

December 16, 1952.

The Honorable Homer Graham
Budget Director, State of Florida
Capitol
Tallahassee, Florida

Re: Amendment Number One - Minimum
Foundation Program.

Dear Mr. Graham:

As you are doubtless aware the Legislature of 1951 in its appropriation for the Minimum Foundation Program included capital outlay funds for the entire biennium of 1951-1953. The biennium runs until June 30, 1953.

There was also submitted to the electorate Constitutional Amendment Number One which provided, among other things, that beginning January 1, 1953, certain proceeds should be set aside in the County Capital Outlay and Debt Service School Fund in the State treasury.

It thus appears that by the terms of the appropriation and amendment there may be a duplication of appropriations for the six months period January 1st-June 30th, 1953, a duplication that was never intended. I recall vaguely discussing this with members of the Department of Education at the time the Amendment was up for consideration by the Legislature, and being assured at that time that in the event the Amendment was adopted the duplication would not be permitted. So far as I know that is still their attitude.

Nevertheless, should there ever be a request at any session

of the Budget Commission for release of funds under the Minimum Foundation Program appropriation which would result in a duplication for the six months period mentioned of appropriations, I would very much appreciate your representing to the Budget Commission that in my opinion the duplication was never intended either by the Legislature in passing the Minimum Foundation Program appropriation or by the people in adopting the Amendment Number One, and that the funds under the Minimum Foundation Program appropriation for that six months period should not be released.

Respectfully yours,

C. Farris Bryant

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cc: The Honorable Fuller Warren, Governor
The Honorable R. A. Gray, Secretary of State
The Honorable Clarence Gay, Comptroller
The Honorable Ed Larson, Treasurer
The Honorable Richard Irving, Attorney General
The Honorable Nathan Mayo, Commissioner of Agriculture
The Honorable Thomas D. Bailey, Superintendent of Public Instruction