

# JOURNAL OF THE SENATE

Wednesday, June 12, 1963

The Senate convened at 12:00 o'clock Noon, pursuant to adjournment on Tuesday, June 11, 1963.

The President in the Chair.

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

Mr. President	Cross	Johnson (19th)	Ryan.
Askew	Davis	Johnson (6th)	Spottswood
Barber	Edwards	Kelly	Stratton
Barron	Fraser	McCarty	Tucker
Blank	Friday	Mapoles	Usher
Boyd	Galloway	Mathews	Whitaker
Bronson	Gautier	Melton	Williams (27th)
Campbell	Gibson	Parrish	Williams (4th)
Clarke	Henderson	Pearce	Young
Cleveland	Herrell	Pope	
Connor	Hollahan	Price	
Covington	Johns	Roberts	

—45.

A quorum present.

The following Prayer was offered by the Senate Chaplain, The Reverend George C. Bedell:

Remember, O Lord, that thou hast called us to the various places where we serve; make us worthy of thy calling that we may serve thee and thy people with the spirit of unselfishness and to the glory of thy Name. Amen.

The reading of the Journal was dispensed with.

The Senate daily Journal of Tuesday, May 28, 1963, was further corrected as follows:

Page 1378, column 1, counting from the bottom of the column, strike line 25 and insert in lieu thereof the following: referred to the Committee on Appropriations under the original multiple reference.

And as further corrected was approved.

The Senate daily Journal of Tuesday, June 11, 1963, was corrected as follows:

Page 1858, column 2, counting from the bottom of the column, strike line 8 and insert in lieu thereof the following: this resolution shall be null and void as to such county whose

And as corrected was approved.

## REPORTS OF COMMITTEES

Senator Pearce, Chairman of the Committee on Finance and Taxation, reported that the Committee had carefully considered the following Bill:

S. B. NO. 1384

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

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

Senator Price, Chairman of the Committee on Education—Higher Learning, reported that the Committee had carefully considered the following Bill:

S. B. NO. 300

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

And the Bill contained in the preceding report, with the

recommended committee substitute attached thereto, was referred to the Committee on Appropriations under the original multiple reference.

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

S. B. NO. 300

—and the Committee recommends that the committee substitute therefor, previously recommended by the Committee on Education—Higher Learning, be adopted by the Senate and passed with amendment as attached thereto.

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

## ENGROSSING REPORTS

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

**COMMITTEE SUBSTITUTE FOR COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 72—A BILL TO BE ENTITLED AN ACT RELATING TO TAX ON SALES, USE AND CERTAIN TRANSACTIONS AMENDING SECTIONS 212.02(3), (4), (6) AND (16), FLORIDA STATUTES, PROVIDING FOR DEFINITIONS; AMENDING SECTION 212.03(4), FLORIDA STATUTES, PROVIDING FOR TAXATION ON TRANSIENT RENTALS; AMENDING THE INTRODUCTORY PARAGRAPH OF SECTION 212.04, FLORIDA STATUTES, PROVIDING FOR ADMISSIONS TAX; AMENDING SECTION 212.04(2), FLORIDA STATUTES, PROVIDING FOR TAXATION OF ADMISSIONS TO PLACES OF AMUSEMENT SUPERVISED BY THE STATE RACING COMMISSION; AMENDING SECTION 212.05(3), FLORIDA STATUTES, PROVIDING FOR TAXATION OF RENTAL OF TANGIBLE PERSONAL PROPERTY; AMENDING SECTION 212.08(3), FLORIDA STATUTES, PROVIDING TAXATION OF MOTOR VEHICLES; AMENDING SECTION 212.08(4), FLORIDA STATUTES, PROVIDING FOR TAXATION OF INDUSTRIAL MACHINERY; AMENDING SECTION 212.08(5), FLORIDA STATUTES, PROVIDING FOR TAXATION OF FUELS; AMENDING SECTION 212.08(6), FLORIDA STATUTES, PROVIDING FOR TAXATION OF FARM MACHINERY AND EQUIPMENT; AMENDING SECTION 212.08(7), FLORIDA STATUTES, DELETING EXEMPTION OF VEHICLES USED TO TRANSPORT PERSONS OR PROPERTY IN INTERSTATE OR FOREIGN COMMERCE; ADDING SECTION 212.08(10), FLORIDA STATUTES, PROVIDING PARTIAL EXEMPTION OF VEHICLES AND PARTS THEREOF USED IN INTERSTATE OR FOREIGN COMMERCE; REPEALING SECTION 212.03(6), FLORIDA STATUTES; PROVIDING EFFECTIVE DATE.**

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

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

And Committee Substitute for Committee Substitute for Senate Bill No. 72, contained in the above report, was certified to the House of Representatives immediately.

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

**COMMITTEE SUBSTITUTE FOR SENATE BILL NO.**

900—A BILL TO BE ENTITLED AN ACT RELATING TO BEVERAGE LAW ADMINISTRATION; AMENDING SECTION 561.46(1), (2), (3), (4), (5) AND (6), FLORIDA STATUTES, RELATING TO EXCISE TAXES ON ALCOHOLIC BEVERAGES; PROVIDING FOR EXEMPTIONS FROM EXCISE TAXES ON ALCOHOLIC BEVERAGES; PROVIDING FOR THE COLLECTION OF SUCH TAXES; PROVIDING EFFECTIVE DATE.

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

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

And Committee Substitute for Senate Bill No. 900, contained in the above report, was certified to the House of Representatives immediately.

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

**COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 456**—A BILL TO BE ENTITLED AN ACT RELATING TO THE RETAIL INSTALLMENT SALES ACT; AMENDING SECTION 520.31, FLORIDA STATUTES, TO INCLUDE SUBSECTION (12) DEFINING ADMINISTRATOR; AMENDING SECTION 520.32, FLORIDA STATUTES, TO INCLUDE SUBSECTION (2) SETTING LICENSE TERM, AND PROVIDING THAT LICENSES MAY BE ISSUED ONLY TO PERSONS OF GOOD MORAL CHARACTER; AMENDING SECTION 520.33, FLORIDA STATUTES, TO PROVIDE GROUNDS AND PROCEDURE FOR DENIAL, SUSPENSION OR REVOCATION OF LICENSES, AND PROVIDING RIGHT OF REVIEW; ADDING SECTION 520.331, FLORIDA STATUTES, PERTAINING TO THE MAINTENANCE AND PRESERVATION OF LICENSEES' RECORDS AND INFORMATION TO BE CONTAINED THEREIN; ADDING SECTION 520.332, FLORIDA STATUTES, PROVIDING THE ADMINISTRATOR POWER TO ISSUE SUBPOENAS AND TO ADMINISTER OATHS, PRESCRIBING MEANS TO REQUIRE THE ATTENDANCE OF WITNESSES AND THE PRODUCTION OF RECORDS, SETTING PENALTIES TO ENFORCE OBEDIENCE TO SUBPOENAS AND AUTHORIZING THE ADMINISTRATOR TO ISSUE AND PROMULGATE RULES AND REGULATIONS FOR ADMINISTRATION OF THIS ACT; AMENDING SECTION 520.34, FLORIDA STATUTES, SUBSECTION 4, TO PROVIDE A MINIMUM TIME PRICE DIFFERENTIAL RELATED TO THE SIZE OF THE CONTRACT; AMENDING SECTION 520.39, FLORIDA STATUTES, SUBSECTION 3, TO PROVIDE THAT A WILFUL VIOLATION OF SECTION 520.32, 520.34 OR 520.35 BY THE SELLER OR THE HOLDER SHALL BAR RECOVERY OF ANY FINANCE CHARGE, DELINQUENCY OR COLLECTION CHARGE ON THE CONTRACT; MAKING EFFECTIVE DATE AS OF JANUARY 1, 1964.

—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 Committee Substitute for Senate Bill No. 456, 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 House amendment, for engrossing—

**S. B. NO. 1224**—A BILL TO BE ENTITLED AN ACT

RELATING TO ALL COUNTIES HAVING A POPULATION OF NOT LESS THAN THREE HUNDRED FIFTY THOUSAND (350,000), NOR MORE THAN THREE HUNDRED EIGHTY-FIVE THOUSAND (385,000), ACCORDING TO THE LAST OFFICIAL DECENNIAL CENSUS; AUTHORIZING THE BOARD OF COUNTY COMMISSIONERS OF SAID COUNTIES TO INCREASE THE COMPENSATION PAID TO JURORS SERVING IN SAID COUNTIES; 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. 1224, 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. 207

—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 June 11, 1963.

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. 617

S. B. NO. 788

S. B. NO. 628

S. B. NO. 824

S. B. NO. 644

S. B. NO. 852

S. B. NO. 645

S. B. NO. 885

S. B. NO. 658

S. B. NO. 893

S. B. NO. 659

S. M. NO. 637

S. B. NO. 734

S. C. R. NO. 686

S. B. NO. 753

C. S. FOR S. B. NO. 685

S. B. NO. 754

C. S. FOR S. B. NO. 702

S. B. NO. 763

—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 June 11, 1963.

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

Your Enrolling Clerk, to whom was referred—

C. S. FOR S. J. R. NO. 727

—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 June 11, 1963.

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. 896 | S. B. NO. 977  |
| S. B. NO. 923 | S. B. NO. 997  |
| S. B. NO. 924 | S. B. NO. 1004 |
| S. B. NO. 935 | S. B. NO. 1026 |
| S. B. NO. 944 | S. B. NO. 1054 |

—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 June 11, 1963.

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. 1079 | S. B. NO. 1240    |
| S. B. NO. 1106 | S. B. NO. 1246    |
| S. B. NO. 1125 | S. B. NO. 1270    |
| S. B. NO. 1130 | S. B. NO. 1284    |
| S. B. NO. 1131 | S. B. NO. 1285    |
| S. B. NO. 1144 | S. B. NO. 1286    |
| S. B. NO. 1151 | S. B. NO. 1287    |
| S. B. NO. 1213 | S. J. R. NO. 1083 |
| S. B. NO. 1231 |                   |

—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 June 11, 1963.

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. 1288 | S. B. NO. 1301 |
| S. B. NO. 1289 | S. B. NO. 1304 |
| S. B. NO. 1293 | S. B. NO. 1305 |
| S. B. NO. 1297 | S. B. NO. 1306 |
| S. B. NO. 1298 | S. B. NO. 1307 |
| S. B. NO. 1299 | S. B. NO. 1314 |
| S. B. NO. 1300 |                |

—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 June 11, 1963.

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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|----------------|----------------|
| H. B. NO. 31   | H. B. NO. 2144 |
| H. B. NO. 71   | H. B. NO. 2157 |
| H. B. NO. 1789 | H. B. NO. 2158 |
| H. B. NO. 2137 | H. B. NO. 2162 |
| H. B. NO. 2140 | H. B. NO. 2165 |

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| H. B. NO. 2167 |
| H. B. NO. 2168 |
| H. B. NO. 2169 |
| H. B. NO. 2231 |
| H. B. NO. 2237 |
| H. B. NO. 2241 |

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| H. B. NO. 2243 |
| H. B. NO. 2245 |
| H. B. NO. 2247 |
| H. B. NO. 2248 |
| H. B. NO. 2249 |

—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 June 11, 1963.

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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|----------------|----------------|
| H. B. NO. 58   | H. B. NO. 2283 |
| H. B. NO. 1778 | H. B. NO. 2298 |
| H. B. NO. 2099 | H. B. NO. 2308 |
| H. B. NO. 2116 | H. B. NO. 2309 |
| H. B. NO. 2138 | H. B. NO. 2315 |
| H. B. NO. 2150 | H. B. NO. 2340 |
| H. B. NO. 2170 | H. B. NO. 2343 |
| H. B. NO. 2175 | H. B. NO. 2344 |
| H. B. NO. 2203 | H. B. NO. 2346 |
| H. B. NO. 2221 | H. B. NO. 2348 |
| H. B. NO. 2246 | H. B. NO. 2353 |
| H. B. NO. 2272 | H. B. NO. 2388 |
| H. B. NO. 2277 |                |

—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 June 11, 1963.

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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|----------------|----------------|
| H. B. NO. 1685 | H. B. NO. 2205 |
| H. B. NO. 2177 | H. B. NO. 2208 |
| H. B. NO. 2181 | H. B. NO. 2211 |
| H. B. NO. 2182 | H. B. NO. 2212 |
| H. B. NO. 2191 | H. B. NO. 2214 |
| H. B. NO. 2198 | H. B. NO. 2219 |
| H. B. NO. 2200 | H. B. NO. 2220 |
| H. B. NO. 2204 |                |

—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 June 11, 1963.

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. 1809

—reports same has been properly enrolled, signed by the Speaker and Chief Clerk of the House of Representatives, and by the President and Secretary of the Senate, and presented to the Governor on June 11, 1963.

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. 118

H. B. NO. 758

H. B. NO. 173

H. B. NO. 762

H. B. NO. 215

H. B. NO. 876

H. B. NO. 292

H. B. NO. 923

H. B. NO. 295

H. B. NO. 2393

H. B. NO. 308

H. B. NO. 2394

H. B. NO. 352

H. B. NO. 2418

H. B. NO. 429

H. B. NO. 2509

H. B. NO. 519

C. S. FOR H. J. R. NO. 428

H. B. NO. 535

H. C. R. NO. 2395

H. B. NO. 668

H. C. R. NO. 2396

H. B. NO. 713

C. S. FOR H. B. NO. 512

H. B. NO. 719

—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 June 11, 1963.

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. 212

H. B. NO. 1637

H. B. NO. 688

H. B. NO. 1666

H. B. NO. 1029

H. B. NO. 1704

H. B. NO. 1193

H. B. NO. 1748

H. B. NO. 1289

H. B. NO. 1760

H. B. NO. 1369

H. B. NO. 1770

H. B. NO. 1439

H. B. NO. 1771

H. B. NO. 1462

H. B. NO. 1772

H. B. NO. 1487

H. B. NO. 1773

H. B. NO. 1517

H. B. NO. 1876

H. B. NO. 1526

H. B. NO. 1889

H. B. NO. 1569

H. B. NO. 1927

H. B. NO. 1612

H. B. NO. 2310

—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 June 11, 1963.

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. 392

H. B. NO. 2226

H. B. NO. 831

H. B. NO. 2236

H. B. NO. 1418

H. B. NO. 2244

H. B. NO. 1568

H. B. NO. 2273

H. B. NO. 1577

H. B. NO. 2299

H. B. NO. 1615

H. B. NO. 2356

H. B. NO. 1935

H. B. NO. 2358

H. B. NO. 2066

H. B. NO. 2359

H. B. NO. 2106

H. B. NO. 2374

H. B. NO. 2159

H. B. NO. 2381

H. B. NO. 2164

H. C. R. NO. 2378

H. B. NO. 2171

H. C. R. NO. 2420

H. B. NO. 2174

—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 June 11, 1963.

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. 1290

H. B. NO. 2279

—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 June 11, 1963.

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. 1953

—reports same has been properly enrolled, signed by the Speaker and Chief Clerk of the House of Representatives, and by the President and Secretary of the Senate, and presented to the Governor on June 11, 1963.

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

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

Senator Parrish requested consent of the Senate to introduce the following proposed legislation:

By Senator Parrish—

**S. B. NO. 1390—A BILL TO BE ENTITLED AN ACT RELATING TO THE CITY OF COCOA BEACH, IN BREVARD COUNTY, FLORIDA, AMENDING CHAPTER 59-1187, LAWS OF FLORIDA, 1959, KNOWN AS THE COCOA BEACH CHARTER; BY AMENDING SECTION 2. THEREOF TO EXPAND THE CORPORATE LIMITS OF THE CITY OF COCOA BEACH TO 11TH STREET ON THE SOUTH, THROAD OF STREAM OF BANANA RIVER ON THE WEST, NORTH BOUNDARY OF CANAVERAL ADMINISTRATIVE COMPLEX ON THE**

NORTH, AND ATLANTIC OCEAN ON THE EAST: BY AMENDING SECTION 14. THEREOF TO PROVIDE THAT THE CITY COMMISSION SHALL APPOINT THE CITY MANAGER FOR AN INDEFINITE TERM, AND MAY REMOVE HIM BY A MAJORITY VOTE OF ITS MEMBERS: BY AMENDING SECTIONS 35, 36, 37, 38, 39, AND 42 THEREOF TO PROVIDE THAT EACH DEPARTMENT HEAD SHALL BE APPOINTED AND REMOVED BY THE CITY MANAGER, SUBJECT TO THE APPROVAL OF THE CITY COMMISSION: BY AMENDING SECTION 41 THEREOF AS FOLLOWS: (1). TO PROVIDE THE CITY POLICE DEPARTMENT WITH POWER OF ARREST COUNTY-WIDE; AND (2). TO PROVIDE OFFICIAL SANCTION AND PLACE THE POLICE RESERVE UNDER THE CONTROL OF THE CHIEF OF POLICE: BY AMENDING SECTION 78 THEREOF TO PROVIDE THAT THE REGISTRATION BOOKS BE CLOSED AT 5:00 P. M. ON THE SECOND FRIDAY BEFORE THE TUESDAY ELECTION: BY AMENDING SECTION 107 THEREOF TO PROVIDE THAT WITHIN THE JURISDICTION CONFERRED BY VIRTUE OF THE CHARTER, THE POWER TO ISSUE AND CAUSE TO BE SERVED THROUGHOUT THE STATE ANY AND ALL WRITS AND PROCESSES SUCH AS ARE ISSUED AND USED BY THE JUSTICES OF THE PEACE IN THE STATE OF FLORIDA: AND, BY AMENDING SECTIONS 120, 121, 122 AND 123 THEREOF BY CREATING A BOARD OF ADJUSTMENT TO ALLOW APPEALS FROM ADMINISTRATIVE DECISION AND TO GRANT SPECIAL EXCEPTIONS AND VARIANCES, AND ABOLISHING THE ZONING BOARD OF APPEALS AND PROVIDING THAT THE COMMISSION SHALL SERVE AS THE BOARD OF ADJUSTMENT UNTIL SUCH TIME AS A BOARD IS APPOINTED.

Consent was granted by a two-thirds vote of the members of the Senate, as required by Section 2, Article III of the Constitution of the State of Florida, and Senate Bill No. 1390 was read the first time by title only.

Proof of publication of Notice was attached to Senate Bill No. 1390 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 Parrish moved that the rules be waived and Senate Bill No. 1390 be read the second time by title only.

Which was agreed to by a two-thirds vote and Senate Bill No. 1390 was read the second time by title only.

Senator Parrish moved that the rules be further waived and Senate Bill No. 1390 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. 1390 was read the third time in full.

Upon the passage of Senate Bill No. 1390 the roll was called and the vote was:

Yeas—45.

Mr. President	Cross	Johnson (19th)	Ryan
Askew	Davis	Johnson (6th)	Spottswood
Barber	Edwards	Kelly	Stratton
Barron	Fraser	McCarty	Tucker
Blank	Friday	Mapoles	Usher
Boyd	Galloway	Mathews	Whitaker
Bronson	Gautier	Melton	Williams (27th)
Campbell	Gibson	Parrish	Williams (4th)
Clarke	Henderson	Pearce	Young
Cleveland	Herrell	Pope	
Connor	Hollahan	Price	
Covington	Johns	Roberts	

Nays—None.

So Senate Bill No. 1390 passed, title as stated, and

the action of the Senate was ordered certified to the House of Representatives immediately.

By Senator Askew—

**S. B. NO. 1391**—A BILL TO BE ENTITLED AN ACT RELATING TO THE FLORIDA CITRUS CODE; AMENDING SECTION 601.15(7)(a), FLORIDA STATUTES; PROVIDING AN INCREASE IN THE INCOME OF A REVENUE NATURE WHICH IS DEPOSITED IN THE GENERAL REVENUE FUND; PROVIDING AN EFFECTIVE DATE.

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

By Senators Usher and Boyd—

**S. B. NO. 1392**—A BILL TO BE ENTITLED AN ACT FIXING THE AMOUNT OF THE ANNUAL ROAD TAX TO BE PAID FOR MOTOR VEHICLES ENGAGED IN THE TRANSPORTATION OF ROAD BUILDING AND CONSTRUCTION AGGREGATES; REPEALING ALL LAWS IN CONFLICT HEREWITH; AND PROVIDING AN EFFECTIVE DATE.

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

By Senators Carraway, Askew, Barber, Barron, Blank, Boyd, Bronson, Campbell, Clarke, Cleveland, Connor, Covington, Cross, Davis, Edwards, Fraser, Friday, Galloway, Gautier, Gibson, Henderson, Herrell, Hollahan, Johns, Johnson (19th), Johnson (6th), Kelly, McCarty, Mapoles, Mathews, Melton, Parrish, Pearce, Pope, Price, Roberts, Ryan, Spottswood, Stratton, Tucker, Usher, Whitaker, Williams (27th), Williams (4th) and Young—

**SENATE RESOLUTION NO. 1393—**

A RESOLUTION EXPRESSING DEEP SYMPATHY AND REGRET OVER THE PASSING OF MAJOR OLIN G. SHIVERS.

WHEREAS, the late Major Olin G. Shivers continuously, since his arrival in Florida in 1912, served his fellowman, his community, the State of Florida and the United States of America with unselfish zeal, and

WHEREAS, Major Shivers served with distinction in the Senate of the state of Florida in the 1933 and 1935 sessions and in the House of Representatives in the 1941 and 1943 sessions of the legislature, and

WHEREAS, Major Shivers served in World War I in the 82nd Division, was a past American Legion post commander and a member of the Veterans of Foreign Wars, and

WHEREAS, Major Shivers was a pillar of devotion to the community and many civic and charitable undertakings, being a member of the Kiwanis Club, the state Chamber of Commerce and the Farm Bureau, and

WHEREAS, the late Major Shivers gave of himself without thought of personal gain and so conducted himself so as to merit the approval and respect of the members of his community, of this state and of this nation, and

WHEREAS, the loss of such a man is keenly felt by all those who knew and loved him as well as the people of Florida, who benefited from his humanitarian efforts and devotion to duty, NOW, THEREFORE,

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

That on behalf of the people of Florida this legislature does unanimously express to the family of Major Olin G. Shivers its deep and earnest sense of regret and heartfelt loss at his passing.

BE IT FURTHER RESOLVED that copies of this memorial resolution be certified by the secretary of the senate and forwarded to the widow and family of the late Olin G. Shivers.

BE IT FURTHER RESOLVED that a copy of this resolution be spread upon the pages of the Journal of the Senate of the state of Florida and made a permanent record of this legislature.

Which was read the first time in full.

The question was put on the adoption of the Resolution.

And Senate Resolution No. 1393 was unanimously adopted.

Senator Connor moved that House Bill No. 1964 be withdrawn from the Committee on Salt Water Conservation and placed on the Calendar.

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

Senator Connor requested unanimous consent of the Senate to take up and consider House Bill No. 1964, out of its order.

Unanimous consent was granted, and—

**H. B. NO. 1964**—A BILL TO BE ENTITLED AN ACT RELATING TO POSSESSION OF STONE CRABS FOR PERSONAL CONSUMPTION, IN ALL COUNTIES OF THE STATE HAVING A POPULATION OF NOT LESS THAN EIGHT THOUSAND THREE HUNDRED (8,300) AND NOT MORE THAN NINE THOUSAND FOUR HUNDRED (9,400), ACCORDING TO THE LATEST OFFICIAL DECENNIAL CENSUS; PROVIDING AN EFFECTIVE DATE.

Was taken up.

Senator Connor moved that the rules be waived and House Bill No. 1964 be read the second time by title only.

Which was agreed to by a two-thirds vote and House Bill No. 1964 was read the second time by title only.

Senator Connor moved that the rules be further waived and House Bill No. 1964 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. 1964 was read the third time in full.

Upon the passage of House Bill No. 1964 the roll was called and the vote was:

Yeas—45.

Mr. President	Cross	Johnson (19th)	Ryan
Askew	Davis	Johnson (6th)	Spottswood
Barber	Edwards	Kelly	Stratton
Barron	Fraser	McCarty	Tucker
Blank	Friday	Mapoles	Usher
Boyd	Galloway	Mathews	Whitaker
Bronson	Gautier	Melton	Williams (27th)
Campbell	Gibson	Parrish	Williams (4th)
Clarke	Henderson	Pearce	Young
Cleveland	Herrell	Pope	
Connor	Hollahan	Price	
Covington	Johns	Roberts	

Nays—None.

So House Bill No. 1964 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

#### MESSAGES FROM THE GOVERNOR

#### VETOED BILL OF 1963 REGULAR SESSION

The following message from the Governor was read:

STATE OF FLORIDA  
OFFICE OF THE GOVERNOR  
TALLAHASSEE

June 11, 1963

*The Honorable Wilson Carraway  
President of the Senate  
The Capitol  
Tallahassee, Florida*

Dear Sir:

Pursuant to the authority vested in me as Governor of Florida under the provisions of Section 28, Article III, of the Constitution of this State, I hereby transmit to you, with my objections, Senate Bill No. 865, enacted by the Legislature of 1963, and entitled:

“AN ACT RELATING TO REGULATION OF TRAFFIC ON HIGHWAYS; AMENDING SECTION 317.80 (2), FLORIDA STATUTES, TO PERMIT AN EXTRA TOLERANCE FOR TRUCKS IN INTRASTATE TRANSPORTATION OF CERTAIN PRODUCTS; PROVIDING AN EFFECTIVE DATE.”

Senate Bill No. 865 would allow an extra 10 per cent tolerance on axle weight limits for the transportation of agricultural and timber products from the source of origin or harvest to the first point of processing, and for the transportation of limerock, clay or dirt from a pit or point of loading to a construction site within a county.

As vehicular traffic has increased in Florida, the permissible weights of vehicles and their loads have also increased to the point where present law allows a greater axle and tandem axle load in Florida than any other state, with the possible exception of one.

The Road Department has informed me that continuous hauling of excessive loads over our highways causes extensive damage, and it occasionally finds itself in the position of constructing roadways and finding that materials for these roadways are being hauled over its system, doing the very same damage. In many instances, the Road Board has been compelled to lower the load limit on certain highways to prevent this damage.

To permit the passage of this bill would be to allow, on occasions, 48,000-pound loads to be imposed on the roads, with tandem axle trucks. These loads would undoubtedly cause serious injury to many of our roads which are not constructed to withstand this type of pressure. Further, the bill confines itself to the hauling of only a limited number of commodities and, consequently, is highly discriminatory, giving certain advantages to certain of our industries and not to others.

For these reasons, I am withholding my approval from Senate Bill No. 865.

Respectfully,  
FARRIS BRYANT  
Governor

The President put the question: “Shall the Bill pass, the Governor’s objections to the contrary notwithstanding?”

Upon the passage of Senate Bill No. 865 (1963 Regular Session) the roll was called and the vote was:

Yeas—43.

Mr. President	Connor	Gibson	Mapoles
Askew	Covington	Henderson	Mathews
Barber	Cross	Herrell	Melton
Barron	Davis	Hollahan	Parrish
Blank	Edwards	Johns	Pearce
Bronson	Fraser	Johnson (19th)	Price
Campbell	Friday	Johnson (6th)	Roberts
Clarke	Galloway	Kelly	Ryan
Cleveland	Gautier	McCarty	Spottswood

Stratton  
Tucker

Usher  
Whitaker

Williams (27th)  
Williams (4th)

Young

S. B. 1140

S. B. 1177

S. B. 1142

S. B. 1178

S. B. 1143

S. B. 1179

S. B. 1146

S. B. 1185

S. B. 1148

S. B. 1186

S. B. 1149

S. B. 1189

S. B. 1150

S. B. 1191

S. B. 1152

S. B. 1192

S. B. 1153

S. B. 1194

S. B. 1154

S. B. 1195

S. B. 1155

S. B. 1202

S. B. 1156

S. B. 1203

S. B. 1157

S. B. 1204

S. B. 1158

S. B. 1206

S. B. 1159

S. B. 1207

S. B. 1160

S. B. 1208

S. B. 1161

S. B. 1209

S. B. 1162

S. B. 1210

S. B. 1163

S. B. 1211

S. B. 1164

S. B. 1220

S. B. 1165

S. B. 1221

S. B. 1166

S. B. 1222

S. B. 1167

S. B. 1223

S. B. 1168

S. B. 1225

S. B. 1169

S. B. 1226

S. B. 1170

S. B. 1227

S. B. 1171

S. B. 1228

S. B. 1172

S. B. 1230

S. B. 1174

Respectfully,  
FARRIS BRYANT  
Governor

STATE OF FLORIDA  
OFFICE OF THE GOVERNOR  
TALLAHASSEE

June 11, 1963

*The Honorable Wilson Carraway  
President of the Senate  
The Capitol  
Tallahassee, Florida*

*Dear Sir:*

I have today transmitted to the Office of the Secretary of State Senate Concurrent Resolution No. 1283 which originated in the Senate, Regular Session, 1963.

Respectfully,  
FARRIS BRYANT  
Governor

Nays—1.

Boyd

So Senate Bill No. 865 (1963 Regular Session) passed by the required Constitutional two-thirds vote of all members present, the Governor's objections to the contrary notwithstanding, and the action of the Senate was ordered certified to the House of Representatives immediately.

The following messages from the Governor were received:

STATE OF FLORIDA  
EXECUTIVE DEPARTMENT  
TALLAHASSEE

June 12, 1963

*The Honorable Wilson Carraway  
President of the Senate  
The Capitol  
Tallahassee, Florida*

*Dear Sir:*

I have filed with the office of the Secretary of State the following acts which originated in the Senate, Regular Session, 1963, same having remained in my office for the full constitutional period of five days and will become law without my approval:

S. B. 19	S. B. 765
S. B. 92	S. B. 771
S. B. 138	S. B. 815
S. B. 171	S. B. 822
S. B. 205	S. B. 823
S. B. 283	S. B. 825
S. B. 329	S. B. 832
S. B. 341	S. B. 834
S. B. 352	S. B. 882
S. B. 414	S. B. 894
S. B. 501	S. B. 895
S. B. 512	S. B. 901
S. B. 519	S. B. 938
S. B. 565	S. B. 957
S. B. 569	S. B. 998
S. B. 581	S. B. 1016
S. B. 594	S. B. 1051
C. S. S. B. 604	S. B. 1056
S. B. 614	S. B. 1058
S. B. 623	S. B. 1068
S. B. 665	S. B. 1078
S. B. 670	S. B. 1092
S. B. 682	S. B. 1095
S. B. 687	S. B. 1124
S. B. 690	S. B. 1135
S. B. 705	S. B. 1136
S. B. 725	S. B. 1137
S. B. 736	S. B. 1138

STATE OF FLORIDA  
OFFICE OF THE GOVERNOR  
TALLAHASSEE

June 11, 1963

*The Honorable Wilson Carraway  
President of the Senate  
The Capitol  
Tallahassee, Florida*

Dear Sir:

I have today filed with the office of the Secretary of State the following acts which originated in the Senate, Regular Session, 1963, same having my approval:

S. B. 5

S. B. 28

Respectfully,  
FARRIS BRYANT  
Governor

STATE OF FLORIDA  
OFFICE OF THE GOVERNOR  
TALLAHASSEE

June 12, 1963

*The Honorable Wilson Carraway  
President of the Senate  
The Capitol  
Tallahassee, Florida*

Dear Sir:

I have today filed with the office of the Secretary of State Senate Bill No. 1255, which originated in the Senate, Regular Session, 1963, which I have approved.

Respectfully,  
FARRIS BRYANT  
Governor

STATE OF FLORIDA  
OFFICE OF THE GOVERNOR  
TALLAHASSEE

June 12, 1963

*The Honorable Wilson Carraway  
President of the Senate  
The Capitol  
Tallahassee, Florida*

Dear Sir:

I have today filed in the office of the Secretary of State the following acts which originated in the Senate, Regular Session, 1963, same having remained in my office for the full constitutional period of five days and will become law without my approval:

S. B. 139

S. B. 159

S. B. 172

S. B. 444

S. B. 571

C. S. S. B. 600

S. B. 676

Respectfully,  
FARRIS BRYANT  
Governor

Senator Mathews moved that the rules be waived and the Senate revert to Introduction of Resolutions, Memorials, Bills and Joint Resolutions.

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

INTRODUCTION OF RESOLUTIONS, MEMORIALS,  
BILLS AND JOINT RESOLUTIONS

Senator Mathews requested unanimous consent of the Senate to introduce the following proposed legislation:

By Senator Mathews—

S. B. NO. 1394—A BILL TO BE ENTITLED AN ACT RELATING TO JURISDICTION OF THE FLORIDA RAILROAD AND PUBLIC UTILITIES COMMISSION; AMENDING SECTION 323.29(1), FLORIDA STATUTES; PROVIDING FOR THE REMOVAL OF CERTAIN VEHICLES FROM EXEMPTION; PROVIDING AN EFFECTIVE DATE.

Unanimous consent was granted and Senate Bill No. 1394 was read the first time by title only.

Senator Mathews moved that the rules be waived and Senate Bill No. 1394 be read the second time by title only.

Which was agreed to by a two-thirds vote and Senate Bill No. 1394 was read the second time by title only.

Senator Mathews moved that the rules be further waived and Senate Bill No. 1394 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. 1394 was read the third time in full.

Upon the passage of Senate Bill No. 1394 the roll was called and the vote was:

Yeas—45.

Mr. President	Cross	Johnson (19th)	Ryan
Askew	Davis	Johnson (6th)	Spottswood
Barber	Edwards	Kelly	Stratton
Barron	Fraser	McCarty	Tucker
Blank	Friday	Mapoles	Usher
Boyd	Galloway	Mathews	Whitaker
Bronson	Gautier	Melton	Williams (27th)
Campbell	Gibson	Parrish	Williams (4th)
Clarke	Henderson	Pearce	Young
Cleveland	Herrell	Pope	
Connor	Hollahan	Price	
Covington	Johns	Roberts	

Nays—None.

So Senate Bill No. 1394 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

MESSAGES FROM THE HOUSE  
OF REPRESENTATIVES

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

Tallahassee, Florida  
June 12, 1963

*The Honorable Wilson Carraway  
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. 1369

Proof of publication attached.

Respectfully,  
LAMAR BLEDSOE  
Chief Clerk, House of Representatives

And Senate Bill No. 1369, contained in the above message, was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida  
June 12, 1963

*The Honorable Wilson Carraway  
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 Finance and Taxation—

C. S. for S. B. NO. 928

Respectfully,  
LAMAR BLEDSOE  
Chief Clerk, House of Representatives

And Committee Substitute for Senate Bill No. 928, contained in the above message, was referred to the Secretary of the Senate as Ex Officio Enrolling Clerk, for enrolling.

Tallahassee, Florida  
June 5, 1963

*The Honorable Wilson Carraway  
President of the Senate*

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has concurred in Senate amendments to—

By Representative Ramos of Monroe—

**H. B. NO. 1379—A BILL TO BE ENTITLED AN ACT TO CREATE AND ESTABLISH A MUNICIPAL CORPORATION IN MONROE COUNTY, FLORIDA, BY AND UNDER THE NAME OF THE CITY OF MARATHON; FIXING AND DESCRIBING ITS BOUNDARIES, PROVIDING FOR ITS FORM OF GOVERNMENT, PRESCRIBING THE JURISDICTION, THE DUTIES, FUNCTIONS AND POWERS OF ITS GOVERNING BODY, TO PROVIDE A CHARTER FOR THE CARRYING INTO EFFECT THE PROVISIONS OF THIS ACT, AND REPEALING ALL LAWS IN CONFLICT HEREWITH.**

Which amendments read as follows:

Amendment No. 1—

In Section 1.4, line 26, on page 3, strike: all of subsection (5) and all other subsections to the end of the section and insert in lieu thereof the following:

(5) To impose special or local assessments for local improvements hereinafter provided and to enforce payment thereof.

(6) To enter into cooperative agreements or contracts with other public agencies.

(7) To construct and maintain, within and without the city, public improvements of all kinds, including municipal and other public buildings, armories, auditoriums, convention halls, marinas, markets, off-street vehicular parking facilities, and all buildings and structures necessary or appropriate for the use of the city, and to acquire by condemnation, or otherwise, all lands, riparian, littoral and other rights and easements necessary for such improvements; and to rent, buy or lease from any person, firm, corporation or political subdivision, any land or building, or other structure within or without the city, or any space within any such building, for any municipal purpose.

(8) To furnish any and all local public services.

(9) To acquire in any lawful manner in any county of the state such water, lands and lands under water, and water rights, as the city may deem necessary for the purpose of providing an adequate water supply for said city

and of piping or conducting the same; to lay all necessary mains, to erect and maintain all necessary dams, pumping stations, filter systems, water storage facilities, water softening and other facilities, desalination plants, and such other works in connection therewith; to prohibit, regulate and control the manner and placing of all water canals, lakes or reservoirs within the city limits for the purpose of protecting the city's water supply from contamination, salt water, infiltration, or from depletion; to make reasonable rules and regulations for promoting the purity of its said water supply and for protecting the same from pollution.

(10) To establish, impose and enforce rates and charges for gas, electricity, water, sewage disposal, garbage disposal, and all other public utilities or service or conveniences operated, rendered, or furnished by the city or by any other person, persons, firm or corporation; provided, however, nothing contained in this subsection shall grant the city of Marathon power to regulate the rates of any utilities, the rates of which are now being regulated by the Railroads and Public Utility Commission of the State of Florida or the county of Monroe.

(11) To establish, construct, maintain and operate, both within and without the city, public landings, wharves, docks and warehouses; to dredge or deepen, or otherwise improve the harbor and shipping facilities of the city within and without the city, under the approval of the United States Government or its proper agencies when applicable.

(12) To have the right, power and authority, to purchase, own, hold and acquire automobiles, buses and other vehicles, including airships, airplanes and other flying equipment for the purpose of operating a bus or transportation line to carry passengers and property to and from said city for a compensation such power and authority to be exercised by the governing authorities of the city at such times and in such ways and manners as to them seem best for the interests of the city of Marathon. The rates, fares and charges for the service to be rendered by the operation of such vehicles shall be fixed and determined by the governing authority of the city of Marathon in a manner not inconsistent with such superior laws relative thereto as may exist.

(13) To collect and dispose of sewage, offal, ashes, garbage, carcasses of dead animals and other refuse, and to acquire or construct and to operate incinerators and other plants for the disposal or reduction of such matter, or the utilization thereof, or any part thereof, and to acquire by purchase, condemnation or otherwise, any estate or interest in any water, land and land under water, within this city or within any county in this state, as may be deemed necessary for such disposal, reduction, utilization, construction or operation.

(14) To define and compel the abatement and removal of all nuisances within the city, or upon property owned by the city beyond its limits at the expense of the person or persons causing the same, or of the owner or occupant of the grounds or premises whereon the same may be; to require all lands, lots and other premises within the city to be kept clean, sanitary and free from weeds and vegetation, or to make them so at the expense of the owners or occupants thereof. To generally, whether hereinabove specifically mentioned or not, to define, prohibit, abate, suppress, prevent or regulate, all things detrimental to the health, morals, comfort, safety, convenience, and the general welfare of the inhabitants of the city.

(15) To establish a fire department; to regulate the size, materials and construction of buildings, fences and other structures; to remove, or require to be removed, any building or structure or addition thereto which may have become dangerous to life or property.

(16) To cooperate with the county of Monroe in the use and maintenance of corrective, detentive or penal institutions, or to provide for its own such institutions.

(17) To prevent persons having no visible means of support from coming to said city.

(18) To exercise police powers and to establish, maintain and control a department or division of police.

(19) To do all things whatsoever necessary or expedient for promoting or maintaining the general welfare, comfort, education, morals, peace, government, health, trade, commerce or industries of the city or its inhabitants.

(20) To make and enforce all ordinances, rules and regulations necessary or expedient for the purpose of carrying into effect the powers conferred by this charter or by any general law, and to provide and impose suitable penalties for the violation of such ordinances, rules and regulations, or any of them, by a fine not exceeding five hundred dollars (\$500.00), or imprisonment at hard labor on the streets or other works of the city not exceeding sixty (60) days, or by both such fine and imprisonment.

(21) To tax and regulate the sale, transportation or possession of intoxicating liquors, wines and beverages within the limits of the city, and any general law heretofore or hereafter enacted to the contrary notwithstanding, to limit the number of licenses therefore according to said city's population.

(22) To license, control, tax, regulate and prohibit traffic, whether vehicular or pedestrian, upon the streets, alleys, sidewalks and public ways and by boats upon the public waters within the city, and to license, control, tax, regulate and prohibit sales upon all of said places; to regulate, suppress and prohibit hawkers, peddlers, solicitors and beggars upon such streets, sidewalks and public places; and to license and cause to be registered and to control, tax, regulate, or to prohibit in designated streets, or parts of streets, carriages, motor buses, cars, wagons, drays, jitneys, buses, trucks and other vehicles; and to license, tax and cause to be registered and control the drivers thereof, and to fix rates to be charged for the carriage of persons and property within the city and to the public works beyond the limits of the city.

(23) To publicize and advertise the city, directly and indirectly, and to join with others in furnishing publicity and advertising for the state of Florida; to furnish such public recreation, entertainment and amusement of any kind or nature whatsoever as the council shall ascertain to be for the benefit of the city and its inhabitants; and, in general, to do all things which may reasonably tend to develop and promote the best interest of the city as a whole.

(24) To provide regulations and restrictions governing the size of buildings and other structures, the percentage and portion of lot that may be occupied, the size of yards, courts and other open spaces, and the location and uses of buildings, structures, and the land for trade, industry, residences, apartment houses, and other purposes.

(25) To establish, operate, manage, and control airports, and to establish such ordinances as may be consistent with the law regulating the operating of airports by others.

(26) To do all acts which may be necessary to prevent the erosion of beaches and waterways within the limits of the city, and to assess the cost against the property deemed to be specially benefited by such work and for this, as well as for other purposes consistent with the powers hereby granted, to create taxing districts within the city limits, dividing the city into such districts suitably designated and within said district to conduct work

of a local nature imposing the cost thereof upon the property which the council shall have determined to have been specially benefited thereby.

(27) To levy on all the taxable property within the city a tax not exceeding in any fiscal year one quarter ( $\frac{1}{4}$ ) mill of the dollar of assessed valuation of said property for the purpose of establishing and maintaining a fund for the relief of the city in cases of common disaster. Such tax may be levied for a sufficient time to produce a fund of twenty-five thousand dollars (\$25,000.00), after which it shall be discontinued. If it becomes necessary to use said fund or part thereof, a tax in accordance hereof may be levied until the fund again amounts to twenty-five thousand dollars (\$25,000.00), and so on from time to time as the necessities of the case require. No money shall be appropriated from such fund except upon resolution of the council declaring that a common disaster has occurred and that an emergency exists which requires that disbursement should be made from such fund.

(28) This act shall not affect county franchises existing now or hereafter granted, and the city of Marathon shall not require any firm or person holding such a franchise to secure a franchise from said city.

#### Amendment No. 2—

In Section 6.3, on page 16, strike: all of section 6.3 and insert in lieu thereof the following:

Section 6.3 DUTIES: The Chief of Police, and members of the Police Force shall possess the authority of municipal law enforcement officers whether said authority be expressly conferred by statute or arise by operation of law.

#### Amendment No. 3—

In Section 8.10, line 18, on page 20, strike: the period (.) and insert in lieu thereof the following: , provided that any levy at a rate or millage involving more than six (6) mills must be approved by the freeholders of the city in an election in which a majority of the freeholders shall participate and a majority of those participating shall approve the proposed levy.

#### Amendment No. 4—

In Section 10.11, line 3 on page 33, after the words: "ment or improvements, the Council may, by resolution," insert the following: which resolution shall be approved by the freeholders in a referendum as hereafter provided prior to any further action being taken thereunder,

#### Amendment No. 5—

In Section 10.11, line 15, on page 35, after the words: "several dates of maturity" insert the following: No tax in excess of six (6) mills provided for hereunder shall be levied unless first approved by the freeholders at a referendum in the same manner as that provided for the approval of bonds under this section.

#### Amendment No. 6—

In Sections 10.20 and 10.21, on page 38, strike: all of sections 10.20 and 10.21 and insert in lieu thereof the following:

Section 10.20 ALTERNATIVE METHOD: This Article shall be deemed to provide an additional and alternative method for the doing of the things authorized hereby and shall be regarded as supplemental and additional to powers conferred by other laws, and shall not be regarded as in derogation of any powers now existing.

#### Amendment No. 7—

In Section 14.17, on pages 59 and 60, strike: entire section 14.17 and insert in lieu thereof the following: Section 14.17 **Effective date; referendum.**—This act shall be

come operative only upon its approval by a majority of the registered freeholder electors residing in the territory to be affected by this act, voting in a referendum election to be held on the third (3rd) Tuesday in August, 1963. Should this date not be at least sixty (60) days after the passage of this act by the legislature of the state and approval by the governor, or passed without the approval of the governor in accordance with the constitution of the state, then said referendum election shall be held on the third (3rd) Tuesday of September, 1963. Notice of such election shall be given by publishing a notice of the same; by posting such notice at the post office, and one (1) other public place in town, not more than thirty (30) days nor less than five (5) days prior to such election. The ballots submitted to the registered freeholder electors participating in such election shall briefly give the substance of this act and shall provide a space within which shall be stated the following:

"Shall the act providing for the incorporation of the municipality of the City of Marathon, Florida, be approved?"

For approval of charter .....

Against approval of charter .....

If a majority of those participating in such election shall approve the act, then the provisions hereof shall be and become in full force and effect. Election officials appointed by the board of county commissioners of Monroe county for the purpose of conducting said election shall certify the results of said election to the board of county commissioners of Monroe county and to the secretary of state of Florida.

Amendment No. 8—

Following Section 14.18, on page 60, add the following:

Section 14.19 This act shall take effect for the purpose of holding the referendum provided by section 14.17 of this act immediately upon becoming a law.

Amendment No. 9—

In Title, line 9, strike: the PERIOD “(.)” and insert the following:; PROVIDING FOR A REFERENDUM; PROVIDING FOR EFFECTIVE DATE.

Amendment No. 10—

In Section 14.16, line 4, on page 59, strike: period and insert in lieu thereof the following: without prior approval by a referendum of freeholders as herein provided.

Respectfully,  
LAMAR BLEDSOE  
Chief Clerk, House of Representatives

Tallahassee, Florida  
June 12, 1963

*The Honorable Wilson Carraway*  
*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 Representative Carter of Washington—

**H. B. NO. 2530—A BILL TO BE ENTITLED AN ACT TO CREATE, ESTABLISH, AND ORGANIZE A MUNICIPALITY TO BE KNOWN AND DESIGNATED AS THE TOWN OF WAUSAU, WASHINGTON COUNTY, AND TO DEFINE ITS TERRITORIAL BOUNDARIES; PROVIDING FOR ITS GOVERNMENT, POWERS AND JURISDICTION; PROVIDING FOR A REFERENDUM.**

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE  
Chief Clerk, House of Representatives

And House Bill No. 2530, contained in the above message, was read the first time by title only.

Senator Galloway moved that the rules be waived and House Bill No. 2530 be read the second time by title only.

Which was agreed to by a two-thirds vote and House Bill No. 2530 was read the second time by title only.

Senator Galloway moved that the rules be further waived and House Bill No. 2530 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. 2530 was read the third time in full.

Upon the passage of House Bill No. 2530 the roll was called and the vote was:

Yeas—45.

Mr. President	Cross	Johnson (19th)	Ryan
Askew	Davis	Johnson (6th)	Spottswood
Barber	Edwards	Kelly	Stratton
Barron	Fraser	McCarty	Tucker
Blank	Friday	Mapoles	Usher
Boyd	Galloway	Mathews	Whitaker
Bronson	Gautier	Melton	Williams (27th)
Campbell	Gibson	Parrish	Williams (4th)
Clarke	Henderson	Pearce	Young
Cleveland	Herrell	Pope	
Connor	Hollahan	Price	
Covington	Johns	Roberts	

Nays—None.

So House Bill No. 2530 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

Tallahassee, Florida  
June 12, 1963

*The Honorable Wilson Carraway*  
*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 Representatives Roberts, Thomas, Moudry and Reed of Palm Beach—

**H. B. NO. 2528—A BILL TO BE ENTITLED AN ACT AMENDING SECTION 8 OF ARTICLE VIII OF HOUSE BILL 1440, ENACTED INTO LAW AT THE 1963 REGULAR SESSION OF THE LEGISLATURE, INCORPORATING THE MUNICIPALITY OF RIVIERA BEACH OF PALM BEACH COUNTY; CORRECTING A TYPOGRAPHICAL ERROR; PROVIDING AN EFFECTIVE DATE.**

Also—

By Representative Williams of Holmes—

**H. B. NO. 2523—A BILL TO BE ENTITLED AN ACT AMENDING SECTION 1 OF HOUSE BILL 545, ENACTED INTO LAW AT THE 1963 REGULAR SESSION OF THE FLORIDA LEGISLATURE, DEFINING THE TERRITORIAL LIMITS OR BOUNDARIES OF THE MUNICIPALITY OF PONCE DE LEON IN HOLMES COUNTY; 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. 2528, 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. 2528 be read the second time by title only.

Which was agreed to by a two-thirds vote and House Bill No. 2528 was read the second time by title only.

Senator Blank moved that the rules be further waived and House Bill No. 2528 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. 2528 was read the third time in full.

Upon the passage of House Bill No. 2528 the roll was called and the vote was:

Yeas—45.

Mr. President	Cross	Johnson (19th)	Ryan
Askew	Davis	Johnson (6th)	Spottswood
Barber	Edwards	Kelly	Stratton
Barron	Fraser	McCarty	Tucker
Blank	Friday	Mapoles	Usher
Boyd	Galloway	Mathews	Whitaker
Bronson	Gautier	Melton	Williams (27th)
Campbell	Gibson	Parrish	Williams (4th)
Clarke	Henderson	Pearce	Young
Cleveland	Herrell	Pope	
Connor	Hollahan	Price	
Covington	Johns	Roberts	

Nays—None.

So House Bill No. 2528 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

And House Bill No. 2523, contained in the above message, was read the first time by title only.

Senator Galloway moved that the rules be waived and House Bill No. 2523 be read the second time by title only.

Which was agreed to by a two-thirds vote and House Bill No. 2523 was read the second time by title only.

Senator Galloway moved that the rules be further waived and House Bill No. 2523 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. 2523 was read the third time in full.

Upon the passage of House Bill No. 2523 the roll was called and the vote was:

Yeas—45.

Mr. President	Cross	Johnson (19th)	Ryan
Askew	Davis	Johnson (6th)	Spottswood
Barber	Edwards	Kelly	Stratton
Barron	Fraser	McCarty	Tucker
Blank	Friday	Mapoles	Usher
Boyd	Galloway	Mathews	Whitaker
Bronson	Gautier	Melton	Williams (27th)
Campbell	Gibson	Parrish	Williams (4th)
Clarke	Henderson	Pearce	Young
Cleveland	Herrell	Pope	
Connor	Hollahan	Price	
Covington	Johns	Roberts	

Nays—None.

So House Bill No. 2523 passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives immediately.

Tallahassee, Florida  
June 12, 1963

*The Honorable Wilson Carraway*  
*President of the Senate*

Sir:

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

By Senator Kelly—

**S. B. NO. 1365—A BILL TO BE ENTITLED AN ACT CREATING A SPECIAL TAX DISTRICT TO BE KNOWN AS THE NORTHEAST POLK COUNTY HOSPITAL DISTRICT; PRESCRIBING ITS BOUNDARIES; PROVIDING FOR ITS ADMINISTRATION BY A BOARD OF COMMISSIONERS; PRESCRIBING AND LIMITING THE POWERS OF SAID DISTRICT, INCLUDING ESTABLISHMENT AND OPERATION OF A HOSPITAL IN THE DISTRICT WITH A TRAINING SCHOOL FOR NURSES; AUTHORIZING HOSPITAL BOARD TO EXERCISE THE POWER OF EMINENT DOMAIN; AUTHORIZING, WITH LIMITATIONS, SAID DISTRICT TO BORROW MONEY AND TO ISSUE BONDS; AUTHORIZING THE LEVYING OF TAXES UPON THE FURNISHING OF CERTAIN UTILITIES AND PROVIDING FOR ITS COLLECTION; MAKING FAILURE TO COMPLY WITH THE UTILITY TAX COLLECTION PROVISIONS A MISDEMEANOR; AUTHORIZING, WITH LIMITATIONS, AN AD VALOREM TAX; PROVIDING DETAILS AS TO THE USE OF SUCH TAXES AND RULES OF CONSTRUCTION WITH REFERENCE THERETO; AUTHORIZING THE ISSUANCE OF REFUNDING BONDS; PROVIDING PROCEDURE FOR ISSUANCE AND SALE OF BONDS; PROVIDING PROVISIONS FOR THE RAISING OF CERTAIN FUNDS BY GIFT OR PLEDGE, AND DEFINING THE TERM PLEDGE; PROVIDING PROCEDURE FOR THE COLLECTION OF TAXES; REQUIRING ANNUAL PUBLICATION OF FINANCIAL STATEMENT; AUTHORIZING ADOPTION OF RULES AND POLICIES CONCERNING OPERATION OF HOSPITAL, MEDICAL STAFF MEMBERSHIP, CHARGES FOR SERVICES AND OF ADMISSION; ADOPTING BENEFITS OF OTHER STATUTES RELATING TO HOSPITAL DISTRICTS; PROVIDING POWERS AND METHODS FOR THE CARRYING OUT OF THE PURPOSES OF THE ACT; PROVIDING RULES OF CONSTRUCTION OF THE ACT; PROVIDING FOR A REFERENDUM TO DETERMINE WHAT TAXING POWERS WILL TAKE EFFECT; PROVIDING EFFECTIVE DATE.**

Proof of publication attached.

Which amendment reads as follows:

In Section 42, strike out: entire Section 42 and insert the following in lieu thereof:

“Section 42. In view of the fact that litigation is now pending regarding the interpretation of certain portions of Chapter 61-2701 Special Laws of Florida 1961, which created a special district known as the Northeast Polk County Hospital District, it is the legislative intent that this act shall not cause the questions raised in such litigation to become moot but that the district and the Board of Commissioners created hereunder shall have any and all powers and rights under said Chapter 61-2701 which may be held to be constitutional and valid without the necessity of holding an additional referendum.

Section 43. This act shall take effect immediately upon becoming a law.”

—and respectfully requests the concurrence of the Senate therein.

Respectfully,  
LAMAR BLEDSOE  
Chief Clerk, House of Representatives

And Senate Bill No. 1365, contained in the above message, was read by title, together with the House Amendment thereto.

Senator Kelly moved that the Senate concur in the House Amendment to Senate Bill No. 1365, and the Senate concurred in the House Amendment to Senate Bill No. 1365.

And Senate Bill No. 1365, as amended, was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing, and the action of the Senate was ordered certified to the House of Representatives immediately.

Senator Price requested unanimous consent of the Senate to take up and consider Senate Bill No. 300, out of its order.

Unanimous consent was granted, and—

**S. B. NO. 300—A BILL TO BE ENTITLED AN ACT AUTHORIZING EXPENDITURE FOR APPROVED CAPITAL IMPROVEMENT PROJECTS AT JUNIOR COLLEGES AND INSTITUTIONS UNDER THE BOARD OF CONTROL; PROVIDING AN EFFECTIVE DATE.**

Was taken up, having been reconsidered on June 7, 1963, and recommitted to the Committee on Education—Higher Learning and the Committee on Appropriations.

The following Committee Substitute for Senate Bill No. 300:

By the Committee on Education—Higher Learning—

**COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 300—A BILL TO BE ENTITLED AN ACT AUTHORIZING EXPENDITURES FOR CAPITAL OUTLAY PROJECTS AT JUNIOR COLLEGES AND INSTITUTIONS UNDER THE BOARD OF CONTROL; PROVIDING FOR A STUDY OF THE EDUCATIONAL NEEDS OF THE INSTITUTIONS OF HIGHER LEARNING, JUNIOR COLLEGES AND VOCATIONAL TECHNICAL SCHOOLS; PROVIDING FOR REVIEW BY THE BOND REVIEW BOARD; AND PROVIDING AN EFFECTIVE DATE.**

Was read the first time by title only.

Senator Price moved that the rules be waived and the Committee Substitute for Senate Bill No. 300 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. 300 was read the second time by title only.

Senator Price moved the adoption of the Committee Substitute for Senate Bill No. 300.

Which was agreed to and the Committee Substitute for Senate Bill No. 300 was adopted.

The Committee on Appropriations offered the following amendment to Committee Substitute for Senate Bill No. 300:

In Section 5, line 5, on page 6, following the word "education," change the period (.) to a comma (,) and add the following: including vocational training at the state school for the deaf and blind.

Senator Price moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Price moved that the rules be further waived and Committee Substitute for Senate Bill No. 300, as amended, 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. 300, as amended, was read the third time in full.

Upon the passage of Committee Substitute for Senate Bill No. 300, as amended, the roll was called and the vote was:

Yeas—44.

Mr. President	Cross	Johns	Price
Askew	Davis	Johnson (19th)	Roberts
Farber	Edwards	Johnson (6th)	Ryan,
Barron	Fraser	Kelly	Spottswood
Blank	Friday	McCarty	Stratton
Boyd	Galloway	Mapoles	Tucker
Bronson	Gautier	Mathews	Usher
Campbell	Gibson	Melton	Whitaker
Clarke	Henderson	Parrish	Williams (27th)
Cleveland	Herrell	Pearce	Williams (4th)
Connor	Hollahan	Pope	Young

Nays—1.

Covington

So Committee Substitute for Senate Bill No. 300 passed, as amended, by the required three-fifths vote of all members elected to the Senate for the 1963 Regular Session of the Florida Legislature, and was referred to the Secretary of the Senate as Ex Officio Engrossing Clerk, for engrossing.

And Committee Substitute for Senate Bill No. 300 was ordered certified to the House of Representatives immediately, after being engrossed.

**ORDER OF THE DAY**

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

**H. B. NO. 1313—A BILL TO BE ENTITLED AN ACT TO AMEND SECTION 212.08, SUBSECTION (8), FLORIDA STATUTES, MISCELLANEOUS EXEMPTIONS, BY REDEFINING, REARRANGING AND RESTRICTING RELIGIOUS, CHARITABLE AND EDUCATIONAL EXEMPTIONS; REMOVING EXEMPTION OF ATHLETIC CONTESTS FOR BENEFIT CRIPPLED CHILDREN'S HOSPITAL; LIMITING CHARITABLE INSTITUTIONS TO A REASONABLE PERCENTAGE OF THOSE UNABLE TO PAY; RENUMBERING AND REARRANGING THE SUB-SUB-PARAGRAPHS; PROVIDING AN EFFECTIVE DATE.**

Was taken up in its order.

Senator Pearce moved that the rules be waived and House Bill No. 1313 be read the second time by title only.

Which was agreed to by a two-thirds vote and House Bill No. 1313 was read the second time by title only.

Senators Barron and Johnson (19th) offered the following amendment to House Bill No. 1313:

In Section 1, line 1, on page 3, strike: "nonprofit hospital or other nonprofit physical plant" and insert in lieu thereof the following: hospital or other physical plant

Senator Barron moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Pearce moved that the rules be further waived and House Bill No. 1313, 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. 1313, as amended, was read the third time in full.

Upon the passage of House Bill No. 1313, as amended, the roll was called and the vote was:

Yeas—45.

Mr. President	Cross	Johnson (19th)	Ryan
Askew	Davis	Johnson (6th)	Spottswood
Barber	Edwards	Kelly	Stratton
Barron	Fraser	McCarty	Tucker
Blank	Friday	Mapoles	Usher
Boyd	Galloway	Mathews	Whitaker
Bronson	Gautier	Melton	Williams (27th)
Campbell	Gibson	Parrish	Williams (4th)
Clarke	Henderson	Pearce	Young
Cleveland	Herrell	Pope	
Connor	Hollahan	Price	
Covington	Johns	Roberts	

Nays—None.

So House Bill No. 1313 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately.

Senator Davis requested unanimous consent of the Senate to take up and consider House Bill No. 1581, out of its order.

Unanimous consent was granted, and—

**H. B. NO. 1581**—A BILL TO BE ENTITLED AN ACT PROVIDING FOR AND CREATING A JURY COMMISSION IN COUNTIES HAVING A POPULATION OF TWELVE THOUSAND FIVE HUNDRED (12,500) THROUGH THIRTEEN THOUSAND (13,000); PRESCRIBING THEIR QUALIFICATIONS, METHOD OF APPOINTMENT, POWERS, DUTIES, FUNCTIONS, TERMS OF OFFICE; AND PROVIDING FOR THE SELECTION, LISTING AND PROCUREMENT OF JURORS IN SAID COUNTY.

Was taken up.

Senator Davis moved that the rules be waived and House Bill No. 1581 be read the second time by title only.

Which was agreed to by a two-thirds vote and House Bill No. 1581 was read the second time by title only.

Senator Davis offered the following amendment to House Bill No. 1581:

In Section 1, following the words "consisting of five (5) members," strike out "who shall receive no compensation," and insert in lieu thereof the following: who shall receive an annual compensation of \$100.00 each,

Senator Davis moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Davis also offered the following amendment to House Bill No. 1581:

In the Title, following the words "LISTING AND PROCUREMENT OF JURORS IN SAID COUNTY" strike out: the period and insert in lieu thereof the following: AND PROVIDING FOR THE COMPENSATION OF SAID JURORS.

Senator Davis moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Davis moved that the rules be further waived and House Bill No. 1581, 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. 1581, as amended, was read the third time in full.

Upon the passage of House Bill No. 1581, as amended, the roll was called and the vote was:

Yeas—45.

Mr. President	Cross	Johnson (19th)	Ryan
Askew	Davis	Johnson (6th)	Spottswood
Barber	Edwards	Kelly	Stratton
Barron	Fraser	McCarty	Tucker
Blank	Friday	Mapoles	Usher
Boyd	Galloway	Mathews	Whitaker
Bronson	Gautier	Melton	Williams (27th)
Campbell	Gibson	Parrish	Williams (4th)
Clarke	Henderson	Pearce	Young
Cleveland	Herrell	Pope	
Connor	Hollahan	Price	
Covington	Johns	Roberts	

Nays—None.

So House Bill No. 1581 passed, as amended, and the action of the Senate was ordered certified to the House of Representatives immediately.

Senator Cross moved that the Senate stand in recess subject to the call of the President.

Which was agreed to and the Senate stood in recess at 12:46 o'clock P. M.

The Senate was called to order by the President at 2:46 o'clock P. M., and upon call of the roll the following Senators answered to their names:

Mr. President	Cross	Johnson (19th)	Ryan
Askew	Davis	Johnson (6th)	Spottswood
Barber	Edwards	Kelly	Stratton
Barron	Fraser	McCarty	Tucker
Blank	Friday	Mapoles	Usher
Boyd	Galloway	Mathews	Whitaker
Bronson	Gautier	Melton	Williams (27th)
Campbell	Gibson	Parrish	Williams (4th)
Clarke	Henderson	Pearce	Young
Cleveland	Herrell	Pope	
Connor	Hollahan	Price	
Covington	Johns	Roberts	

—45.

A quorum present.

The Senate resumed consideration of Bills and Joint Resolutions on Second Reading.

**S. B. NO. 1384**—A BILL TO BE ENTITLED AN ACT RELATING TO MOTOR VEHICLE LICENSES; AMENDING SECTIONS 320.08 (1), (2), (8), (10), AND 320.081 (2), FLORIDA STATUTES; PROVIDING AN INCREASE IN LICENSE FEES FOR CERTAIN VEHICLES AND CERTAIN TRAILERS; PROVIDING AN EFFECTIVE DATE.

Was taken up.

Senator Galloway moved that the rules be waived and Senate Bill No. 1384 be read the second time by title only.

Which was agreed to by a two-thirds vote and Senate Bill No. 1384 was read the second time by title only.

The following Committee Substitute for Senate Bill No. 1384:

By the Committee on Finance and Taxation—

**COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 1384**—A BILL TO BE ENTITLED AN ACT RELATING TO LICENSE TAXES FOR THE OPERATION OF MOTOR VEHICLES; AMENDING SECTIONS 320.08 AND 320.081, FLORIDA STATUTES, LEVYING AND IMPOSING ANNUAL LICENSE TAXES FOR THE OPERATION OF MOTOR VEHICLES; PROVIDING FOR THE COLLECTION OF SUCH LICENSE TAXES; AND FIXING AN EFFECTIVE DATE OF THIS ACT.

Was read the first time by title only.

Senator Galloway moved that the rules be waived and the Committee Substitute for Senate Bill No. 1384 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. 1384 was read the second time by title only.

Senator Galloway moved the adoption of the Committee Substitute for Senate Bill No. 1384.

Which was agreed to and the Committee Substitute for Senate Bill No. 1384 was adopted.

Senator Pearce offered the following amendment to Committee Substitute for Senate Bill No. 1384:

On page 5 after Section 2 add a new Section 3 to read:  
Section 320.082, Florida Statutes, is hereby repealed.

Renumber the remaining section.

Senator Pearce moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Pearce also offered the following amendment to Committee Substitute for Senate Bill No. 1384:

In Title on 6th line after words "OF SUCH LICENSE TAXES;" insert the following: REPEALING SECTION 320.082, FLORIDA STATUTES;

Senator Pearce moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senators Galloway and Usher offered the following amendment to Committee Substitute for Senate Bill No. 1384:

In Section 3, line 25, on page 2, strike: Section 3. and insert in lieu thereof the following:

Section 3. Subsection (1) and (3) of Section 320.07, Florida Statutes, are amended to read:

320.07 Registration renewed annually.—

(1) Such registration shall be renewed annually and in the same manner and upon payment of the same fee as provided for in the original registration, such renewal to take effect on the first day of January of each year; except, however, that on January 1, 1964, registration shall be renewed for one year and one month in the same manner upon payment of the fee plus one-twelfth (1/12) of that amount; on February 1, 1965, for thirteen months; on March 1, 1966, for thirteen months; on April 1, 1967, for thirteen months; on May 1, 1968, for thirteen months; on June 1, 1969, for thirteen months; and on July 1, 1970 for twelve months and each twelve months thereafter; provided further that auto transportation companies may register semiannually the commercial motor vehicles used by them in their business and no registration or license shall be required to be paid during such semi-annual period as the same may not be registered and in use, if the annual registration rate for the aforesaid motor vehicles is in excess of one hundred dollars fee not included.

(3) The sale of license number plates by the motor vehicle commissioner or his agents, for each year, shall begin on July first after 1970, and prior to that date as set forth in Section one above. The operation of any motor vehicle after the twentieth of the following month as set out above, without having attached thereto a license tag for the current year, shall subject the operator thereof to arrest and punishment as provided by law for the operation of a motor vehicle without proper license. The time for the operation of any motor vehicle for the current year may be extended by the governor for a period of thirty days, if within his judgment and discretion an emergency exists justifying the thirty days extension period.

Section 4. This act shall take effect upon becoming a law.

Senator Galloway moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Galloway offered the following amendment to Committee Substitute for Senate Bill No. 1384:

In Title, line 5, after the words "CERTAIN TRAILERS;" insert the following: AMENDING SUBSECTIONS (1) AND (3) OF SECTION 320.07, FLORIDA STATUTES, PROVIDING THE DATE UPON WHICH MOTOR VEHICLE LICENSES SHALL BE PROCURED.

Senator Galloway moved the adoption of the amendment.

Which was agreed to and the amendment was adopted.

Senator Young offered the following amendment to Committee Substitute for Senate Bill No. 1384:

In Section 1, line 14, on page 1, strike: "\$15.00" and insert in lieu thereof the following: \$10.00

Senator Young moved the adoption of the amendment.

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

Senator Galloway moved that the rules be further waived and Committee Substitute for Senate Bill No. 1384, as amended, 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. 1384, as amended, was read the third time in full.

Upon the passage of Committee Substitute for Senate Bill No. 1384, as amended, the roll was called and the vote was:

Yeas—20.

Mr. President	Friday	Johnson (19th)	Pearce
Bronson	Galloway	McCarty	Price
Clarke	Gautier	Mathews	Ryan
Cleveland	Herrell	Melton	Stratton
Edwards	Hollahan	Parrish	Williams (4th)

Nays—23.

Askew	Covington	Johns	Spottswood
Barber	Cross	Johnson (6th)	Tucker
Barron	Davis	Kelly	Whitaker
Blank	Fraser	Mapoles	Williams (27th)
Campbell	Gibson	Pope	Young
Connor	Henderson	Roberts	

So Committee Substitute for Senate Bill No. 1384, as amended, failed to pass.

**PAIR**

The following Pair was announced by the Secretary in accordance with Senate Rule 12:

I am paired with Senator Boyd on Committee Substitute for Senate Bill No. 1384.

If he were present he would vote "Yea" and I would vote "Nay."

**ETTER USHER**  
Senator, 21st District

Dated: June 12, 1963

Senator Covington moved that the Senate reconsider the vote by which Committee Substitute for Senate Bill No. 1384, as amended, failed to pass the Senate, this day.

By permission of the Senate, Senator Covington withdrew the foregoing motion to reconsider.

The hour of adjournment having arrived, a point of order was called and the Senate stood adjourned at 4:04 o'clock P. M., until 11:00 o'clock A. M., Thursday, June 13, 1963, pursuant to the rule.