

# JOURNAL OF THE SENATE

Monday, May 17, 1965

The Senate was called to order by the President at 2:00 P.M. The following Senators were recorded present:

Mr. President	Daniel	Johns	Roberts
Askew	Davis	Johnson (19th)	Ryan
Barber	Dressler	Johnson (6th)	Spottswood
Barron	Edwards	McCarty	Stratton
Bronson	Friday	McDonald	Tapper
Carlton	Gautier	McLaughlin	Thomas
Carraway	Gibson	Mapoles	Usher
Clarke	Griffin	Mathews	Whitaker
Cleveland	Haverfield	Pearce	Williams
Covington	Henderson	Pope	Young
Cross	Hollahan	Price	

43. A quorum present.

Excused: Senator Melton.

Prayer by the Reverend J. D. Bowen, Chaplain:

Gracious heavenly Father, we pause to recognize the blessings we have from thee. Especially, do we thank thee for health and the ability to be here. We come to thee this afternoon to ask a special blessing for a fine member of this Senate body. We pray for Senator Melton's speedy recovery, if it can be in the pattern of thy will. Bless the ministry of the doctor, the nurse, the hospital, and all that is being done for him. May we, and he depend, too, on thee, the great physician. We are so grateful for the privilege of prayer in times of distress. In Jesus' name. Amen.

The reading of the Journal was dispensed with.

The Journal of May 12 was further corrected and approved as follows:

Page 413, column 1, line 6, counting from the bottom of the column, strike "52,500" and insert 42,500

The Journal of May 14 was corrected and approved as follows:

Page 455, column 1, line 29, counting from the bottom of the column, strike "(nnn)" and insert (mm)

## REPORTS OF COMMITTEES

*The Honorable James E. Connor* May 17, 1965  
*President of the Senate*

*Sir:*

Your Committee on Rules and Calendar, pursuant to Senate Rule 66, submits herewith the list of bills to constitute the Special Order Calendar to be considered by the Senate on May 17, 1965, and thereafter if necessary to complete.

SB 923—By Senator Gautier—Relating to probate provisions.

SB 406—By Senator Johns, et al.—Relating to retirement, legislators.

SB 699—By Senator Roberts—Relating to G. P. Keeling; relief of

SB 317—By Senator Melton, et al.—Relating to land for capitol center buildings.

SB 910—By Senator Johns—Relating to insurance; credit card facilities.

SB 658—By Senator Cross—Relating to eminent domain proceedings; attorneys' fees.

SB 349—By Senator Roberts—Relating to vocational-trade school; Live Oak.

SB 149—By Senators Hollahan and Haverfield—Relating to firemen; payment of benefits.

SB 727—By Senator Hollahan—Relating to mechanics' lien law; amending certain sections.

SJR 431—By Senator Johnson (6th), et al.—Relating to the constitution; increasing membership of state board of administration.

SJR 430—By Senator Johnson (6th), et al.—Relating to the constitution; increasing membership of state board of education.

SJR 429—By Senator Johnson (6th), et al.—Relating to the constitution; increasing membership of pardon board.

SB 457—By Senator Friday—Relating to state board of conservation; division of water resources and conservation.

SB 600—By Senator Daniel, et al.—Relating to advertising; prizes given to persons.

SB 488—By Senator Melton—Relating to education, annual apportionment.

SB 835—By Senators Carraway and Whitaker—Relating to alcoholic beverages, containers.

SB 853—By Senator Carraway—Relating to judicial circuits, special census.

HB 600—By Representative Mitchell of Leon, et al.—Relating to creating a permanent capitol center planning committee.

Respectfully submitted,  
DEWEY M. JOHNSON, Chairman  
Committee on Rules and Calendar

The Committee on Appropriations recommends the following pass:

SB 53 with 2 amendments	SB 737
SB 87 with 2 amendments	SB 825
SB 647 with 3 amendments	SB 904 with 1 amendment
SB 656	SB 977
SB 736	SB 1015

The bills were placed on the Calendar.

The Committee on Finance and Taxation recommends the following pass:

SB 37 with 1 amendment	SB 829
SB 670	SB 846
SB 674 with 3 amendments	HB 23
SB 722	HB 178

The bills were placed on the Calendar.

The Committee on Governmental Reorganization recommends the following pass:

SB 630	SB 932	HB 325 with 1 amendment
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The bills were placed on the Calendar.

The Committee on Transportation and Highway Safety recommends the following pass:

SB 827	HB 900
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The bills were placed on the Calendar.

The Committee on Finance and Taxation recommends a Committee Substitute for the following:

SB 768

The bill with Committee Substitute attached was placed on the Calendar.

The Committee on Education—Higher Learning recommends a Committee Substitute for the following:

SB 711

The bill with Committee Substitute attached was placed on the Calendar.

The Committee on Privileges and Elections recommends the following pass:

SB 892 with 1 amendment

The bill was referred to the Committee on Judiciary "A" under the original reference.

The Committee on Appropriations recommends the following pass:

SB 568 with 1 amendment

The bill was referred to the Committee on Finance and Taxation under the original reference.

The Committee on Governmental Reorganization recommends the following pass:

SJR 466

The Joint Resolution was referred to the Committee on Constitutional Amendments under the original reference.

The Committee on Public Health "A" recommends the following pass:

SB 948 with 2 amendments

The bill was referred to the Committee on Judiciary "A" under the original reference.

The Committee on Transportation and Highway Safety recommends the following pass:

SB 463

The bill was referred to the Committee on Appropriations under the original reference.

The Committee on Appropriations recommends the following not pass:

SB 550

The bill was laid on the table.

The Committee on Governmental Reorganization recommends the following not pass:

SJR 471

The Joint Resolution was laid on the table.

The Committee on Public Health "A" recommends the following not pass:

SB 862

The bill was laid on the table.

The Committee on Transportation and Highway Safety recommends the following not pass:

SB 610

The bill was laid on the table.

**ENGROSSING REPORT**

Your Engrossing Clerk to whom was referred—

SB 245 with 2 amendments      SB 478 with 2 amendments  
 SB 464 with 1 amendment      SB 505 with 1 amendment  
 CS for SB 138 with 1 amendment

—reports that the House amendments have been incorporated and the bills are returned herewith.

EDWIN G. FRASER  
 Secretary of the Senate

The bills were ordered enrolled.

**ENROLLING REPORTS**

Your Enrolling Clerk, to whom was referred—

SB 39	SB 447	SB 851
SB 243	SB 553	SB 857
SB 344	SB 650	SB 869
SB 390	SB 731	SCR 878
SB 421	SB 843	SCR 916
SB 425	SB 850	SCR 971

—reports same have been enrolled, signed by the required Constitutional officers and presented to the Governor on May 17, 1965.

EDWIN G. FRASER  
 Secretary of the Senate

Your Enrolling Clerk, to whom was referred—

SB 1014      SCR 1013

—reports same have been enrolled, signed by the required Constitutional officers and presented to the Governor on May 14, 1965.

EDWIN G. FRASER  
 Secretary of the Senate

On motion of Senator Price, HB 62 was withdrawn from the Committee on Education—Higher Learning and recommitted to the Committee on Appropriations.

On motions of Senator Friday, SB 174 was recommitted and HB 347 was referred to the Committee on Privileges and Elections.

Pursuant to the motion made by Senator Williams on May 14, the Senate resumed consideration of CS for SJR 848 and SB 849 as a Special and Continuing Order of Business.

**SPECIAL AND CONTINUING ORDER**

CS for SJR 848—A joint resolution proposing an amendment to Article IX of the Constitution of Florida by adding a section to be numbered by the secretary of state authorizing the issuance of bonds not to exceed \$300,000,000, without legislative approval, for the construction and reconstruction of primary roads into four or more lane highways and to pay fifty per cent (50%) of the right of way costs thereof; pledging certain tax funds; providing powers and duties of the state board of administration, the Florida development commission, and the state road department and requiring a special election thereon.

The amendment offered by Senator Mathews, which was pending consideration at the hour of adjournment on May 14, failed.

Senator McDonald offered the following amendment which failed:

On page 5, No. 4, after the words "DeFuniak Springs;" add: U. S. 90 from U. S. 231 west to the Okaloosa County line;

Senators Price and Davis offered the following amendment which was moved by Senator Price and failed:

In Item No. 17, page 6, strike: "Naples;" and insert the following: Miami;

Senator Askew offered the following amendment which failed:

In Section (c), page 6, lines 26 and 27, strike: item 21. in its entirety and insert the following:

21. In Escambia County, U. S. Highway 29 from Cantonment to the Alabama line and, improvement of U. S. Highway 90 from State Road 295 through the City of Pensacola, via Cervantes Street, to intersection of Highway I-10;

The vote was:

Yeas—10.

Askew	McCarty	Mathews	Young
Covington	McDonald	Price	
Henderson	Mapoles	Ryan	

Nays—33.

Mr. President	Daniel	Hollahan	Stratton
Barber	Davis	Johns	Tapper
Barron	Dressler	Johnson (19th)	Thomas
Bronson	Edwards	Johnson (6th)	Usher
Carlton	Friday	McLaughlin	Whitaker
Carraway	Gautier	Pearce	Williams
Clarke	Gibson	Pope	
Cleveland	Griffin	Roberts	
Cross	Haverfield	Spottswood	

Senator McCarty offered the following amendment which failed:

In Section c, lines 5 & 6, page 6, strike: "U.S. 27 from

Georgia line to Perry, U.S. 27-A from Perry to Williston," and insert the following: U.S. 27-A from Chiefland to Williston, U.S. 27 from Williston to Miami;

Senator McCarty also offered the following amendment which failed:

In Section c, line 16, on page 6, after the number "19" insert the following: in Perry

Senator McCarty also offered the following amendment which failed:

In Section c, line 17, page 6, strike: "from Clearwater" and insert the following: from Yeehaw Junction

Senator McCarty also offered the following amendment which failed:

In Section c, line 24, on page 6, strike: "over 500 feet in length"

Senator McCarty also offered the following amendment which failed:

In Section c, line 14, page 7, strike: (;) and insert the following: and to A1A via Hook Point at Fort Pierce Beach including the necessary bridges;

Senator McCarty also offered the following amendment which failed:

In Section d, line 22, page 9, insert the following: after the words "shall not reduce" add the words "nor increase"

Senator Ryan offered the following amendment which failed:

In line 1, page 3, following the words "used to pay" insert the following: not less than

Senator McCarty offered the following amendment which failed:

In Section C, line 2, page 6, strike: the comma after "East" and insert the following: what

Senators Covington and Price offered the following amendment which was moved by Senator Covington and failed:

In Item 10, page 6, strike: "Dade City;" and insert the following: Sarasota;

Senator Covington offered the following amendment which failed:

In line 15, page 4, strike: , "except by approval of two-thirds of both houses of the legislature." and insert the following: . (period)

Senators Covington and Mathews offered the following amendment which was moved by Senator Covington and failed:

In line 21, page 9, strike: "The legislature, during the period this amendment is in effect, shall not reduce the rate of said first gas tax, as now provided in Chapter 208, Florida Statutes, or" and insert the following:

During the period from January 1, 1966, through January 1, 1986, the first gas tax as now provided in Chapter 208, Florida Statutes, shall be increased to five (5) cents and said five (5) cents first gas tax shall stay in effect until January 1, 1986, at which time said first gas tax shall return to the rate of four (4) cents as now provided in Chapter 208, Florida Statutes, and during the period this amendment is in effect, the legislature shall not

Senator Askew offered the following amendment which failed:

Page 2, paragraph (b), line 6, after the word "sufficiency," insert the following: and pledge the full faith and credit of the state of Florida for the payment of such bonds,

Senator Mathews offered the following amendment which failed:

In line 29, on page 6, strike:

"22. In Duval County, arterial connectors and urban improvements;" and insert the following:

22. In Duval County, arterial connectors and urban improvements; State Road 13 from Old St. Augustine Road south

to Julington Creek; State Road 21 from Cedar Creek to county line.

Senator Griffin offered the following amendment which failed:

On page 3, strike: after the words "any such road." The average net interest cost on such bonds or certificates shall not exceed four and one-half per centum (4½%) per annum. and insert the following: The net interest cost on such bonds or certificates shall not exceed four per centum per annum.

The vote was:

Yeas—17.

Askew	Haverfield	McDonald	Ryan
Bronson	Henderson	Mapoles	Young
Covington	Hollahan	Mathews	
Davis	Johns	Pope	
Griffin	McCarty	Price	

Nays—26.

Mr. President	Cross	Johnson (19th)	Tapper
Barber	Daniel	Johnson (6th)	Thomas
Barron	Dressler	McLaughlin	Usher
Carlton	Edwards	Pearce	Whitaker
Carraway	Friday	Roberts	Williams
Clarke	Gautier	Spottswood	
Cleveland	Gibson	Stratton	

Senator Tapper offered the following amendment which was adopted:

On page 5, No. 1, after the words "Ft. Walton Beach to Crestview;" add: and U. S. 98 from Medart to Apalachicola;

Senator Askew offered the following amendment which failed:

In Section (c), page 6, line 27, item 21, After the semi-colon add the following: provided, however, in the event this extension or any part thereof is financed in part by the federal government as part of the interstate system or any other federally sponsored program, the remaining state funds which would have otherwise been allocated to the project by the state shall be used to four-lane U. S. Highway 29 from Cantonment to the Alabama line and to improve U. S. Highway 90 from State Road 295 through the City of Pensacola, via Cervantes Street, to intersection of Highway I-10;

Senator Mapoles offered the following amendment which failed:

Page 5—No. 3, after the words "U. S. 90 extension east and west of Crestview;" add: and Escambia fill and bridges between Milton and Escambia River;

On motion of Senator Williams, it was ordered that the hour of adjournment be extended until completion of final action on CS for SJR 848 and SB 849.

On motion of Senator Williams, the rules were waived by two-thirds vote and CS for SJR 848, as amended, was read the third time in full as follows:

**CS for SJR 848—A joint resolution proposing an amendment to Article IX of the Constitution of Florida by adding a section to be numbered by the secretary of state authorizing the issuance of bonds not to exceed \$300,000,000, without legislative approval, for the construction and reconstruction of primary roads into four or more lane highways and to pay fifty per cent (50%) of the right of way costs thereof; pledging certain tax funds; providing powers and duties of the state board of administration, the Florida development commission, and the state road department and requiring a special election thereon.**

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

That Article IX of the Constitution of Florida be amended by adding the section set forth below to be numbered by the secretary of state and that said amendment be submitted to the electors of Florida for ratification or rejection at a special election to be held under authority of Section 3 of Article XVII of the Constitution of Florida on November 2, 1965. That three-fourths (¾) of the membership of the legislature does determine that an emergency exists requiring an early decision by the electors of this state.

(a) That beginning January 1, 1966, and for twenty years

thereafter, one and one-half cents ( $1\frac{1}{2}\text{¢}$ ) or three eighths ( $\frac{3}{8}$ ) of the gross proceeds of the four cents ( $4\text{¢}$ ) per gallon of the total tax levied by state law upon gasoline and other like products of petroleum, now known as the first gas tax, and upon other fuels used to propel motor vehicles (hereinafter called Pledged Revenue), shall, as collected, be distributed monthly by the state comptroller to the state board of administration (hereinafter called the board) to be deposited in a trust fund to be known as the "state roads bond fund." Such fund shall be administered by the board, as hereinafter provided, and used only as provided in this amendment.

For the purpose of this amendment the board shall continue as a body corporate during the life of this amendment and shall have all the powers provided in this amendment in addition to all other constitutional and statutory powers related to the purposes of this amendment heretofore or hereafter conferred by law upon said board.

(b) The board, through the Florida development commission, or any successor agency thereto, shall have the power to issue bonds or certificates, including refunding bonds or certificates to fund or refund any bonds or certificates theretofore issued, subject to approval of the board and the bond review board as provided in Section 215.56 Florida Statutes as to legal and fiscal sufficiency, for the purpose of obtaining funds for use by the state road department (hereinafter called the department) to construct or reconstruct portions of the primary road system of the state into four or more lane highways, and for the purchase of rights of way therefor, provided that proceeds of the bonds or certificates issued hereunder shall be used to pay fifty per centum (50%) of the costs of the rights of way for any such road.

The average net interest cost on such bonds or certificates shall not exceed four and one-half per centum ( $4\frac{1}{2}\%$ ) per annum. Such bonds or certificates shall mature at such time or times as the board shall determine, not exceeding in any event, however, twenty years from January 1, 1966. The board shall have power to determine all other details of such bonds or certificates, and to sell such bonds or certificates at public sale, after public advertisement thereof. None of said bonds or certificates shall be sold at less than the par value thereof, plus accrued interest, and said bonds or certificates shall be awarded at public sale thereof to the bidder offering the lowest net interest cost for such bonds or certificates in the manner to be determined by the board.

The board, with the consent of the department, shall have the power to pledge for the payment of the principal and interest on said bonds or certificates and reserves therefor, including refunding bonds or certificates, all or any part of the moneys to be placed in the state roads bond fund, provided for in this amendment, and to enter into any other covenants or agreements with the holders of such bonds or certificates 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 certificates shall be issued by the board having annual maturity requirements in an amount exceeding seventy-five per centum (75%) of the amount which it determines can be serviced by the Pledged Revenue accruing for such use under the provisions of this amendment, based upon the average annual amount of said Pledged Revenue collected during the twenty-four (24) months immediately preceding the date of the bonds or certificates, or the amount of said Pledged Revenue collected during the twelve (12) months immediately preceding the date of said bonds or certificates, whichever is the lesser, as shown in a certificate filed by the state comptroller with the board prior to the issuance of such bonds or certificates. No bonds shall be issued hereunder in an amount exceeding three hundred million dollars (\$300,000,000), except by approval of two thirds of both houses of the legislature. No election or approval of qualified electors or freehold electors shall be required for the issuance of bonds or certificates hereunder.

Any proceedings to validate bonds or certificates to be issued hereunder shall be brought in the circuit court in and for Leon County, pursuant to Chapter 75, Florida Statutes; except that any notice, rule nisi or other order relating to the issuance, validation or sale of the bonds or certificates need be published only in Leon County.

After the initial issuance of any bonds or certificates pursuant

to this amendment, the board may issue additional bonds or certificates which will rank equally and on a parity, as to lien on and source of security for payment from said pledged revenue, with any bonds or certificates theretofore issued pursuant to this amendment.

No bonds, certificates, or other obligations whatsoever shall at any time be issued under the provisions of this amendment, except such bonds or certificates initially issued hereunder, or such additional parity bonds or certificates as provided in this amendment.

(c) Proceeds of any bonds or certificates issued pursuant to this amendment, after deducting therefrom the costs of the board for the issuance, validation and sale thereof, any premium and accrued interest thereon, and the deposit into any reserve or sinking funds provided for in the proceedings authorizing the issuance of said bonds, shall be transmitted to the department for the purpose of constructing or reconstructing those portions of the following roads which are not already four-laned, into four or more lane highways, and to pay fifty (50) per cent of the right of way costs thereof:

1. S.R. 85 from Ft. Walton Beach to Crestview; and U.S. 98 from Medart to Apalachicola;
2. U.S. 231 from Panama City, through Cottondale and Campbellton to Alabama line;
3. U.S. 90 extension East and West of Crestview;
4. U.S. 90 from U.S. 331 to DeFuniak Springs;
5. U.S. 90 from U.S. 231 to Capital Circle, west of Tallahassee, (except in Marianna, Chattahoochee and Quincy);
6. U.S. 90 from Monroe Street in Tallahassee to East, approximately 6.8 miles;
7. U.S. 90 from Madison to S.R. 6;
8. U.S. 27 from Georgia line to Perry, U.S. 27-A from Perry to Williston, U.S. 27 from Williston to Miami;
9. U.S. 19 from Georgia line to St. Petersburg;
10. U.S. 301 from Georgia line to Dade City;
11. S.R. 24 from Gainesville to Waldo;
12. U.S. 17 from Yulee to East Port Road; from San Juan Avenue to Naval Air Station add two (2) lanes; from Naval Air Station to S.R. 309 South of Palatka;
13. S.R. 50 from Brooksville to U.S. 1 South of Titusville;
14. S.R. 520 from Cocoa Beach approximately 19.7 miles Northwest;
15. U.S. 98 from U.S. 19 to Bartow;
16. S.R. 60 from Clearwater to Vero Beach;
17. U.S. 41 from Tampa to Naples;
18. U.S. 441 and S.R. 80 from South Bay to West Palm Beach, U.S. 441 from S.R. 80 to Miami;
19. U.S. 1 from S.E. 117th Street in Dade County to Homestead, add two (2) lanes;
20. U.S. 1 from South of Homestead to Key West—including Boca Chica Channel Bridge, but excluding all other bridges over 500 feet in length;
21. In Escambia County, extension of Interstate 110 from Maxwell Street to U.S. 98;
22. In Duval County, arterial connectors and urban improvements;
23. In St. Johns County, S.R. 16 from Interstate 95 to U.S. 1;
24. In Alachua County, S.R. 26 from Interstate 75 to Gainesville;
25. In Volusia County, Beville's Road, from Interstate 95 and Interstate 4 to U.S. 1;
26. In Orange County, arterial connectors and urban improvements;

27. In Hillsborough County, arterial connectors and urban improvements;

28. In Pinellas County, extension of Interstate 4 from Central Avenue to U.S. 19;

29. In Pinellas County, S.R. 693 (66th Street), U.S. 19 to S.R. 694;

30. In St. Lucie County, S.R. 68 from Interstate 95 to Ft. Pierce;

31. In Broward County, S.R. 814, from U.S. 441 to S.R. 811;

32. In Broward County, S.R. A1A, from Ft. Lauderdale to S.R. 814 in Pompano;

33. In Broward County, S.R. A1A, from Hollywood Boulevard to U.S. 1 in Dania;

34. In Dade County, S.R. 826 (Palmetto Expressway), from proposed South Dade Expressway to U.S. 27, add two (2) lanes;

35. In Dade County, proposed South Dade Expressway from U.S. 1 North of Homestead to S.R. 826;

36. Such other primary roads, the need for which shall be determined by the department to be as great as those listed; provided, however, that no such unlisted project shall be undertaken until the department has under contract all segments of the projects hereinabove listed as items 1 through 35, nor shall such unlisted project be undertaken until the department has determined that there are or will be sufficient funds for the completion of all the listed projects. The listing of said projects 1 through 35 shall not be construed as a priority schedule, but the order in which said roads are to be constructed shall be in the discretion of the department. Where title to any right of way for said roads is acquired after April 15, 1965, and such right of way was purchased with secondary gas tax funds, fifty per cent (50%) of the costs of said right of way shall be reimbursed from the proceeds of the bonds issued hereunder. Where any contract has been entered into after April 15, 1965, and secondary gas tax funds are to be used for the construction of any of said projects, one hundred per cent (100%) of such expenditure shall be reimbursed from the proceeds of the bonds issued hereunder.

The holders of the bonds or certificates issued hereunder shall not have any responsibility whatsoever for the application or use of any of the proceeds derived from the sale of such bonds or certificates; and the rights and remedies of the holders of such bonds or certificates and their right to payment from said pledged revenue in the manner provided herein shall not be affected or impaired by the application or use of such proceeds.

The board shall use the moneys in the state roads bond fund in each fiscal year only for the following purposes and in the following order of priority:

(1) For the payment of the principal of and interest on any bonds or certificates maturing in such fiscal year.

(2) For the deposit into any reserve funds provided for in the proceedings authorizing the issuance of said bonds or certificates of any amounts required to be deposited in such reserve funds in such fiscal year.

(3) After all payments required in such fiscal year for the purposes provided for in (1) and (2) above, including any deficiencies for required payments in prior fiscal years, have been provided for, any moneys remaining in such state roads bond fund shall be transmitted monthly by the board for deposit in the state treasury in the state road trust fund, along with the other unrestricted funds in the state roads moneys account, as provided in Section 339.081, Florida Statutes, for use by the department as provided by law.

Proceeds of said bonds or certificates which have been transmitted to the department, and moneys on deposit in any sinking fund or other funds created for any issue of bonds or certificates, pending their actual use, may be invested in direct obligations of the United States of America or in the other securities referred to in Section 344.27, Florida Statutes.

(d) The board shall have the 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 amendment of full force and operating effect on January 1, 1966.

The legislature, during the period this amendment is in effect, shall not reduce the rate of said first gas tax, as now provided in Chapter 208, Florida Statutes, or eliminate, exempt or remove any persons, firms or corporations now and hereafter subject to said tax from the levy and collection of said tax, as now provided in Chapter 208, Florida Statutes, and shall not enact any law impairing or materially altering the rights of the holders of any bonds or certificates issued pursuant to this amendment or impairing or altering any covenants or agreements of the board made hereunder or having the effect of withdrawing the pledged revenue from the operation of this amendment.

Senator Mathews moved that the rules be waived by two-thirds vote and the Senate immediately reconsider the vote by which the amendment offered by Senator Ryan failed. The vote was:

Yeas—16.

Askew	Henderson	Mapoles	Ryan
Covington	Hollahan	Mathews	Thomas
Griffin	McCarty	Pope	Whitaker
Haverfield	McDonald	Price	Young

Nays—27.

Mr. President	Cleveland	Gautier	Roberts
Barber	Cross	Gibson	Spottswood
Barron	Daniel	Johns	Stratton
Bronson	Davis	Johnson (19th)	Tapper
Carlton	Dressler	Johnson (6th)	Usher
Carraway	Edwards	McLaughlin	Williams
Clarke	Friday	Pearce	

CS for SJR 848, as amended, passed by the required Constitutional three-fourths vote of all members elected to the Senate. The vote was:

Yeas—35.

Mr. President	Daniel	Hollahan	Spottswood
Barber	Davis	Johns	Stratton
Barron	Dressler	Johnson (19th)	Tapper
Bronson	Edwards	Johnson (6th)	Thomas
Carlton	Friday	McLaughlin	Usher
Carraway	Gautier	Mathews	Whitaker
Clarke	Gibson	Pearce	Williams
Cleveland	Griffin	Pope	Young
Cross	Haverfield	Roberts	

Nays—8.

Askew	Henderson	McDonald	Price
Covington	McCarty	Mapoles	Ryan

CS for SJR 848 was ordered engrossed and immediately certified to the House.

EXPLANATION OF VOTE

The following Explanation of Vote was filed with the Secretary of the Senate:

Had the amendments I proposed been adopted I would have no hesitation in voting for the bond proposal.

I am still voting for it to be submitted to the people because the problem it seeks to remedy is so great I feel the people have the right to express their wishes with reference to the alternative despite my reservations. Let the people decide!

JOHN E. MATHEWS, JR.  
Senator, 18th District

SB 849—A bill to be entitled An act relating to a special election on the state roads bonds trust fund amendment to Article IX of the Florida constitution to be held on the first Tuesday after the first Monday in November, 1965, as provided by the legislature under authority of Article XVII of the constitution of Florida; providing for publication of notice for submission of the proposed amendment to the constitution for approval or rejection; providing an effective date.

Was taken up. On motion of Senator Williams, the rules were waived by two-thirds vote and SB 849 was read the second time by title.

The Committee on Constitutional Amendments offered the following amendment which was adopted on motion of Senator Williams:

In Section 2, line 6, on page 2, strike: "bonds" and insert the following: bond

On motion of Senator Williams, the rules were waived by two-thirds vote and SB 849, as amended, was read the third time in full and passed. The vote was: Yeas—43. Nays—None.

Mr. President	Daniel	Johns	Roberts
Askew	Davis	Johnson (19th)	Ryan
Barber	Dressler	Johnson (6th)	Spottswood
Barron	Edwards	McCarty	Stratton
Bronson	Friday	McDonald	Tapper
Carlton	Gautier	McLaughlin	Thomas
Carraway	Gibson	Mapoles	Usher
Clarke	Griffin	Mathews	Whitaker
Cleveland	Haverfield	Pearce	Williams
Covington	Henderson	Price	Young
Cross	Hollahan		

The bill was ordered engrossed and immediately certified to the House.

#### RECONSIDERATION

By unanimous consent, on motion of Senator Daniel, consideration of the motions to reconsider amendments to HJR 892 was deferred until Tuesday, May 18.

#### UNFINISHED BUSINESS

On motion of Senator Hollahan, the rules were waived and consideration of SB 514, with pending amendment, was deferred, the bill retaining its place on the Calendar.

On motion of Senator Price, SB 491 was withdrawn from the Committee on Education—Higher Learning and placed on the Calendar.

On motion of Senator Askew, SB 913 was withdrawn from the Committee on Appropriations.

On motion of Senator Askew, the Committee on Claims was granted an additional 5 days for the consideration of all bills now in the Committee.

On motion of Senator Usher, SB 810 was withdrawn from the Committee on Pensions and Retirement.

#### MESSAGES FROM THE GOVERNOR

*The Honorable James E. Connor* May 14, 1965  
*President of the Senate*

Dear Sir:

I have transmitted to the office of the Secretary of State, Senate Concurrent Resolution No. 1013, Regular Session, 1965.

Respectfully,  
HAYDON BURNS  
Governor

*The Honorable James E. Connor* May 14, 1965  
*President of the Senate*

Dear Sir:

I have filed in the office of the Secretary of State, Senate Bill No. 725, Regular Session, 1965, which I have signed this date.

Respectfully,  
HAYDON BURNS  
Governor

*The Honorable James E. Connor* May 17, 1965  
*President of the Senate*

Dear Sir:

I have today transmitted to the office of the Secretary of State the following acts which originated in the Senate, Regular Session, 1965, and which will become law without my signature:

SB 41	SB 613	SB 661
SB 605	SB 643	SB 675
SB 612	SB 651	

Respectfully,  
HAYDON BURNS  
Governor

#### MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following messages were read:

*The Honorable James E. Connor* May 17, 1965  
*President of the Senate*

Sir:

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

SB 365

Respectfully,  
LAMAR BLEDSOE  
Chief Clerk, House of Representatives

The bill, contained in the above message, was ordered enrolled.

*The Honorable James E. Connor* May 17, 1965  
*President of the Senate*

Sir:

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

SB 880

SB 939

SB 928

Respectfully,  
LAMAR BLEDSOE  
Chief Clerk, House of Representatives

The bills, contained in the above message, were ordered enrolled.

*The Honorable James E. Connor* May 17, 1965  
*President of the Senate*

Sir:

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

HB 166	HB 17	HB 528	HB 189
HB 168	HB 51	HB 1448	HB 1392
HB 389	HB 377	HB 326	HB 21
HB 333	HB 15	HB 506	HB 683

Respectfully,  
LAMAR BLEDSOE  
Chief Clerk, House of Representatives

#### RECONSIDERATION

SB 980—A bill to be entitled An act relating to each county in the state having a population of not less than nine thousand eight hundred fifty (9,850) nor more than ten thousand two hundred fifty (10,250) according to the latest official decennial census; relating to authority of city or county commissioners under Section 2, Chapter 57-362, Laws of Florida, as amended; providing an effective date.

On motion of Senator Tapper, the rules were waived by two-thirds vote and the Senate immediately reconsidered the vote by which SB 980 passed on May 13.

By unanimous consent, Senator Tapper offered the following amendment which was adopted:

In Section 1, line 6, following the words "shall have the authority to" strike: "act" and insert the following: set bulkhead line

By unanimous consent, Senator Tapper also offered the following amendment which was adopted:

In title, line 6, following the words "authority of city or county commissioners", insert the following: to set bulkhead line

On motion of Senator Tapper, SB 980, as amended, was read in full and passed. The vote was: Yeas—43. Nays—None.

Mr. President	Cleveland	Gautier	Johnson (6th)
Askew	Covington	Gibson	McCarty
Barber	Cross	Griffin	McDonald
Barron	Daniel	Haverfield	McLaughlin
Bronson	Davis	Henderson	Mapoles
Carlton	Dressler	Hollahan	Mathews
Carraway	Edwards	Johns	Pearce
Clarke	Friday	Johnson (19th)	Pope

Price	Spottswood	Thomas	Williams
Roberts	Stratton	Usher	Young
Ryan	Tapper	Whitaker	

The bill was ordered engrossed and immediately certified to the House.

Unanimous consent was granted Senator Johns to take up out of order—

HB 798—A bill to be entitled An act relating to the tax collectors, compensation; repealing chapter 61-646, Laws of Florida, providing for the compensation of tax collectors in all counties 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 latest official decennial census; providing an effective date.

On motions of Senator Johns, the rules were waived by two-thirds vote and HB 798 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—43. Nays—None.

Mr. President	Daniel	Johns	Roberts
Askew	Davis	Johnson (19th)	Ryan
Barber	Dressler	Johnson (6th)	Spottswood
Barron	Edwards	McCarty	Stratton
Bronson	Friday	McDonald	Tapper
Carlton	Gautier	McLaughlin	Thomas
Carraway	Gibson	Mapoles	Usher
Clarke	Griffin	Mathews	Whitaker
Cleveland	Haverfield	Pearce	Williams
Covington	Henderson	Pope	Young
Cross	Hollahan	Price	

The bill was certified to the House.

Unanimous consent was granted Senator Whitaker to take up out of order—

HB 874—A bill to be entitled An act providing for further and additional salary and benefits to be paid by Hillsborough county to and for each circuit judge who is a resident of such county; and prescribing effective date.

On motions of Senator Whitaker, the rules were waived by two-thirds vote and HB 874 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—43. Nays—None.

Mr. President	Daniel	Johns	Roberts
Askew	Davis	Johnson (19th)	Ryan
Barber	Dressler	Johnson (6th)	Spottswood
Barron	Edwards	McCarty	Stratton
Bronson	Friday	McDonald	Tapper
Carlton	Gautier	McLaughlin	Thomas
Carraway	Gibson	Mapoles	Usher
Clarke	Griffin	Mathews	Whitaker
Cleveland	Haverfield	Pearce	Williams
Covington	Henderson	Pope	Young
Cross	Hollahan	Price	

The bill was certified to the House.

Unanimous consent was granted Senator Whitaker to take up out of order—

HB 1621—A bill to be entitled An act relating to Hillsborough county; validating certain appropriations made by the board of county commissioners to the boys' club of Tampa, inc., the guidance center of Hillsborough county, and the community coordinating council of Hillsborough county; declaring all such appropriations to have been made for county purposes; providing an effective date.

On motions of Senator Whitaker, the rules were waived by two-thirds vote and HB 1621 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—43. Nays—None.

Mr. President	Daniel	Johns	Roberts
Askew	Davis	Johnson (19th)	Ryan
Barber	Dressler	Johnson (6th)	Spottswood
Barron	Edwards	McCarty	Stratton
Bronson	Friday	McDonald	Tapper
Carlton	Gautier	McLaughlin	Thomas
Carraway	Gibson	Mapoles	Usher
Clarke	Griffin	Mathews	Whitaker
Cleveland	Haverfield	Pearce	Williams
Covington	Henderson	Pope	Young
Cross	Hollahan	Price	

The bill was certified to the House.

Unanimous consent was granted Senator Whitaker to take up out of order—

HB 1508—A bill to be entitled An act relating to the city of Tampa; providing that said city, by and through the city council may, by resolution, cancel of record all property taxes of the city of Port Tampa for the year 1945, and all years prior thereto; prescribing an effective date.

On motions of Senator Whitaker, the rules were waived by two-thirds vote and HB 1508 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—43. Nays—None.

Mr. President	Daniel	Johns	Roberts
Askew	Davis	Johnson (19th)	Ryan
Barber	Dressler	Johnson (6th)	Spottswood
Barron	Edwards	McCarty	Stratton
Bronson	Friday	McDonald	Tapper
Carlton	Gautier	McLaughlin	Thomas
Carraway	Gibson	Mapoles	Usher
Clarke	Griffin	Mathews	Whitaker
Cleveland	Haverfield	Pearce	Williams
Covington	Henderson	Pope	Young
Cross	Hollahan	Price	

The bill was certified to the House.

Unanimous consent was granted Senator Whitaker to take up out of order—

HB 1461—A bill to be entitled An act authorizing and empowering the City of Tampa, Florida, a municipal corporation, to sell and convey the fee simple title to the following described real estate, to-wit: Commence 65 feet south and 318 feet east of the southeast corner of lot 48 of Jules Verne Park Subdivision, according to the map or plat of said subdivision recorded in Plat Book 1, page 70, of the public records of Hillsborough County, Florida, run thence north 285 feet to a point of beginning; from said point of beginning run thence north along the easterly boundary of Interbay Boulevard a distance of 150 feet; run thence east a distance of 880 feet more or less into the waters of Hillsborough Bay to the Tampa Port Authority bulkhead line; then run along said Tampa Port Authority bulkhead line south 150 feet more or less to a point due east of the point of beginning; and run thence west 880 feet more or less to the point of beginning, or any portion thereof to Tampa Yacht and Country Club, a non-profit Florida corporation, without advertisement or public sale or ratification or approval by the qualified electors of the City of Tampa. The price of said sale and conveyance shall be the fair market value determined by a professionally recognized appraiser selected by the City of Tampa and paid for in advance by the Tampa Yacht and Country Club.

On motions of Senator Whitaker, the rules were waived by two-thirds vote and HB 1461 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—43. Nays—None.

Mr. President	Daniel	Johns	Roberts
Askew	Davis	Johnson (19th)	Ryan
Barber	Dressler	Johnson (6th)	Spottswood
Barron	Edwards	McCarty	Stratton
Bronson	Friday	McDonald	Tapper
Carlton	Gautier	McLaughlin	Thomas
Carraway	Gibson	Mapoles	Usher
Clarke	Griffin	Mathews	Whitaker
Cleveland	Haverfield	Pearce	Williams
Covington	Henderson	Pope	Young
Cross	Hollahan	Price	

The bill was certified to the House.

Unanimous consent was granted Senator Whitaker to take up out of order—

HB 1458—A bill to be entitled An act relating to the City of Tampa; authorizing the city to convey the fee simple title to certain real property in the city of Tampa to the Tampa federation of garden club circles, a nonprofit corporation, to be used for educational, charitable and other public purposes; providing an effective date.

On motions of Senator Whitaker, the rules were waived by two-thirds vote and HB 1458 was read the second time by title,

the third time in full and passed, title as stated. The vote was:  
Yeas—43. Nays—None.

Mr. President	Daniel	Johns	Roberts
Askew	Davis	Johnson (19th)	Ryan
Barber	Dressler	Johnson (6th)	Spottswood
Barron	Edwards	McCarty	Stratton
Bronson	Friday	McDonald	Tapper
Carlton	Gautier	McLaughlin	Thomas
Carraway	Gibson	Mapoles	Usher
Clarke	Griffin	Mathews	Whitaker
Cleveland	Haverfield	Pearce	Williams
Covington	Henderson	Pope	Young
Cross	Hollahan	Price	

The bill was certified to the House.

Unanimous consent was granted Senator Whitaker to take up out of order—

**HB 1456—A bill to be entitled An act relating to Hillsborough county; validating certain expenditure by the board of county commissioners through its agent, greater Tampa chamber of commerce, for legal fees; declaring such expenditure to have been properly made for the purpose of publicizing said county as set forth in section 3 of chapter 21293, Laws of Florida, 1941; providing an effective date.**

On motions of Senator Whitaker, the rules were waived by two-thirds vote and HB 1456 was read the second time by title, the third time in full and passed, title as stated. The vote was: Yeas—43. Nays—None.

Mr. President	Bronson	Cleveland	Davis
Askew	Carlton	Covington	Dressler
Barber	Carraway	Cross	Edwards
Barron	Clarke	Daniel	Friday

Gautier	Johnson (19th)	Pearce	Tapper
Gibson	Johnson (6th)	Pope	Thomas
Griffin	McCarty	Price	Usher
Haverfield	McDonald	Roberts	Whitaker
Henderson	McLaughlin	Ryan	Williams
Hollahan	Mapoles	Spottswood	Young
Johns	Mathews	Stratton	

The bill was certified to the House.

By permission the following report was received:

#### ENGROSSING REPORT

Your Engrossing Clerk to whom was referred—

SB 849 with 1 amendment  
CS for SJR 848 with 4 amendments

—reports that the Senate amendments have been incorporated, and the bill and the committee substitute for the joint resolution are returned herewith.

EDWIN G. FRASER  
Secretary of the Senate

The bill and the committee substitute for the joint resolution were certified to the House immediately.

On motion of Senator Johnson (6th), it was agreed by two-thirds vote that when the Senate adjourns today it adjourn to reconvene at 9:30 A.M., May 18, 1965.

The hour of adjournment having arrived, a point of order was called and the Senate stood adjourned at 6:28 P.M. until 9:30 A.M. May 18, 1965.