning and planning board, duties, by providing that the city commission is authorized and empowered to adopt and follow the general laws of Florida, or portions thereof, pertaining to municipal zoning, now existing or which may hereafter be enacted, and providing for referendum.

Was taken up.

Senator Young moved that the rules be waived and House Bill No. 1347 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1347 was read the second time by title only.

Senator Young moved that the rules be further waived and House Bill No. 1347 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. 1347 was read the third time in full.

Upon the passage of House Bill No. 1347 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1347 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Young requested unanimous consent of the Senate to take up and consider House Bill No. 1355, out of its order.

Unanimous consent was granted, and—

**H. B. No. 1355—** A bill to be entitled An Act amending Chapter 15,505 Laws of Florida, 1931, which is the Charter Act of the City of St. Petersburg, Florida; amending Section 6, providing for the registration of voters; amending Subsection (e) of Section 10, providing for the change or discontinuance of administrative departments; amending Subsection (a) of Section 12, providing for the city attorney and assistants and their titles; amending Subsection (m) of Section 13, relating to the authority of the director of finance to issue warrants; amending Section 14, providing for the assessment and collection of taxes; amending the second paragraph of Subsection (a) of Section 20, providing for the sale of bonds at a discount; amending Subsection (c) of Section 20, relating to the investment of sinking funds; inserting a new Subsection to be designated Subsection (o) of Section 13; providing for the audit of the books of the city; repealing Section 15 relating to assessment of taxes; repealing Section 16, relating to the audit; and providing an effective date.

Was taken up.

Senator Young moved that the rules be waived and House Bill No. 1355 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1355 was read the second time by title only.

Senator Young moved that the rules be further waived and House Bill No. 1355 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. 1355 was read the third time in full.

Upon the passage of House Bill No. 1355 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1355 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Young requested unanimous consent of the Senate to take up and consider House Bill No. 1371, out of its order.

Unanimous consent was granted, and—

**H. B. No. 1371—** A bill to be entitled An Act authorizing and permitting the City of Treasure Island in Pinellas County, Florida to provide for life, health, accident, disability, loss of income due to ill health or accident, hospitalization insurance or pensions, or allot any kinds of such insurance for its employees and officers and/or dependents, upon a group or otherwise insurance plan, to enter into agreements with insurance companies to provide such insurance, to deduct periodically from the wages and salary of any employee or officer of said city upon request of such employee or officer, any premium or

portion of premium for such insurance or pension, providing that the City of Treasure Island in Pinellas County, Florida may contribute and/or pay the expenses and costs thereof in such portions and amounts as the city Commission shall determine and fix, and providing that the expenses thereof shall be paid out of the various funds and departments so affected.

Was taken up.

Senator Young moved that the rules be waived and House Bill No. 1371 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1371 was read the second time by title only.

Senator Young moved that the rules be further waived and House Bill No. 1371 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. 1371 was read the third time in full.

Upon the passage of House Bill No. 1371 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1371 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Young requested unanimous consent of the Senate to take up and consider House Bill No. 1348, out of its order.

Unanimous consent was granted, and—

**H. B. No. 1348—** A bill to be entitled An Act relating to construction of roads or streets outside municipalities in areas accepted as county roads or streets in counties having a population of not less than three hundred and fifty thousand (350,000) and not more than three hundred and eighty five thousand (385,000) according to the last official decennial census; providing that the board of county commissioners shall prescribe standards for construction thereof; requiring person, firm or corporation to first secure a permit from county authority prior to construction of said road or street; to authorize the said board of county commissioners as a condition to approve said permit to require security; to guarantee construction of said road or street; providing a penalty for violation; providing an effective date.

Was taken up.

Senator Young moved that the rules be waived and House Bill No. 1348 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1348 was read the second time by title only.

Senator Young moved that the rules be further waived and House Bill No. 1348 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. 1348 was read the third time in full.

Upon the passage of House Bill No. 1348 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1348 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Young requested unanimous consent of the Senate to take up and consider House Bill No. 1353, out of its order.

Unanimous consent was granted, and—

**H. B. No. 1353—** A bill to be entitled An Act relating to the sixth judicial circuit of Florida; authorizing employment and compensation of secretaries for circuit judges.

Was taken up.

Senator Young moved that the rules be waived and House Bill No. 1353 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1353 was read the second time by title only.

Senator Young moved that the rules be further waived and House Bill No. 1353 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. 1353 was read the third time in full.

Upon the passage of House Bill No. 1353 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1353 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Young requested unanimous consent of the Senate to take up and consider House Bill No. 237, out of its order.

Unanimous consent was granted, and—

**H. B. No. 237—** A bill to be entitled An Act amending Chapter 57-993, Laws of Florida, adding sec-

tion 1-A to change the population classification from one hundred fifty thousand through two hundred forty thousand (150,000-240,000) to three hundred fifty thousand through three hundred eighty five thousand (350,000-385,000); providing an effective date.

Was taken up.

Senator Young moved that the rules be waived and House Bill No. 237 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 237 was read the second time by title only.

Senator Young moved that the rules be further waived and House Bill No. 237 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. 237 was read the third time in full.

Upon the passage of House Bill No. 237 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 237 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Young requested unanimous consent of the Senate to take up and consider House Bill No. 1095, out of its order.

Unanimous consent was granted, and—

**H. B. No. 1095—** A bill to be entitled An Act to authorize the board of county commissioners to regulate the parking of motor vehicles on public streets and highways in the unincorporated areas within the said county; to post signs in reference to such regulations; to provide for the removal of vehicles parked contrary to such regulations; providing that violation of such rules and regulations shall constitute a misdemeanor; providing for repeal of all conflicting laws; and providing an effective date.

Was taken up.

Senator Young moved that the rules be waived and House Bill No. 1095 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1095 was read the second time by title only.

Senator Young offered the following amendment to House Bill No. 1095:

In Section 1, line 4, page 1, strike out the words: "within unincorporated areas within said county." and insert in lieu thereof the following: not maintained by the state road department within unincorporated areas within said county.

Senator Young moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Young moved that the rules be further waived and House Bill No. 1095, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1095, as amended, was read the third time in full.

Upon the passage of House Bill No. 1095, as amended, the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1095 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

Senator Young requested unanimous consent of the Senate to take up and consider House Bill No. 1110, out of its order.

Unanimous consent was granted, and—

**H. B. No. 1110—** A bill to be entitled An Act relating to the office of the state attorney of the Sixth Judicial Circuit of the state of Florida authorizing the said state attorney in such judicial circuit to employ two (2) additional attorneys of his selection as assistants and authorizing the said state attorney to pay to them a salary within prescribed limits; requiring said salary to be paid by the county having the largest population in such judicial circuit according to the latest official state-wide decennial census, within prescribed limits; fixing the duties and powers of such assistants; and providing an effective date.

Was taken up.

Senator Young moved that the rules be waived and House Bill No. 1110 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1110 was read the second time by title only.

Senator Young offered the following amendment to House Bill No. 1110:

In Section 1, line 7, page 1, strike out the word: "action" and insert in lieu thereof the following: "act"

Senator Young moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Young also offered the following amendment to House Bill No. 1110:

In Section 1, line 7, page 1, strike out the word: "a" and insert in lieu thereof the following: "an annual"

Senator Young moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Young moved that the rules be further waived and House Bill No. 1110, as amended, be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1110, as amended, was read the third time in full.

Upon the passage of House Bill No. 1110, as amended, the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1110 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives.

Senator David requested unanimous consent of the Senate to take up and consider House Bill No. 387, out of its order.

Unanimous consent was granted, and—

**H. B. No. 387—** A bill to be entitled An Act relating to the city of Hollywood, Florida, amending chapter 30836, Laws of Florida, special acts of 1955, by changing section 16 (40) of chapter 4 providing for police powers for the city of Hollywood; providing effective date.

Was taken up.

Senator David moved that the rules be waived and House Bill No. 387 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 387 was read the second time by title only.

Senator David moved that the rules be further waived and House Bill No. 387 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. 387 was read the third time in full.

Upon the passage of House Bill No. 387 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 387 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Kicliter requested unanimous consent of the Senate to take up and consider House Bill No. 768, out of its order.

Unanimous consent was granted, and—

**H. B. No. 768—** A bill to be entitled An Act fixing the compensation of the members of the Board of

public instruction of all counties of this state having a population of not less than thirty-seven thousand (37,000) nor more than thirty-nine thousand nine hundred (39,900), according to the latest official decennial census, payable from the general fund of the board of public instruction of such counties.

Was taken up.

Senator Kicliter moved that the rules be waived and House Bill No. 768 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 768 was read the second time by title only.

Senator Kicliter moved that the rules be further waived and House Bill No. 768 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. 768 was read the third time in full.

Upon the passage of House Bill No. 768 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 768 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Kicliter requested unanimous consent of the Senate to take up and consider House Bill No. 785, out of its order.

Unanimous consent was granted, and—

**H. B. No. 785—** A bill to be entitled An Act relating to Martin county; requiring the board of county commissioners of said county to place on the ballot of the next general election the question of whether or not a fire control unit will be established in said county under sections 125.23-125.29, Florida Statutes; making a petition from owners of majority of acreage unnecessary; making it mandatory for the county commissioners to enter agreement with forestry board after affirmative vote; and providing for a referendum.

Was taken up.

Senator Kicliter moved that the rules be waived and House Bill No. 785 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 785 was read the second time by title only.

Senator Kicliter moved that the rules be further waived and House Bill No. 785 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. 785 was read the third time in full.

Upon the passage of House Bill No. 785 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 785 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Kicliter requested unanimous consent of the Senate to take up and consider House Bill No. 515, out of its order.

Unanimous consent was granted, and—

**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.

Was taken up.

Senator Kicliter moved that the rules be waived and House Bill No. 515 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 515 was read the second time by title only.

Senator Kicliter moved that the rules be further waived and House Bill No. 515 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. 515 was read the third time in full.

Upon the passage of House Bill No. 515 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 515 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Kicliter requested unanimous consent of the Senate to take up and consider House Bill No. 1158, out of its order.

Unanimous consent was granted, and—

**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.

Was taken up.

Senator Kicliter moved that the rules be waived and House Bill No. 1158 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1158 was read the second time by title only.

Senator Kicliter moved that the rules be further waived and House Bill No. 1158 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. 1158 was read the third time in full.

Upon the passage of House Bill No. 1158 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1158 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

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

Unanimous consent was granted, and—

**H. B. No. 1159—** A bill to be entitled An Act 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.

Was taken up.

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

Which was agreed to by a two-thirds vote.

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

Senator Kicliter moved that the rules be further waived and House Bill No. 1159 be read the third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 1159 was read the third time in full.

Upon the passage of House Bill No. 1159 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

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

Senator Kicliter requested unanimous consent of the Senate to take up and consider House Bill No. 1152, out of its order.

Unanimous consent was granted, and—

**H. B. No. 1152—** A bill to be entitled An Act to legalize, ratify and confirm all acts and proceedings had and taken by the sheriff of St. Lucie County, Florida, in paying a portion of the cost of group health or hospitalization insurance for said sheriff and his employees prior to the effective date of said act and providing an effective date.

Was taken up.

Senator Kicliter moved that the rules be waived and House Bill No. 1152 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1152 was read the second time by title only.

Senator Kicliter moved that the rules be further waived and House Bill No. 1152 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. 1152 was read the third time in full.

Upon the passage of House Bill No. 1152 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1152 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Kicliter requested unanimous consent of the Senate to take up and consider House Bill No. 1154, out of its order.

Unanimous consent was granted, and—

**H. B. No. 1154—** A bill to be entitled An Act authorizing the board of public instruction of St. Lucie

County, Florida, to enter into agreements for group insurance for instructional and non-instructional employees of the board of public instruction of said county, for the county superintendent of public instruction, for members of said board, actively at work or retired; to provide for payment by said board of all or a portion of the premiums therefor; to do any and all things necessary to provide and carry out such group insurance; to deduct periodically from the wages of any employee, county superintendent, or board member, upon written request of such employee, county superintendent or board member, any premium or portion of premium for such insurance; providing the effective date.

Was taken up.

Senator Kicliter moved that the rules be waived and House Bill No. 1154 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1154 was read the second time by title only.

Senator Kicliter moved that the rules be further waived and House Bill No. 1154 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. 1154 was read the third time in full.

Upon the passage of House Bill No. 1154 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1154 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Kicliter requested unanimous consent of the Senate to take up and consider House Bill No. 1155, out of its order.

Unanimous consent was granted, and—

**H. B. No. 1155—** A bill to be entitled An Act to legalize, ratify and confirm all acts and proceedings had and taken by the clerk of Circuit Court of St. Lucie County, Florida, in paying a portion of the cost of group health or hospitalization insurance for said clerk of Circuit Court and his employees prior to the effective date of said act and providing an effective date.

Was taken up.

Senator Kicliter moved that the rules be waived and House Bill No. 1155 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1155 was read the second time by title only.

Senator Kicliter moved that the rules be further waived and House Bill No. 1155 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. 1155 was read the third time in full.

Upon the passage of House Bill No. 1155 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1155 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Kicliter requested unanimous consent of the Senate to take up and consider House Bill No. 1160, out of its order.

Unanimous consent was granted, and—

**H. B. No. 1160—** A bill to be entitled An Act to amend section 30 of chapter 16692, special acts of 1933, Laws of Florida, as amended by chapter 18869, Laws of Florida, special acts of 1937, as further amended by chapter 26228, Laws of Florida, special acts of 1949, as further amended by chapter 27907, Laws of Florida, special acts of 1951, 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 30 of the charter to provide the city judge shall be elected for a term of two years, and further that in the event of his absence or disability that the city com-

mission may appoint a resident, practicing attorney to serve as municipal judge.

Was taken up.

Senator Kicliter moved that the rules be waived and House Bill No. 1160 be read the second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 1160 was read the second time by title only.

Senator Kicliter moved that the rules be further waived and House Bill No. 1160 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. 1160 was read the third time in full.

Upon the passage of House Bill No. 1160 the roll was called and the vote was:

Yeas—37.

Mr. President	Davis	Johnson	Ripley
Barron	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	
David	Johns	Rawls	

Nays—None.

So House Bill No. 1160 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Davis moved that the Senate adjourn.

Which was agreed to.

And the Senate stood adjourned at 5:17 o'clock P.M., until 10:00 o'clock A.M., Tuesday, May 2, 1961.